


FORM OF ORDER SHEET

Court of _____

Case No. - 1616/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	11/11/2022	<p>The appeal of Mufti Latifullah presented today by Mr. Shah Faisal Ilyas Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on _____.</p> <p>Notices be issued to appellant and his counsel for the date fixed.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

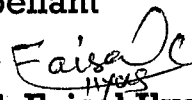
Service Appeal No. 1616 /2022

Mufti LatifullahAppellant

VERSUS

DEO (M) Nowshera and others..... Respondents

S.No.	Description of documents.	Annexure	Page
1.	Memo of appeal		1-4
2.	Affidavit		5
3.	Addresses of parties		6
4.	Copy of appointment order	A	7
5.	Copy of grounds of writ petition with all annexures and judgment	B	8 to 64
6.	Copy of application	C	65-66
7.	Wakalatnama		67

Appellant
Through 
Shah Faisal Ilyas
Advocate
Supreme Court of Pakistan

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BEFORE THE HON'BLE KHYBER PAKHTOON KHWA
SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 1616 /2022

Mufti Latifullah, Arabic Teacher (BPS-15)
GSWIHSS Tarkha Tehsil Pabbi, District Nowshera.
.....(Appellant)

VERSUS

1. DEO (M) Nowshera Office, Opposite Nowshera Bus Termination.
2. Director Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar, Office at Firdous Stop, Peshawar.
3. Secretary Elementary & Secondary Education, Office at Civil Secretariat Peshawar.

.....(Respondents)

APPEAL UNDER SECTION 4 OF KHYBER
PUKHTUNKHWA SERVICE TRIBUNAL ACT
1974, FOR THE GRANT OF ALL BACK
BENEFITS AND SALARIES TO THE
PETITIONER FROM THE DATE WHEN HIS
COLLEAGUES WERE APPOINTED

Respectfully Sheweth:

Facts giving rise to the instant appeal are as under:-

1. That the appellant applied for the post of Arabic Teacher on Disable Quota, but as the post was refused and colleagues through said

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advertisement were appointed. (Copy of appointment order is Annexure "A")

2. That appellant being aggrieved challenged the said recruitment process, for being not appointing appellant before the Hon'ble Peshawar High Court, Peshawar, and the Hon'ble High Court was pleased to allow the writ petition and consequently petitioner was appointed. (Copy of grounds of writ petition, judgment of the Hon'ble High Court & appointment order are attached as Annexure "B")
3. That appellant after receiving salary and joining the service in the first instance moved application to the DEO (M) i.e. respondent No.1 with a CC to respondents No.2 & 3 that during the whole period of litigation, the appellant remained jobless and waited for his job, therefore, as the right of petitioner established as per Court verdict and petitioner was considered eligible/ fit to be appointed by that time as other colleagues were appointed in the same selection process, thus petitioner be issued all back benefits, i.e. salaries and seniority, but no heed is given to the request of appellant. (Copy of application is Annexure "C")
4. That feeling aggrieved from respondent No.1, appellant filed departmental appeal before respondent No.2 vide Diary No.601-DR dated

18.07.2022 for issuing of seniority and back benefits, but till in vain. (Copy of departmental appeal is Annexure "D")

5. That as after lapse of 90 days no proper order is made on departmental appeal, appellant filed instant service appeal, inter-alia on the following grounds:-

GROUND:

- A. That acts & omissions on the part of respondents are illegal and unlawful.
- B. That appellant was held entitled and legible to be appointed against the post concerned, therefore, he is entitled for all back benefits from the date when his colleagues were appointed.
- C. That act of the respondents by not giving all back benefits to the Appellant is illegal, unlawful, void and ineffective, hence needs interference of this Hon'ble Tribunal.
- D. That the act of the respondents is also against the principles of natural justice, because the Appellant is penalized for that wrong, which she has not done.
- E. That the act of the respondents is based on malafide and has been passed in arbitrary manner by bypassing the relevant law and facts on the subject.

- F. That any other ground will be raised at the time of arguments with the prior permission of this Hon'ble Tribunal.

It is, therefore, humbly requested that on acceptance of this Service Appeal, the respondents be directed to grant all back benefits, including past salaries and inclusion of name of petitioner in the seniority list from the date when other colleagues were appointed.

Appellant.

Through


Shah Faisal Ilyas
Advocate Supreme Court

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

Service Appeal No. _____/2022

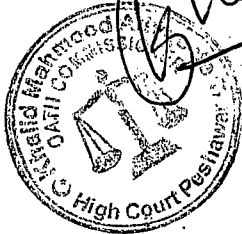
Mufti LatifullahAppellant

VERSUS

DEO (M) Nowshera and others..... Respondents

AFFIDAVIT

I, Latif Ullah S/o Nabi Gul R/o Mohallah Nabi Gul, Post Office Dagai Banda, VillageDagi Jadeed, tehsil Pabbi District Nowshera (Appellant) do hereby affirm and declare on oath that the contents of the Appeal are true and correct to the best of my knowledge and belief and nothing material has been concealed from this honorable Tribunal.



Latif Ullah
10-11-22

Latif Ullah

Deponent
CNIC No.17201-1933383-9
Cell No.0333-4165391

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

Service Appeal No. _____/2022

Mufti LatifullahAppellant

VERSUS

DEO (M) Nowshera and others.....,.....Respondents

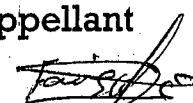
ADDRESSES OF PARTIES

APPELLANT

Mufti Latifullah, Arabic Teacher (BPS-15)
GSWIHSS Tarkha Tehsil Pabbi, District Nowshera.

RESPONDENTS

1. DEO (M) Nowshera Office, Opposite Nowshera Bus Termination.
2. Director Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar, Office at Firdous Stop, Peshawar.
3. Secretary Elementary & Secondary Education, Office at Civil Secretariat Peshawar.

Appellant

Through
Shah Faisal Ilyas
Advocate
Supreme Court of Pakistan



(7)

**OFFICE OF THE
DISTRICT EDUCATION OFFICER (MALE)
NOWSHERA**

(Office Phone#0923-9220228, Fax#0923-9220228)

APPOINTMENT ORDER:

In compliance of the order / judgment of Honorable Peshawar High Court, Peshawar dated: 14-12-2021 Passed in Writ Petition No. 2697-P/2020, the competent authority is pleased to appoint the following male candidate against the post of Arabic Teacher (A.T), school based in DPS-15 (Rs. 16120-1330-56020) @ Rs. 16120/- fixed plus usual allowances as admissible under the rules on Ad-hoc basis on contract, under the existing policy of the Provincial Government in teaching cadre on the terms and conditions as below in the interest of public service with effect from the date of their taking over charge.

Sl	Roll No.	Name with Father Name	Date of Birth	CNIC	School	Total Score	Remarks
01	40209987	Latif Ullah S/O Nabi Gul	25-12-1984	17201-1933323-9	GSIWISS Tarcho	100.2	A.P (D)ivable (Quota)

TERMS & CONDITIONS:-

1. Appointment is purely on temporary & Adhoc basis for a Period of one year w.e.f 12-03-2022 to 11-03-2023
2. They shall be governed by such rules and regulations as may be issued from time to time by the Govt.
3. Their services shall be terminated at any time, in case their performance is found unsatisfactory during their contract period. In case of misconduct, they shall be proceeded under the rules framed from time to time
4. Their appointments are made on School based, they shall have to serve at the place of their posting and their services are not transferable to any other station.
5. They should not be handed over charge if exceed 35 years or below 18 years of age. Age relaxation, if any, may be submitted to competent authority.
6. Appointment is subject to the condition that the certificate/documents must be verified from the concerned authorities by the DEO (M) Nowshera and if anyone found to have produced bogus Certificates/Degrees/Testimonials shall be reported to the law enforcing agencies for further action.
7. Their services are liable to be termination on one month's notice from either side. In case of resignation without prior notice, his one-month pay & allowances shall be forfeited in favor of the Government.
8. The Pay of any appointee shall not be drawn/released by the DAO/DDO concerned until and unless a certificate to the effect by DEO (M) Nowshera is issued that their/his certificates/degrees/transcripts have been verified.
9. They should join their posts within 15 days. In case of failure to join the post within 15 days, their appointment will expire automatically, and no subsequent appeal etc will be entertained.
10. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
11. Charge reports should be submitted to all concerned in duplicate
12. Before handing over charge, once again their documents must be checked and if they do not possess the required relevant qualifications as per rules/policy or they do not belong to the district where they have been appointed in, they shall not be handed over charge of the post.
13. If any meritorious candidate is deprived of appointment by this order, the appointment order of the lowest candidate in merit shall be withdrawn on acceptance of the appeal and adjustment order will be reviewed accordingly as per merit
14. In case of regularization, their inter-se seniority shall be determined on the basis of their merit positions and the date of taking over charge shall not affect their inter-se seniority.
15. Posting/adjustment on the advertised/available vacancies is the discretionary powers of the appointing authority and no one has the right to claim for adjustment at a specific school.
16. They will receive nine months in service Mandatory professional training arranged by PITE/RITE.
17. Errors and omissions will be accepted for further rectification within the specified period.
18. NO TA/DA etc. is admissible for joining their posts.

(SHAH JEHAN)

District Education Officer (M)
Nowshera

Endstt: No. 11409-14 /DEO (M)/NSR/Estab Secy/A.T Adhoc/Appnt: Dated Nowshera dt: 28/03/2022.

Copy forwarded for information and necessary action to the:-

1. PA to the Director E&SE Khyber Pakhtunkhwa, Peshawar.
2. Registrar Peshawar High Court Peshawar.
3. Senior District Accounts Officer, Nowshera
4. District Monitoring Officer, Nowshera.
5. Deputy District Education Officer (M) Local Office
6. Principal/Headmasters schools concerned.
7. Appointee Concerned.
8. M/File.

District Education Officer (M)
Nowshera



BEFORE THE HON'BLE PESHAWAR HIGH COURT,
PESHAWAR

Writ Petition No. _____/2020

Lateef Ullah S/o Nabi Gul R/o Mohallah Nabi Gul, P.O Dagi
Banda, Village Dagi Jadeed, Tehsil Pabbi, District Nowshera.

.....**PETITIONER**

VERSUS

1. ✓ District Education Officer (Male), Nowshera.
2. ✓ Govt. of Khyber Pakhtunkhwa through Director,
Elementary & Secondary Education, Peshawar.
3. Govt. of Khyber Pakhtunkhwa through Secretary,
Elementary & Secondary Education, Civil Secretariat,
Peshawar.
4. Fair Testing Service (FTS) through its Incharge Office at
G-11 Markaz, Islamabad.

.....**RESPONDENTS**

WRIT PETITION UNDER ARTICLE 199
OF THE CONSTITUTION OF ISLAMIC
REPUBLIC OF PAKISTAN, 1973.

Respectfully Sheweth:

Compendium of facts giving rise to the instant Writ
Petition are as under:

1. That petitioner is the bonafide respectable citizen of District Nowshera, thus having the protection of the laws and Constitution of Islamic Republic of Pakistan, 1973. **(COPY OF CNIC IS ANNEXURE "A")**
2. That petitioner is graduate and having the qualification of Shahadat-ul-Alamia Degree from Wifaqul Madaris, the equivalency of Master Degree certificate of which is given/ issued too. **(COPY OF ACADEMIC CREDENTIALS ARE ANNEXURE "B")**
3. That respondent No.1 advertised eight (08) posts of Arabic Teacher (BPS-15), and the last date for submission of forms was fixed as 10.06.2019, and petitioner being eligible/fit/qualified on the cutoff dates applied through proper channel of FTS under disable quota and thus Roll Number was issued. **(COPIES OF THE ADVERTISEMENT, APPLICATION FORM AND ROLL NUMBER SLIP ARE ANNEXURE "C", "C/1" & "C/2" RESPECTIVELY)**
4. That petitioner got succeeded with the score of 109.257 and secured 23rd position on merit list, and the only disable who was called for interview amongst 26 shortlisted candidates. **(COPY OF MERIT LIST IS ANNEXURE "D")**

5. That on 19.05.2020 a notification of appointment was issued vide Endst.No.856-64/EDO(M)/NSR/Estab Secy/AT Adhoc/Apptt, and six persons were appointed against the said post on open merit, but even then 02 seats were kept pending for other blue-eyed, and petitioner was verbally refused that 2% disable quota will be observed while filling 50 or 100 posts, otherwise percentage cannot be observed. **(COPY OF APPOINTMENT NOTIFICATION IS ANNEXURE "E")**
6. That as per Government Notification, issued by the PM on 10.06.2009, 2% disable quota will be observed on the total strength of the vacancies in a department, and the department ignored the fact altogether. **(COPY OF THE PM NOTIFICATION IS ANNEXURE "F")**
7. That the law of quota observance is several times discuss and interpreted by this Hon'ble Court as well as by the Apex Supreme Court of Pakistan in plethora of judgments, and now it is settled that percentage be drawn on the total strength of sanctioned posts of a department, but for blue-eyed adjustment, deviation from the Rules on the subject are made in a routine. **(COPY OF THE JUDGMENTS ARE ANNEXURE "G")**

8. That those facts were brought in the notice of official respondents through an application, but even then no heed was paid to the miseries of petitioner. **(COPY OF THE APPLICATION IS ANNEXURE "G")**
9. That petitioner being aggrieved and having no other efficacious/alternate remedy, approaches this Hon'ble Court, inter alia, on the following grounds:

GROUND S:

- A. That the act of the official respondents of issuing appointments on open merit and refusing disable quota, is illegal, unlawful, without lawful authority and thus of no legal effect, hence needs interference of this Hon'ble Court and needs to be set aside.
- B. That the said act of the official respondents by itself shows malafide on their part, because political based appointments were made in the garb of so-called merit.
- C. That the act of the official respondents is in the violation of Article 25 of the Constitution of Islamic Republic of Pakistan, 1973, in which it is held that "All persons should be treated equally accordance with law".

- D. That the act of the official respondents violated Article 4 of the Constitution of Islamic Republic of Pakistan, 1973, which orders that "All persons exercising the authority must do only in accordance with law".
- E. That this Hon'ble Court has got ample jurisdiction to entertain and dispose of the instant Writ Petition according to the facts and circumstances of the case in hand, because if the appointment on disable quota if not made, then that will be a miscarriage to justice and an anarchy will prevail in the country.
- F. That the fact of misuse of authority can easily be proved through instant appointments, thus the same needs interference of this Hon'ble Court.
- G. That right of fair treatment with the petitioner is violated and discriminatory treatment given in the matter for the reason that for poor there is one law and for rich people there will be another treatment/law.
- H. That any other ground or reasons if not mentioned at the time of hearing will be argued with the permission of this Hon'ble Court.

It is, therefore most humbly prayed on acceptance of this writ petition and in exercise of extraordinary constitutional jurisdiction, this Hon'ble Court may graciously be pleased to;

- i. **Declare** the act of respondents by not appointing petitioner under disable quota as illegal, without lawful authority, without jurisdiction, void-ab-initio, ineffective upon the rights of petitioners;
- ii. **Direct** the official respondents to issue appointment order to the petitioner, being higher on merit and well qualified amongst disable;
- iii. Any other relief, if not specifically prayed, may also graciously be granted, if appears just, necessary and appropriate, in the circumstances of the case.

INTERIM RELIEF:

By way of interim relief, respondent No.1 may graciously be directed not to fill one vacant post of Arabic Teacher (BPS-15), till final decision of the instant Writ Petition.

Petitioner
Through

Shah Faisal Ilyas
Advocate High Court,
Peshawar

Dated: 03.06.2020

CERTIFICATE:

Certified on instructions of my client that petitioner has not previously moved this Hon'ble Court under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973 regarding the instant matter.

ADVOCATE

LIST OF BOOKS:

1. Constitution of Islamic Republic of Pakistan, 1973.
2. General Clauses Act.
3. Appointment, Promotion Rules/Laws.
4. Any other law books according to need.

ADVOCATE

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PAKISTAN National Identity Card
ISLAMIC REPUBLIC OF PAKISTAN


Name: Latif Ullah

Father Name: Nabi Gul

Gender: M Country of Stay: Pakistan

Identity Number: 17201-1933388-9 Date of Birth: 25.12.1988

Date of Issue: 17.08.2018



17201-1933388-9

سرحدیہ: محلہ نیسی گل، ڈاک خانہ چینی، ڈاکچی جدید، تحصیل چینی، ضلع نوشہرہ

محلہ چنڈ محلہ نیسی گل، ڈاک خانہ چینی، ڈاکچی جدید، تحصیل چینی، ضلع نوشہرہ

Uzma M. Mehmood
Registrar General of Pakistan

50260188223
138-84-617524

گمشدہ کارڈ ملنے پر قریبی ایئر ڈیکس میں ڈال دیں

Flas
ATTESTED

CITY DISTRICT GOVERNMENT NOWSHERA
DISTRICT OFFICE OF SOCIAL WELFARE & WOMEN EMPOWERMENT NOWSHERA
(PROVINCIAL COUNCIL FOR THE REHABILITATION OF DISABLE PERSONS)

Dated 7-8-19



Reg No 1097

DISABILITY CERTIFICATE

File
ATTESTED

1. Name Latifullah
2. Father's Name Nabi Gul
3. Marital Status one spouse four child girl
4. Spouse yes
5. Date of Birth 25-12-1984
6. CNIC # 17201-1933383-9
7. Qualification M.A - Islamiyat - Arabi
8. Nature of Disability Physically
9. Present Add Moh Nabi Gul Vill Daji Saker Teh-Pabbi Dist-Nowshera
10. Permanent Add // // // //
11. Recommended on the District Assessment Committee for Person with Disability 7/8/19

Mussarrat
MUSSARRAT
S S Islamiyat
G.G.H.S.S Pabbi No 2

DISTRICT OFFICER
SOCIAL WELFARE NOWSHERA

DISTRICT OFFICER
SOCIAL WELFARE DEPARTMENT
NOWSHERA

ADNAN

Hospital

36080072995

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

060042



تصدیق کی جاتی ہے کہ سند ہذا کے جملہ کوائف
ریکارڈ کے مطابق درست ہیں

شہادۃ العالمیہ
دارالاسلام المدینہ



الحمد لله رب العالمين. والصلوة والسلام على خاتم الانبياء والمرسلين، وعلى آله وصحبه اجمعين. اما بعد، فإن رئاسة
وفاء المدارس العربية بباكستان، تشهد بان الشيخ لطيف الله بن نبي گل من نو شهره
المولود في عام 25-12-1984 قد أتم الدراسة النهائية في دارالعلوم حقانیه ونجح في امتحانها النهائي المنعقد
تحت إشراف وفاق المدارس العربية في رجب 1436 هـ بتقدير جيد جداً وبأنه على ذلك استحق شهادة العالمية
ورئيس الوفاق اذ يمتحنه هذه الشهادة يوصيه بتقوى الله تعالى. ويسأل الله عز وجل ان يسلك به سبيل العلماء العاملين

مدير المدارس العربية

مدير المدارس العربية

مدير المدارس العربية

مدير المدارس العربية

رقم التسجيل 1429-05-003713

958

رقم المجلس

819 / 1200

الدرجات



Handwritten signature and stamp of the Registrar.

Handwritten signature and stamp of the Registrar.

Handwritten signature and stamp of the Registrar.

محل الإصدار: دارالاسلام المدینہ

التاريخ 16-06-2015

ATTESTED

17

Handwritten mark or signature.

Roll No. 79706

Reg. No. 224895-B/PVT-2016

Group: HUMANITIES

Board of Intermediate and Secondary Education Mardan Khyber Pakhtunkhwa Pakistan

Serial No. 288924



Higher Secondary School Certificate Examination, Annual 2016

LATIF ULLAH

Son of

NABI GUL

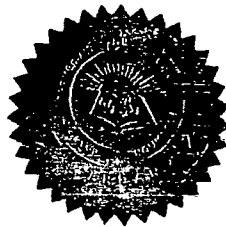
NOWSHERA

This is to certify that
and resident of
has passed the Higher Secondary School Certificate Examination of the Board of Intermediate and Secondary Education, Mardan, held in April/May, 2016 as a Private Candidate.

He obtained 577 Marks out of 800

Arabic Additional

Asst. Secretary



Secretary

This certificate is issued without alteration or erasure.

ATTESTED

S.No. 177095

Roll No. 18227



Marks Improved

Board of Intermediate and Secondary Education

Peshawar N.W.F.P. Pakistan
Secondary School Certificate Examination

SESSION 2000 – SUPPLEMENTARY

(Science Group)

ATTESTED

This is to Certify that Latif Ullah Son / Daughter of Nabi Gul
and a resident of Nowshera District has passed the Secondary School Certificate
Examination of the Board of Intermediate and Secondary Education, Peshawar held in October, 2000 as a Private
candidate. He / She obtained 476 Marks out of 850 and has been placed in Grade C Representing Good

The Candidate passed in the following subjects:

- | | | | |
|------------|---------------------|----------------|--------------|
| 1. English | 3. Islamiyat | 5. Mathematics | 7. Chemistry |
| 2. Urdu | 4. Pakistan Studies | 6. Physics | 8. Biology |

Date of birth according to admission form December 25, 1984

Issued in lieu of Roll No. 24647 (Annual - 2000)

Asstt Secretary

Secretary

This certificate is issued without alteration or erasure.

Serial No. 004091

Abdul Wali Khan University Mardan

Reg No. 17-AU-PN-3809
Roll No. 18257



Session Annual 2017-18

The University in recognition of the fulfillment of prescribed requirements has awarded

Mr. LATIF ULLAH S/O Mr. NABI GUL

The Degree of

BACHELOR OF ARTS

Together with all honors, rights and privileges belonging to the degree.

In witness whereof this degree is granted.

Latif
ATTESTED



Abdul

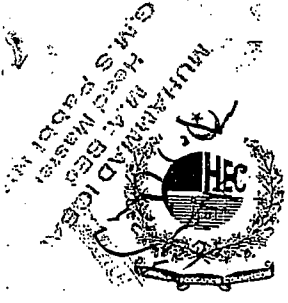
Vice Chancellor

Result Declaration Date. 18-03-2019

Latif
Controller of Examinations
M. HAMMAD
M.A. SES
Head Master
G.M. S. Pabbi M.A.

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ہائیر ایجوکیشن کمیشن

HIGHER EDUCATION COMMISSION

Sector H-9, Islamabad (Pakistan); Phone: +92-51-90400909
Fax: +92-51-90400902, URL: <http://www.hec.gov.pk>

FARRUKH RAZA
Assistant Director (A&A)
faza@hec.gov.pk

No.8-16/HEC/A&A/2016/2056
March 14, 2016

Mr. Latif Ullah,
S/o Nabi Gul,
Village Dagi Jadeed, Mohallah Nabi Gul,
Tehsil Pabbi, District Nowshera.
Mob:- 0333-4165391


Subject: Equivalence of Sanad "Shahadatul Almiya Fil Uloomal Arabia wal Islamia" awarded by Wafaq ul Madaris Al-Arabia, Multan, Pakistan.

Dear Sir,

With reference to your application dated March 4, 2016 on the subject, it is informed that as per decision of the Equivalence Committee of erstwhile UGC, the Higher Education Commission considers the Sanad "Shahadatul Almiya Fil Uloomal Arabia wal Islamia" held by you from Wafaq ul Madaris Al-Arabia, Multan, Pakistan as equivalent to M.A Arabic/Islamic Studies for the purpose of teaching Arabic and Islamic Studies in Colleges and Universities and for pursuing higher studies.

For employment in fields other than teaching, you are required to qualify two additional elective subjects other than Arabic and Islamic Studies at the B.A level from a University. Further, you have to qualify the compulsory subjects of Pakistan Studies and Islamic Studies at the B.A level.

Yours faithfully,


(Farrukh Raza)
Assistant Director
Accreditation & Attestation

ATTESTED

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S. No. PB No 230494

16
13

MUHAMMAD IQBAL
M.A. Sec
Head Master
G.M.S. Peshawar

Board of Intermediate & Secondary Education
PESHAWAR

DETAILED MARKS CERTIFICATE
Secondary School Certificate Examination
(SCIENCE GROUP)

Session 19 2000 (Annual/Supplementary)

Name Latifullah
Father's Name Nabi Gul Roll No. 18227

SUBJECT	Total Number of marks allotted	MARKS OBTAINED			
		Theory	Practical	In Figure	In Words
1. English	150			88	
2. Urdu	150			76	
3. Islamiyat	75			58	
4. Pakistan Studies	75			39	
5. Mathematics	100			48	
6. Physics	100			51	
7. Chemistry	100			56	
8. Biology	100			60	
Total	850			476	(071)

476

Four hundred & seventy six

Note: Errors/Omissions excepted.
F: Failed in the paper (s)

Prepared by: _____

Checked by: _____

Date _____ 19

21 NOV 2000

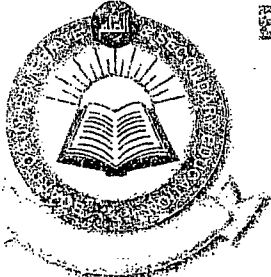
Controller of Examinations
Board of Intermediate & Secondary Education
PESHAWAR

[Signature]
ATTESTED

23

16-17

**BOARD OF INTERMEDIATE & SECONDARY EDUCATION
MARDAN**



BISE MARDAN
BANDER PARHTUNKHWA

103492

S.No.MB

Roll No: 79706

Reg No: 224895-B/PVT-2016



**PROVISIONAL AND DETAILED MARKS CERTIFICATE
INTERMEDIATE (ANNUAL) EXAMINATION - 2016
HUMANITIES (Part-II)**

LATIF ULLAH Son/Daughter of NABI GUL

of Institution/District NOWSHERA

has secured the marks shown against each subject in the Higher Secondary School Examination held in the month of APRIL/MAY as PRIVATE Candidate.

Subjects	Marks	Marks Obtained				Total	Marks in Words
		Part-I		Part-II			
		Theory	Pract	Theory	Pract		
English	200	39	--	58	--	97	Ninety-Seven
Urdu	200	73	--	70	--	143	One Hundred Forty-Three
Islamic Studies	200	87	--	80	--	167	One Hundred Sixty-Seven
Arabic	200	87	--	83	--	170	One Hundred Seventy Only
Total : 800						577-	Five Hundred Seventy-Seven Only
Remarks :						Arabic Additional	

Prepared by :

Checked by :

Date of Declaration of Result: 23-07-2016

Date of Issue: 23-JUL-16

Note: Errors/Omissions are excepted. Any mistake in above particulars must be intimated within 30 days after declaration of result.

**Controller of Examinations
BISE, Mardan**

ATTESTED



بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

وفاق المدارس العربية
باكستان

كشف الدرجات

امتحان الشهادة العالمية في العلوم الإسلامية والعربية (الطبعة العربية الإسلامية)

رقم التسجيل: 1429-05-003713 رقم الجلوس: 958
اسم الطالب: لطيف الله اسم الوالد: نبي گل
الدرجة: نوسميره تاريخ الميلاد: 25-12-1984
دار العلوم حقانيه الحاق نمبر: 01573
نوسميره: كوزہ خنک

السنة الأولى: الاختبار السنوي 1435هـ/2014م		السنة الثانية: الاختبار السنوي 1436هـ/2015م	
الدرجة	المكتب الدراسي	الدرجة	المكتب الدراسي
62	الكتاب في علوم القرآن شرح بحمد الفكر	68	السنن مع الشمائل
66	التفسير البصائر ج 1-7	89	الصحيح لمسلم
69	مشكاة المصابيح ج 1	69	الجامع للترمذي
72	مشكاة المصابيح ج 2	55	الصحيح للبخاري
63	الهداية ج 3	60	السنن لأبي داود
68	الهداية ج 4	78	الموطان مع الطحاوي

الدرجة الصغرى: 40، الدرجة الكبرى: 100، مجموع الدرجات: 1200، الدرجات المحصلة: 819

تشهد إدارة وفاق المدارس العربية بأن الطالب المذكور أعلاه قد نجح في امتحان الشهادة العالمية
مقديراً جيداً وصل الله على سيدنا محمد وآله وصحبه وسلم

توقيع مراقب الامتحان



الكتب الرئيسي ملتان

16-06-2015

التاريخ:

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Cover pen, shapes and stamps are available

(76)
20
(19)

حکومتی ایگزیکٹو ایجنسیوں میں... نوٹس کے ذریعہ تمام (مردانہ) سکولوں میں درج ذیل آسامیاں پُر کرنے کے لئے اطلاع... نوٹس کے مکتبی اہل امیدواروں سے مجوزہ فارم مورے 10/06/2019 تک درخواستیں مطلوب ہیں اور فراغت فارم FTS کی ویب سائٹ (www.ftspak.net) پر دستیاب ہے۔ متروک تاریخ کرنے کے بعد موصول ہونے والی درخواستوں کو مانا نہیں جائے گا۔

19-35 سال	1	ی	ی	(1) کسی بھی تسلیم شدہ یونیورسٹی سے بیچلر ڈگری۔ (2) سیکنڈ لیور تقرری کے بعد 9 ماہ کی لازمی ٹریننگ مکمل ہونے کے بعد RITE / PITE سے حاصل کرنی ہوگی۔ (BPS-15)
18-35 سال	2	ی	ی	(1) کسی بھی تسلیم شدہ یونیورسٹی سے بیچلر ڈگری۔ (2) کسی بھی تسلیم شدہ یونیورسٹی سے بیچلر ڈگری۔ (BPS-12)
19-35 سال	3	ی	ی	(1) کسی بھی تسلیم شدہ یونیورسٹی سے بیچلر ڈگری۔ (2) سیکنڈ لیور تقرری کے بعد 9 ماہ کی لازمی ٹریننگ مکمل ہونے کے بعد RITE / PITE سے حاصل کرنی ہوگی۔ (BPS-15)
19-35 سال	4	ی	ی	(1) کسی بھی تسلیم شدہ یونیورسٹی سے بیچلر ڈگری۔ (2) سیکنڈ لیور تقرری کے بعد 9 ماہ کی لازمی ٹریننگ مکمل ہونے کے بعد RITE / PITE سے حاصل کرنی ہوگی۔ (BPS-15)
19-35 سال	5	ی	ی	(1) کسی بھی تسلیم شدہ یونیورسٹی سے بیچلر ڈگری۔ (2) سیکنڈ لیور تقرری کے بعد 9 ماہ کی لازمی ٹریننگ مکمل ہونے کے بعد RITE / PITE سے حاصل کرنی ہوگی۔ (BPS-15)
19-35 سال	6	ی	ی	(1) کسی بھی تسلیم شدہ یونیورسٹی سے بیچلر ڈگری۔ (2) سیکنڈ لیور تقرری کے بعد 9 ماہ کی لازمی ٹریننگ مکمل ہونے کے بعد RITE / PITE سے حاصل کرنی ہوگی۔ (BPS-12)
19-35 سال	7	ی	ی	(1) کسی بھی تسلیم شدہ یونیورسٹی سے بیچلر ڈگری۔ (2) سیکنڈ لیور تقرری کے بعد 9 ماہ کی لازمی ٹریننگ مکمل ہونے کے بعد RITE / PITE سے حاصل کرنی ہوگی۔ (BPS-12 (PST))

سیکنڈ لیور تقرری کے لئے درخواستیں کیے گئے کرپٹو فارم مورے 10/06/2019 تک... 100 نمبر جس کی مزید تفصیل اس طرح ہوگی

تفصیلی قابلیت	100 نمبر
ایس ایس سی	مائل کردہ نمبر 20x تفصیلی نمبر
ایس ایس / ایس ایس سی	مائل کردہ نمبر 20x تفصیلی نمبر
ایس ایس / ایس ایس سی	مائل کردہ نمبر 20x تفصیلی نمبر
ایس ایس / ایس ایس سی	مائل کردہ نمبر 20x تفصیلی نمبر
ایس ایس / ایس ایس سی	مائل کردہ نمبر 05x تفصیلی نمبر
ایس ایس / ایس ایس سی	مائل کردہ نمبر 05x تفصیلی نمبر
ایس ایس / ایس ایس سی	مائل کردہ نمبر 05x تفصیلی نمبر
ایس ایس / ایس ایس سی	مائل کردہ نمبر 05x تفصیلی نمبر

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لیا جس چار سالہ کورس کی صورت میں بہروں کی تقسیم طرح ہوگی۔ حاصل کردہ نمبر 40x تقسیم کیا جائے۔

جبکہ پیشہ ورانہ ایسے اسکیمیشن کی صورت میں بہروں کی تقسیم بلحاظ ذیل ہوگی۔ ان کے ساتھ کچھ نمبر حاصل کردہ نمبر 10x تقسیم کیا جائے (8 بہری لپ + 5 ایچ ایڈ)۔
 AT اور TT کے امیدواروں کے لئے شاہدہ اسلامیہ کالج کے برائے تعلیم کرنے والے اسکیمیشن کے لئے شاہدہ اسلامیہ کالج کے کوئی نمبر لیا نہیں جائے۔
 شاہدہ اسلامیہ کالج کے کوئی نمبر نہیں دیئے جائیں گے۔ AT اور TT کے علاوہ کسی اور کورس کے لئے شاہدہ اسلامیہ کالج کے کوئی نمبر لیا نہیں جائے۔
 (1) ہر شاہی آسامی کے لئے طلبہ کی سطح پر طلبہ بلحاظ سرٹس مرتب کی جائیں گی۔ جس میں امیدواروں کے نمونہ کے حاصل کردہ نمبر اور تعلیمی قابلیت کے بہروں کو
 دیکھا جائے گا۔ (2) پانچویں کورس کے لئے سرٹس میں کوئی کمی نہ ہوگی جس میں امیدواروں کے نمونہ کے حاصل کردہ نمبر اور تعلیمی قابلیت کے بہروں
 کو دیکھا جائے گا۔ (3) فیصد میں 40 فیصد نمبر لیا ضروری ہے۔ 40 فیصد سے کم نمبر لینے والے امیدواروں کو اپنا نمونہ اور سرٹس میں شامل نہیں ہوگا۔ (4) CGPA کی
 صورت میں کاؤٹنگ بہروں میں کمی جائے گی۔ جس کے لئے متعلقہ ایجنسی سے بہروں یا سرٹس کی فیصد کی تبدیلی شدہ سرٹس حاصل کرنا ضروری ہوگا۔

مختصر نصاب

(1) تمام امیدواروں کے ذریعہ اس کا پتہ لیا جائے گا کہ اس میں مستقل نمونہ طلبہ... نو مشورہ... کا ہونا چاہئے۔ اس بات پر نوٹس کیا جائے گا۔ جبکہ لی ایس ٹی ہسٹری کے لئے جس سکول میں
 آسامی خالی ہے امیدوار کا آئی ای ٹی میں کوئی مستقل یا متحدہ نمونہ ضروری ہے اگر آئی ای ٹی میں کوئی مستقل یا متحدہ نمونہ موجود نہ ہو تو اس آسامی کے لئے ایجنسی میں کوئی مستقل یا متحدہ نمونہ
 ضروری نہیں ہے۔ (2) تمام تقریریں اور لکھی گئی ہونے والی دستاویزی تعلیم حکومت خیر
 بخوشی کے مقرر کردہ قوانین، پالیسی اور دیگر طریقہ کار کے مطابق خالصتاً میرٹ کی بنیاد پر ہوں گی۔ (3) مقررہ فرم کیلئے دو فیصد کوٹہ تقسیم ہے جس کیلئے شیڈنگ سہ ماہی اور ڈاک
 سرٹس کی پیشہ کاروں کے لئے ایجنسی کے مقررہ طریقہ کار کے مطابق ہونا ضروری ہے۔ (4) کوٹہ کیلئے کسی فیصد کوٹہ تقسیم ہے۔ (5) انٹرویو کے وقت عملی تعلیمی دستاویز حاصل کرنا
 ضروری ہے۔ (6) میرٹ پر آنے والے امیدواروں کی تعداد مختلف اداروں سے تبدیل کرانی جائے گی جس کے تمام اخراجات
 امیدواروں کو برداشت کرنا ہوں گے۔ (7) انٹرویو کے لئے آنے والے امیدواروں کو کوئی TA / DA نہیں دیا جائے گا۔ (8) صرف مقررہ وقت کے اندر موصول ہونے والی
 درخواستوں پر غور کیا جائے گا۔ مقررہ تاریخ کے بعد درخواستیں قبول نہیں کی جائیں گی۔ (9) ذریعہ عملی کا اختیار حاصل ہے کہ وہ کوئی وجہ بتائے بغیر کسی بھی وقت گلی یا
 جبری طور پر انٹرویو منسوخ کرے۔ (10) اگر اس اشعار کے بعد حکومت وقت کی طرف سے گھبرائی کے طریقہ کار میں تبدیلی کی گئی تو امیدواروں کو اس کے مطابق عمل کرنے کی پابندی
 ہوگی۔ (11) عملی امتحان کی ایجنسی کے مقررہ طریقہ کار کے مطابق ہونا ضروری ہے۔ (12) تمام طلبہ اساتذہ صرف گورنمنٹ کے تسلیم
 شدہ اداروں کی قابل قبول ہوں گی۔ (13) اگر کسی امیدوار کی دستاویزی پائی گئی تو اس کے خلاف قانونی کارروائی کی جائے گی اور اسکے لئے اسے سرکاری ملازمت کے لئے بائیل
 تصور کیا جائے گا۔ (14) بائیل کارڈ پر معلومات کی صورت میں درخواست نام خود بخود منسوخ تصور کیا جائے گا جس کے لئے کوئی اپیل منظور نہیں کی جائے گی۔ (15) انٹرویو کے
 لئے ایک شیڈول جاری کیا جائے گا۔ جس میں ڈاؤنٹنس چیک کئے جائیں گے۔ (16) درخواست دینے کا طریقہ کار FTS کے ذریعہ مہیا ہے۔ (17) مختلف اضلاع کے خالی
 آسامیوں کی تعداد FTS کی ویب سائٹ پر موجود ہے۔ (18) پرائیویٹ (ٹی) ایجنسیوں کی ڈگریاں پرائیویٹ ایجنسیوں (HEC) سے تبدیل شدہ ہونی چاہیں۔
 (19) تمام تقریریں حکومت خیر بخوشی کے مقرر کردہ قوانین و دیگر طریقہ کار کے مطابق خالصتاً میرٹ کی بنیاد پر ہوں گی۔ (20) پتہ اور پتہ کورٹ پتہ کے نیچے کے مطابق پائی
 سکولوں کو درخواست دینے کی شرط ختم کر دی گئی ہے۔ (21) درخواست دینے کا طریقہ کار FTS کے ذریعہ مہیا ہے۔ (22) امیدواروں کا ذریعہ سائل کا پتہ اور توئی شناختی کا
 مستقل پتہ ایک ہونا چاہئے۔

محکمہ خزانہ، حکومت پاکستان

وزارت تعلیم (بہروں) ... مرادہ ...

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Fair Testing Services

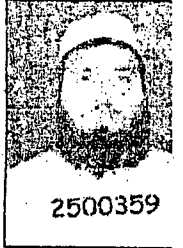
Roll No Slip

Directorate Of Elementary & Secondary Education KPK 2019

Name: Latif Ullah

Guardian Name: Nabi Gul

CNIC No: 1720119333839



Roll No	Test	Reporting Date & Time	Paper Start Time	Center Code/Test Center
40209987	Arabic Teacher (AT)	15-09-19 (Sunday) 08:30 AM	09:00 Am	404001. Forward Degree College, Nowshehra.

INSTRUCTIONS:

1. You are required to bring this Roll No. Slip along with your original National Identity Card. Candidates failing to produce Roll No. Slip and Original CNIC would not be allowed to enter the Examination Hall.
2. Form-B is not accepted.
3. In case of missing CNIC candidate must produce evidence (FIR, Nadra Token, Original Docs and attested Picture).
4. No other person with candidate will be allowed to enter the test center.
5. If there is no picture on CNIC then original documents should be produced for evidence.
6. You are also required to bring a clipboard and ball pen (black or blue) with you.
7. Mobile phone/Calculator or any other electronic device is not allowed.
8. Any cheating material (electronic device, mobile etc) taken into custody by FTS staff will not be returned at any cost.
9. Any kind of weapon is strictly prohibited in the Examination Hall.

NOTE:

- Your are provisionally allowed to appear in the test. Subject to verification of credentials and eligibility.
- If candidate does not allow cameraman for face video then he/she will not be allowed to sit in the test center.
- Keep visiting FTS website www.ftspak.net for further information and test result.

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Director Examination

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Directorate of Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar

FTS

STATEMENT SHOWING THE DISTRICT WISE DETAIL OF VACANT POSITIONS OF PST, CT, PET, DM, AT, QARI, IT (MALE/FEMALE) 2019

[Signature]
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S.No.	District	CT-15	PET B-19	DM B-15	AT B-15	TT B-15	CT-IT B-12	Qari B-12	PST B-11	Total	CT-15	PET B-15	DM B-15	AT B-15	TT B-15	CT-IT B-12	Qari B-12	PST B-11	Total	G.Total
		M	M	M	M	M	M	M	M	M	M	F	F	F	F	F	F	F	F	F
1	Peshawar	60	0	0	6	4	0	4	250	324	39	19	17	14	20	12	7	166	294	618
2	Mardan	17	11	6	18	11	11	9	34	117	35	28	6	15	14	0	18	41	157	274
3	Charsadda	13	5	3	6	7	0	6	206	246	24	19	12	10	13	0	8	109	195	441
4	Nowshehra	36	0	8	8	10	12	8	234	316	54	20	10	5	12	1	8	209	319	635
5	Swabi	39	19	10	16	10	0	11	221	326	17	4	3	5	2	11	5	93	140	466
6	Kohat	27	4	4	4	5	0	4	63	111	12	7	9	5	8	4	7	89	141	252
7	Karak	29	2	14	11	11	5	8	46	126	11	4	2	0	2	0	3	13	40	166
8	Bannu	20	5	5	3	2	0	0	0	35	19	3	3	8	4	0	9	75	121	156
9	Tank	10	3	2	5	3	4	2	36	65	7	1	3	2	1	2	1	30	47	112
10	Lakki Marwat	42	5	6	15	11	5	0	210	294	16	11	4	1	6	0	3	95	136	430
11	DI Khan	24	5	4	12	16	4	4	74	143	13	7	6	4	0	4	0	18	62	195
12	Hangu	12	5	3	4	3	0	2	125	154	8	3	3	2	2	0	1	52	71	225
13	Swat	39	16	16	8	14	2	12	315	422	17	9	5	7	5	3	1	75	122	544
Total Vacant Posts		368	80	81	116	107	43	70	1814	2679	272	135	83	78	89	37	71	1070	1835	4514

[Signature]

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Main data table with multiple columns containing names, numbers, and other identifiers. The table is organized in a grid format with approximately 70 columns and 80 rows.

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Handwritten signature or mark at the bottom center of the page.



Secretary
to the Prime Minister
Ph: 9210360

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Prime Minister's Office
Islamabad

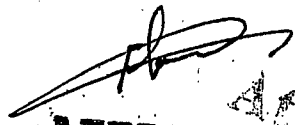

No. 5166/M/SPM/2018
Dated: 21st December, 2018

Subject: POLICY FOR PERSONS WITH DISABILITIES

The Prime Minister has been pleased to desire that all concerned Ministries / Divisions / Departments of Federal as well as Provincial Governments shall work out the modalities / steps needed to be taken to devise an implementation mechanism for special persons, as follows:

S #	Policy	Action By
i.	On ground implementation of 2% employment quota. <i>(It has been observed that the quota is calculated against the posts being advertised/fixed at a particular point in time. This leads to negligible appointment against disabled quota. Whereas the quota needs to be worked out against total strength of the Division/Department etc.)</i>	Establishment Division Provincial Governments
ii.	Issuance of Driving Licenses for people with hearing disabilities in line with international practices.	Ministry of Interior Provincial Governments
iii.	Provision of free wheel chairs for persons with physical disabilities.	Ministry of NISR&C Provincial Governments
iv.	Provision of free white cane for visually impaired.	Ministry of NISR&C Provincial Governments
v.	Health Cards for persons with disabilities.	Ministry of NISR&C Provincial Governments
vi.	Housing quota for persons with disabilities.	Ministry of Housing & Works

Note: Disable Persons Cards can be categorized as per international standards of Category 'A', 'B' & 'C'. First preference is to be given to Category 'A'


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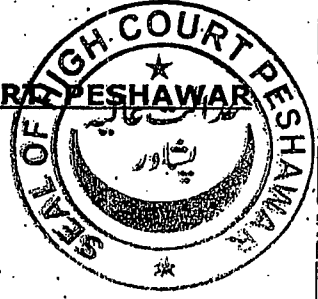
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S

IN THE PESHAWAR HIGH COURT PESHAWAR



Writ Petition No 2121 of 2006

Taleh Shah S/O Maroof Gul
R/O Village Adamzal, P.O. Akora Khattak,
Tehsil and District Nowshera. Petitioner

versus

1. Government of N.W.F.P. through Secretary Schools & Literacy Department, N.W.F.P. Peshawar.
2. Executive District Officer (EDO) Schools & Literacy Department, Nowshera. Respondents

=====

**WRIT PETITION UNDER ARTICLE 199 OF THE
CONSTITUTION OF ISLAMIC REPUBLIC OF
PAKISTAN, 1973.**

=====

Respectfully Sheweth:

1. That the petitioner being bonafide citizen of Pakistan is duly domiciled of District Nowshera N.W.F.P. (Copy of Domicile Certificate is attached as Annexure "A").
2. That on 08.09.2006 some posts of Teachers in different categories were advertised in newspaper "Daily Aaj" by the respondent No.2. (Copy of advertisement is attached as Annexure "B").
3. That the petitioner submitted his application form for the post at serial No:2 of the advertisement that is Arabic Teacher (AT) against the quota reserved for disabled

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Peshawar High Court

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persons. (Copy of the application form is attached as Annexure "C").

4. That the petitioner submitted his documents regarding his academic qualification as well as other necessary documents including Medical Certificate. (Copies of documents and medical certificates are attached as Annexures "D" and "E" respectively).
5. That accordingly the petitioner was allotted Roll No.27 and written test was conducted on 03.10.2006 at Nowshera Govt. High School No.1.
6. That on conclusion of the written test, the petitioner alongwith all other candidates were informed verbally that the interview would be held on 04.11.2006 at the office of Respondent No.2.
7. That the respondent No.2 did not convey the result of written test to the petitioner and instead called all the candidates for interview.
8. That on the day of interview, while the petitioner was waiting for his turn to be interviewed, he was informed by an Assistant of the office of Respondent No.2 that he alongwith some other candidates are not going to be considered for the post without assigning any reason

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9. That left with no other adequate and efficacious remedy the petitioner files the instant Writ Petition on the following grounds, inter-alia:

GROUNDS:

- a. That the process adopted by the Respondent No.2 for filling the vacancies is against the law and rules framed thereunder.
- b. That the posts are not being filled on merits but on pick and choose at the wishes of Respondent No.2.
- c. That no reason whatsoever has been assigned to the petitioner to drop him from the interview.
- d. That the petitioner is otherwise qualified for the post, but he has been ousted from the process on the basis of malafide on the part of Respondent No.2.
- e. That the impugned denial to the petitioner to appear in the interview is not only against the law, but against the norms of natural justice as well.
- f. That the process of filling the vacancies is not being conducted in a transparent manner but has been left to the beaucroatic whims and wishes warranting interference by this Honourable Court.
- g. That the petitioner may kindly be allowed to put forward any other arguments / documents at the time of hearing of instant petition.

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Peshawar High Court

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It is, therefore, humbly prayed that on acceptance of this Writ Petition, the Respondent No.2 may kindly be directed to include the petitioner in the process of appointments on merit and to complete whole process with full transparency alongwith any other order deemed proper and appropriate in the circumstances of the case.

Interim Relief

It is further prayed that as interim relief, the respondent No.2 may kindly be restrained from making the appointments on the seats reserved for disabled person untill the final disposal of the instant Writ Petition.

Petitioner
Through



Walayat Khan Khattak
Advocate, Peshawar

Dated: 29/11/2006

CERTIFICATE:

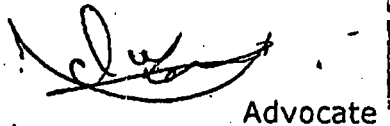
Certified that no such Writ Petition has earlier been filed by the petitioners on the subject matter before this Honourable Court.



Advocate

LIST OF BOOKS

1. Constitution of Islamic Republic of Pakistan, 1973.
2. Case law according to need.



Advocate



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29/11/2006
Asst. Registrar
29 NOV 2006

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Peshawar High Court

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Judgment Sheet

IN THE PESHAWAR HIGH COURT
PESHAWAR:

JUDICIAL DEPARTMENT

JUDGMENT



Writ Petition No. 2121 of2006.

Date of hearing..... 10-7-2007.

Petitioner/Appellant... Taleh Shah by (Mr. Dilawar Khan Ikhattak, Adv)

Respondents: Govt. of NWFP etc. by (Mr. Khushdil Khan Momand, A.G.)
(Mr. Muhammad Qayyum E.D.O. Nowshera) (in person)

MUHAMMAD RAZA KHAN, J.- Through this petition the action of the respondent No.2 has been challenged whereby the petitioner was not allowed to be interviewed despite the fact that he had participated in the written test for the post of Arabic Teacher against the quota reserved for disabled persons.

2. Comments have been furnished by respondent No.2 wherein it has been alleged that 12 posts of Arabic Teachers have been filled including 7 on the male and 5 on the female side vide notification No.6067-88 dated 21.4.2007, however, the petitioner could not be so appointed because he had applied for a seat against disabled quota of 2% and since only 7 seats were available on male side, therefore, no seat for the said quota could be reserved for disabled persons on the basis of arithmetic computation. It was also

alleged that the petitioner could not qualify the

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EXAMINER
Peshawar High Court

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screening test which was a requirement the recruitment policy that is why he was not called for interview.

3. During the hearing of the case in motion, the representative of the respondents was directed on 11.6.2007 to submit a detailed report about the available posts during the period 2005-07 so that the reserved quota of 2% for the disabled persons could be calculated. In response thereto, the representatives of the respondent No.2 stated that during the year 2005-06, the total sanctioned strength of male Arabic Teachers was 112 which was subsequently increased during the year 2006-2007 to 115 and out of the said total number of posts 14 vacancies were filled up last year whereas 7 vacancies occurred during the current year which were filled through the notification dated 21.4.2007.

4. The learned counsel for the petitioner as well as the learned Additional Advocate General were heard.

5. While reserving certain quota as described by law or rules, it cannot be presumed to be the quota reserved for each process of recruitment. Rather the quota is reserved on the basis of total number of seats in a specific cadre. This is a general practice, and logical too, because otherwise the disabled persons shall not be able to avail any benefit of the reservation of the quota for them because the number of vacancies, announced at a particular selection process, shall

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EXAMINER
Peshawar High Court

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particular class of persons, the appointment of another ✓
person against such a vacancy shall be violation of ✓
Scheme of Reserved Seats. Thus, in the cadre, 115 ✓
male Arabic Teachers of the District of Nowshera, two ✓
persons must be physically disabled or such seats shall ✓
be kept vacant till the availability of such persons. Any ✓
appointment against such seats shall be violative of the ✓
principle of reservation of quota. ✓

N.T.P

6. When a seat is reserved for the candidates belonging to a particular class, the basic eligibility about age, educational qualification and experience, as prescribed by the Civil Servants, (Appointment Promotion and Transfer) Rules, has to be satisfied by each candidate. However, if a candidate is eligible under the rules, he should not be subjected to scrutiny under the Administrative Policy unless the number of applicants for such a category is more than the number of seats. Thus, the plea that the petitioner was not considered due to the failure in the screening test, is legally without force because the law and the rules supersede the administrative instructions. If the petitioner was duly certified as physically handicapped person and was also eligible, as per rules, on the basis of age, qualification and experience, he deserves appointment against the seat reserved for the category of disabled persons. In case of more than one person,


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 Peshawar High Court

2008 P L C (G.S.) 1200

[Lahore High Court]

Before Zubda-tul-Hussain, J

MUHAMMAD KHALID NAZIR

versus

D.C.O. and others

Writ Petition No.2037 of 2006/BWP, decided on 3rd July, 2008.

Punjab Civil Service (Ratio of Recruitment) Rules, 1973---

---R. 3--Constitution of Pakistan (1973), Art.199--Constitutional petition--Appointment against reserved quota--Petitioner being son of retired employee had a right to be considered for appointment against 20% reserved quota--Authorities, instead of calculating 20% quota against the total number of the posts in the cadre, determined the same only against the posts, which were advertised for recruitment--Such mode of calculation of posts undoubtedly was against the mandate of Punjab Civil Service (Ratio of Recruitment) Rules, 1973--Stance taken by the authorities that the reserved quota was to be applied only to the number of posts/vacancies announced for recruitment and not against the total number of posts in the cadre was simply farcical and was patently illegal--Rule 3 of Punjab Civil Servants (Ratio of Recruitment) Rules, 1973, had provided that the ratio of recruitment would be applied to the total number of posts in the cadre and it could not be applied to the number of the posts advertised/announced for the time being--Where the recruitment in the terms of quota was reserved, it had to be given precedence over the other appointments for maintaining the ratio prescribed under the law--Direct recruitment, no doubt was a right of the eligible candidates, but it could be given effect only when the reserved quota had been exhausted and a vacancy remained available for direct appointment--Authorities, who had to make appointments to any post in the government office, had to exercise their authority honestly and objectively in the public interest and strictly in accordance with law without being influenced by any extraneous consideration or the subordination of any superior authority--Departmental Selection Committee and then the appointing authority, in the present case both erred in law while allocating the seats to the candidates against the posts for reserved quota--Petitioner would be considered for appointment against the reserved quota of the number of vacancies to be calculated in accordance with R.3 of the Punjab Civil Service (Ratio of Recruitment) Rules, 1973 by applying the same to the total number of Posts of Naib

Qasids in the cadre so as to maintain the prescribed percentage of the over all strength of the cadre and not to the actual vacancies existing or announced at a given time. [pp. 1201, 1202, 1204] A, B, C, D & E

Petitioner in person.

Ch. Shafi Muhammad Tariq, A.A.-G. with Muhammad Nawaz, Litigation Officer for Respondents.

ORDER


ZUBDA-TUL-HUSSAIN, J.-- Nazir Ahmad father of the writ petitioner after serving as Chowkidar in the office of the Deputy Commissioner Bahawalpur retired from service on 15-6-2001. Under the impression that his son was entitled to be given appointment in the same Department/office on the retirement of his father, he submitted an application for the purpose, but, it is alleged, the same was not considered.

2. Subsequently the Executive District Officer (Revenue) Bahawalpur respondent No.2 advertised various posts of Naib Qasid, Chowkidars, Bajldars and Malies etc. and invited applications from the eligible candidates. The petitioner also submitted an application for the post of Naib Qasid/Chowkidar against the 20% quota reserved for the children of in-service or retired employees of the Government but was not given the appointment. It has been pointed out that the Departmental Selection Committee herein cited as respondent No.4, did not adopt the proper method of recruitment as prescribed under rule 3 of the Punjab Civil Service (Ratio of Recruitment) Rules, 1973 and instead of applying the quota to the total number of the posts in the Cadre calculated the same only on the basis of the advertised vacancies. The petitioner has accordingly requested that the respondent may be directed to appoint him as Naib Qasid/Chowkidar in BS-1 under the 20% reserved quota for the children of the working or retired civil servants.

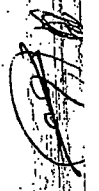
3. It is an admitted fact that the petitioner is the son of a retired employee of the Revenue Department. That being so his right to be considered for appointment against 20% quota cannot be denied. The foul respondent played was that instead of calculating the 20% quota against the total No. of the posts in the cadre, determined the same only against the posts, which were advertised for recruitment. This mode of calculation of posts was undoubtedly against the mandate of Punjab Civil Service (Ratio of Recruitment) Rules, 1973.

4. The stance taken by the respondents that the reserved quota is to be applied only to the number of posts/vacancies announced for

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recruitment and not against the total number of posts in the cadre, is simply farcical and is patently illegal. Rule 3 ibid provides that the ratio of recruitment shall be applied to the total number of posts in the Cadre. It cannot be applied to the number of the posts advertised/announced for the time being. The reason is obvious. If the ratio of the reserved quota is applied to the posts advertised for recruitment, the reserved quota employees will be under-represented.

5. Where the recruitment in terms of quota is reserved it has to be given precedence over the other appointments for maintaining the ratio prescribed under the law. The direct recruitment no double is a right of the eligible candidates but it can be given effect only when the reserved quota has been exhausted and a vacancy remained available for direct appointment.

6. In the present case not only the aforesaid advertisement but the recruitment policy issued by the Government of the Punjab Service and General Administration Department (Regulations Wing) dated 17-9-2004 also exhaustively laid down the process and the procedure for recruitment. Para 12 of the policy laid down as under:--

"(12) The following quotas have already been provided under various notifications and shall continue:

- (i) 2% quota for disabled persons as per Notification No.SOR-III, 2-86/97 dated 28-1-1999, and in keeping with instructions issued vide No.SOR-IV(S&GAD)7-1/2003 dated 15-4-2004,
- (ii) 5% quota for women as prescribed vide Notification No.SOR-III, 1-35/93, dated 17-4-2002
- (iii) 20% quota of posts in BS-1 for the children of serving Government employees in BS-1 to 5, as prescribed vide Notification No. SOR-III, 1-22/90, dated 1-9-1993.

Explanation: The posts reserved for quotas mentioned above to be filled only at the time of making general recruitment through advertisement under the Recruitment Policy."

(Note: A copy of the minutes of the meeting of District Selection Committee Bahawalpur (Revenue Department) held on 30-6-2006 has been included in the record of this writ petition as Mark "B")

7. It is admitted by the respondents and is very much borne out by the minutes of the meeting of the District Selection Committee Bahawalpur (Revenue Department) held on 30-6-2006 that 17 posts were vacant for recruitment of Naib Qasids. The Selection Committee in para

No.2 of the Minutes determined the ratio of appointments against various categories/quotas as under:--

"There were 17 vacancies of Naib Qasids to be filled in as per following Break up

- "(1) 12 Posts Through open merit.
- (2) 3 Posts From among the children of the employees BS-1 to 5 against their quota
- (3) 2 Posts Disabled quota"

A total No. of 676 applications against open quota and 47 applications against reserved quota for children of employees and 7 applications against Disabled quota were received."

"(ii) Out of 47 applications for the posts of Naib Qasid against reserved quota of children of the employees, 24 candidates appeared for interview. The Committee recommended the following candidates for appointment as Naib Qasid (BS-1):--

- (1) Mr. Amir Mehmood s/o Iqbal Ahmad.
 - (2) Mr. Rashid Mahmood s/o Muhammad Rafique.
 - (3) Mr. Muhammad Ajmal Khan s/o Nazar Muhammad Khan.
- (iii) Against 2 vacancies of disabled quota as many as 8 applications were received.

After interview the Committee recommended following candidates for appointment as Naib Qasid.

- (1) Mr. Zafar Iqbal son of Allah Bakhsh.
- (2) Mr. Muhammad Abid son of Habib Ahmad Shah."

8. The wrong done by the respondents is obvious from the very minutes of the Committee. At the time of hearing of this writ petition, Litigation Officer of the respondent-Department was also present. During the hearing it has transpired that the number of the vacancies against the reserved quota of 20% when calculated in accordance with rule of the Punjab Civil Service (Ratio of Recruitment) Rules, 1973 exceeds the total number of posts of Naib Qasid announced by the Department for recruitment. It has also transpired that the 20% quota reserved for the children of the in-service and retired employees of Revenue Department has not yet been exhausted and the unfilled posts of

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the quota or in excess of the three posts filled up through the impugned recruitment. These facts are evident from the statement Mark "C" obtained and placed on the record of this writ petition.

9. The Departmental Authorities who have to make appointment to any post in the government office have to exercise their authority honestly and objectively in public interest and strictly in accordance with law without being influenced by any extraneous consideration or the subordination of any superior authority. In the instant case it has become abundantly clear that the Departmental Selection Committee and then the Appointing Authority both erred in law while allocating the seats to the candidates against the posts for reserved quota.

10. The writ petition is allowed with costs. The petitioner shall be considered for appointment against the reserved quota of the number of vacancies to be calculated in accordance with rule 3 of the Punjab Civil Service (Ratio of Recruitment) Rules, 1973 by applying the same to the total number of posts of Naib Qasids in the Cadre so as to maintain the prescribed percentage of the over all strength of the cadre and not to the actual vacancies existing or announced at a given time.

11. In order that effective relief is provided to the petitioner, it is further ordered that it shall be the personal responsibility of the present incumbent of the Appointing Authority to undertake all necessary and effective measures, including the following, to implement this judgment within a period of thirty days:

- (i) The number of the posts against reserved quota is calculated in accordance with rule 3 of the Punjab Civil Service (Ratio of Recruitment) Rules, 1973 by applying the 20% quota to the total number of posts in the Cadre;
- (ii) The case of the petitioner for appointment against such calculated reserved seats shall be considered on the basis of the merit determined by the Departmental Selection Committee. A copy of the five page list of 47 candidates on which the merit of the candidates has also been determined in terms of the marks obtained by them has been placed on the file of this writ petition as Mark "A";
- (iii) If the petitioner is eligible for appointment on the basis of the merit list against one of the seats calculated in above manner, he shall be offered and given appointment with effect from the date the other candidates in the same cadre/category were given appointment;
- (iv) The petitioner, in case of appointment shall be entitled to all

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back benefits as well because he was not only deprived of his valuable rights but was also unnecessarily dragged into litigation by contesting a cause to which the respondents had no justification for defence.

H.B.T./M-260/L

Petition allowed.

2008 P L C (C.S.) 1205

[Federal Service Tribunal]

Before Moazzam Hayat and Jehan Zaib Burki, Members

ITRUT ALI SHEIKH

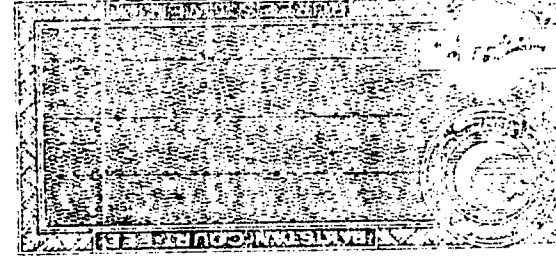
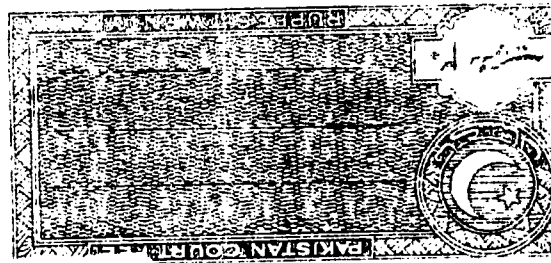
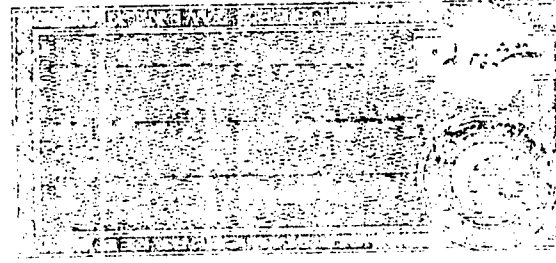
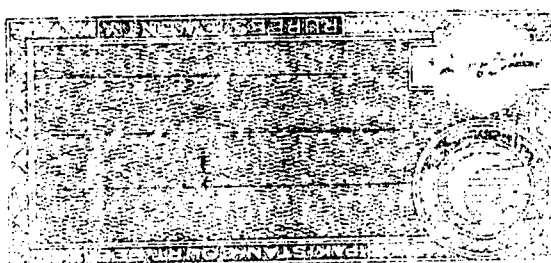
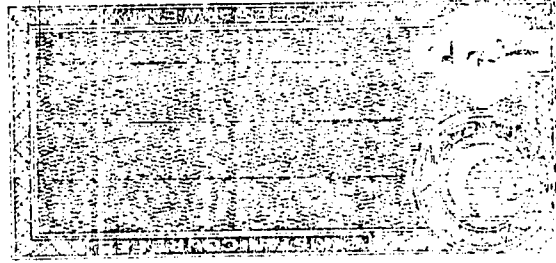
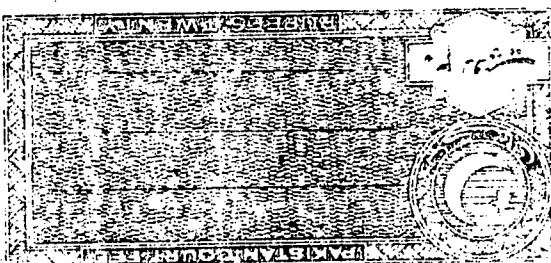
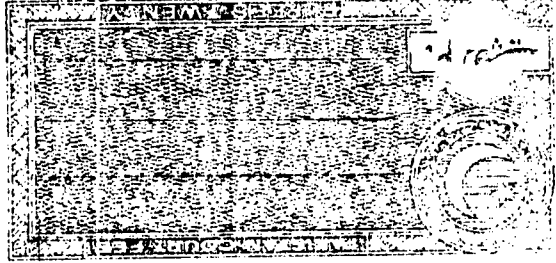
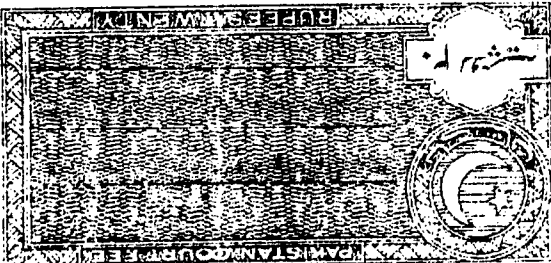
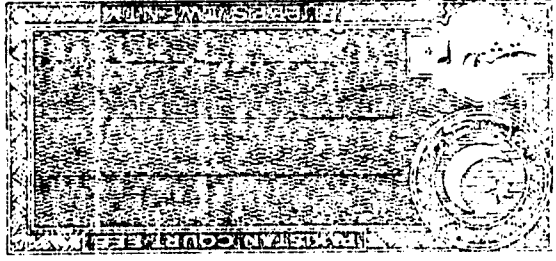
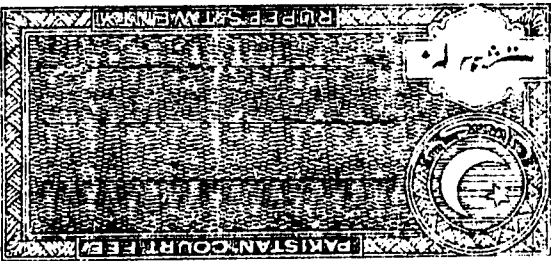
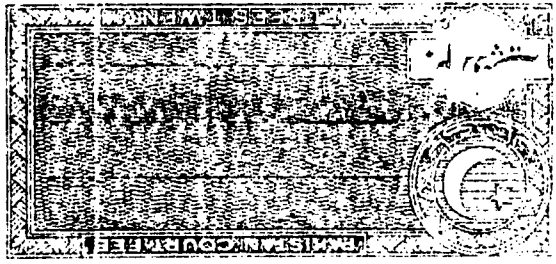
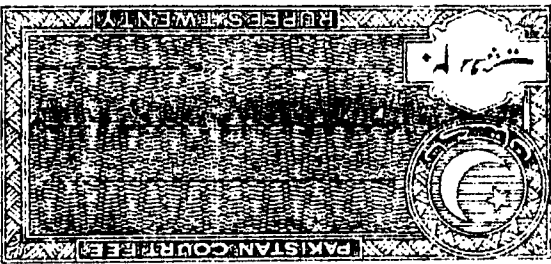
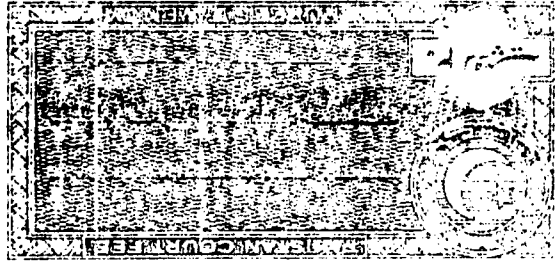
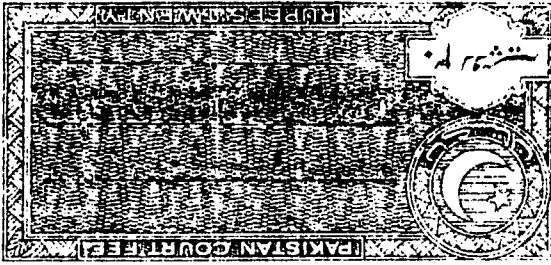
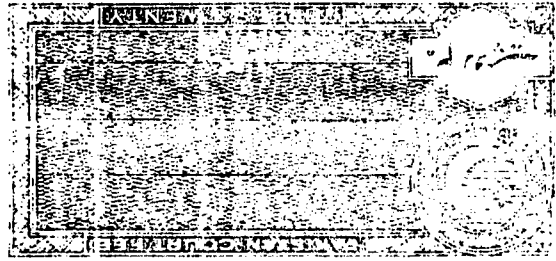
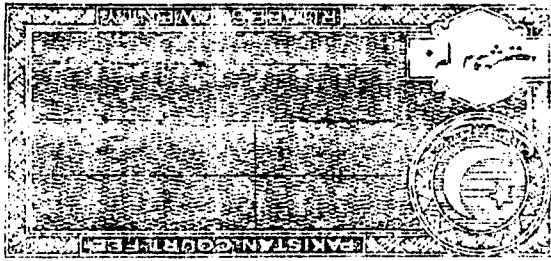
versus

GENERAL MANAGER FINANCE (WATER),
WATER AND POWER DEVELOPMENT AUTHORITY,
LAHORE and another

Appeal No.319(L)(C.S.) of 2000, decided on 10th April, 2004.

Pakistan Water and Power Development Authority Employees (Efficiency and Discipline) Rules, 1978—

—Rr. 2(i)(ii)(iv) & (vii), 4(1)(b)(iv), 5, 6 & 7—Service Tribunals Act (LXX of 1973), S: 4—Dismissal from service—Inquiry proceedings—Appeal to Service Tribunal—Appellant was dismissed from service after charge-sheeting him for inefficiency and misconduct—Inquiry Committee while conducting inquiry proceedings, had committed an irregularity of very serious nature as it did not record statements of two witnesses in detail—Said witnesses were required to state in their own words what they knew about the case, but said two witnesses had not made any statement at all—Testimony of said witnesses could not be used against appellant as the material irregularity had caused serious prejudice to the appellant and that was a sufficient ground for remanding case for fresh inquiry—Statement of defence witness produced by appellant was not recorded—Inquiry Committee simply after hearing statement of defence witness declared the same to be not relevant—Correct procedure was not adopted by Inquiry Committee as it was the duty of Inquiry Committee to first record statement of defence witness and then make an observation in its report as to whether or not such statement was relevant—Inquiry Committee did not record examination-in-chief of appellant—Committee was to record examination-in-chief of appellant and then allow an opportunity to Departmental representative to cross-examine him—Main witness produced many documents, but



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PESHAWAR HIGH COURT, PESHAWAR
FORM "A"
FORM OF ORDER SHEET.

Court of
Case No.....



Serial No of order or proceeding 1	Date of Order or Proceeding 2	Order or other proceedings with Signature of judge or Magistrate and that of parties or counsel where necessary 3
	16.05.2020.	<p><u>WP No.2697-P/2020.</u></p> <p><u>Present:-</u></p> <p>Mr. Shah Faisal Ilyas Advocate, for the petitioner.</p> <p>=====</p> <p>Comments of respondents No.1 & 2 be called for so as to reach this Court within a fortnight. Adjourned to a date in office.</p> <p><u>Interim Relief.</u> Notice. In the meanwhile, one post of Arabic Teacher BPS-15 shall be kept vacant.</p> <p style="text-align: right;">JUDGE</p> <p style="text-align: right;">JUDGE</p>

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Hon'ble Mr. Justice Ikramullah Khan & Hon'ble Mr. Justice Ishtiaq Ibrahim.

Date of Presentation of Application..... 27/6/2020

Pages..... 8

Stamping fee..... 32/-

Date of Preparation of Copy..... 28/6/2020

Date of Delivery of Copy..... 26/6/2020

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EXAMINER
Peshawar High Court, Peshawar
Authorised Under Article 117 of
The Constitution of Pakistan 1973

25 JUN 2020

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PESHAWAR HIGH COURT, PESHAWAR
ORDER SHEET

Date of Order of Proceedings	Order or other Proceedings with Signature of Judge(s).	
1	2	
21.01.2021	<p><u>W.P. No.2697-P/2020</u></p> <p>Present: Mr. Shah Faisal Ilyas, Advocate, petitioner.</p> <p>Ms. Abida Safdar, AAG, for the official respondents, alongwith Mr. Shoaib Akhtar, ADEO (M), Nowshera.</p> <p align="center">*****</p> <p>After arguing the case at certain length, the proposition, which requires determination, is that presently there is total 146 seats of Arabic Teacher in District Nowshera and against which, only 02 disabled candidates have been appointed under the disabled quota, while, according to the learned counsel for the petitioner, in accordance with the judgment of this Court passed in W.P. No.2121 of 2006 decided on 10.07.2007, respondents are supposed to allocate 03 seats for the disabled candidates. He also referred to the merit list and according to which, petitioner is amongst the top candidates.</p> <p>2. In order to know, whether there is any vacant post of Arabic Teacher in District Nowshera, as such, we direct the representative of the respondent-Department to produce the total sanctioned strength of Arabic Teacher in District Nowshera on</p>	



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EXAMINER
Peshawar High Court

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the next date of hearing. Adjourned to 28.01.2021. In the meantime, the interim order dated 16.06.2020 shall continue.



JUDGE



JUDGE

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EXAMINER
Peshawar High Court Peshawar
Authorised Under Article 6.7 of
The Qanun-e-Shahadat Order 1988

28 JAN 2021

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No. _____

Date of Presentation of Application 20/01/21

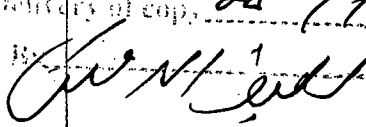
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PESHAWAR HIGH COURT, PESHAWAR
ORDER SHEET

Date of Order of Proceedings	Order or other Proceedings with Signature of Judge(s)
1	2
03.11.2020	<p><u>W.P. No.2697-P/2020</u></p> <p>Present: Petitioner in person.</p> <p style="padding-left: 40px;">Nemo for the respondents.</p> <p style="text-align: center;">*****</p> <p>As the lawyers' community is observing strike, therefore, the case is adjourned to 08.12.2020; with notice to the respondents..</p> <div style="text-align: right; margin-top: 20px;"> <p>JUDGE</p> <p style="margin-left: 20px;">↓</p> <p>JUDGE</p> </div>

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Date of Presentation of 26/10/21

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26 OCT 2021

PESHAWAR HIGH COURT, PESHAWAR.

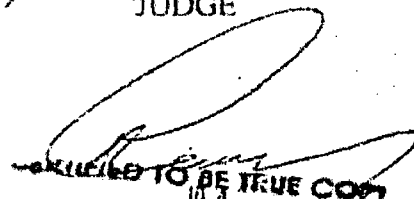
47

**FORM 'A'
FORM OF ORDER SHEET**

Date of Order or Proceedings	Order or other Proceedings with signature of Judge or that of parties or counsel where necessary
08.12.2020	<p><u>W.P. No. 2697-P/2020 with I.R</u></p> <p>Present: Petitioner in person. Mr. Wilayat Khan AAG for the respondent.</p> <p>*****</p> <p>The latter seeks time to submit better comments and to explain the total numbers of available posts of Arabic Teachers as well as the total numbers of the employment made on the basis of Quota reserved for disabled candidates. Allowed. May do so within a fortnight. The case be fixed in the month of January, 2021.</p> <p style="text-align: right;">JUDGE</p> <p style="text-align: right;">JUDGE</p> <p style="text-align: right;">26 OCT 2021</p>
Wilayat Khan, SSS1	*D.B* Hon'ble Mr Justice Muhammad Nisar Hon'ble Mr Justice Syed Asim Ali

(48)

PESHAWAR HIGH COURT, PESHAWAR
FORM OF ORDER SHEET

Date of Order of Proceedings	Order of other Proceedings with Signature of Judge.
1	2
16.03.2021	<p>WP No. 2697-Pof 2020</p> <p>Present: Mr. Shah Faisal Ilyas, advocate; for the petitioner.</p> <p>Mr. Muhammad Sohail, AAG, for the official respondents along with Mr. Shoaib Akhtar, ADEO (M), Nowshera.</p> <p style="text-align: center;">*****</p> <p>The representative of the respondents seeks time to assist this court in the matter on the next date of hearing. Adjourned to 01.04.2021.</p> <p style="text-align: center; margin-top: 20px;">CHIEF JUSTICE</p> <p style="text-align: center; margin-top: 10px;">JUDGE</p> <div style="text-align: center; margin-top: 10px;">  <p>MAILED TO BE TRUE COPY</p> <p style="font-size: small;">The Registrar, Peshawar High Court, Peshawar</p> <p style="font-size: small;">Date: 26 OCT 2021</p> </div>

(DB) Hon'ble Mr. Justice Qasim Raza Khan, CJ
Hon'ble Mr. Justice (Jas. Arwan, J)

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1



Judgment Sheet

PESHAWAR HIGH COURT, PESHAWAR.

(JUDICIAL DEPARTMENT)

W.P.No.2697-P/2020 with I.R.

JUDGMENT

Date of hearing --- 14/12/2021.

Petitioner by --- Mr.Shah Faisal Ilyas, Advocate.

Respondents by --- Barrister Babar Shehzad Imran, AAG.

=====

LAL JAN KHATTAK, J:- For the reasons recorded in our detailed judgment of even date in W.P.No.5715-P/2019 titled "Muhammad Israr Vs. Govt: of KPK & others" this petition is accepted and the respondents are directed to appoint the petitioner as Arabic Teacher against the 2% disabled persons quota forthwith.

Jan
JUDGE

Imran
JUDGE

Announced.
Dt.14/12/2021.

HON'BLE MR.JUSTICE LAL JAN KHATTAK &
HON'BLE JUSTICE MUSARRAT HILALI

(A-K-KHAN Court Secretary)

Siddiq

VERIFIED TO BE TRUE COPY
Peshawar High Court
Authorised Officer
20 DEC 2021

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Judgment Sheet

PESHAWAR HIGH COURT, PESHAWAR.

(JUDICIAL DEPARTMENT)

W.P.No.5715-P/2019 with I.R.

**JUDGMENT**

Date of hearing --- 14/12/2021.

Petitioner by --- Barrister Kamran Qaiser, Advocate.

Respondents by --- Barrister Babar Shehzad Imran, AAG.

=====

LAL JAN KHATTAK, J:- Through this judgment, we shall also decide the connected writ petition bearing No.2697-P/2020 titled "Latif Ullah Vs. DEO (M) Nowshera etc." as common question of law and facts is involved in both the petitions wherein the petitioners have prayed for issuance of writs directing the respondents to appoint them as Theology and Arabic Teachers, respectively.

2. It is the petitioners' case that the respondent-department advertised the posts of Theology and Arabic Teachers pursuant to which they applied for their appointments against the disabled persons quota, however, they were declined such

Qaiser

ATTESTED
 EXAMINER
 Peshawar High Court

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recruitment against which they have preferred these petitions.

3. Parawise comments were called for from the respondents which have been so furnished wherein issuance of the desired writs have been opposed.

4. Arguments heard and record available gone through.

5. It is the respondents' point of view that in the case of Muhammad Israr (W.P.No.5715-P/2019) up till now 49 posts of Theology have been filled on open merit and on appointment of the 50th one, the 2% quota reserved for the disabled persons will be observed by appointing one disabled person. While in the connected case of Latif Ullah (W.P.No.2697-P/2020) the department's stance is that up till now 02 disabled persons have been appointed against total 146 appointed on open merit and that when strength of the appointees on open merit will reach to 150 then a seat will be reserved for the appointment of 3rd disabled person against the quota.

Agem

~~ATTESTED~~

EXAMINER
Peshawar High Court

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6. Above calculation worked out by the department is not correct as same is not only against the law on the subject but in utter disregard to the judgments of the Hon'ble Supreme Court of Pakistan and of this court as well. According to section 10 (1) (3) of the Disabled Persons (Employment and Rehabilitation) Ordinance, 1981, while calculating the percentage of the posts in an establishment for the purpose of employment of disabled persons, the fraction of 0.5 and above shall be counted as a whole number. Above provision of law came up for discussion before the Hon'ble Supreme Court of Pakistan in Civil Petition No.140-L of 2015 decided on 14.07.2020 and while dealing with the issue, the Apex Court held in para 15 of its judgment that *there may arise a situation when the posts in a particular category are less than 50, in that case it will be up to the establishment to allocate Disability Quota to respective categories of posts even though they are less than 50 posts in a particular category in order to*

Gain

~~ATTESTED~~
EXAMINER
Peshawar High Court

maintain the overall Disability Quota of the establishment. This court too in a judgment delivered in W.P.No.2121 of 2006 decided on 10.07.2007 has taken the same view by holding that;

"The requirement of satisfaction of reserved quota shall have to be implemented when the total number of strength in a cadre exceed 25, because it will be more than the .5% which has to be read as a complete unit. Thus the 26th seat in a cadre cannot be filled unless a disabled person is accommodated and if the total number of strength is more than 75, the quota in the strength shall be more than 1.5 percent and therefore two seats have to be reserved for disabled persons. Similarly, if the number of total strength exceeds 125, 3 persons from the disable quota have to be appointed and accordingly in a cadre having more than 175 seats, four disabled persons shall be entitled to be appointed. When the seat is reserved for a particular class of persons, the appointment of another person against such a vacancy shall be violation of Scheme of Reserved Seats. Thus, in the cadre, 115 male Arabic Teachers of the District of Nowshera, two persons must be physically disabled or such seats shall be kept vacant till the availability of such persons. Any appointment against such seats shall be violative of the principle of reservation of quota."

Agam

7. As in W.P.No.5715-P/2019, up till now 49 posts of Theology Teachers have been filled on merit and none has gone to the disabled persons while in the connected petition 146 posts have gone to open merit against the two to the disabled persons, therefore, in light of the above

ATTESTED
EXAMINER
Peshawar High Court

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discussion, we accept both the petitions and direct the respondents to appoint the petitioners as Theology Teacher and Arabic Teacher, respectively against the 2% disabled persons quota forthwith.

JUDGE
JUDGE

Announced.
Dt. 14/12/2021.

HON'BLE MR. JUSTICE LAL JAN KHATTAK &
HON'BLE JUSTICE MUSARRAT HILALI
(A-K-KHAN Court Secretary)

[Signature]

EXAMINED
Authorised Officer (Date 8.7.21)
20 DEC 2021

No. 18146
Date of Presentation 17/12/2021
No of Pages 12-9
Copying to _____
Total 48/-
Date of Preparation 20/12/2021
Date of Delivery of Copy 20/12/2021
Received By Fahim

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BEFORE THE HONORABLE PESHAWAR HIGH COURT PESHAWAR

W.P. No. 2697-P/2020

Mr. Lateef Ullah.....Appellant/Petitioner

VERSUS

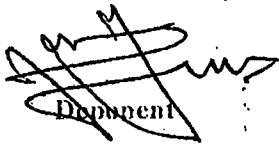
DEO (M) Nowshera & othersRespondents

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S No	Documents	Annexure	Page No
1	Para Wise Comments		02—03
2	Affidavit		4
3	Minutes of the Departmental Selection Committee Meeting held on 18/05/2020	A	05—07
4	Appointment Orders of Disable Persons on dated 02/03/2019 and dated 04/09/2019	B	08—10

RE-FILED TODAY

Deputy Registrar
01 OCT 2020


Deputy Registrar

FILED TODAY

Deputy Registrar
09 SEP 2020

56

4

BEFORE THE HONORABLE PESHAWAR HIGH COURT PESHAWAR
W.P. No. 2697-P/2020

Mr. Lateef Ullah.....Appellant/Petitioner

VERSUS

DEO (M) Nowshera & othersRespondents

Written Comments/ reply on behalf of respondents No 1, 2 & 3

Respectively Sheweth

Written comments on behalf of respondents 1, 2 & 3 are as under.

Preliminary Objections

- 1 That the petitioner has no cause of action / locus Sandi to file the instant petition.
- 2 That this honorable Court has got no jurisdiction to entertain the present petition.
- 3 That the present petition is bad for mis-joinder and nonjoinder of necessary parties.
- 4 That the instant petition is badly time barred.
- 5 That the petitioner has concealed material facts from this Honorable Court.
- 6 That the petitioner is estopped by his own conduct, by deed and by law to file the instant petition.
- 7 That the instant petition is not maintainable in its present form.

FILED TODAY

Deputy Registrar

09 SEP 2020

Factual Objections

- 1 Pertains to Record.
- 2 Pertains to Record.
- 3 Pertains to Record.
- 4 Pertains to Record.
- 5 Correct but 2nd part of this para is incorrect as 2 candidates were differed due to their deficiencies. (copy of minutes are attached as Annexure A)
Incorrect. Total 63 Arabic teachers have been appointed from 2014 to 2020 and two disable Arabic teachers also have been appointed vide Order No. 3676-83 dated 02/03/2019 and 1110-18 dated 04/09/2019 and hence 2% Quota reserved for disable persons have been observed. (copy of the appointment orders of disable persons are attached as Annexure B)
- 6
- 7 Incorrect. Detail reply has been given in para 5 & 6.
- 8 No comments.
- 9 Incorrect. The action of the resspndent is according to law and existance policy of the Govt on the following grounds.

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3

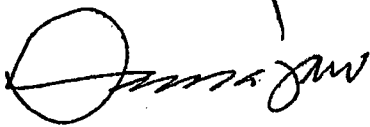
GROUND:

- A Incorrect as 2 candidates were differed due to their deficiencies. (copy of minutes are attached as Annexure A). Total 63 Arabic teachers have been appointed from 2014 to 2020 and two disable Arabic teachers also have been appointed vide Order No. 3676-83 dated 02/03/2019 and 1110-18 dated 04/09/2019 and hence 2% Quota reserved for disable persons have been observed. (copy of the appointment orders of disable persons are attached as Annexure B).
- B Incorrect as explained in para A.
- C Incorrect as explained in para A.
- D Incorrect as explained in para A.
- E No comments.
- F No comments.
- G No comments.
- H The respondents also seek permission to advance other grounds and proof at the time of hearing.

It is therefore, requested before your honor that the present writ petition is illegal, against facts and without force, may kindly be dismissed.

Respondents

1 District Education Officer (M) Nowshera



2 Director E&SE Department Khyber Pakhtunkhwa Peshawar



3 Secretary E&SE Department Khyber Pakhtunkhwa Peshawar

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Deputy Registrar

01 OCT 2023

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GROUND:

- A Incorrect as 2 candidates were differed due to their deficiencies. (copy of minutes are attached as Annexure A). Total 63 Arabic teachers have been appointed from 2014 to 2020 and two disable Arabic teachers also have been appointed vide Order No. 3676-83 dated 02/03/2019 and 1110-18 dated 04/09/2019 and hence 2% Quota reserved for disable persons have been observed. (copy of the appointment orders of disable persons are attached as Annexure B).
- B Incorrect as explained in para A.
- C Incorrect as explained in para A.
- D Incorrect as explained in para A.
- E No comments.
- F No comments.
- G No comments.
- H The respondents also seek permission to advance other grounds and proof at the time of hearing.

It is therefore, requested before your honor that the present writ petition is illegal, against facts and without force, may kindly be dismissed.

respondents

4

District Education Officer (M) Nowshera

FILED TODAY

Deputy Registrar

09 SEP 2020

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4

BEFORE THE HONORABLE PESHAWAR HIGH COURT PESHAWAR

W.P. No. 2697-P/2020

Mr. Lateef Ullah.....Appellant/Petitioner


VERSUS

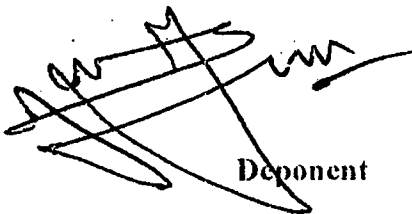
DEO (M) Nowshera & othersRespondents

AFFIDAVIT

I Yousaf Shah ADO Litigation DEO (M) Office Nowshera do solemnly affirmed and declare on oath that the contents of Para wise comments/ reply on behalf of respondents are true and correct to the best of my knowledge and that nothing has been concealed from this honorable Tribunal.


Identified by

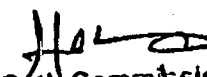

Advocate General
Hyber Pakhtunkhwa
Peshawar



Deponent

(YOUSAF SHAH)
CNIC NO 17201-2126613-3
CELL No. 0321-9742173

FILED TODAY

Deputy Registrar
09 SEP 2020

No.	7839
Certified that the above was verified on solemn affirmation before me in office, this	
day of	Sep 2020
By	Yousaf Shah
at	Nowshera
who was identified by	A.G.
Who is personally known to me:	
	
Oath Commissioner Peshawar High Court Peshawar	



**OFFICE OF THE
DISTRICT EDUCATION OFFICER (MALE)
NOWSHERA**

(Office Phone#0923-9220228, Fax#0923-9220228)

(60)

Minutes of the Departmental Selection Committee Meeting Held on: 18-05-2020.

A meeting of the Departmental Selection Committee was held on: 18-05-2020 at 10:00 AM at the office of the District Education Officer (Male) Nowshera to discuss the recruitment of Arabic Teacher (11) B-1, Ecology Sector (TT) B-15 and Qari B-12.

The following attended the meeting.

- | | |
|--|---------------|
| 1. Mr. Sajjad Akhtar Iqbal
District Education Officer (M) Nowshera | (Chairman) |
| 2. Mst. Aina Sultana DEO (F) Nowshera
Representative of Directorate | (Member) |
| 3. Mr. Abdur Rahman
Dy. District Education Officer (M) Nowshera | (Member) |
| 4. Mr. Haider Ali
ADEO (Estab. Secy) DEO (M) NSR | (Member) |
| 5. Mr. Ijaz Ahmad
ADEO (Estab. Pry) DEO (M) NSR | (Member) |
| 6. Mr. Hayat Ullah ADEO (Lit) | (Member) |
| 7. Israr Ahmad Computer Operator | (Facilitator) |

The meeting started with recitation from the Holy Quran. The chair welcomed the participants. The following provisions were placed before the Departmental Selection Committee for consideration.

The Chair asked the ADEO Estab Secondary to place the documents of the candidates whose names were in the final merit lists before the committee. The ADO (Estab): Secy apprised the committee about the details of the vacant posts and the steps taken so far in this regard.

Item No. 1 ARABIC TEACHER:-

Total Vacant Posts - 08

Selection Criteria

- Appointment through initial recruitment on adhoc shall be made through Merit.
- For selection of suitable candidate by initial recruitment, Total 200 marks shall be distributed in the following manner: -

Screening Test conducted by Independent third party (ITS) = 100 Marks
Academic Qualification = 100 Marks

These 100 marks will be further distributed as under: -

Category of Qualification	(Total Marks 100)
SSC	Marks Obtained X 20/ total Marks.
HSSC	Marks Obtained X 20/ total Marks.
BA/BSC	Marks Obtained X 20/ total Marks.
MA/MSC	Marks Obtained X 20/ total Marks.
BS (HONS)	Marks Obtained X 40/ total Marks.
B.ED	Marks Obtained X 05/ total Marks.
M.ED	Marks Obtained X 05/ total Marks.
MA Education	Marks Obtained X 05/ total Marks.
M.Phil/Phd	Marks Obtained X 05/ total Marks.

In case 4 year BS Program/BSs Hon if equivalent to Master Degree shall be calculated its marks obtained X 40 (20 for BA/BSc + 20 for MA/Msc)/Total marks the following items were considered by the Departmental Selection Committee and the decisions recorded below:

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Detail List of advertised Posts of A.T BPS-15

S.No	Year of Advertised	No of Posts	2 % Quota Reserved for Disable Persons	Remarks
1	2014-2015	04	01 Posts 01	Endsl: No: 3676-83 / DEO (A)/NSRI/Estab- Secy/AT Disable Ad hoc Base Appt: 2017-18 Dated Nowshera the 02/03/2019. AT <u>GHSS AKBAR PUA & No.1110-18 dated 04-09-2019</u>
2	2015-16	09		
3	2016-17	18		
4	2017-18	24		
5	2019-2020	08		
	Total Posts	63		

Item No: 1 ARABIC TEACHER BPS-15

Eight (08) posts of AT had been advertised. The committee checked the academic and professional degrees/certificates/ CNIC/ domiciles and other relevant documents along with merit list of the candidates who had applied for the posts of AT and took the decisions mentioned in the remarks column.

Seri No	Name of School	Roll No	Name	Father Name	Date of Birth	NIC	Total Acad Score	RES. Marks	Total score	Remarks
1	GHS Kurvi	40051900	SYED MUHAMMAD LUQMAN	SYED SUBHAN ULLAH SHAH	15/12/1992	1720146603265	59.455	72	131.455	Recommended
2	GMS Bait ul Gharib	40209989	ZEESHAN KHAN	ATTA ULLAH KHAN	02/02/1991	1720119862227	53.62	68	121.62	Recommended
3		40210070	ZUHAIB AHMAD	MIR AFZAL	05/06/1986	1720179990223	54.597	67	121.597	Selected in the TT
4		40209853	IFTIKHAR AHMAD	GUL RAHMAN	21/02/1988	1720176894043	56.589	65	121.589	Selected in the TT
5		40209984	SULIMAN KHAN	SALEEM KHAN	20/04/1990	1720125762343	60.171	60	120.171	Selected in the TT Incompleteness of SSC & HSSC form: 06 (starboard) has been reported
6		40210071	FARHAD ALI	MOHABBAT SHAH	04/12/1993	1720153401751	58.363	61	119.363	Selected in the TT
7	GHSS Mali Khel	40210053	SAEED KHAN	ABDULLAH KHAN	14/03/1983	1720188661057	54.416	63	117.416	Recommended
8	GHSS Nizam Pur	40210039	WALEED KHAN	GOHAR ALI	04/02/1989	1720198960833	52.628	64	116.628	Deferred till the provision of DA Original certificate Deferred till the provision of original certificate 07 years & 11 DAYS
9	GHS Inzarl	40209823	MUHAMMAD SHERAZ KHAN	DOST MUHAMMAD KHATTAK	06/06/1977	1720122583639	50.419	66	116.419	
10	GHS Mughal	40209864	HAFIZ AHMAD ISMAIL FARDOQ	HAFIZ FAROOQ AHMAD	10/10/1994	1720117400533	56.745	59	115.745	Recommended
11	GHS Darwazal	40209834	MIAN SAEED	SHAFIQ UR RAHMAN	13/04/1991	1720154980965	49.626	66	115.626	Recommended
12	GMS Zoo Banda	40209877	MUHAMMAD AKBAR	TAJ HUSSAIN	15/01/1983	1720122371007	53.952	61	114.952	Recommended

61/A

15	402229 72	SAHAR UDDIN	GULZAR UDDIN	04/10/199 1	17201342 38663	42.977	71	113.97 7	On Waiting List
16	402231 70	TAIF ULLAH	SAMANDAR KHAN	14/04/19 94	17201864 35037	59.83	51	113.82 9	On Waiting List

The meeting ended with a vote of thanks to and from the Chair.

1. Mr. Sajjad Akhtar Iqbal DEO(M) Nowshera

2. Mr. Attia Sultana DEO (F) Nowshera

3. Mr. Abdur Rahman Dy: DEO(M) Nowshera

4. Mr. Haider Ali ADEO Estab: Secy DEO(M) NSR

5. Mr. Ijaz Ahmad ADEO Estab: Pry DEO (M) NSR

6. Mr Inayat Ullah ADEO (Lit)

7. Israr Ahmad computer Operator



OFFICE OF THE
DISTRICT EDUCATION OFFICER (MALE)
NOWSHERA

(Office Phone#0923-9220228, Fax#0923-9220228)

Appointment Order

Consequent upon the recommendation of the Departmental Selection Committee, appointment of the following Male candidate is hereby ordered against the posts of Arabic Teachers' (A.T) under 2% Disable Quota on school based in BPS-15 (Rs.16120-13330-56020) @ Rs. 16120/- fixed plus usual allowances as admissible under the rules on Ad hoc basis on Contract under the existing policy of the Provincial Government, in Teaching Cadre on the terms and conditions given below in the schools noted against each, in the interest of public service with effect from the date of his taking over charge.

Arabic Teacher (A.T) BPS-15b under 02% Disable Quota

S.No	RollNo	Name	Address	Academic marks	NTS marks	Academic NTS	School Name
1	2823000246	MUHAMMAD QASIM NASEEM	MUHAMMAD NASEEM MOH BABA KHEL VILL AND P O PIR PAI.	37.3	49.0	86.3	GHS, Akbar Pura.

TERMS & CONDITIONS

1. Appointment is purely on temporary & contract basis initially for one-year w.e.f 01st March, 2019 to 29th February, 2019.
2. He shall be governed by such rules and regulations as may be issued from time to time by the Govt. His services shall be terminated at any time; in case his performance is found unsatisfactory during his contract period. In case of misconduct, he shall be proceeded under the rules framed from time to time.
3. His appointments is made on School based, he shall have to serve at the place of his posting, and his services are not transferable to any other station.
4. Charge reports should be submitted to all concerned in duplicate.
5. He should not be handed over charge if exceed, 35 years or below 18 years of age. Age relaxation case may be submitted to competent authority.
6. Appointment is subject to the condition that the certificate/documents must be verified from the concerned authorities by the DEO (M) Nowshera, and if anyone found to have produced bogus Certificate/Degree/Testimonials shall be reported to the law enforcing agencies for further action.
7. His services are liable to be termination on one month's notice from either side. In case of resignation without prior notice his one-month pay/allowances shall be forfeited in favour of the Government.
8. The Pay of any appointee shall not be drawn /released by the DAO/DDO concerned until and unless a certificate to the effect by DEO (M) Nowshera is issued that their/his certificates/degrees/transcripts have been verified.
9. He should join their post within 30 days of the issuance of this notification. In case of failure to join the post within 30 days of the issuance of this notification, his appointment shall expire automatically and no subsequent appeal etc. shall be entertained.
10. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
11. NO TA/DA etc. is allowed for joining their posts.
12. Before handing over charge once again their documents must be checked by the concerned DDO and if they do not possess the required relevant qualifications as per rules/policy or they do not belong to the district, where they have been appointed in, they shall not be handed over charge of the post.
13. If any meritorious candidate is deprived of appointment by this order. the appointment order of the lowest merit candidate will be withdrawn on acceptance of appeal and the adjustment order will be reviewed accordingly as per merit, if necessary.
14. They may be readjusted/shuffled in their opted schools in order to ensure merit of the next meritorious/deserving candidate.
15. He will take Nine (09) months mandatory Professional training from PITE/RITE Institutes of Khyber Pakhtunkhwa.
16. Errors and omissions will be acceptable within the specified period.

(Fayyaz Hussain)
District Education Officer (M)
Nowshera

Endst: No: 3676-83 / DEO (M)/NSR/Estab Secy/AT Disable Ad hoc Base Appt: 2017-18 Dated Nowshera the 02/03/2019.

Copy forwarded for information and necessary action to the:-

1. PA to the Director E&SE Khyber Pakhtunkhwa, Peshawar.
2. PA to Deputy Commissioner Nowshera.
3. District Accounts Officer Nowshera
4. District Monitoring Officer E & SE Nowshera.
Deputy District Education Officer (M) Nowshera
5. ADEOs/Suptt; (M) Estab (Secy); Local office
6. Principal Concerned.
7. Appointees Concerned.
8. M/File

District Education Officer (M)
Nowshera

NTS Ad hoc 02% A.T Disable Appointment 2017-18

Page 1 of 1

DEO(M) NSR

Attested
ADD
intention NSR

OFFICE OF THE
DISTRICT EDUCATION OFFICER (MALE)
NOWSHERA

(Office Phone#0923-9220228, Fax#0923-9220228)

Appointment Order

Consequent upon the recommendation of the Departmental Selection Committee, appointment of the following Male candidates are hereby ordered against the posts of Certified Teachers' (CT B-15), Drawing Master (DM B-15), Physical Education Teacher (PET B-15), Arabic Teacher (AT B-15) and Primary School Teacher (PST B-12) under 2% Disable Quota on School based in BPS-15 (Rs.16120-1330-56020) @ Rs. 16120/- and in BPS-12 (Rs.13320-960-42120) @ Rs. 13320/- fixed plus usual allowances as admissible under the rules on Ad hoc basis on Contract under the existing policy of the Provincial Government, in Teaching Cadre on the terms and conditions given below in the schools noted against each, in the interest of public service with effect from the date of their taking over charge.

Certified Teacher (C.T) under 02% Disable Quota

Sr	RollNo	Name	Father/Name	NIC	Date of Birth	Address	Total Acade Marks	NTS Marks	Total Marks	School
1	60110701	MUHAMMAD KAMRAN KHAN	MUHAMMAD ISRAR	17201-1939372-8	01/3/1995	HOME NEAR MOTORWAY POLICE OFFICE HAKEEM ABAD NSR	58.45	70	128.45	GHS Wattar ✓
	60110229	ADNAN KHAN	FAZLE SUBHAN	17201-2514908-9	27/02/1992	MOH;SAHIBZ ADGAN NSR KALAN	58.45	64	122.45	GHSS No.2 NSR Cantt: ✓
3	60110082	AURANG ZAIB KHAN	JAVIAD KHAN	17202-0362868-1	02/05/1994	Akbar Pura Pabbi	56.91	65	121.91	GHSS Akbar Pura ✓

Drawing Master (D.M) BPS-15 under 02% Disable Quota

Sr	RollNo	Name	F/Name	NIC	Date of Birth	Address	Total Acade Marks	NTS Marks	Total Marks	School Name
1	60120295	SIRAJ AHMAD KHAN	ANAR DIN	17201-2280999-9	05/03/1992	Vill;&P.O. Kahi	65.33	52	117.33	GHS Kahi

Physical Education Teacher (PET) BPS-15 under 02% Disable Quota

Sr	RollNo	Name	F/Name	NIC	Date of Birth	Address	Total Academic Marks	NTS Marks	Total Marks	School Name
1	60130134	SALMAN MALIK	MALIK TAJ KHAN	17201-8281720-1	01/06/1991	KHESHGI PAYAN DIST NSR	55.91	61	116.91	Afrido Killi

Arabic Teacher (AT) BPS-15 under 02% Disable Quota

Sr	RollNo	Name	F/Name	NIC	Date of Birth	Address	Total Academic Marks	NTS Marks	Total Marks	School Name
1	601500013	SAYED JAMAL	SHER MUHAMMAD	17201-3189768-7	26/04/1982	Kheshgi Payan	47.24	48	95.24	GHS Shah Kot

DEO (M) NSR

District Education Officer

MALIK ALIAF QADIR
S.T G.H.S Kahi
C.T & Dist. NSR

Aliaf

AD 10

Wahid

NW



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**OFFICE OF THE
DISTRICT EDUCATION OFFICER (MALE)
NOWSHERA**

(Office Phone#0923-9220228, Fax#0923-9220228)

APPOINTMENT ORDER:

Consequent upon the recommendations of the Departmental Selection Committee, appointment of the following male candidates are hereby ordered against the posts of Arabic Teacher (ATs) School based in BPS-15 (Rs.16120-1330-56020) @ Rs. 16120/- fixed plus usual allowances as admissible under the rules on Adhoc basis on Contract under the existing policy of the Provincial Government in Teaching Cadre on the terms and conditions given below in the interest of public service with effect from the date of their taking over charges.

Sl	Roll No.	Name	Date of Birth	NIC	Total Score	School	Remarks
1	40051900	SYED MUHAMMAD LUQMAN	15/12/1992	1720146603265	131.455	GHS Kurvi	AVP
2	40209989	ZEESHAN KHAN	02/02/1991	1720119862227	121.62	GMS Bait ul Gharib	AVP
3	40210053	SAEED KHAN	14/03/1983	1720188661057	117.416	GHSS Mali Khel Bala	AVP
4	40209864	HAFIZ AHMAD ISMAIL FAROOQ	10/10/1994	1720117400533	115.745	GHS Mughalki	AVP
5	40209834	MIAN SAEED	13/04/1991	1720154980965	115.626	GHS Darwazgai	AVP
6	40209877	MUHAMMAD AKBAR	15/01/1983	1720122371007	114.952	GMS Zao Banda	AVP

TERMS & CONDITIONS:-

1. Appointment is purely on temporary & Adhoc basis for a Period of one year after re-opening of schools as all Schools have been closed due to COVID-19 Emergency in the light of Notification Issued By the Elementary & Secondary Education Department KP Vide No: SO(G)/E&SED/1-48/2020 dated: 29-03-2020.
2. They shall be governed by such rules and regulations as may be issued from time to time by the Govt.
3. Their services shall be terminated at any time, in case their performance is found unsatisfactory during their contract period. In case of misconduct, they shall be proceeded under the rules framed from time to time.
4. They will take over charges after the Expiry of Vacations & reopening of Schools(Ref: Term & Condition No:01
5. Their appointments are made on School based, they shall have to serve at the place of their posting and their services are not transferable to any other station.
6. Charge reports should be submitted to all concerned in duplicate.
7. They should not be handed over charge if exceed 35 years or below 18 years of age. Age relaxation cases may be submitted to competent authority.
8. Appointment is subject to the condition that the certificate/documents must be verified from the concerned authorities by the DEO, (M) Nowshera and if anyone found to have produced bogus Certificates/Degrees/Testimonials shall be reported to the law enforcing agencies for further action.
9. Their services are liable to be termination on one month's notice from either side. In case of resignation without prior notice, his one-month pay & allowances shall be forfeited in favour of the Government.


ATTESTED

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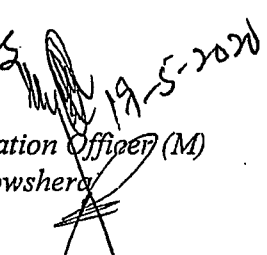
10. The Pay of any appointee shall not be drawn/released by the DAO/DDO concerned until and unless a certificate to the effect by DEO (M) Nowshera is issued that their/his certificates/degrees/transcripts have been verified.
11. They should join their post within 15 days after the expiry of vacations, In case of failure to join the post within 15 days after expiry of vacations (Opening of Schools)-Ref: Term & Condition No:01, Then his appointment shall expire automatically and no subsequent appeal etc shall be entertained.
12. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
13. Before handing over charge, once again their documents must be checked and if they do not possess the required relevant qualifications as per rules/policy or they do not belong to the district where they have been appointed in, they shall not be handed over charge of the post.
14. If any meritorious candidate is deprived of appointment by this order, the appointment order of the lowest candidate in merit shall be withdrawn on acceptance of the appeal and adjustment order will be reviewed accordingly as per merit
15. In case of regularization, their inter-se seniority shall be determined on the basis of their merit positions and the date of taking over charge shall not affect their inter-se seniority.
16. Posting/adjustment on the advertised/available vacancies is the discretionary powers of the appointing authority and no one has the right to claim for adjustment at a specific school.
17. They will receive nine months in service Mandatory professional training arranged by PITE/RITE.
18. Errors and omissions will be accepted for further rectification within the specified period.
19. NO TA/DA etc. is admissible for joining their posts.

(SAJJAD AKHTAR IQBAL)
District Education Officer (M)
Nowshera

Endstt: No: 856-64 / DEO (M)/NSR/Estab Secy/AT Adhoc/Apptt: Dated Nowshera the: 19-05-2020

Copy forwarded for information and necessary action to the:-

1. PA to the Director E&SE Khyber Pakhtunkhwa, Peshawar.
2. PA to Deputy Commissioner Nowshera.
3. District Accounts Officer Nowshera.
4. District Monitoring Officer E & SE Nowshera.
5. Deputy District Education Officer (M) Nowshera.
6. ADEOs/Suptt; (M) Estab (Secy); Local office.
7. Principal/Headmasters schools concerned.
8. Appointees Concerned.
9. M/File,


District Education Officer (M)
Nowshera


ATTESTED

(67)

WAKALATNAMA

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA
SERVICE TRIBUNE, PESHAWAR

Mufti Latifullah

Plaintiff(s)
Petitioner(s)
Complainant(s)

VERSUS

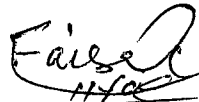
DEO (M) Nowshera Office and others

Defendant(s)
Respondent(s)
Accused(s)

By this, power-of-attorney I/we the said APPELLANT in the above case, do hereby constitute and appoint **SHAH FAILSA ILYAS Advocate Supreme Court** as my attorney for me/us in my/our name and on my/our behalf to appear, plead, give statement, verify, administer oath and do all lawful act and things in connection with the said case on my/our behalf or with the execution of any decree or order passed in the case in my/our favour/ against which I/we shall be entitled or permitted to do myself/ourselves, and, in particular, shall be entitled to withdraw or compromise the case or refer it to arbitration or to agree to abide by the special oath of any person and to withdraw and receive documents and money from the Court or the opposite party and to sign proper receipts and discharges for the same and to engage and appoint any other pleader or pay him as his fee irrespective of my/our success or failure in case, provided that, if the case is heard at anyplace other than the usual place of sitting of the Court the pleader shall not bound to attend except on my agreeing to pay him a special fee to be settled between us.


Signature of Client

Accepted.


Shah Faisal Ilyas
Advocate Supreme Court
0300-5850207
BC- 09-1400