


27th Sept 2022

Learned counsel for the appellant present and heard. Mr. Muhammad Adeel Butt, Addl: AG for respondents present.

Written reply/comments not submitted. Respondents are directed to submit written reply/comments on the next date. To come up for reply/preliminary hearing on 24.10.2022 before S.B at camp court D.I.Khan.


(Kalim Arshad Khan)
Chairman
Camp Court D.I.Khan


P

24.10.2022

Junior to counsel for appellant present.

Kabir Ullah Khattak, learned Additional Advocate General for respondents present.

Reply not submitted. Learned AAG requested for time to submit reply/comments. Last opportunity is granted. To come up for reply/preliminary hearing on 21.11.2022 before S.B at Camp Court, D.I.Khan.

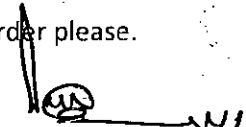




(Rozina Rehman)
Member (J)
Camp Court, D.I.Khan

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 877/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	03/06/2022	<p>The appeal of Mt. Razia Gul received today by registered post through Mr. Ahmad Ali Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	16-6-22	<p>This case is entrusted to touring Single Bench at D.I.Khan for preliminary hearing to be put there on <u>29.6.22</u>. Notices be issued to appellant and his counsel for the date fixed.</p> <p style="text-align: right;"> CHAIRMAN</p>
29 th June 2022		<p>Counsel for the appellant present.</p> <p>Let pre-admission notice be issued to the respondents for written reply and preliminary arguments. To come up for preliminary hearing on 22.08.2022 before S.B at camp court D.I.Khan.</p> <p style="text-align: right;"> (Kalim Arshad Khan) Chairman Camp Court D.I.Khan</p>
	22/8/22	<p>Due to summer vacation to come up for the same on 27/9/22</p> <p style="text-align: right;"> Registrar</p>

**BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR
CHECK LIST**

Case Title: Rozia Sul vs Govt of Khyber Pakhtunkhwa

S.#	Contents	Yes	No
1.	This appeal has been presented by: <u>Advocate</u>		
2.	Whether Counsel / Appellant / Respondent / Deponent have signed the requisite documents?	✓	
3.	Whether Appeal is within time?	✓	
4.	Whether the enactment under which the appeal is filed mentioned?	✓	
5.	Whether the enactment under which the appeal is filed is correct?	✓	
6.	Whether affidavit is appended?	✓	
7.	Whether affidavit is duly attested by competent oath commissioner?	✓	
8.	Whether appeal/annexures are properly paged?	✓	
9.	Whether certificate regarding filing any earlier appeal on the subject, furnished?	✓	
10.	Whether annexures are legible?	✓	
11.	Whether annexures are attested?	✓	
12.	Whether copies of annexures are readable/clear?	✓	
13.	Whether copy of appeal is delivered to A.G/D.A.G?		
14.	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?	✓	
15.	Whether numbers of referred cases given are correct?		
16.	Whether appeal contains cuttings/overwriting?		✓
17.	Whether list of books has been provided at the end of the appeal?		
18.	Whether case relate to this Court?	✓	
19.	Whether requisite number of spare copies attached?	✓	
20.	Whether complete spare copy is filed in separate file cover?	✓	
21.	Whether addresses of parties given are complete?	✓	
22.	Whether index filed?	✓	
23.	Whether index is correct?	✓	
24.	Whether Security and Process Fee deposited? on		
25.	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, notice along with copy of appeal and annexures has been sent to respondents? on		
26.	Whether copies of comments/reply/rejoinder submitted? on		
27.	Whether copies of comments/reply/rejoinder provided to opposite party? on		

It is certified that formalities/documentation as required in the above table have been fulfilled.

Name: Khalid Mahmood

Signature: [Signature]

Dated: 31/5/2022

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

Service Appeal No. 877 of 2022

Mst. Razia Gul

Appellant

Versus

Government of K.P.K through
Secretary Education Department
and others

Respondents

INDEX

S. No.	Description of documents	Annexures	Page #
1	Grounds of Appeal with affidavit		1-10
2	Copy of appointment letter	A	11-14
3	Copies of writ petition and judgment dated 27.10.2021 <i>copy of inquiry Report</i>	B & C C ₁	15-25
4	Copy of letter dated 08.12.2021	D	26
5	Copy of impugned order dated 22.12.2012	E	27-28
	Copy of Departmental Appeal/representation	F	29-33
	Vakalatnama		34-35

DI. 31/5/2022

Yours humble Appellant
Through Counsel



Ahmad Ali
Advocate Supreme Court

(1)

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

Service Appeal No. 877 of 2022

Mst. Razia Gul, wife of Shaukat Ali Jan resident of Islamabad Colony, Post Office Ratta Kulachi, Tehsil & District Dera Ismail Khan.

Appellant

Versus

1. Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary education Department, Khyber Pakhtunkhwa, Peshawar.
2. Secretary, Elementary & Secondary education Department, Khyber Pakhtunkhwa, Peshawar.
3. Director, Elementary & Secondary education Department, Khyber Pakhtunkhwa, Peshawar.
4. District Education Officer (Female), D.I.Khan.
5. Sub-District Education Officer (E&S) Education (Female) Kulachi, D.I.Khan.
6. Superintendent/Dealing Accountant, SDEO Kulachi, Dera Ismail Khan
7. District Account Officer, D.I.Khan.
8. Mst. Uzma Karim, Principal GGHSS, Kulachi, D.I.Khan

Respondents

SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AIMED AGAINST THE IMPUGNED ORDER DATED 22.12.2012 ISSUED BY EXECUTIVE DISTRICT OFFICER (E&SE), D.I.KHAN, WHEREBY THE APPELLANT WAS REMOVED FROM SERVICE

UNDER THE GARB OF GHOST TEACHERS WHICH IS ILLEGAL, WITHOUT LAWFUL AUTHORITY, MALA FIDE, UNFAIR, UNJUST AND BE SET-ASIDE THE SAME.

PRAYER IN APPEAL

1. TO SET ASIDE/CANCEL THE IMPUGNED ORDER DATED 22.12.2012 ISSUED BY EXECUTIVE DISTRICT OFFICER (E&SE), D.I.KHAN BEING ILLEGAL, NOT SUSTAINABLE IN THE EYES OF LAW, ARBITRARY, PERVERSE, TAINTED WITH MALAFIDE AND OF NO LEGAL EFFECTS.
2. TO ISSUE DIRECTIONS TO THE DISTRICT EDUCATION OFFICER (FEMALE) D.I.KHAN OR TO THE QUARTER CONCERNED TO RE-INSTATE THE APPELLANT ON HER POST AS P.S.T FORTHWITH AND TO PAY HER ALL BACK BENEFITS.

Respectfully Sheweth,

The appellant prefers the instant appeal on the grounds hereinafter submitted apropos the following facts.

Concise Facts

1. That the appellant was appointed as PST in the Education Department, D.I.Khan on merit after observing all codal formalities vide order dated 02.7.2007 issued by the District Education Officer (Female), D.I.Khan. Since the school were closed due to summer vacations therefore the appellant after the expiry of summer vacations took over the charge of her duties in the first week of September 2007 and started to perform duties as PST regularly. Copy of appointment letter is enclosed as Annexure-A.

- 2. That the appellant performed her duties for a considerable long period of more than six years but the appellant was not aid any monthly salary except three months salary which were handed over to the appellant by the then Head Mistress of GGPS Mirbazi.
- 3. That upon appellant's query qua her status in job as PST, the officials of the office of District Education Officer (Female), D.I.Khan informed the appellant verbally that her service has been terminated and therefore her monthly salary has been withheld. They further said that as many as 1613 individuals were illegally appointed as PST in the Education Department D.I.Khan during the regime of MMA Govt. in the Province of Khyber Pakhtunkhwa all of them have been terminated from their service.
- 4. That the appellant repeatedly resorted to the Education Department through various applications, but no pay heed over it, thus, feeling disgruntled from the inaction of District Education Officer, D.I.Khan, the appellant filed W.P No. 843-D/2020 for redressal of her grievances, whereby it was held that:-

Be that as it may, despite of inquiry so conducted against the appellant by the then Dr. Uzma Karceem Inquiry Officer/Principal GGHSS Kulachi, D.I.Khan, whereby the appellant was terminated from service on the pretext of absence from duty but no decision/proper removal order on the basis of recommendation of the inquiry officer was ever yet issued to the appellant. In such view of the matter, this Court deem it appropriate to dispose of this petition with the direction to the respondents to decide the case of appellant in light of recommendation of inquiry report so conducted by the Principal (Dr. Uzma Karceem) GGHSS, Kulachi D.I.Khan accordingly.

Copies of writ petition and judgment dated 27.10.2021 are enclosed as Annexure B & C.

Copy of inquiry Report is enclosed as Annexure C.10

2/3/

- 5. Thereafter, the District Education Officer, D.I.Khan in compliance of Court's direction vide his letter dated 08.12.2021 addressed to the Additional Registrar, Peshawar High Court, D.I.Khan Bench conveyed that the appellant was removed from her service in view of impugned office order dated 22.12.2012. Copy of letter dated 08.12.2021 is enclosed as Annexure D.
- 6. That it is momentous to mention here that aforesaid impugned office order dated 22.12.2012, whereby the appellant was removed from service was received to the appellant on 24.01.2022 through WhatsApp. Abstract of WhatsApp is attached herewith. Copy of impugned order dated 22.12.2012 is enclosed as Annexure-E.
- 7. That disgruntled of the impugned termination order dated 22.12.2012 whereby the appellant has been removed from service, the departmental appeal/representation (Annexure-F) preferred to respondents, which remains undecided rather desire relief could not be granted to the appellant, therefore, the appellant approaches this Honourable Tribunal for redressal of her grievance on inter-alia the following grounds.

G R O U N D S

- a. **That** the action of the Respondents/ Department dismissing/removing the Appellant is against law, void and violative of procedure enumerated in the Efficiency & Deficiency Rules, Khyber Pakhtunkhwa hence not tenable in the eyes of law which is liable to be undone by this venerable Tribunal in its constitutional corrective jurisdiction.
- b. **That** the impugned orders dated 22.12.2012 whereby the appellant has been dismissed from service, is ultra-vires, whimsical, outcome of malafide, against law, without jurisdiction, abuse of procedure, without lawful authority and having no binding effect upon rights of appellant.
- c. **That** nevertheless to say that the entire departmental proceedings against the appellant were carried out in absentia of appellant which amount to grave

37/

miscarriage of justice. Now the appellant seeks indulgence of this Hon'ble Tribunal to interfere in the matter as to whether the department/respondents can proceed against the appellant without giving her a right of audience, which too, ordained and envisaged in the in the Efficiency & Deficiency Rules, Khyber Pakhtunkhwa.

d. That it is pertinent to mention here that no formal written order of the termination of the service of the appellant was ever communicated to the appellant. Furthermore the alleged termination order was stated to be ordered on summaries ground which includes appellant remain absent from her duty. It is manifest that alleged termination effected by the respondents without observing Khyber Pakhtunkhwa Efficiency & Discipline Rules, including personal notice, three advertisement in nationwide daily newspapers which reveals ulterior motive and malafide on the part of the respondents/Department.

e. That the appellant has unblemished service career which cannot be culminated upon dismissal from service. No warning or explanation was given to the appellant during her entire service except this inquiry. It is sorry state of affairs that respondent/competent authority while passing the impugned order has not taken care norms of justice and kept himself away from the lawful authority exercised in this particular matter. This conduct of the respondents leads to an irresistible conclusion that the impugned order dated 22.12.2012 is tainted with mala fide and against the norms of justice.

f. That the appellant has not been afforded with a fair chance to defend his rights. Appellant had unaware that what kind of inquiry was conducted and what type of evidence was collected. Moreover, no opportunity of cross-examination was provided to the appellant during the inquiry proceedings. Hence, all the proceedings have been conducted one sided and in a stereotype manner.

g. That appellant was legally entitled to be communicated with the report of inquiry officer. Rather it was the right of appellant to be remained aware with all the proceedings conducted into the matter. Thus, non-compliance of above-

3/31

referred procedure as envisaged E&D Rules and non-communication of the reports of the Inquiry Officer to appellant, vitiates all the departmental proceedings against her. In addition to above, all the proceedings against the appellant is illegal, self-contradictory, violative of the procedure and replete irregularities which cannot provide a legal backing to the impugned order.

h. That it is an undeniable fact on the face of record that allegation contained in the charge against the appellant culminating into award of the one of major punishment of most harsh kind which based on misconception of true facts, wrong, incorrect and misconceived.

i. It is worthy to mention that the appellant has virtually been condemned unheard and subjected to a major punishment without being provided with an appropriate opportunity to defend her cause beyond any encumbrance thus calling for interference by this Hon'ble Tribunal to undo the injustice.

2/31

j. That the charge sheet and the inquiry to probe into the charge were having no legal sanctity. The appellant has not only rendered service to the cause of department over a stretch of good many years, a large family to feed but the punishing authority and for that matter the appellate authority deprived the appellant and his family of their due earning while ignoring these aspects blatantly.

k. That before dismissal of service of appellant, the appellant had a vested right of hearing before any order adverse to his interest was passed by virtue of principle of *audi alteram partem* which was the least requirement. The respondents, in the case of appellant, had imposed major penalty influence mainly relying on the charge of absent and that too one sided, the veracity and authentic of which, is not credible, therefore, the same is illegal, *void ab initio* and against the Rules.

l. That the competent authority while awarding the major penalty should always keep in mind the gravity of charge, which in the case of appellant had not been proved. Where gravity of charge is of lesser degree and circumstances reflected

absence of bad faith and willfulness then minor punishment might be a preferred course.

- m. That law provides for more than one kind of punishments keeping in view the object of such penal provisions and the gravity of the charge in a case. Conceptually punishment to a delinquent employee is premised on the concept of retribution, deterrence or reformation. In awarding punishments, the Competent Authority has to keep in mind the underlying object of law and the severity of the charge.
- n. That where ever wide worded powers conferring discretion exists there remains always the need to structure the discretion, so that the decision will achieve the high quality of justice. The exercise of powers by the respondents without observing law, Statutes is not tenable in the eye of law rather violative of the procedure enumerated in the E&D Rules and the respondents have failed to rationalize and regulate their powers by Rules, the courts/Tribunal have to intervene where exercise of such powers appears to be arbitrary and capricious.
- o. Counsel for the appellant craves leave to raise additional grounds at the time of hearing.

3/1

For the afore-stated grounds, the instant appeal may please be allowed as prayed for.

Any other relief, to which the present Appellants is deemed entitled in facts and circumstances of the case, may please be granted in his favour with costs throughout.

Yours humble appellant
Through Counsel

Ahmad Ali Khan
Advocate, Supreme Court

Dated 31/5/2022

Khalid Mehmood Sigar
Advocate, D.I.Khan

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

Service Appeal No. _____ of 2022

Mst. Razia Gul

Appellant

Versus

Government of K.P.K through
Secretary Education Department
and others

Respondents

SERVICE APPEAL

CERTIFICATE

Certified that this is first appeal involving the instant subject matter and that the appellant has not filed any other appeal earlier in this Honorable Tribunal regarding the above stated controversy.

3/31

✓ Dil

Appellant
Through Counsel



Ahmad Ali Khan
Advocate Supreme Court



Khalid Mehmood Sagar
Advocate, D.I.Khan

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

Service Appeal No. _____ of 2022

Mst. Razia Gul

.....

Appellant

Versus

Government of K.P.K through
Secretary Education Department
and others

.....

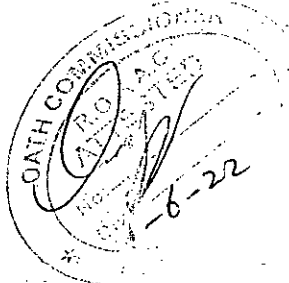
Respondents

SERVICE APPEAL

AFFIDAVIT

I, Mst. Razia Gul, wife of Shaukat Ali Jan resident of Islamabad Colony, Post Office Ratta Kulachi, Tehsil & District Dera Ismail Khan, the appellant, do hereby solemnly affirm and declare on oath:-

1. That accompanying service appeal has been drafted by my Counsel following my instructions
2. That all para wise contents of the service appeal are true and correct to the best of my knowledge, belief and information;
3. That nothing has been deliberately concealed from this August Tribunal nor anything contained therein is based on exaggeration or distortion of facts.



Dated:- 31/5/2022

 ✓

Deponent

12101-5280977-0

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

Service Appeal No. _____ of 2022

Mst. Razia Gul

Appellant

Versus

Government of K.P.K through
Secretary Education Department
and others

Respondents

MEMO OF ADDRESSES OF THE PARTIES

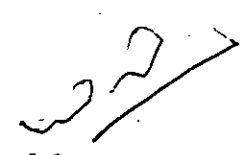
APPELLANT

Mst. Razia Gul, wife of Shaukat Ali Jan resident of Islamabad Colony, Post Office Ratta Kulachi, Tehsil & District Dera Ismail Khan.

RESPONDENTS

1. Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary education Department, Khyber Pakhtunkhwa, Peshawar.
2. Secretary, Elementary & Secondary education Department, Khyber Pakhtunkhwa, Peshawar.
3. Director, Elementary & Secondary education Department, Khyber Pakhtunkhwa, Peshawar.
4. District Education Officer (Female), D.I.Khan.
5. Sub-District Education Officer (E&S) Education (Female) Kulachi, D.I.Khan.
6. Superintendent/Dealing Accountant, SDEO Kulachi, Dera Ismail Khan
7. District Account Officer, D.I.Khan.
8. Mst. Uzma Karim, Principal GGHSS, Kulachi, D.I.Khan

Dated:- 31/5/2022


Counsel for appellant

(A)

(11)

OFFICE OF THE DISTRICT OFFICER (M) SCHOOL AND LITERACY D.I.KHAN

(F)

ORDER

Mr/Mst Razia Gul S/O, D/O Mushtaq Ahmad

Appointed as PST at GPS/GGPS Mushtaq (Hattalo)

Vide this office order No 12974-13116 Dated 2.07.07

is directed to submit his arrival report on or after 1-9-2007 due to summer vacation.

He is further directed to provide his documents in the office before taking over charge.

TA
District officer (M)
Distt: D.I. Khan

P
3/

حکومت خواتین و بچوں کے سیکشن (سینئر) زمانہ تحصیل خلیج

عنوان درخواست برائے حاضر کارپورٹ

عنوان
خود بیانہ گزارش کے لئے سائلہ کے گورنمنٹ گزٹ سرکاری سکول سرینا

سینئر ٹیچر کی مہتمم ڈسٹرکٹ (سینئر) ڈیزائننگ فنانس

آدرس جس پر سائلہ 2007-08-01 کو راجی حاضر کارپورٹ پیش کیا گیا

سے سہ ماہیہ فراہم کرنے کے لئے درخواست کی گئی ہے۔ آدرس کا نام ہے

(مہتمم ڈسٹرکٹ)

09
2007

Handwritten signature

Principal
G.G. Primary School
Mir Bazi Kulachi
Naseerabad

مہتمم ڈسٹرکٹ گورنمنٹ گزٹ سرکاری سکول سرینا

خلیج، زمانہ

No 1/9/2007

dt 1/1/2007

Forwarded in original to the DyDO (IC)

Kulachi D.K. for further n/a p0

Handwritten marks

Handwritten mark

No. 406 / Dated Kulachi the 12/7-2008.

(13)

FROM

The Dy: District Officer,
Fenzle, Kulachi.

The Manager,
N.B.P, Shiekh yousaf
Branch, DIKhan.

Subject:- AUTHORITY LETTER.

Memo:-

It is stated for your kind information that
Mat: Razia Gul, PST, Headteacher, GGPS, Mirbazi is hereby authorised
to draw the PTC amount of GGPS, Mirbazi amounting to Rs. 14000/-.

97
3/

Justice Chon
Dy: District Officer,
Fenzle, Kulachi,
(F) Ptz: Kulachi

14

OFFICE OF THE RETURNING OFFICER

National Assembly Constituency No. NA-25, D.I. Khan-cum-Tank

Provincial Assembly Constituency No. PK-67 (D.I. Khan-IV), Kulachi

Dated: _____/_____/2013

No: 9472/10

OFFICE MEMORANDUM

In pursuance of the provision of section 9 of the Representation of People Act, 1976, the following appointments of Presiding Officer / Assistant presiding Officers / Polling Officer are hereby made for polling station.

Polling Station:- Government Girls Primary School Zarni Khel (Female)

P.S No: 06

PK-67 / NA-25 DIKHAN-cum-Tank

for the election to the

11/5/2013

08.00 (am) to 05.00 (pm)

to be held on the

Name & Designation of Presiding Officer	Name & Designation of Assistant Presiding Officer	Name & Designation of Polling Officer	Name of Assistant Presiding Officer Designated as Presiding Officer
1	2	3	4
Rukhsana Bano, SS Islamiyat GGCMHSS No 6 Shah Syed Munawar	1. Asla Rani, SET Working Folks Grammer School DIKhan	1. Shehnaz Baigum, PST GGPS Basti Dhir Khan Wall	1. Asla Rani, SET Working Folks Grammer School DIKhan
	2. Nasreen Akhtar, PST GGPS No. 1 Kulachi		
	3. Razia Gul, PST GGPS Gara Mohabat	2. Noreen Bibi, PST GGPS Rori	
	4. Tehzeeb Islam, CT GGHS No 1 Nizam Khan		

Note

All the above polling staff directed to appear in the Office/Court of Returning Officer at Kulachi on 10.05.2013 (Friday) at 08.00 (am) for collection of polling material.

Signature

Muhammad Haroon

Civil Judge/Judicial Magistrate, Kulachi
Returning Officer PK-67
Dera Ismail Khan

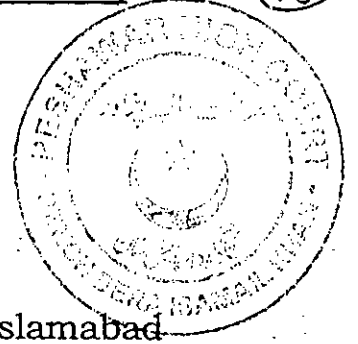
Signature

Nadeem Muhammad
Senior Civil Judge, Tank
Returning Officer NA-25
Dera Ismail Khan

(B) (15)

BEFORE THE HONOURABLE PESHAWAR HIGH COURT,
BENCH DERA ISMAIL KHAN.

Writ Petition No. _____/2020



Razia Gul W/o Shaukat Ali Jan R/o Islamabad
Colony, Post Office Ratta Kulachi, Tehsil & District
Dera Ismail Khan.

.....(Petitioner)

Filed today
Addl. Registrar
16/10/20

VERSUS

1. Government of Khyber Pakhtunkhwa, through Secretary Elementary & Secondary Education Department, Peshawar.
2. Secretary Elementary & Secondary Education Department Khyber Pakhtunkhwa, Peshawar.
3. Director Elementary & Secondary Education Department KPK, Peshawar.
4. District Education Officer Elementary & Secondary Education Department (Female), Dera Ismail Khan.
5. Sub District Education Officer (E&S) Education Female, Kulachi, Dikhan.
6. Superintendent / Dealing Accountant, S.D.E.O Kulachi, Dera Ismail Khan.
7. District Account Officer, Dera Ismail Khan.
8. Mst; Uzma Karim, Principal GGHSS Kulachi, Dikhan.

.....(Respondents)

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

ATTEST

EXAMINOR

Peshawar High Court Bench
Dera Ismail Khan

WP. No. 843-D of 2020 (Ground)

31/5/022

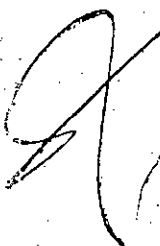
Respectfully Sheweth:-

16

BRIEF FACTS:-

- 1- That the addresses of the parties as given above are correct and sufficient for the purpose of service.
- 2- That the petitioner was appointed as PST in the education department DIKhan on merit after observing all codal formalities vide order dated 02/07/2007 issued by the District Education Officer (Female) DIKhan. Since the school were closed due to summer vacations, therefore the petitioner after the expiry of summer vacations, took over the charge of her duties in the first week of September 2007 and started to perform her duties as PST regularly. Copy of appointment order is enclosed as Annexure "A".
- 3- That the petitioner performed her duties for a considerable long period of more than six years but petitioner were not paid any per months salary except three months salary were hand over to the petitioner by the then Head Mistress of GGPS Mirbazi inspite of fact that salary record petitioner is on record, which shown petitioner duties as evident. Furthermore, official record of respondent contained that petitioner salary has been stopped temporary. It has been held by the superior Courts in it's in various judgments that stoppage of salary of civil servant is totally illegal. Copy of salary bills are enclosed as Annexure "B".
- 4- That the petitioner were assigned election duties in general election 2013 and also award maternity leave of 90 day which completely strengthen the petitioner version. Copy of the same is enclosed as Annexure "C".

Filed 3809
Addl. Registrar
11/0/22



ATTESTED
EXAMINER
Reswar High Court Bench,
Durgam Chaudhry

31/5/22

5-

That on the petitioner query, the officials of the office of District Education Officer (Female), DIKhan informed the petitioner verbally that her service has been terminated and therefore her monthly salary has been with held.

6-

That no formal written order of the termination of the service of the petitioner was ever communicated to the petitioner nor the petitioner termination order is in filed and office record is still silent in this regard till date. Furthermore, alleged termination order was stated to be ordered on summaries ground which includes petitioner remain absent from her duty. It is pertinent to mention here that alleged termination effected by the respondent without observing KPK efficiency & Discipline Rules, including personal notice, three advertisement in nationwide daily news papers etc which reveals ulterior motive and malafide on the part of the respondents.

~~Filed today 3/3/20~~
Adm. Registrar
6/11/20

7-

That the petitioner continuously approached the high-ups of the Education Department at different occasions but no reply was given to her and neither the petitioner was paid her monthly salary and not she was allowed to performed her duties.

8-

That on 02/09/2019, petitioner moved an application to the Director Education KPK for redressal of her grievances and on said application, inquiry was conducted and the District Education Officer (Female), DIKhan conducted the inquiry and said inquiry contain the following recommendations:-

"I) After her appointment as PST at GGPS Mirbazi Gul never attended the school and the school chowkidar is witness to it. II) She received pay from 01/09/2007 to 01/10/2009. III) No written proof of her transfer to GGPS Gara Mohabat is available. IV) Her service were terminated due to absence from duty".

ATTESTED
EXAMINED

Further, it is pertinent to mention here that neither petition was allowed to participated in the inquiry nor any show cause notice / any opportunity of personal hearing were provided to the petitioner which is mandatory under the law. Copy of application and inquiry report are enclosed as Annexure "D & E".

9- That the petitioner made appeal to the concerned quarters on humanitarian grounds and requested that she may be allowed to sever her duties as she is a bonafide appointee as stated above. Copy of appeal is enclosed as Annexure "F".

10- That the petitioner is passing the days of her life very miserably and in the absence of her monthly salary which is the only source of her income is under great shock and distress and she and her minor children are facing starvations whereas the department is reluctant to pass any order about her case.

11- That the petitioner is left with no other adequate remedy but to invoke extra ordinary Constitutional jurisdiction of this Honourable Court to declare the removal of the petitioner from her service with a single stroke of pen without adhering to the legal requirements of the law when the petitioner had more than six years service at her credit and not providing any written order for her removal from her service may please be declared illegal, void, arbitrary and of no legal effect against the rights. The respondents are directed to reinstate the petitioner in her service forthwith and to pay her all back benefits or to consider the period of absence from duty as leave without pay and her service be regularized and she may be paid her monthly salary from the date of assuming her duties a fresh.

Filed today
Addl. Registrar
16/10/20

12- That counsel for the petitioner may kindly be allowed to raise other grounds at the time of arguments.

It is, therefore, humbly requested that the relief prayed for may graciously be extended to the petitioner.

Filed today 3888
Adv: Registrar
6/10/20

Dated: 15/10/2020

Your Humble Petitioner

Razia Gul
Through counsel

Muhammad Saad Bhutta
Advocate High Court
Dera Ismail Khan

BOOKS REFERED:

1. Constitution of Islamic Republic of Pakistan case law.
2. Civil Servant Service Rules.
3. Any other laws, if needed.

VERIFICATION:-

It is verified that it is first petition and no such petition has ever been preferred in this Honourable Court by the Petitioner. And all the contents of above petition are true and correct.

Razia Gul

AFFIDAVIT:-

I, Razia Gul W/o Shaukat Ali Jan R/o Islamabad Colony, Post Office Ratta Kulachi, Tehsil & District Dera Ismail Khan, the petitioner, do hereby solemnly affirm and declare on oath that all the parawise contents of the Writ Petition are true and correct and nothing has been deliberately concealed from this Honourable Court.

Deponent
Razia Gul

Identified by Counsel;

12101-5280977-0

WP. No. 843-D of 2020 (Ground)

337-1411419

ATTESTED

EXAMINOR

Jessawar High Court Branch,
Dera Ismail Khan

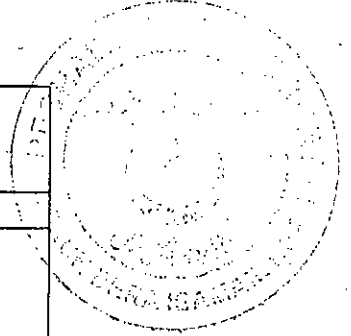
31/5/20

(C) (2)

IN THE PESHAWAR HIGH COURT, D.I.KHAN BENCH

FORM OF ORDER SHEET

Date of order or proceedings	Order or other proceedings with signature of Judge(s).
(1)	(2)
27.10.2021	<p style="text-align: center;"><u>W.P No. 843-D/2020</u></p> <p><u>Present:-</u> M/S Ahmad Ali Khan and Athar Ali Shah Gilani, Advocates for petitioner.</p> <p style="text-align: center;">***</p> <p><u>Sahibzada Asadullah, J.-</u> Through the instant constitutional petition filed under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, the petitioner Razia Gul seeks the following relief:-</p> <p style="text-align: center;">“On acceptance of this writ petition, this Hon’ble Court may please be declared the removal of the petitioner from her service with a single stroke of pen without adhering to the legal requirements of the law when the petitioner had more than six years’ service at her credit and not providing any written order for her removal from her service as illegal, void, arbitrary and of no legal effect. Further the respondents are directed to reinstate the petitioner in her service forthwith and to pay her all back benefits or to consider the period of absence from duty as leave without pay and her service be regularized and she may be paid her monthly salary from the date of assuming her duties afresh.</p> <p>2. Heard. Record perused.</p> <p>3. On perusal of the record, it transpires that the petitioner was appointed as PST in Education Department after observing recruitment process vide</p>



9

ATTESTED
EXAMINER
Peshawar High Court, D.I. Khan
Date: 31/10/22

21

appointment order dated 02.7.2007 issued by District Education Officer (Female), D.I.Khan and she performed her duties with due diligence for a period of six years but she was deprived from her salaries. On resort to the department, the petitioner was intimated verbally that her services have been terminated but no written order of termination was communicated to the petitioner. Feeling disgruntled, the petitioner submitted an application to the Director Education, Khyber Pakhtunkhwa for redressal of her grievances, on this, an inquiry was conducted by Inquiry Officer/Principal, GHSS Kulachi, D.I.Khan, whereby it was concluded that the services of petitioner was terminated due to absence from duty. Till such time and onward, no written order for terminating the service of petitioner was provided to her.

4. Be that as it may, despite of inquiry so conducted against the petitioner by the then Dr. Uzam Kareem Inquiry Officer/Principal G.G.H.S.S Kulachi, D.I.Khan, whereby the petitioner was terminated from service on the pretext of absence from duty but no decision/proper removal order on the basis of recommendation of the inquiry officer was ever yet issued to the petitioner. In such view of the matter, this Court deem it appropriate to dispose of this

TESTED
EXAMINER
Peshawar High Court Bench
31/5/022

22

petition with the direction to the respondents to decide the case of petitioner in light of recommendation of inquiry report so conducted by the Principal (Dr. Uzma Kareem) G.G.H.S.S, Kulachi, D.I.Khan accordingly.

5. Disposed of as such.

Announced
Dt: 27.10.2021
Hasnain*



JUDGE



JUDGE

Office
20/11

ATTESTED

EXAMINOR

Weshawar High Court Bench,
Dera Ismail Khan

3115/522

(D.B)

Hon'ble Mr. Justice. Abdul Shakoor
Hon'ble Mr. Justice Sahibzada Asadullah



OFFICE OF THE DISTRICT EDUCATION
OFFICER (FEMALE) DIKHAN.

C1

23

20

No _____

Dated DIKhan the ____ / ____ / 2020

Annexure
"E"

To

The Director -
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.

Subject:- OPEN INQUIRY V/S A HUMATARIAN APPEAL OF MR. SHOUKAT ALI JAN
EX-PST AND RAZIA GUL EX-PST.

Memo

Reference appeal dated 03/09/2019 addressed to your good self on the subject cited
above.

An inquiry report by Inquiry Officer Mst Uzma Kareem Principal BPS-19 GGHSS
Kulachi (DIKhan) in response to said application is submitted for your kind information & further
necessary action please.

Encl: 01- Appeal Copy
02- Inquiry Report.

DISTRICT EDUCATION OFFICER
(FEMALE) DERA ISMAIL KHAN.

Encls: No. 4062-765

DEO(F) Dated DIKhan the 09/3/2020

Copy of the above is forwarded to :-

1. District Education Officer (Male) DIKhan.
2. Principal GGHSS Kulachi (DIKhan)
3. Razia Gul Ex-PST R/O Islam Abad P/O Ratta Kulachi DIKhan..
4. The PA to DEO(F) DIKhan

7
3

DISTRICT EDUCATION OFFICER
(FEMALE) DERA ISMAIL KHAN

[Handwritten Signature]

[Handwritten notes]

(21)

(24)



OFFICE OF THE PRINCIPAL, G.G.H.S. SCHOOL, KULACHI, DERA ISMAIL KHAN

Enrol no. 28-2020

dated: 3/3/2020

To

The District Education Officer (F),

E&SE,

Dera Ismail Khan.

Subject: Inquiry related to the appeal of Razia Gul Ex PST, GGPS Mirbazi

Memo:

Reference your letter dated 25-10-2019, related to appeal of Razia Gul Ex PST, GGPS Mirbazi, an inquiry was conducted by the undersigned.

A detailed account is presented hereunder:

Main points of the appeal by Razia Gul:

1. She was appointed as PST on merit basis in 2007
2. She worked in GGPS Mirbazi after her appointment and regularly signed the teacher attendance register at GGPS Mirbazi
3. She received pay till 2009.
4. She was transferred to GGPS Gara Mohabbat and attended performed her duties at the school.
5. Her services were terminated in 2012
6. She was appointed on merit but she was considered to be in the list of 1613 teachers terminated in 2012.

Handwritten notes:
A.D.E. (PST)
4/3

Findings of the inquiry:

1. Razia Gul was appointed as PST on merit basis vide order No. 12974-131167 dated 2.7.2007 (annexure A)
2. According to the payroll provided by SDEO(F) Kulachi, She received pay from 1.9.2007 to 1.10.2009 as information provided by SDEO(F) Kulachi (Annexure C)
3. According to the information provided by SDEO(F) Kulachi, her pay was stopped due to absence from duty (Annexure B)

Signature:
District Education Officer
(Female) Dera Ismail Khan

Handwritten notes:
1262
4/3/2020

(25)

(25)

4. The teacher attendance register of the year 2007-09 was not available at GGPS Mirbazi. However, the school chowkidar confirmed that Mst Razia Gul never attended the school and didn't perform her duties. (Annexure D)
5. SDEO(F) KULACHI Mst Akhter Batool and ASDEO Mst Khurshed begum during the year (2007-12) were contacted in order to obtain related information. No information was provided by the above mentioned officials.
6. No evidence was found of any transfer order issued by the SDEO (F) Kulachi related to transfer order of Razia Gul from GGPS Mirbazi to GGPS Gara Mohabbat
7. The claim of Razia Gul to have attended the school were challenged by the then PSHT Mst farzana. She testified that razia Gul never attended the school at GGPS Gara Mohabbat (Annexure E)

Conclusion:

1. After her appointment as PST at GGPS Mirbazi Mst Razia Gul never attended the school and the school chowkidar is witness to it.
2. She received pay from 1.9.2007 to 1.10.2009
3. No written proof of her transfer to GGPS Gara Mohabbat is available.
4. Her service were terminated due to absence from duty.

Recommendations:

- It is recommended that honourable DEO(F), DIKhan may decide the future of Mst Razia Gul under E&D Government Servant Rules 2011, Govt of KPK.

(Dr. Uma Kareem) Inquiry officer,
Principal
GGHSS, Kulachi, Secy. Scheme
Dera Ismail Khan, D.I. Khan

District Education Officer
(Female) Dera Ismail Khan



OFFICE OF THE DISTRICT EDUCATION OFFICER
(MALE), DERA ISMAIL KHAN

Tell: 09669280128- 09669280131
Email: emisdikhan@gmail.com

No. _____ Dated DIKhan the _____ / _____ /2021

To

The Registrar
Honourable Peshawar High Court
DIKhan Bench District Dera Ismail Khan.

Subject: Writ Petition No. 841-D/2020 dated 27/10/2021.

Memo:

Reference judgment of writ petition cited above announced on 27/10/2021.

It is submitted for your kind honour that the appellant concerned was already removed from his service vide the then Executive District Officer Elementary & Secondary Education Department DIKhan under Endst No. 19895-98 dated 22/12/2012 the copy attached for kind honour.


DISTRICT EDUCATION OFFICER
(MALE) DERA ISMAIL KHAN

Endst: No. 27697-01 /

Dated DIKhan the 8 / 12 /2021

Copy forwarded to the:-

- 1- ADEO Litigation Local Office.
- 2- PA to District Education Officer (M) DIKhan.
- 3- Official Concerned.
- 4- Office record.


DISTRICT EDUCATION OFFICER
(MALE) DERA ISMAIL KHAN

Annex (E)

29

OFFICE OF THE EXECUTIVE DISTRICT OFFICER
ELEMENTARY & SECONDARY EDUCATION

DERA ISMAIL KHAN

Tell: 09669280128- 09669280131

OFFICE ORDER -

Consequent upon the identification of ghost teachers in reports received from DDO (M) Sub-Division DIKhan & DDO (F) Sub-Division Kulachi, they were receiving monthly salaries without performing their duties on any station.

Now therefore the competent authority is pleased to remove the ghost teachers from service w.e.from 01-11-2012.

The detail of ghost teachers is as under:-

S #.	Name of Teacher	Designation	School	Removal Date
1	Shoukat Ali Jan	PST	GPS Jhoke Mohana DIKhan	01-11-2012
2	Razia Gul	PST	GGPS Mirbazi Kulachi	01-11-2012

There salaries had already been stopped by the concerned DDO's.

Endst No.

19895-98

Executive District Officer
E&SE Dera Ismail Khan

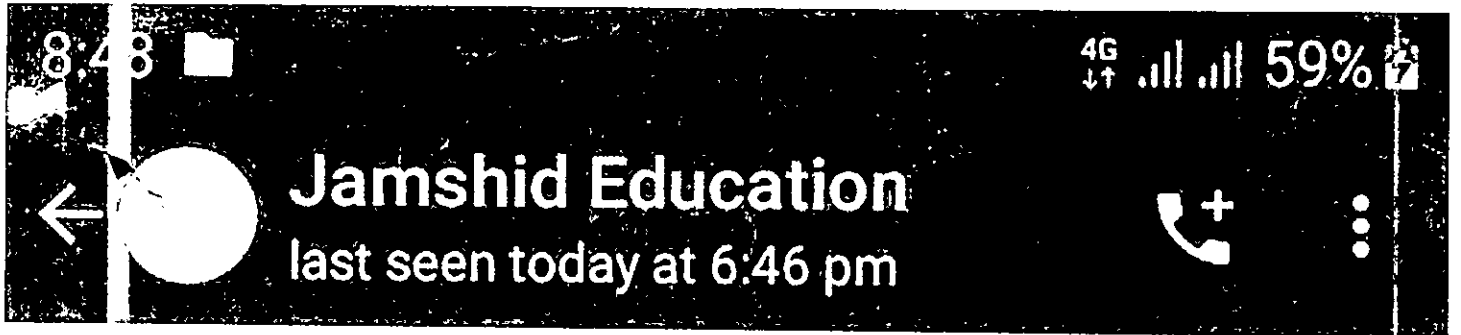
Dated: 22/12/2012

Copy forwarded for information & necessary action to the:

1. District Accounts Officer DIKhan.
2. District Officer (M&F) DIKhan.
3. Deputy District Officer Concerned.
4. Officials Concerned.

[Signature]

Executive District Officer
E&SE Dera Ismail Khan



24 January 2022

28

Messages and calls are end-to-end encrypted. No one outside of this chat, not even WhatsApp, can read or listen to them. Tap to learn more.

Aoa 11:56 am ✓✓



OFFICE OF THE DISTRICT EDUCATION OFFICER
(MALE), DERA ISMAIL KHAN
Tell: 09669280128- 09669280131
Email: omisdikhan@gmail.com

No. _____

Dated DIKhan the ____ / ____ / 2021

To

The Registrar
Honourable Peshawar High Court
DIKhan Bench District Dera Ismail Khan.

Subject: Writ Petition No. 841-D/2020 dated 27/10/2021.



CamScanner 01-22-2022 14...

2 pages • 0.91 MB • PDF

11:57 am

Handwritten signature or initials.

29

No. 411

For insurance
RAD00725499
Stamps affixed except in case of
uninsured letters of not more than
the initial weight prescribed in the
Post Office Guide or on which no
acknowledgement is due.

Rs. Ps.

00
AD

Received a registered*
addressed to _____

Date-Stamp

Initials of Receiving Office _____
* Write here "letter", "postcard", "packet" or "parcel"
with the word "insured" before it when necessary.

Insured for Rs. (in figures) _____

If insured.

Insurance fee Rs. _____

Ps. _____

(in words)

Name and
address
of sender



To

Ameg (F)

(30)

The Director
Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar.

DEPARTMENTAL APPEAL AGAINST IMPUGNED ORDER
DATED 22.12.2012 ISSUED BY EXECUTIVE DISTRICT
OFFICER (E&SE), D.I.KHAN, WHEREBY THE APPELLANT WAS
REMOVED FROM SERVICE UNDER THE GARB OF GHOST
TEACHERS WHICH IS ILLEGAL, WITHOUT LAWFUL
AUTHORITY, MALA FIDE, UNFAIR, UNJUST AND BE
SET-ASIDE THE SAME.

PRAYERS

- 3/
- TO DECLARE THE IMPUGNED ORDER DATED 22.12.2012 ISSUED BY EXECUTIVE DISTRICT OFFICER (E&SE), D.I.KHAN AS ILLEGAL, WITHOUT LAWFUL AUTHORITY WHICH IS BASED ON MALAFIDE RESULT OF IMPROPERLY EXERCISE OF OFFICIAL AUTHORITY AND THE SAME MAY PLEASE BE SET ASIDE IN THE INTEREST OF JUSTICE.
 - TO ISSUE DIRECTIONS TO THE DISTRICT EDUCATION OFFICER (FEMALE) D.I.KHAN OR TO THE QUARTER CONCERNED TO RE-INSTATE THE APPELLANT ON HER POST AS P.S.T FORTHWITH AND TO PAY HER ALL BACK BENEFITS.

Respected Sir,

The appellant humbly submits as under:-

1. That the appellant was appointed as PST in the Education Department, D.I.Khan on merit after observing all codal formalities vide order dated 02.7.2007 issued by the District Education Officer (Female), D.I.Khan. Since the school were closed due to summer vacations therefore the

appellant after the expiry of summer vacations took over the charge of her duties in the first week of September 2007 and started to perform duties as PST regularly. Copy of appointment letter attached herewith.

2. That the appellant performed her duties for a considerable long period of more than six years but the appellant was not aid any monthly salary except three months salary which were handed over to the appellant by the then Head Mistress of GGPS Mirbazi.
3. That upon appellant's query qua her status in job as PST, the officials of the office of District Education Officer (Female), D.I.Khan informed the appellant verbally that her service has been terminated and therefore her monthly salary has been withheld. They further said that as many as 1613 individuals were illegally appointed as PST in the Education Department D.I.Khan during the regime of MMA Govt. in the Province of Khyber Pakhtunkhwa all of them have been terminated from their service.
4. That no formal written order of the termination of the service of the appellant was ever communicated to the appellant nor the appellant termination order has been issued. Furthermore the alleged termination order was stated to be ordered on summaries ground which includes appellant remain absent from her duty. It is pertinent to mention here that alleged termination effected by the respondents without observing Khyber Pakhtunkhwa Efficiency & Discipline Rules, including personal notice, three advertisement in nationwide daily newspapers which reveals ulterior motive and malafide on the part of the respondents/Department.
5. That the appellant repeatedly resorted to the Education Department through various applications, but no pay heed over it, thus, feeling disgruntled from the inaction of District Education Officer, D.I.Khan, the appellant filed W.P No. 843-D/2020 for redressal of her grievances, whereby it was held that:-

Be that as it may, despite of inquiry so conducted against the appellant by the then Dr. Uzma Kareem Inquiry Officer/Principal GGHSS, Kulachi, D.I.Khan, whereby the appellant was terminated from service on the pretext of absence

3/

from duty but no decision/proper removal order on the basis of recommendation of the inquiry officer was ever yet issued to the appellant. In such view of the matter, this Court deem it appropriate to dispose of this petition with the direction to the respondents to decide the case of appellant in light of recommendation of inquiry report so conducted by the Principal (Dr. Uzma Kareem) GGHSS, Kulachi D.I.Khan accordingly.

- 6. Thereafter, the District Education Officer, D.I.Khan in compliance of Court's direction vide his letter dated 08.12.2021 addressed to the Additional Registrar, Peshawar High Court, D.I.Khan Bench conveyed that the appellant was removed from her service in view of impugned office order dated 22.12.2012. Copy of letter dated 08.12.2021 is attached herewith.
- 7. That it is momentous to mention here that aforesaid impugned office order dated 22.12.2012, whereby the appellant was removed from service was received to the appellant on 24.01.2022 through WhatsApp. Abstract of WhatsApp is attached herewith.
- 8. That as earlier discussed here-in-above, the inaction of Department terminate the services of appellant is based on mala-fide result of improper exercise of official authority and having no binding effect upon rights of the appellant accrued to him by dint of her eligibility, appointment and past government service.

In view of the above made submissions, it is very humbly requested that on gracious acceptance of the instant departmental appeal to declare the impugned office order dated 22.12.2012 whereby the services of appellant as PST were removed under the garb of ghost teachers as illegal, without lawful authority which is based on malafide result of improperly exercise of official authority and the same may please be set aside in the interest of justice.

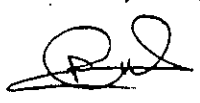
3/

It is further prayed that to issue directions to the District Education Officer, D.I.Khan or to the quarter concerned to re-instate the appellant on her post as PST forthwith and to pay her all back benefits

Dated:- 3/2 /2022

Your Humble Appellant

Razia Gul
Wife of Shoukat Ali Jan
resident of Islamabad Colony
Ratta Kulachi, D.I.Khan



3/2 /2020

3/3/

KHALID MEHMOOD

Advocate
bc-12-5415

Date of issue: October 2020

Valid upto: October 2023



وکالت

Secretary
KP Bar Council

ایڈیٹری

کوریٹ فیس

بجرت جناب خیر محمد گواہ سے اس ٹریبونل کے
مقابلہ میں
بنام گورنمنٹ واپس دہرا
دعویٰ یا جرم
تفصیل دعویٰ یا جرم

باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے بیرونی اور خود برقی یا تصفیہ مقدمہ بمقام
حاکم امور

کو حسب ذیل شرائط پر وکیل مقرر کیا ہے، کہ میں ہر پیشی پر خود بذریعہ اختیار خاص رو برو عدالت حاضر ہوتا رہوں گا۔ اور ہر وقت اپنا رسد جانے مقدمہ وکیل صاحب
موصوف کو اطلاع دیکر حاضر عدالت کروں گا، اگر پیشی پر منکر حاضر نہ ہوں اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے برخلاف ہو گیا تو صاحب موصوف
اسکے کسی طرح ذمہ دار نہ ہوں گے، نیز وکیل صاحب موصوف صدر مقام کچہری کے علاوہ کسی جگہ یا کچہری کے اوقات سے پہلے یا چھپے یا بروز تعطیل پہنچی کرنے کے
ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام کچہری کے علاوہ کسی جگہ یا کچہری کے اوقات سے پہلے یا چھپے یا بروز تعطیل پہنچی کرنے کے ذمہ دار نہ
ہوں گے۔ اور مقدمہ صدر کچہری کے علاوہ اور جگہ سماعت ہونے یا بروز تعطیل یا کچہری کے اوقات کے آگے بچھے نہیں ہونے پر منظر کو کوئی نقصان پہنچے تو اس کے ذمہ
دار یا اس کے واسطے کسی حاضری کے ادا کرنے یا نماندن والوں کرنے کے ذمہ نہیں موصوف ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام کچہری کے
ذات خود منظور و قبول ہوگا۔ اور صاحب موصوف کو مرضی دہنی یا جواب دہنی یا درخواست اجراء کے ذریعہ نظر ثانی اپیل گرانٹی و برہم درخواست پر دستاویز تہدیبی کرنا
یعنی اختیار ہوگا۔ اور کسی حکم یا ذمہ داری کرانے اور برہم کاروبار سے منسلک ہونے اور رسید دینے اور داخل کرنے اور برہم کے بیان دینے اور اس پر تہدیبی یا رضی نامہ ایملہ پر
حلف کرنے، اقبال دعویٰ کا بھی اختیار ہوگا۔ اور بصورت ضرورت ہونے تاریخ پیشی مقدمہ مذکورہ بیرون از کچہری صدر بیرونی مقدمہ مذکورہ نظر ثانی و اپیل گرانٹی و برہم
مقدمہ یا منسوفی و ذمہ داری یا طرف یا درخواست حکم انتہائی یا قرضی یا گرفتاری اصل از فیملہ اجراء کے ذمہ داری بھی صاحب موصوف کو بشرط ادائیگی ٹیبلٹ و خنک بیرونی کا اختیار ہوگا
اور تمام ساختہ پرواختہ صاحب موصوف شکل کردہ ذات خود منظور و قبول ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکورہ یا اسکے کسی جزو
کی کارروائی یا بصورت درخواست نظر ثانی اپیل یا گرانٹی یا دیگر معاملہ مقدمہ مذکورہ کسی دوسرے وکیل یا ایئر سٹروکاپے تہدیبی یا اپنے ہمراہ مقرر کریں۔ اور ایسے شیرت قانون کو
بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے، جیسے صاحب موصوف کو حاصل ہیں، اور دوران مقدمہ میں جو کچھ ہر جانہ التواء ہوگا، وہ صاحب
موصوف کا حق ہوگا۔ مگر صاحب موصوف کو پوری نہیں تاریخ پیشی سے پہلے ادا نہ کروں گا۔ تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی بیرونی نہ کرے اور ایسی
صورت میں میرا کوئی منالیہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

ہذا وکالت نامہ لکھو یا ہے۔ تاکہ ضرور ہے
مورخہ 31 مارچ 2020

مضمون وکالت نامہ سن لیا ہے۔ اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

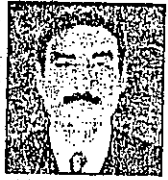
Accepted
033364330001

ایڈیٹری



SUPREME COURT
BAR ASSOCIATION
PAKISTAN

Ahmad Ali
Advocate



President

M. A. Adil
Secretary

وکالت نامہ

35

کورٹ
فیس

بعدالت جسٹس فیروز خواجہ سرور

مخانب ایس ایچ
رہائشی نامہ کورٹ صاحب
دعوی یا جرم
تذہیب دعوی یا جرم

باعث تحریر آنکہ
حرم اسماعیل خان

مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے مقدمہ کی درخواست پر جواب دی برائے پیشی یا تفسیر مقدمہ نامہ
الحرم اسماعیل خان
کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں پیشی پر خود یا بنا بذریعہ ذہن برو عدالت حاضر ہوں گا اور ہر وقت پکارے جانے مقدمہ وکیل صاحب
موصوف کو اطلاع دے کر حاضر عدالت کروں گا اگر پیشی پر منظر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور میرے خلاف ہو گیا تو صاحب
موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ با پکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل
بیرونی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ صدر مقام پکھری کے علاوہ اور جگہ سماعت ہونے یا بروز تعطیل یا پکھری کے اوقات کے آگے یا پیچھے پیش ہونے
پر منظر کوئی نقصان پہنچے تو اس کے ذمہ دار یا اسکے واسطے کسی معاوضہ کے ادا کرنے یا ضمانت نہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے مجھ
کو کل ماہانہ پر وادائے صاحب موصوف مثل کردہ ذات اور منظور اول ہو گا اور صاحب موصوف کو فرض دہری یا جواب دہری یا درخواست اجراء اسماعیل خان کی
نظر ثانی اجیل گمرانی و ہر قسم درخواست ہر قسم کے بیان دینے اور پر ثانی یا راجح نامہ و فیصلہ بر خلاف کرنے اقبال دہری کا بھی اختیار ہو گا اور بصورت مقرر ہونے
تاریخ پیشی مقدمہ مذکور بیرون از پکھری صدر بیرونی مقدمہ مذکور نظر ثانی اجیل و گمرانی و برآمدگی مقدمہ یا منسوخی دہری یک طرفہ یا درخواست حکم التنازی یا ترقی
یا گمرانی قس از فیصلہ اجراء دہری بھی صاحب موصوف کو بشرط ادائیگی بچھدہ ہتھیار دہری کا اختیار ہو گا اور تمام ساختہ پرواقت صاحب موصوف مثل کردہ
از خود منظور و قبول ہو گا اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہو گا کہ مقدمہ مذکورہ یا اس کے کسی جزو کی کارروائی یا بصورت درخواست نظر ثانی
اجیل گمرانی یا دیگر معاملہ و قدمہ مذکورہ کسی دوسرے وکیل یا ہیر مشرک اپنے بجائے یا اپنے ہمراہ مقرر کریں اور اپنے مشیر قانون کو بھی ہر امر میں وہی اور ویسے
اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ میں جو کچھ ہر جانب التزام پڑے گا وہ صاحب موصوف کا حق ہو گا مگر
صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہو گا کہ مقدمہ کی بیرونی نہ کریں اور ایسی صورت
میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا

لہذا وکالت نامہ لکھ دیا ہے تاکہ مندرجہ
مورخہ 31 مارچ 2022
مضمون وکالت نامہ من لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے

Accepted

ایس ایچ

03371411414

"B"

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

No. Reed

TB Dikhan

Appeal No. 877, 878 of 20 22

Mst Razia Gul, Saaukat Ali Jaha Appellant/Petitioner

Versus

Through Secys (CESSE) Respondent

Respondent No. 8

Notice to: Mst Uzma Karim Principal GGHSS
Kulachi Dikhan

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 29-6-22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 15

Day of.....6 2022

at camp court

Dikhan

[Signature]

[Signature]
Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

"B"

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

Raziel

TB Dikhan

Appeal No. *877, 878* of 20 *22*

Mst Razia Gul, Shaukat Ali Jan Appellant/Petitioner
 Versus

Through Smt: (PSE) Respondent

Respondent No. *8*

Notice to: *Mst Uzma Kasim Principal GGHSS*

Kulachi Dikhan

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on *22/2/22* at **8.00 A.M.** If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this *15*.....

Day of..... *6* 20 *22*

at camp court

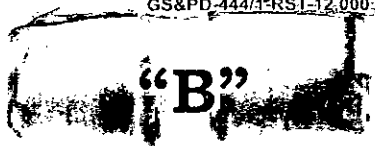
Dikhan



Registrar

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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



KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

Regd

TB

No.

Appeal No. 877, 878 of 20 22

Shaukat Ali Jan D Appellant/Petitioner

Versus

Through Secy. (EGSE) Respondent

Respondent No. 8

Notice to: — Qamar Zaman Principal of
GHS Parora Dikhan

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 29-6-22 at 8.00 A.M. If you wish to urge anything against the appellat/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 15

Day of 8 20 22

at camp court

Dikhan

Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

“B”

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

TB

No.

Appeal No. 877, 878 of 20 22

Shaukat Ali Jan Appellant/Petitioner

Versus

Through Secy: (EGSE) Respondent

Respondent No. 8

Notice to: — Qamar Zaman Principal of
GHS Parora Dikhan

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on.....29-6-22.....at 8.00 A.M. If you wish to urge anything against the appellent/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 15.....

Day of.....5.....20 22

at camp court

Dikhan



Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

"B"

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

No. Regel

TB DIC

Appeal No. 877, 878 of 20 22

Shaukat Ali Jan Appellant/Petitioner

Versus

Through Secy: (EGSE) Respondent

Respondent No. 7

Notice to: District Account officer D/Klan

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 29-6-22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 15

Day of 6 20 22

at camp court

D/Klan

Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

"B"

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

No. Regd

TB DIC

Appeal No. 877, 878 of 20 22

Shaukat Ali Jan Appellant/Petitioner

Versus

Through Secy: (E&SE) Respondent

Respondent No. 7

Notice to: District Account officer D/K

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 29-6-22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 15

Day of 6 20 22

at camp court

D/K

Registrar,

**Khyber Pakhtunkhwa Service Tribunal,
Peshawar.**

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

“B”

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

No. 102

TB DIK

Appeal No. 877, 878 of 20 22
Shaukat Ali Jan (1) other Appellant/Petitioner

Versus
Through Secy: (E&SE) Respondent

Respondent No. 6

Notice to: - Superintendent/Dealing Accounts
SDEO D Khan

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 29-6-22 at 8.00 A.M. If you wish to urge anything against the appellants/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 15

Day of 6 20 22

at camp Court

D Khan



Registrar,

Khyber Pakhtunkhwa Service Tribunal,
 Peshawar.

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

“B”

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

No. 102

TB DIK

Appeal No. 877, 878 of 20 22

Shaukat Ali Jan (1) other Appellant/Petitioner

Versus

Through Secy. (E&SE) Respondent

Respondent No. 6

Notice to: - Superintendent/Dealing Accounts
SDEO DIKhan

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 29-6-22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 15

Day of 6 20 22

at camp Court

DIKhan



Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

“B”

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

Regd
 No. _____

TB DIC

Appeal No. 877, 878 of 20
Shaukat Ali Jan & Others Appellant/Petitioner

Versus
Through Secy: (E&SE) Respondent

Respondent No. 5

Notice to: Sub Distt Education officer (E&SE)
Education (male) DIC/Chas

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 29-6-22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.


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

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

Given under my hand and the seal of this Court, at Peshawar this 25.....

Day of..... 6.....20 22

at camp court
D/Chas


 Registrar,
 Khyber Pakhtunkhwa Service Tribunal,
 Peshawar.

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

"B"

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

No. *Regd*

TB DIK

Appeal No. *877, 878* of 20

Shaukat Ali Jan Others Appellant/Petitioner

Versus

Through Secy (ESSE) Respondent

Respondent No. *5*

Notice to:

*Sub Distt Education officer (ESSE)
Education (male) Dikhan*

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on *29-6-22* at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement along with any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this *75*.....

Day of..... *6* 20 *22*

*at camp court
Dikhan*

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

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

“B”

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

Regd

TB DIK

Appeal No. *877,878* of 20 *22*

Shaukat Ali Jan & others Appellant/Petitioner

Through Secy: (ESSE) Pesh Respondent

Respondent No. *4*

Notice to: - *District Education offices (Male)*
DI Khan

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on *29-6-22* at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this *15*

Day of..... *6* 20*22*

at court court

DI Khan



[Signature]
Registrar,

**Khyber Pakhtunkhwa Service Tribunal,
Peshawar.**

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

"B"

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

Regd

TB DIK

Appeal No. 877,878 of 20 22
Shaukat Ali Jan & others Appellant/Petitioner

Through Sey. (F&SE) Pesh Respondent

Respondent No. 4

Notice to: District Education Officer (Male)
DI Khan

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 29-6-22 at 8.00 A.M. If you wish to urge anything against the appellants/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 15

Day of 6 2022

at camp court

DI Khan




[Signature]
 Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

“B”

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

No. 

TB D11C

Appeal No. 877, 878 of 20 22
Shaukat Ali Jan Others Appellant/Petitioner
 Versus
Through Secy. (ESSE) Respondent
 Respondent No. 3

Notice to: - Director (ESSE) Peshawar

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 29-6-22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 15

Day of 6 20 22
at camp court

D11Ch

 Registrar,
 Khyber Pakhtunkhwa Service Tribunal,
 Peshawar.

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

"B"

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

No. ~~1~~

TB DIK

Appeal No. 877 878 of 20 22

Shaukat Ali Jan Dothers Appellant/Petitioner

Versus

Through Secy. (E&SE) Respondent

Respondent No. 3

Notice to: - Director (E&SE) Peshawar

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 29-6-22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 15.....

Day of 6 2022

at camp court

DIKha

[Signature]

[Signature]
Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

"B"

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

TB DIK

No.

Appeal No. 878 of 20 22
Shaukat Ali Jan Appellant/Petitioner

Versus
Through Secy. (ESSE) Peshawar Respondent

Respondent No. 2

Notice to: - Secretary (ESSE) Peshawar.

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 29-6-22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 15.....

Day of..... 6 20 22

at camp Court

D I Chems

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

“B”

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

TB DIK

No.

Appeal No. 878 of 20 22
Shaukat Ali Jan Appellant/Petitioner
 Versus
Through Secy. (E8SE) Peshawar Respondent
 Respondent No. 2

Notice to: - Secretary (E8SE) Peshawar

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 29-6-22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 15

Day of 6 20 22
at camp court

D I Khan



Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

“B”

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

TB Dikhan

No.

Appeal No. 877, 878 of 20 22
Shaukat Ali Jan & others
Appellant/Petitioner

Versus

Through Secy: (ESSE) Peshawar
Respondent

Respondent No. 1

Notice to: - Govt of Through Secretary (ESSE)
Peshawar

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 29-6-22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 15

Day of 6 20 22

at camp court

Dikhan

Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

"B"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

**JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.**

TB Dikhan

No.

Appeal No. *877 878* of 20 *22*

Shaukat Ali Jan D others
Appellant/Petitioner

Versus

Through Secy: (ESSE) Pesh
Respondent

Respondent No. *1*

Notice to: - *Govt of Through Secretary (ESSE)*
Peshawar

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on *29-6-22* at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this *15*.....

Day of..... *6*.....20 *22*

at camp court

Dikhan

Registrar,

**Khyber Pakhtunkhwa Service Tribunal,
Peshawar.**

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



KHYBER PAKHTUNKHWA BAR COUNCIL

ADVOCATE HIGH COURT



ATHAR ALI SHAH

Advocate
bc-09-0930
Date of issue: February 2021
Valid upto: February 2024



Secretary
KP Bar Council

حیدرآباد
حکومت سندھ
محکمہ عدالت
دعویٰ یا جرم
تفصیل دعویٰ یا جرم
877/22
باعت خرابانگہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف دائرہ میں جس نے طلب ہوئے ہوئے ہونے کے بعد
کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں پیش پر خود یا بذریعہ رو بروہ حالت حاضر ہونا رہوں گا اور ہر وقت پکارے جانے مقدمہ میں صاحب
موصوف کو اطلاع دینے کے حاضر عدالت کروں گا اگر پیش پر منظر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور میرے خلاف ہو تو صاحب
موصوف ان کے کسی طرح ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف مقدمہ میں پیش کی جانے والی تمام چیزوں کے بارے میں
پہنچنے والے کے ذمہ دار نہ ہوں گے اور مقدمہ مندرجہ پکھری کے علاوہ اور جگہ جہاں ہونے یا ہر روز پیش یا پکھری کے اوقات کے آنے یا نہ آنے کی وجہ سے
پر منظر کوئی قصمان پہنچے ہوں گے ذمہ دار یا ان کے واسطے کسی معاوضہ کے ادا کرنے یا اجتناب نہ ہونے کے معنی صاحب موصوف ذمہ دار نہ ہوں گے۔
کوئی ساختہ پر دائرہ صاحب موصوف میں کروہ ذات خود منظور قبول ہو گا اور صاحب موصوف کو عرض دعویٰ یا جواب دعویٰ یا درخواست اجراء پاسے ڈکری
تقریبانی پیش کرانی و ہر قسم درخواست ہر قسم کے بیان دینے اور پر پالیسی یا راضی نامہ فیصلہ برداشت کرنے اقبال رہی گا جس اختیار ہو گا۔
تاریخ پیش مقدمہ مندرجہ حیران از پکھری مندرجہ حیران مقدمہ مندرجہ نظر رہی ہوگی، گمان و ذمہ داری مقدمہ مندرجہ حیران از پکھری
یا کرنا رہی قبل از فیصلہ اترائے ڈکری بھی صاحب موصوف کو بشرط ادا ہونے کی ٹیچہ مندرجہ حیران کا اختیار ہو گا اور تمام ساختہ پر دائرہ صاحب موصوف میں مقدمہ
ہو خود منظور و قبول ہو گا اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہو گا کہ مقدمہ مندرجہ حیران یا اس کے کسی جز کی کارروائی یا بصورت درخواست نظر رہی
پیش کرانی یا دیگر معاملہ و مقدمہ مندرجہ حیران کسی دوسرے وکیل یا ہر مندرجہ اپنے ہوائے یا اپنے ہر مندرجہ حیران اور ایسے مشیر قانون کو کسی اور مندرجہ حیران
اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ میں جو کچھ ہر جان انشاء پرانے گا وہ صاحب موصوف کو اختیار
صاحب موصوف کو ہدی نہیں تاریخ پیش سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہو گا کہ مقدمہ کی بیوی نہ کرے اور ہر
میں ہر کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا

لہذا وکالت نامہ لکھ دیا ہے کہ سند ہے
2022

مضمون وکالت نامہ میں لیا ہے اور اچھی طرح کچھ لیا ہے اور منظور ہے

Accepted
Adv.

رخصت علی (اسٹیٹ)

0333 996 8033

0337 1411 414

“A”

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

No.

877, 878

22

APPEAL No..... of 20

Mst Razia Gul, Shaikat Ali Jan

Appellant/Petitioner

Versus

Through Secy: (EBSF) Pesh

RESPONDENT(S)

Mst Razia Gul w/o

Notice to Appellant/Petitioner

*Shaikat Ali Jan R/o Islam Abad Colony
P/O Ratta Kulachi Teh & Distt
Dikhan*

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit, counter affidavit, record, arguments/order before this Tribunal on *29-6-22* at *11:00 AM*

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

Dikhan

[Signature]

Registrar, *[Signature]*

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.