

18.08.2022

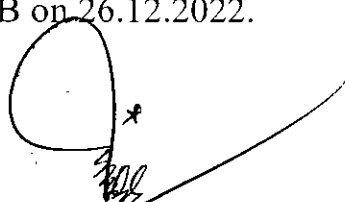
Tour to camp court Abbottabad has been cancelled, therefore, the case is adjourned on 20.10.2022 for the same.

  
READER

20.10.2022

Nemo for the appellant. Mr. Muhammad Jan, District Attorney for the respondents present.

Previous date was changed on the strength of Reader's Note, therefore, notice be issued to the respondents for submission of reply/comments. Notice be also issued to the appellant as well as his counsel to attend the court on the next date. Adjourned. To come up for reply/comments before the S.B on 26.12.2022.

  
(Mian Muhammad)  
Member (E)

16.03.2022

Due to retirement of the Hon'able Chairman, the Tribunal is defunct, therefore, the case is adjourned for the same before on 18.05.2022

  
Reader

18.05 2022

Counsel for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Assistant AG alongwith Mr. Ahmad Zaman, Assistant District Health Officer Haripur for the respondents present.

Written reply/comments on behalf of respondents not submitted. Learned AAG for the respondents sought time to submit the same on the fix date. Last opportunity is granted. To come for the same before S.B at camp court Abbottabad on 13.06.2022.



(Kalim Arshad Khan)  
Chairman  
Camp Court Abbottabad

13.06.2022

Appellant in person present. Mr. Riaz Khan Paindakhel, Assistant Advocate General alongwith Ahmad Zaman, Assistant District Health Officer for the respondents present.

Reply on behalf of respondents is still awaited. Representatives of the respondent department seek time for submission of written reply/comments. Adjourned by way of last chance. To come up for written reply/comments on 18.08.2022 before S.B at Camp Court Abbottabad.

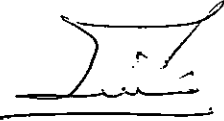


(Fareeha Paul)  
Member (E)  
Camp Court A/Abad

14.10.2021

Nemo for the appellant.

Previous date was changed on Reader Note, therefore, notice for prosecution of the appeal be issued to the appellant as well as his counsel and to come up for preliminary hearing before the S.B on 29.11.2021 at Camp Court Abbottabad.



(SALAH-UD-DIN)  
MEMBER (JUDICIAL)  
CAMP COURT ABBOTTABAD

29.11.2021 Counsel for the appellant present. Preliminary arguments heard.

Points raised need consideration. Subject to all just and legal objection, the appeal is admitted for full hearing. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments on 29.12.2021 before S.B at camp court, Abbottabad.



Chairman  
Camp Court, A/Abad

29.12.2021

Counsel for the appellant has submitted an application for permission to deposit security and process fee, which have not been deposited within the stipulated time. Application placed on file. The appellant is directed to deposit security and process fee within 03 days from today. Thereafter notices be issued to the respondents for submission of written reply/comments on 16.03.2021 before S.B at camp court, Abbottabad.

Appellant Deposited  
Security & Process Fee

04/01/22

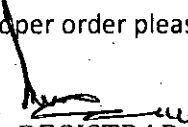




Chairman  
Camp Court, A/Abad

## FORM OF ORDER SHEET

Court of \_\_\_\_\_

Case No. 28 17 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	15/02/2021	<p>The appeal of Mr. Muhammad Asif presented today by Mr. Muhammad Jahangir Khan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR 15/2/2021</p>
2-		<p>This case is entrusted to touring S. Bench at A.Abad for preliminary hearing to be put up there on <u>18-06-2021</u></p> <p style="text-align: right;"> CHAIRMAN</p>
18.06.2021		<p>Due to COVID-19, tour to Abbottabad has been cancelled, therefore, case to come for the same as before on 14.10.2021.</p> <p style="text-align: right;"> Reader</p>

**BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL PESHAWAR**

Service Appeal No. 2817 /2021

**Muhammad Asif V/S Govt. of KPK etc**

**SERVICE APPEAL**

**INDEX**

<b>S.No</b>	<b>Description of Documents</b>	<b>Annex</b>	<b>Pages</b>
1.	Service appeal alongwith affidavit , CNIC and service cards		1-9
2	Copy of appointment order	"A"	10
3	Copy of complaint and newspaper cutting	"B&C"	11-12
4	Copies of explanation and reply	"D&E"	13-14
5	Copies of removal order dated 15.10.2020 and attendance sheets	"F&G"	15-40
6	Copy of departmental appeal	"H"	41-43
7	Wakalat nama		44-45

Dated: 12/02/2021

  
Appellant

Through Counsel

  
**Muhammad**  
**Advoca**  
**Fed**

**BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL PESHAWAR**

Service Appeal No. \_\_\_\_\_/2021

Muhammad Asif s/ò Muhammad Safdar (Ex-Clinical Technician Surgical) Type-D, Hospital Sarai Niamat Khan, District Haripur resident of Mohallah Awan Abad, Simlan Negar, Tehsil & District Haripur.

.....Appellant

**VERSUS**

1. Govt. of Khyber Pakhtunkhwa, through Chief Secretary, Khyber Pakhtunkhwa Peshawar.
2. Director General of Health Services , Khyber Pakhtunkhwa, Peshawar.
3. District Health Officer, Haripur
4. Incharge Type-D Hospital Sarai Niamat Khan, Tehsil and District Haripur

....Respondents

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**SERVICE APPEAL UNDER SECTION-4 OF KPK SERVICE TRIBUNAL ACT 1974 AGAINST ORDER NO. 13261-65 DATED 15.10.2020 PASSED BY RESPONDENT NO.3 OF REMOVAL FROM SERVICE UNDER RULE-9 OF KPK GOVERNMENT SERVANT (E&D) RULES 2011, HOWEVER, DEPARTMENTAL APPEAL HAS NOT BEEN DECIDED TILL DATE BY RESPONDENT NO.2 FILED ON 13.11.2020 WHEREIN THE IMPUGNED ORDER PASSED BY RESPONDENT NO.3 AGAINST APPELLANT IS ILLEGAL, UNLAWFUL, WITHOUT LAWFUL AUTHORITY WHICH IS LIABLE TO BE SET ASIDE.**

**PRAYER:**

*On acceptance of the instant service appeal, the impugned order # 13261-65 dated 15.10.2020 of respondents No.3 may graciously be set aside and the appellant may graciously be reinstated with all back benefits. Any other relief this Honourable Tribunal deems fit and proper may also graciously be granted just to meet the ends of justice.*

=====

***Most Respectfully Sheweth:-***

Brief facts giving rise to the present service appeal are arrayed as under:-

1. That the appellant was appointed as Junior Clinical Technician on 26.03.2009. The appellant always performed assigned duties with sincerity, devotion, dedication and commitment to the entire satisfaction of high-ups. Copy of appointment order is annexed as **Annexure "A"**.
2. That the appellant had been performing the assigned duties as Clinical Technician (Surgical) at Sarai Niamat Khan.
3. That the appellant's wife Mrs. Shahida Jabeen was also employee in the Health Department and she was working as Anesthesia Technician in the same Hospital Sarai Niamat Khan.

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4. That the appellant submitted complaint to SP-Haripur and SHO PS Saddar Haripur against the Respondent No.4 regarding negative attitude. The appellant's wife disclosed the facts pertaining to the negative attitude of the Respondent No.4. Copy of complaint is annexed as **Annexure "B"**.
  5. That the Respondent No.3 with the connivance of Respondent No.4 malafidely issued explanation vide letter No. 5497-99 dated 27.05.2020 on the basis of application No.22/20 dated 29.01.2020 illegally and unlawfully. The respondent No.3 with collusion of Respondent No.4 has taken revenge as the appellant moved complaint against Respondent No.4 before S.P Haripur on 06.03.2020. Copies of explanation and reply are annexed as **Annexure "C&D"**
  6. That the respondent No.3 with the collusion of respondent No.4 issued the impugned removal order of appellant vide No. 13261-65 dated 15.10.2020 whereas the attendace register negates the version of Respondents No.3&4. Copies of removal order dated 15.10.2020 and attendance sheets are annexed as **Annexure "E&F"**.
  7. That the appellant moved departmental appeal before Respondent No.2 but no any decision is given so far. Copy of departmental appeal is annexed as **Annexure "G"**.



8. That feeling aggrieved from the impugned order No. 13261-65 dated 15.10.2020 of respondents No.3, the appellant has now come to this Honourable Service Tribunal assailing, the impugned order being unwarranted at law and facts, inter-alia, on the following grounds: -

**GROUND:**

- (a) That the impugned order of Respondent No.3 is illegal, unlawful, without lawful authority, without jurisdiction, arbitrary, discriminatory, hence, liable to be set-aside.
- (b) That the appellant has not been treated by Respondents No.3 in accordance with law, rules on the subject and has violated the basic rights of appellant as guaranteed by the Constitution of Islamic Republic of Pakistan 1973, hence the impugned order is liable to be set aside.
- (c) That respondent No.3 committed illegality by non compliance of provisions of KPK Govt. Servants (E&D) Rules 2011 and Govt. Servants (E&D) Rules 1973 as the Respondent No.3 has had no powers without fulfilling the requirements of law pass illegal order one sidedly. The respondent No.3 followed illegal process and passed illegal order without appointing inquiry officer or inquiry committee which is negation

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of law, the impugned removal order from service passed by respondent No.3 is not sustainable in the eye of law.

(d) That the respondent No.3 without issuance of any notice and without appointing inquiry officer and hearing of appellant, passed one sided removal order of appellant which is against the constitutional right of appellant. The respondent No.3 further violated the service laws and rules under which the Respondent No.3 was duty bound to follow procedural law, the Respondent No.3 under KPK Govt. Servants (E&D) Rules 2011 and Govt. Servants (E&D) Rules 1973 was duty bound to follow law of the land and inquiry officer or inquiry committee has not appointed malafidely.

(e) That august Supreme Court of Pakistan held ***"removal from service on the charge of absence from duty, allegations of inefficiency and not knowing his job. In the absence of such document, no adverse presumption or inference could be drawn against the civil servants conduct particularly in vies of the fact that medical slips issued by the Govt. Hospital were duly countersigned by the Medical Superintendent of Hospital. Allegations of***

*inefficiency and not knowing his job were based on conjectures and were not based on any adverse entry in the Annual Confidential Report or backed by any inquiry carried out by the department".* In the light of judgment of august Supreme Court of Pakistan the appellant is entitled to be reinstated with all back benefits by setting aside impugned order of respondent No.3.

(f) That the August Supreme Court of Pakistan in judgment held that "*absence from duty without leave even if not willful but some being an act of disorder in service would constitute misconduct, charge against civil servant was not so grave as to propose any of such two penalties. Major penalty of compulsory retirement was harsh and did not commensurate with nature of charge*". In the light of judgment of August Supreme Court of Pakistan, the appellant is entitled for relief of reinstate, hence the impugned order is liable to be set aside.

(g) That the respondent No.3 has mentioned in explanation order that "*as reported by incharge Type-D Hospital S.N Khan vide his application bearing No. 22/20 dated 29.01.2020 that you*

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*were found absent from your duties since 3(three) years consecutively without prior permission or sanction of leave"* whereas attendance register record negates the version taken by respondent No.3 in impugned order, hence the order of respondent No.3 is liable to be set aside.

- (h) That the Respondent No. 3 violated the golden principle of natural justice that "audi alteram partem", even the attendance register which checked and verified by respondent No.3 negates the version of Respondent No.4, whereas the respondent No.4 remained absent and did M.Phil degree from Hazara University and on complaint of appellant, the Respondents No.3&4 malafidely have taken revenge, hence the impugned removal order passed without hearing the appellant which is liable to be set aside.
- (i) That the appellant filed departmental appeal but till date no any decision is given by respondent No.2 and the appeal is well within time and this Honourable Service Tribunal has the jurisdiction to entertain the same and be decided on merit just to meet the ends of justice.

It is, therefore, humbly prayed that on acceptance of the instant service appeal, the impugned removal order vide No. 13261-65


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dated 15.10.2020 passed by respondent No.3 may graciously be set aside and the appellant may graciously be reinstated with all back benefits. Any other relief this Honourable Tribunal deems fit and proper may also graciously be granted just to meet the ends of justice.

Dated: 12/2/2021

  
Appellant

Through Counsel

  
**Muhammad Jahangir Khan**  
Advocate High Court  
Federal Shariat Court  
At Haripur

**VERIFICATION**

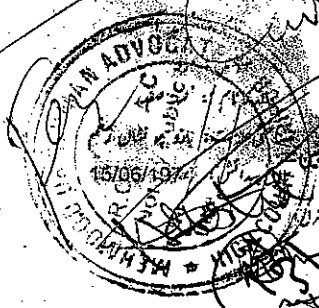
Verified that the contents of this appeal are true and correct to the best of my knowledge as per record made available to me and that nothing has been concealed therein.

Dated: 12/2/2021

  
Appellant



حکومت پاکستان  
 ڈی ایچ ای کارڈ  
 13302-8447953-3



عبدالغفور  
 ڈی ایچ ای کارڈ  
 13302-8447953-3

**OFFICE OF THE EXECUTIVE DISTRICT OFFICER  
 HEALTH DEPARTMENT NARIPUR, M.Y.P.**

**SERVICE CARD**

**Name :** Muhammad Asif  
**F/Name :** Muhammad Saifur  
**Designation :** Sterilization Technician  
**CNIC # :** 13302-8447953-3  
**Blood Group :** (AB+) Sensitive  
**PI Address :** Awan Abad, Sanjibpur, Bagar, Tehsil & District Naripur.  
**Ph #/Mob :** (Off) #996-640907, #996-5818284  
**Date of Issue :** 17-11-2009

*Attested*

*Muhammad Saifur*

*13302-8447953-3*

*17/11/2009*

*HEALTH DEPARTMENT NARIPUR, M.Y.P.*



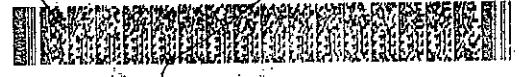
شناختی نمبر: 3-8447953-13302  
 فائدہ نمبر: V37R3J  
 نوموڑہ پتہ: اعران آباد سمن سنگھ تحصیل ونگل پور

12274092108  
 شناختی نمبر

*[Handwritten signature]*

مستقل پتہ: ایضاً

تاریخ اجراء: 05/05/2015  
 تاریخ تہیہ: 05/05/2025  
 گمشدہ کارڈ بننے پر کوئی لیٹر بکس میں ڈال دیں



**BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL PESHAWAR**

Service Appeal No. \_\_\_\_\_/2021

**Muhammad Asif V/S Govt. of KPK etc**

**SERVICE APPEAL**

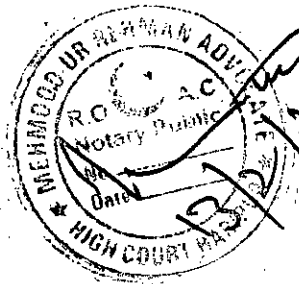
**AFFIDAVIT**

I, Muhammad Asif s/o Muhammad Safdar (Clinical Technician Surgical) Type-D, Hospital Sarai Niamat Khan, District Haripur resident of Mohallah Awan Abad, Simlan Negar, Tehsil & District Haripur do hereby solemnly affirm and declare on oath that the contents of the foregoing service appeal are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Honourable Court.

Dated: 10/02/2021



Deponent  
**Muhammad Asif**  
CNIC # 13302-8447953-3



**ATTESTED**



**OFFICE OF THE EXECUTIVE DISTRICT OFFICER (HEALTH) HAR**

To:

Mr. Muhammad Asif S/O Muhammad Safdar  
R/O Village Simlan Naigar Jattipind District Haripur.

A 10

Subject: **Appointment As Junior Clinical Technician (Surgical) Sterilization.**

Based on the recommendations made by the Departmental Selection Committee during its meeting, held on, 20-11-2008 the competent authority has been pleased to approve your appointment against the vacant post of Junior Clinical Technician (Surgical) Sterilization BPS-09 in Health Department Haripur with immediate effect.

1. You will be placed in minimum of BPS-09 with usual allowances as permissible to Government Servants of the same pay scale.

If the above offer for appointment is acceptable to you, you are advised to report to the Medical Superintendent DHQ Hospital, Haripur, within 14 days of the issuance of this order otherwise it shall stand cancelled.

Note: - Their pay will be released after verification of academic / professional qualification certificates.

*ml/hrs*  
**Executive District Officer,  
(Health) Haripur**

No. *2014-18* /Estt: Dated Haripur, the *26*/03/2009.  
Cc.

1. Director General Health Services NWFP Peshawar.
2. District Coordination Officer, Haripur.
3. Executive District Officer, Finance Department Haripur.
4. District Accounts Officer, Haripur.
5. Medical Superintendent DHQ Hospital, Haripur.

**Executive District Officer,  
(Health) Haripur**

Sajjad/\*\*\*



بے شمار عبادت سے مزم ماہی کا سراپے سے ہرگز نہیں ہرگز لایا  
 لہذا ہرگز نہیں ہرگز لایا ہرگز لایا ہرگز لایا

### سراے نعمت ہسپتال کی ٹیکنیشن تین سال سے غائب

سراے نعمت خان (نامہ نگار) محکمہ صحت ہری پور کی لی وصول کر دی ہے محکمہ صحت ہری پور کے کرپٹ ٹائل  
 محکمہ ڈی ٹائپ ہسپتال سراے نعمت خان کی آٹھریا انفران کی ٹی سے مکرہ ٹیکنیشن اس ایک تجواہ کی  
 ٹیکنیشن شاہدہ آبین تین سال سے انفر ڈیوٹی کے تجواہ میں تقریباً 15 لاکھ وصول (باقی صفحہ 7 بقیہ نمبر 46)

### چیمبرہ باڑہ لیاں شریف کے عوام کسلہ

ماہنامہ تجاویزات کے خلاف  
 آپریشن تین وکامیں سیل

دن کر لیا گیا اس سلسلے (باقی صفحہ 7 بقیہ نمبر 29) دین اور چس سے  
 ٹیکنیشن نے ڈاکٹر پر ہتک عزت کا دعویٰ دائر کر دیا

سراے نعمت خان (نامہ نگار) آج ڈی ٹائپ ہسپتال سے رجوع کر لیا ڈی ٹائپ ہسپتال سراے نعمت خان  
 سراے نعمت خان انجارج کے خلاف جنگ عزت کا انجارج کی طرف سے فی سیل ٹیکنیشن شاہدہ چیمبرہ کے  
 دہریہ شاہدہ ٹیکنیشن نے ڈاکٹر عظیم کے خلاف عبادت خلاف من گھڑت الزامات (باقی صفحہ 7 بقیہ نمبر 30) دکانات سیل کر دی اس سلسلے (باقی صفحہ 7 بقیہ نمبر 46)

دین اور چس سے



EMAIL: dhoharipur@yahoo.com

No. 5497-99 Dated 27/05/2020

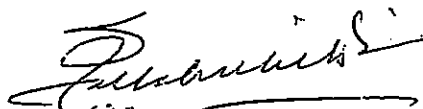
Mr. Muhammad Asif CT Surgical  
Type-D Hospital Sarae Naimat Khan.

SUB: EXPLANATION

As reported by Incharge Type-D Hospital S. N Khan vide his application bearing No. 22/20 dated 29/01/2020 that you were found absent from your duties since (3) three year consecutively without prior permission or sanction of leave.


Your this irresponsible and negligent attitude toward govt. duties is highly offensive and against the service rules.

Therefore, you are hereby directed to explain cogent reason of such negligent & irresponsible attitude within 03 days in the receipt of this communication, otherwise strict disciplinary proceeding will be initiated against you under E&D Rules 2011.

  
District Health Officer  
Haripur

Cc:

1. Incharge Type-D Hospital S.N Khan w/r above for information.
2. Account Section of the undersigned office to stop the pay of above named official with immediate effect.

  
District Health Officer  
Haripur

D

صحت عالی

گزارش پیکر سائل سے 99-5497-50 No کے تحت 3 سالہ حاکمہ پوری اور پورٹ طلب

کی گئی ہے۔ جو کہ عدالت پر مبنی ہے میں اپنی ڈیوٹی اہم طور پر سے سرکاری دے رہا تھا  
 ڈاکٹر عظیم صاحب نے خود اسی ٹرہ میں ایم فل کی ڈگری ہزارہ یونیورسٹی سے کی ہے۔ جس کا  
 سرٹیفکیٹ خان کا سٹاف اور ڈاکٹر صاحبان گواہ ہیں۔ میں ڈیوٹی نہیں کرتا ہوں۔ میں  
 عرصہ 4 سال سے ایونٹنگ ڈیوٹی کر رہا ہوں۔ میرا پاس حاکمہ پوری اور پورٹ طلب کا  
 موجود ہے۔ میں کو مختلف اجراء صاحبان نے چھین لیا ہوا ہے۔ میں ایک فریب آدمی  
 ہوں یہ میرا اور میرا الزام ہے۔ آپ سے اچھا انسان کی ایپل کرنا میں  
 ڈاکٹر عظیم صاحب کو اور مجھے اسے سامنے بیٹھا کر آلو انگریزی جانے ڈاکٹر صاحب  
 نے ججے خود لیا ہے کہ میں آپ کو موادوں گا۔ اگر آپ ہسپتال کے اندر بنا اور گریڈ نظر  
 آئے تو آپ ججے جاننے نہیں ہیں بنا ہوں۔ میں اپنی جان بچانا چاہتا ہوں اور 4 اوردی کے  
 بعد میں ہسپتال نہیں بنا۔ میرا جو پیکر سائل ہے۔ ججے زندگی عزیز ہے

الفاظ

محمد اظہار علی سید

T.D. SNK.

8/6/2020 مورخ



E 15

**OFFICE OF THE  
DISTRICT HEALTH OFFICER, HARIPUR**

PHONE & FAX NO. 0995-353576

Email: [dhoharipur@yahoo.com](mailto:dhoharipur@yahoo.com)

No/132-61-65 Dated 15/10/2020

**OFFICE ORDER**

**WHEREAS**, Mr. Asif Clinical Technician Surgical BPS-12 attached to Type-D Hospital Sarai Naimat Khan Tehsil and District Haripur remained willfully absent from his duties since 19<sup>th</sup> Feb 2020 to till date, committed an act of misconduct which is liable to proceeded under Rule 5(1)(b) and Rule 6 of Government Servants (Efficiency & Discipline) Rules 1973.

**AND WHEREAS**, the above mentioned official was directed to report and explain his position of absence, but the official did not resume duty neither submit is answer, afterward, this office again issued show cause notice bearing No. 4732-38, dated 29/04/2020 and directed to explain your position in writing within seven days or not more than fifteen days of its delivery but there is no response received from his side. Finally, at last an absence notice was published in daily newspaper on 11/06/2020 & directed the delinquent official to report for duty & submit cogent reason of willful absent to this office within seven (07) days of the publication, but he did not do so.

**NOW, THEREFORE**, in pursuance of Rule-9 of Khyber Pakhtunkhwa, Government Servant (E&D) Rules 2011, I Dr. Saifullah Khalid District Health Officer Haripur impose major penalty of removal from service upon Mr. Asif Clinical Technician Surgical BPS-12 attached to Type-D Hospital Sarai Naimat Khan with immediate effect.

Sd/....  
District Health Officer  
Haripur

**Copy forwarded to the:**

1. District Accounts Office Haripur.
  2. Coordinator DHIS of this office.
  3. Incharge, Type-D Hospital Sarai Naimat Khan.
  4. Account Section undersigned office.
  5. Official concerned.
- For information and necessary action.

District Health Officer  
Haripur







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Attendance Register of the Type D Hospital S.N.K For the Month of July 2018

DATE AND HOURS

OF ATTENDANCE

Sr. No.	Name	Rank	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	Total No. of Days	Remarks	
01	DR. M. AZEEM S/o M. Arshad.	M.O																																		
02	M. ASIF S/o M. Safdar.	Surgeon Tech.																																		
03	SHAHID JADEEN W/o M. ASIF.	Anesthetist Tech.																																		
04	RIFFAT BEGUM W/o M. Qureshi.	LHV																																		
05	AMIR SHAHIZAD S/o Aungzib.	Lab. Tech.																																		
06	M. SAJJAD S/o M. Sultan.	Ward boy.																																		
07	SAJID NAZEER S/o NAZEER AHMAD.	S.P																																		
08	KHAN AFSAR. S/o Kala Khan.	Sweep																																		
09	DR. TAHIRA SULTAN	Ward																																		
10	DR. SALMA	comr																																		
11	SAJID NAZEER (S.P)																																			
	M. NAZEER																																			

Daily Attendance Register of the (Type-D) Hospital S.N.K.

For the Month of August

20 19

Sr. No.	Name	Rank	DATE AND HOURS																															Total No. of Days	Remarks			
			1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31					
1.	DR. M. AZEEM S/o m. Ahsad.	M. O. J. General Practitioner																																				
2.	M. ASIF S/o m. Saktar	Surgeon																																				
3.	SHAHID TAREEN W/o m. Asif.	Assistant A																																				
4.	RIFAT REGUM W/o m. Idrees	L.H.V.																																				
5.	AMIR SHAHZAD S/o Auniazis	Lab. Tech.																																				
6.	M. SAJJAD S/o m. Sultan	Ward boy.																																				
7.	KHAN AFZAL S/o Kala Khan	Surgeon																																				
8.	DR. TAHIRAH SUMRAH D/o Ahmad Sultani	M.D. Surgeon																																				

Applied for long leave from 7/8/19

Applied for long leave from 11/8/19 - 12/9/19

Morning Duty

Applied for long leave from 11/8/19 - 12/9/19

# Attendance Register of the

DATE AND HOURS

FOR THE MONTH OF

20

No.	Name	Rank	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	Total No. of Days	Remarks			
01.	DR. M. AZEEM S/o Muhammad Arshad	M.O																																			Chetial	
02.	MUHAMMAD ASIF S/o Muhammad Sajjad	Sr. Tech																																			looked 6/4/18	
03.	SHAFIQ JADEEN w/o Muhammad Asif	Admin Tech																																				
04.	AMIR SHAHZAD S/o Auring Zib	Lab. Tech.																																				
05.	MUHAMMAD SAJJAD S/o Muhammad Sultan	ward boy																																				
06.	KHAN AFSAR S/o Kala Khan	Sweeper																																				
07.	Ayaz Bibi	LHV																																				
8.	Shakeen Jamil Muhammad Jamil	Dir																																				
	Rizwana w/o Akhtar Nawaz																																					
	Miss Rujat Begum S/o Amirul Khair	LHV																																				

On Leave from 18/04 To 28/04  
Alternate Sweeper on duty Tamir Shak

signed to morning shift since 14/4/2019.

from main office

from main office

CE

21

**Daily Attendance Register of the TYPE-D Hospital**

FOR THE MONTH OF ATTENDANCE

DATE AND HOURS

Sr. No.	Name	Rank	DATE AND HOURS														Total No. of Days	Remarks													
			1	2	3	4	5	6	7	8	9	10	11	12	13	14															
1.	Dr. Muhammed Aziz Sp M. Irshad	M.O	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	
2.	Muhammad Asif Sp M. Safder	Surg Tech	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>
3.	Shahida Jabbar Sp M. Asif	Asst Tech	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>
4.	Amir Shaliced Sp Auringzib	Lab Tech	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>
5.	Mrs. Azra Bibi Sp Shevaz	LHN	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ	AZ
6.	Muhammad Sajjad Sp M. Sultan	LHN	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M
7.	Khan Afzar Sp KRL Khan	Swaf	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>
8.	Ashad Sp M. Ashraf	Chemist	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>
			<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>	<del>X</del>

Checked  
19/1/18

22

# Daily Attendance Register of the TYPE-D HOSPITAL

For the Month of

DATE AND HOUR

OF ATTENDANCE

Sr. No.	Name	Rank	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	Total No. of Days	Remarks		
01.	DR. M. AZEEM	M.O	A	A	A	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X				
	S/O Muhammad Arshad																																				
02.	MUHAMMAD ASIF	Surgid Tech.	A	A	A	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X				
	S/O Muhammad Saifur																																				
03.	SHAHIDA JABEEN	Anesthese Tech.	SH	SH	SH	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X				
	w/o Muhammad Asif																																				
04.	AMIR SHAHZAD	Lab Tech.	A	A	A	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		MORNING DUTY + TRAINING AT TBC HAR. P.O.		
	S/O Ausringzib																																				
05.	AZRA Bibi	LHV	AZ	AZ	AZ	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		check d		
	w/o Shetaz																																				
06.	MUHAMMAD SATTAR	Ward boy	M	M	M	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		check d		
	S/O Muhammad Sultan																																				
07.	KHAN AFSAR	Sweep	A	A	A	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X				
	S/O Kala Khan																																				
08.	ARSHAD	Night chawlky	A	A	A	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X			
	S/O Muhammad Ashraf																																				

check d  
Signature  
Date: 11/18

23

Attendance Register of the TYPE-D HOSPITAL, S. P. U. I. DATE AND HOUR OF ATTENDANCE

Sr. No.	Name	Rank	DATE AND HOUR OF ATTENDANCE																													Total No. of Days	Remarks		
			1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29			30	31
01	DR. M. AZEEM S/o Muhammad Qasid	M.D.																																	
02	MUHAMMAD ASIF S/o Muhammad Saifdar	Surgeon Tech.																																	
03	SHAHIDA JABEEN W/o Muhammad Asif	Assistant Tech.																																	
04	AMIR SHAHZAD S/o Awwazib	Lab. Tech.	T.B																																
05	AZRA BIBI W/o Sheraz	LHV	AZ	AZ	AZ																														
06	MUHAMMAD SAJJAD S/o Muhammad Sultan	ward boy																																	
07	KHAN AFSAR S/o kala Khan	Sweepers																																	
08	ARSHAD S/o Muhammad Ashraf	Night Chowkidar																																	

Checked

12/10

5/3/8

Checked  
12/31



25

No.	Name	Rank	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	Total No. of Days	Remarks
1	Dr. TAHIRA SUDH WINDU b/p Ahmad Sultan	1st Lt	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	
2	M. Asif S/O M. SAFDAR	2nd Lt	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	
3	RIFAAT BEGUM w/o M. SHEER	1st Lt	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	
4	AMIR SHEHZAD S/O AHMADZADA	1st Lt	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R		
5	KHAN AFSAN S/O KHALA KHAN	1st Lt	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R		
6	Fakir Hussain																																		
7	AMIR SHAHZAD	1st Lt																																	

Applied for leave

PH/H L

Amir



Name	Rank	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	Total No. of Days	Remarks		
Dr. IAHIRA SUSANA WINDO	WINDO	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	19			
BLO ANDRADO SULTAN																																				
M. ASIF	SURGUHA TEHU																																			
S/O M. SAEMER																																				
RIEFAAT BEGUM	LIW	R	P	CL	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R			
w/o M. JBREES																																				
AMIR SHEHZAD	IAB																																			
S/O AVRANGZEB	TEHU																																			
KHON AFSAR	SURTEH	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P			
S/O KALA KHAN																																				
Dr. Susa Ramegama	WIDYAWATI																																			
Ardoal/Ardoal																																				
Gladias Sunny	DAI																																			
w/o M. Samsul																																				

MORNING STTC

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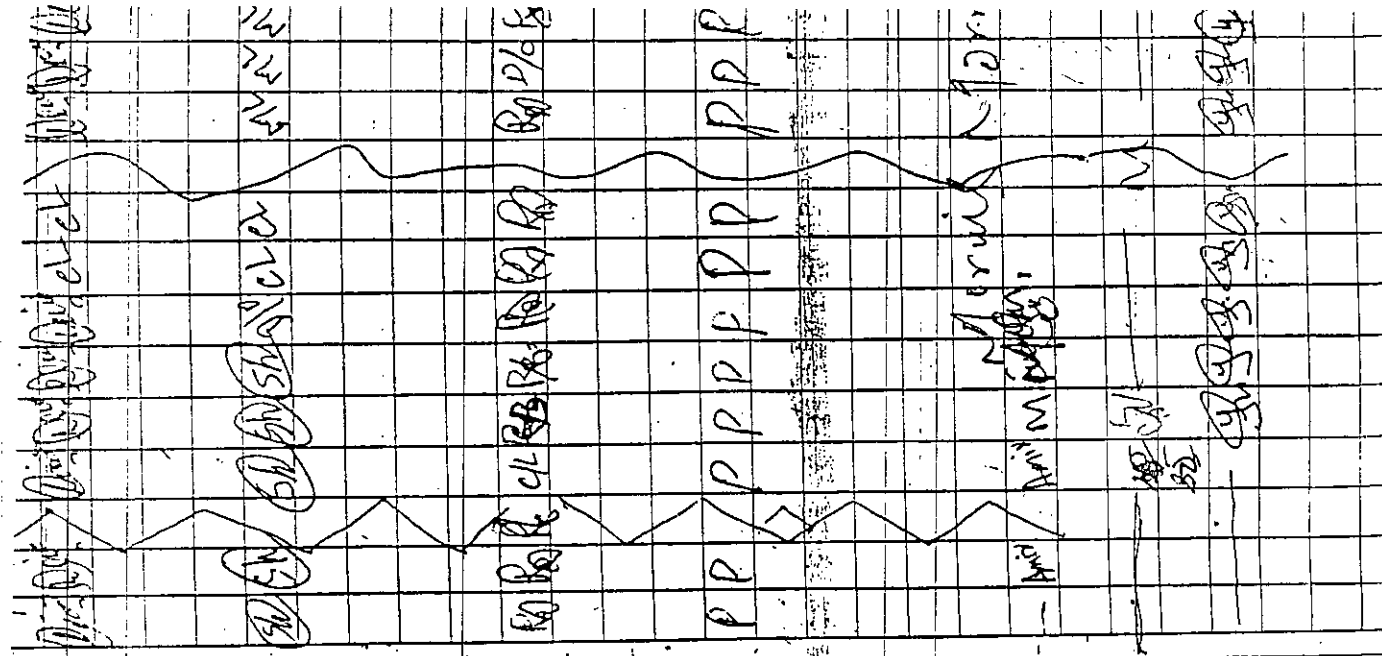




18) Dr. Sata Pong												
(7) Dr. Saqib Anjum	Surg DENTAL SURGEON	Mxmxmx	Mxmxmx									
(5) Dr. Saqib Anjum	Surg DENTAL SURGEON	Mxmxmx	Mxmxmx									
(4) KHAN AFSAR	Surg SALIVARY GLANDS	Mxmxmx	Mxmxmx									
(3) RIFAAT BEGUM LHM	Surg SALIVARY GLANDS	Mxmxmx	Mxmxmx									
2) SHAWIDA JABENI	Surg SALIVARY GLANDS	Mxmxmx	Mxmxmx									
w/o M. ASIF TECH												
w/o M. IDRES												



W/O YASIF JAMILIN									
2) MUHAMMAD ASIF AT Sp M. SAEDAR TECH.									
3) SHAHIDA JABEEN ANES W/O M. ASIF TECH.									
4) RIFFAT BEGUM W/O M. IDREES									
5) KHAN AESAR W/O KHALA KHAM									
6) FORTBRANDER (Dau)									
7) AMIN SHAHJED LAB TECH. NORJIF									
8) SHAHEER JAMIL QAIL									
9) YASIN IKHAN Sp Chan Mohamed									



1) Mohammed Asif S/O M. SAFIQ Asst Tech	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX
2) SHAHIDAK TABEEN w/o M. ASIF Asst Tech	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX
3) RIFFAT BEGHUM w/o M. IDRESS Tech	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX
4) KHAN AFSAR S/O KALA KHAN Tech	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX
5) AMIR SHAHID S/O AURANZEB	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX
6) DR. SHAFIQ Dr. Saugan	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX
7) DR. JABIR WMO Javed	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX



MUHAMMAD ASIF	at [unclear]	[unclear]	[unclear]	[unclear]	[unclear]	[unclear]	[unclear]	[unclear]
S/O Muhammad Saif-ur-Rahman								
SHARIDA Jabeen	Assistant Motorman		Leave					
W/O Muhammad Asif								
Riffat Begum								
W/O Muhammad Asif								
YASIR Khan								
S/O chaim Muhammad								
6 KHAN AESAR								
S/O Kala Khan								
Amir Shahid	Lab Tech							
MRS YASMIN AHMED								
Shahera Javed Qureshi								

Diary No. 99

Ex Pakistan League 21 days W-F  
 [unclear]  
 [unclear]

PPPP PPPPPP

Approved [unclear]  
 [unclear]

W-F 17 10 19  
 [unclear]  
 [unclear]

2)	MUMTAZ ASIF Sgt. Muhammad Saha Feak	Wife Muatcenty	Leave	—	Play No	—	—	—
3)	Shahida Jabara Wife Muhammad Asif	Wife Muatcenty	Leave	—	Play No	—	—	—
4)	Riffat Begum Wife Muhammad Ghani	EX Pakistan 1/41	Leave	—	Play No	—	—	—
5)	Khan Afsar S/o Kala Khan	PPPPPPPP	PPPPPP	PPPPPP	—	—	—	—
6)	Shahran Jamil Dal S/o Kala Khan	PPPPPPPP	PPPPPP	PPPPPP	—	—	—	—
7)	Muhammad Ramzan S/o Rabi Khan	PPPPPPPP	PPPPPP	PPPPPP	—	—	—	—
8)	Sajid Nazem S/o Rabi Khan	PPPPPPPP	PPPPPP	PPPPPP	—	—	—	—







Muhammad Asif  
 Sr 10  
 P P P P P P P P P P P P

Shahida Jabeen  
 Sr 10  
 P P P P P P P P P P P P

Khan Afzar  
 Sr 10  
 P P P P P P P P P P P P

Muhammad Saad  
 Sr 10  
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Sajid Nazir  
 Sr 10  
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Shahid Jamil  
 Sr 10  
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16/11/2020

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To

The Director General of Health Services,  
Khyber Pakhtunkhwa, Peshawar.

SUB: REPRESENTATION/DEPARTMENTAL APPEAL FOR  
REINSTATEMENT IN SERVICE WITH BACK BENEFITS.

Respected Sir,

The facts giving rise to the instant appeal are as follows:

- (1) That the appellant was appointed on 28-03-2009 against the post of Junior Clinical Technician (Surgical) in the Health Department Khyber Pakhtunkhwa, currently performing the assigned duties in DHQ Haripur. (Copy of appointment letter issued by DHO Health Haripur is annexed as Annexure "A").
- (2) That after joining the service the appellant was posted to DHQ Haripur as a Junior Clinical Technician and he performed the assigned duties satisfactorily. Later on the appellant was transferred to Sarai Niamat Khan as C.T. Surgical by the DHO Haripur. (Copy attached as annexure "B").
- (3) That the appellant had been performing the assigned duties punctually, dedicatedly and efficiently in Type D Hospital Sarai Niamat Khan, Tehsil & District Haripur without giving any chance of reprimand.
- (4) That the appellant's wife Mrs Shahida Jabeen was also employee in the Health Department and she was working as Anesthesia Technician in the same Hospital Sarai Niamat Khan.
- (5) That the appellant's — submitted an application against the Medical Officer Sarai Niamat Khan regarding his negative attitude. (Copy of the application is annexed as Annexure "C").
- (6) That the appellant's wife disclosed the facts pertaining to the negative attitude of the Medical Officer of Sarai Niamat Khan and the appellant also lodged a complaint against the said Medical Officer in different forums. (Copies of applications are annexed as Annexure "D").
- (7) That consequent upon the personal grudge of the said Medical Officer the applicant and his wife are being tortured mentally by using different tactics.
- (8) That DHO Haripur with the connivance of the other officials issued Explanation letter dated 08-06-2020 on baseless grounds illegally and unlawfully. (Copy of Explanation and reply thereof are annexed as Annexure "E&F") respectively.



- (9) That the appellant performed his duties honestly, dedicatedly, punctually and efficiently, with zeal and zest which is evident from his past service record (Copies of daily attendance register are annexed as Annexure "G").
- (10) That the DHO Haripur and Medical Officer, Incharge of Tyb D Hospital Sarai Niamat Khan did not fulfill their legal and moral obligations and failed to comply the codal formalities.
- (11) That DHO was duty bound by law to provide the appellant an opportunity to defend himself against the allegations levelled against him. The DHO Haripur and Medical Officer violated the Golden Procedure of law that "No one could be condemned unheard".
- (12) That according to the natural justice and law that opportunity must be given to the person for defending his case, but in case of appellant no such opportunity was given merely to give him an irreparable loss.
- (13) That the Act and orders of both the officials were based on sheer violation of law.
- (14) That the orders of both the officials are illegal, unlawful, against the facts and law, hence the order of imposing major penalty from the removal of services of the appellant is liable to be set aside and the appellant is entitled to be reinstated to resume his duties. (Copy of Office Order dated 15-10-2020 is annexed as annexure "H").
- (15) That the penalty imposed by DHO is based on malafide intention and ulterior motive, hence the impugned order is liable to be set-aside and the appellant is eligible to be reinstated in services in the interest of justice.
- (16) That both the officials penalized the appellant on the basis of personal enmity and grudge as well as political rivalry and personal whims.
- (17) That the impugned order of DHO Haripur is illegal, unlawful and against the facts and law, hence not maintainable in the eyes of law.
- (18) That the appellant was badly affected due to the malafide intention and personal grudge of both the officials.
- (19) That the appellant family has no other source of income except the current employment. It is pertinent to mention here that the appellant conducted 02 marriages having 10 siblings who are studying in the different grades and classes and due to this:

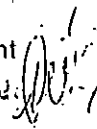
- (20) illegal order the entire family member have been effected financially by the said dismissal order.
- (21) That the instant appeal is within time and this Authority has got jurisdiction to entertain and decide the matter by setting aside the impugned order issued by DHO Haripur:

**PRAYER:**

It is therefore humbly prayed that the order of major penalty/removal from services being illegal and unlawful, against the facts, law and rules of service may graciously be set-aside and the appellant be reinstated in services with all back benefits of the job.

Dated: 13-11-2020

Appellant



(Muhammad Asif)  
 S/O Muhammad Saldar,  
 Clinical Technician (Surgical)  
 Type-D Hospital Sarari Niamat  
 Khan, District Haripur,  
 Mohallah Awanabad,  
 Simlan Nagar, Tehsil  
 District Haripur  
 Cell No: 031358655194

LBA.No: 169  
 BC No:                       
 Name of Advocate: محمد جمال خان

S.No: 87314

# وکالت نامہ



Before The Honorable Khyber Pakhtunkhwa Service Tribunal, Peshawar.  
 عنوان: نامہ  
 Date:                       
 منجانب: Service Appeal نوعیت مقدمہ: For Appellant  
 باعث تحریر آئیکہ:                     

مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے واسطہ پیروی و جوابدہی برائے پیشی یا تصدیقہ مقدمہ بمقام Haripur کے لیے  
Muhammad Jahangir Khan

کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا رہوں گا اور بروقت  
 پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا۔ اگر پیشی پر مظہر حاضر نہ ہو اور مقدمہ میری  
 غیر حاضری کی وجہ سے کسی طور پر میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طور پر ذمہ دار نہ ہوں گے نیز وکیل صاحب  
 موصوف صدر مقام پکھری کے علاوہ کسی جگہ یا پکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ  
 ہوں گے اور مقدمہ پکھری کے علاوہ کسی اور جگہ سماعت ہونے پر یا بروز تعطیل یا پکھری کے اوقات کے آگے پیچھے پیش ہونے  
 پر مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا مختانہ کے واپس کرنے کے بھی صاحب  
 موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر داختہ صاحب موصوف مثل کردہ ذات منظور و مقبول ہوگا اور صاحب موصوف کو  
 عرض دعویٰ یا جواب دعویٰ اور درخواست اجراءے ڈگری و نظر ثانی اپیل نگرانی و ہر قسم درخواست پر دستخط و تصدیق کرنے کا بھی  
 اختیار ہوگا اور اور کسی حکم یا ڈگری کرانے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور  
 اس کے ثالثی و راضی نامہ و فیصلہ برحلف کرنے اقبال دعویٰ دینے کا بھی اختیار ہوگا اور بصورت جانے میری نجات از پکھری صدر  
 اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم امتناعی یا قرتی یا اگر قاری قتل از گرفتاری و اجراءے ڈگری بھی صاحب  
 موصوف کو بشرط ادا بیگی علیحدہ مختانہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ  
 مکرور یا اس کے کسی جزو کی کاروائی کے یا بصورت اپیل کسی دوسرے وکیل کو اپنے بجائے یا اپنے ہمراہ مقرر کریں اور ایسے وکیل کو  
 بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ جو کچھ ہر جگہ  
 التوا پڑے گا وہ صاحب موصوف کا حق ہوگا۔ اگر وکیل صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب  
 موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے  
 برخلاف نہیں ہوگا۔

لہذا وکالت نامہ لکھ دیا ہے کہ سندر ہے۔

مضمون وکالت نامہ سے لیا ہے اور چھل طرح سمجھ لیا ہے اور منظور ہے۔ مورخہ: 10/01/2018  
 دن:                      ماہ:                      سال:                     

محمد جمال خان

محمد جمال خان

DBA.No: 484  
 BC No: 

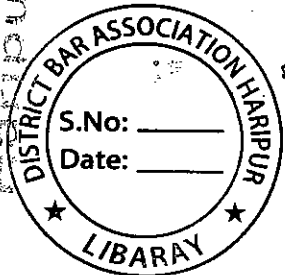
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 Name of Advocate: حامی عارف صاحب

S.No: 87316

45

وکالت نامہ



Before The Honorable K. P. K. Service Tribunal  
Muhamd Asif Peshawar  
 S.No: \_\_\_\_\_  
 Date: \_\_\_\_\_  
 Service Appeal: نویمت مقدمہ For Appeal: منجانب  
 باعث تحریر آئندہ:

مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے واسطے پیروی و جوابدہی برائے پیشی یا تصدیقہ مقدمہ بمقام سرسبز باغ/ٹولہ کے لیے  
حامی عارف صاحب کے ذریعے

کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا رہوں گا اور بروقت  
 پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا۔ اگر پیشی پر مظہر حاضر نہ ہوا اور مقدمہ میری  
 غیر حاضری کی وجہ سے کسی طور پر میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طور پر ذمہ دار نہ ہوں گے نیز وکیل صاحب  
 موصوف صدر مقام کچہری کے علاوہ کسی جگہ یا کچہری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ  
 ہوں گے اور مقدمہ کچہری کے علاوہ کسی اور جگہ سماعت ہونے پر یا بروز تعطیل یا کچہری کے اوقات کے آگے پیچھے پیش ہونے  
 پر مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا مختانہ کے واپس کرنے کے بھی صاحب  
 موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پرداختہ صاحب موصوف مثل کردہ ذات منظور و مقبول ہوگا اور صاحب موصوف کو  
 عرض دعویٰ یا جواب دعویٰ اور درخواست اجراء ڈگری و نظر ثانی اپیل نگرانی و ہر قسم درخواست پر دستخط و تصدیق کرنے کا بھی  
 اختیار ہوگا اور کسی حکم یا ڈگری کرانے اور مرقم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور  
 اس کے ثالثی و راضی نامہ و فیصلہ برحلف کرنے اقبال دعویٰ دینے کا بھی اختیار ہوگا اور بصورت جانے پیر و نجات از کچہری صدر  
 اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم امتناعی یا ترقی یا گرفتاری قبل از گرفتاری و اجراء ڈگری بھی صاحب  
 موصوف کو بشرط ادائیگی علیحدہ مختانہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ  
 مذکور یا اس کے کسی جزوی کاروائی کے یا بصورت اپیل کسی دوسرے وکیل کو اپنے بجائے یا اپنے ہمراہ مقرر کرے اور ایسے وہی  
 بھی ہر امر میں وہی اور ایسے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ جو کچھ ہر جا  
 التوا پڑے گا وہ صاحب موصوف کا حق ہوگا۔ اگر وکیل صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب  
 موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے  
 برخلاف نہیں ہوگا۔

Accepted by me

لہذا وکالت نامہ لکھ دیا ہے کہ سندر ہے۔

مضمون وکالت نامہ مندرجہ بالا اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔ مورخہ: 12.02.2021ء دن 01.05.2021ء سال 1442ھ

تحریر  
 محمد اسف

**"A"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR. S.B

No.

APPEAL No. 2817 of 20 21

Muhammed Asif

Appellant/Petitioner

Versus

Through chief Secy Pesh.

RESPONDENT(S)

(Counsel)  
Notice to Appellant/Petitioner Muhammad Jahangir Khan  
Advocate High Court/ Federal Shariat  
Court at Haripur.

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 29/11/2021 at 9.00 AM

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

at Camp Court A/Abad

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

“A”

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR.

SB

No.

APPEAL No. 2817 of 2021.

Muhammad Asif

Appellant/Petitioner

Versus

through chief Secy Pesh.

RESPONDENT(S)

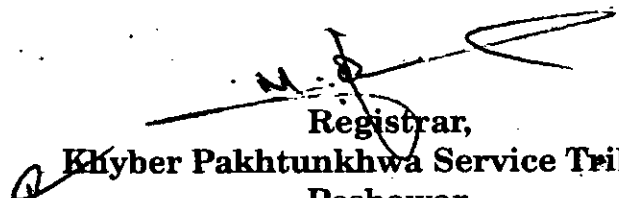
Notice to Appellant/Petitioner

Muhammad Asif s/o Muhammad Safdar  
(Ex-Clinical technician Surgical) Type D Hospital Sorai  
Niamat Khan, Distt. Haripur Resident of Mohallah Awam Abad,  
Simlan Nagar, Tehsil & Distt. Haripur.

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 29/11/2021 at 9:00 A.M.

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

at Camp Court A/Abad

  
Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

**"B"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR.

No.

TB

Appeal No. 2817 of 2021

Mahmood Akif Appellant/Petitioner

Versus

Harisraaj Singh Sanyal, M.P.A. Pesh. Respondent

Respondent No. 3

Notice to:

Distt: Health officer, Haripur

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on 16-3-2022 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this 14

Day of Jan 22 20

*[Signature]*  
Registrar  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

- Note:
1. The hours of attendance in the court are the same that of the High Court.
  2. Always quote Case No. While making any correspondence.

**"B"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR.

No.

Appeal No. 2817 of 20 21

TIB

Muhammad Asif Appellant/Petitioner  
Versus

Through Chief Secy. U.P.A. Peshawar Respondent  
Respondent No. 4

Notice to: — Incharge U.P.A - D, Hospital Sarai Nawar  
Tehsil 2 Distt. Hari Pur Uchman

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on 16-3-2022 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No. \_\_\_\_\_ dated \_\_\_\_\_

Given under my hand and the seal of this Court, at Peshawar this 6th

Day of Jan 20 22

at Camp Court A Head

[Signature]  
Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.



**"B"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR.**

No.

TR

Appeal No. 2817 of 2021.

Mohammad Asif Appellant/Petitioner

Versus

Through Chief Secy: ICPK Pesh. Respondent

Respondent No. 2

Notice to: Director General of Health Services Govt. of ICPK Peshawar.

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on 16-3-2022 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this 6th

Day of Jan. 2022

at Camp Court A Shahd

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.

**"B"**

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR.

No. TB

Appeal No. 28-17 of 20 21

Muhammad Asif Appellant/Petitioner

Versus

through Chief Secy: Mr. Pesh: Respondent

Respondent No. I

Notice to: Copy to: of Mr. Pesh through Chief Secy: Pesh:

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal ~~on~~ on 16-3-2022 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition

Copy of appeal is attached. ~~Copy of appeal has already been sent to you vide this~~

office Notice No.....dated.....

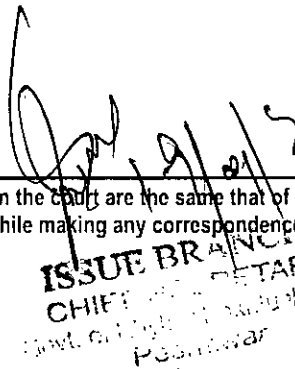
Given under my hand and the seal of this Court, at Peshawar this 6th

Day of Jan 2022

*at Camp Court A Shah*



Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

  
ISSUE BRANCH  
CHIEF CLERK  
CHIEF SECRETARY  
Govt. of Khyber Pakhtunkhwa  
Peshawar

Note: 1. The hours of attendance in the Court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.