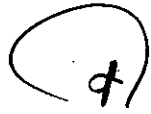


27th Oct 2022

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

Learned counsel for the appellant seeks adjournment on the ground that he has not prepared the case. Last chance is given to last argue the case on the next date, failing which the case will be decided on the available record without arguments on 25.11.2022 before D.B at camp court D.I.Khan. P.P given to the parties.



(Rozina Rehman)
Member(J)



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

28/09/2022

Due to summer vacation come

up

28/09/2022

Reader

28th Sept 2022

Junior to learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for respondents present.

Junior to learned counsel for the appellant seeks adjournment as the learned senior counsel is not available today. To come up for arguments on 27.10.2022 before D.B at camp court D.I.Khan.



(Salah Ud Din)
Member(J)



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

26.07.2022

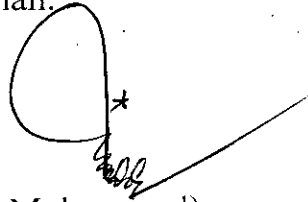
Tour to camp court D.I.Khan has been cancelled, therefore, adjourned to 29.06.2022 for the same.


Reader

29th June 2022

None for the appellant present. Mr. Muhammad Adeel Butt, Addl: AG for respondents present.

Learned AAG submits that similar nature of appeal No. 142/2015 titled Alia Iqbal has already been fixed on 01.07.2022, therefore the same may also be clubbed with the said appeal. To come up for arguments on 01.07.2022 alongwith connected appeal before D.B at camp court D.I.Khan.



(Mian Muhammad)
Member(E)

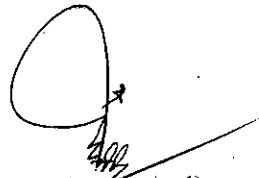


(Kalim Arshad Khan)
Chairman
Camp Court D.I.Khan

1st July 2022

Counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl: AG and Mr. Farhaj Sikandar, District Attorney alongwith Mr. Imran Shah, Litigation Officer for respondents present.

Learned AAG requested for adjournment. Last opportunity is granted to argue the case on the next date. Adjourned. To come up for arguments on 28.07.2022 before D.B at camp court D.I.Khan.



(Mian Muhammad)
Member(E)



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

Postscript

22.11.2021

In case the last chance as given above is not availed, the next adjournment shall be subject to prior payment of cost of Rs. 5000/- to the appellant failing which the case shall be fixed before D.B for arguments without reply deeming the same as waived off by the respondents.



Chairman
Camp Court, D.I.Khan

23.05.2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

Respondents did not submit written reply/comments and even none appeared on their behalf as representative to seek adjournment on payment of prior cost of Rs. 5000/-. Vide previous order sheet dated 22.11.2021, it was observed as below:-

"In case the last chance as given above is not availed, the next adjournment shall be subject to prior payment of cost of Rs. 5000/- to the appellant failing which the case shall be fixed before the D.B for arguments without reply deeming the same as waived off by the respondents".

In light of the directions so made in the order sheet dated 22.11.2021, the appeal in hand is fixed for arguments on 26.07.2022 before the D.B at Camp Court D.I.Khan.




(Salah-ud-Din)
Member (J)
Camp Court D.I.Khan

27.09.2021

Nemo for the appellant. Mr. Usman Ghani, District Attorney for the respondents present.

Previous date was posted on Reader Note, therefore, notice be issued to the respondents with the directions to furnish reply/comments within 10 days. In case the respondents failed to submit reply/comments within stipulated time from today, they shall have to seek extension of time through written application citing sufficient reasons. Otherwise, their right for submission of reply/comments shall stand ceased. To come up for arguments before the D.B on 22.11.2021 at Camp Court D.I.Khan.

Notice for prosecution of the appeal be also issued to appellant as well as her counsel for the date fixed.


(SALAH-UD-DIN)
MEMBER (JUDICIAL)
CAMP COURT D.I.KHAN

22.11.2021

Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

Written reply/comments of the respondents are still awaited. Learned Deputy District Attorney is required to ensure submission of written reply/comments of respondents on the next date as a Last chance. Adjourned. To come up for submission of written reply/comments on 24.01.2022 before the S.B at Camp Court D.I.Khan.


Chairman
Camp Court D.I.Khan

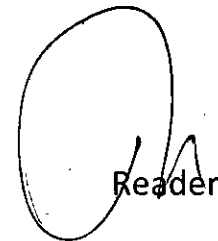
23.11.2020 Junior to counsel for the appellant and Mr. Muhammad Jan, learned DDA alongwith Abdul Hakeem Assistant Account Officer for respondents present.

Representative of respondents seeks time to submit written reply/comments. Granted. To come up for written reply/comments on 22.12.2020 before S.B at Camp Court, D.I.Khan.



(Atiq-Ur-Rehman Wazir)
Member (E)
Camp Court, D.I.Khan

22.12.2020 Due to Pandemic of Covid-19, the case is adjourned to 22.02.2021 for the same.




Reader

22.02.2021 Learned counsel for the appellant and Mr. Noor Zaman Khattak, learned District Attorney for respondents present.

Written reply/comments on behalf of respondents not submitted, therefore, notice be issued to respondents for submission of reply/comments. To come up for reply/comments on 24.05.2021 before S.B at Camp Court, D.I Khan.



(Atiq-Ur-Rehman Wazir)
Member (E)
Camp Court, D.I.Khan

Due to COVID-19 to
come up for the same on 27/9/21


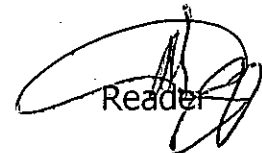
26/3/2020

Due to COVID-19 the case is adjourned. To come up for the same 22/4/2020 at Camp Court, D.I Khan


Reader

22/4/2020

Due to COVID-19 the case is adjourned. To come up for the same 23/9/2020 at Camp Court, D.I Khan

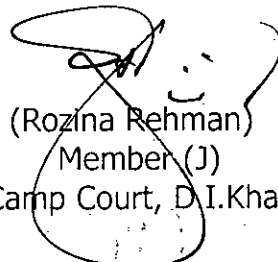

Reader

23.09.2020

Counsel for appellant present. Preliminary arguments heard. File perused.

Points raised need consideration. Admitted to regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for written reply/comments. To come up for written reply/comments on 23.11.2020 before S.B at Camp Court, D.I.Khan.


Appellant Deposited
Security Process Fee
30/9/20


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


23/10/2019 Since tour to D.I.Khan has been cancelled .To come for the same on 28/11/2019.


Reader

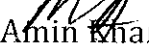
28.11.2019 Clerk to counsel for the appellant present and requested for adjournment on the ground that learned counsel for the appellant is not available today due to general strike of the Bar. Adjourned to 30.01.2020 for preliminary arguments before S.B at Camp Court D.I.Khan.


(M. Amin Khan Kundi)
Member
Camp Court D.I.Khan

30.01.2020 Clerk of counsel for the appellant present and requested for adjournment on the ground that learned counsel for the appellant is not available today due to general strike of Khyber Pakhtunkhwa Bar Council. Adjourned to 27.02.2020 for preliminary arguments before S.B at Camp Court D.I.Khan.


(M. Amin Khan Kundi)
Member
Camp Court D.I.Khan

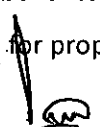

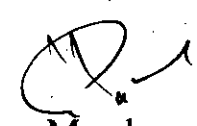
27.02.2020 None present on behalf of the appellant. Notices be issued to appellant and her counsel for attendance and preliminary hearing for 26.03.2020 before S.B at Camp Court D.I.Khan.


(M. Amin Khan Kundi)
Member
Camp Court D.I.Khan

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. - 1113/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/09/2019	<p>The appeal of Mst. Saira Bano received today by post through Muhammad Anwar Awan 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 2/9/19</p>
2-	16-9-2019	<p>This case is entrusted to touring S. Bench at D.I.Khan for preliminary hearing to be put up there on <u>25-9-2019</u></p> <p style="text-align: right;"> CHAIRMAN</p>
25.09.2019		<p>No one present on behalf of appellant. Notice be issued to the appellant and her counsel for 23.10.2019. Adjourn. To come up for preliminary hearing on the date fixed before S.B at Camp Court, D.I.Khan.</p> <p style="text-align: right;"> Member Camp Court, D.I.Khan.</p>

The appeal of Mst. Saira Bano d/o Shakeel Ahmad New Dera Town D.I.Khan received today i.e. on 17.04.2019 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- ① Copies of appointment order and Writ Petition in respect of appellant mentioned in para-1 & 3 of the memo of appeal are not attached with the appeal which may be placed on it.
- ② In para-3 of the memo of appeal some text are missing.
- 3- Seven more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 771 /S.T.

Dt. 17/4 /2019.

[Signature]
REGISTRAR -
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Muhammad Anwar Awan Adv.
Supreme Court of Pakistan at D.I.Khan.

Six

Objection Removed.

Anwar Adv

Objections no. 1 & 2 are still stands. Therefore, the present appeal is returned again to the counsel for the appellant for completion and resubmission within 15 day.

No 859 /S.T
dt: 30-4-2019

[Signature]
Registrar

Sis,

objection removed


Anwar Adv

PTD

Objection No. 2 is still stand
the appeal in hand is returned again
to the counsel for the appellant for
completion.


No. 1364 / S.T

dt. 01/8/2019


Registrar

Respected Sir

complete copy of page (1) is annexed.


ad.

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.

Appeal no. 1113... of 2019.

Saira Bano

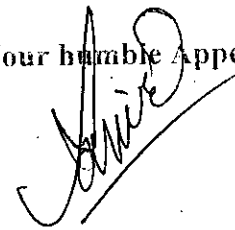
VERSUS

Govt. of KPK & others

INDEX

No.	Particulars	Annexure	Pages
1.	Appeal		1-3
2.	Copy of Appointment Order	A.	4
3.	Copy of writ petition No.11/2011	B.	5-7
4.	Copy of Order dated; 25-05-2011	C.	8
5.	Copy of Application	D.	9-11
6.	Copy of Writ petition No.136-D	E.	12-14
7.	Copy of Comments	F.	15-17
8.	Copy of Judgment dated; 17-12-2018	G.	18-19
9.	Copy of Departmental Appeal	H.	20-22
10.	Wakalat Nama	I.	23

Your humble Appellant



Saira Bano

Dated; 02-04-2019.



Mohammad Anwar Awan
Advocate Supreme Court.

0332-7225053

BEFORE THE KP SERVICE TRIBUNAL PESHAWAR.

Appeal no... 1113... of 2019.

Saira Banoo D/O Shakeel Ahmad R/O New Dera Town D.I.Khan. **Khyber Pakhtunkhwa Service Tribunal**

Diary No. 626

Dated 17-4-2019

VERSUS

1. Government of KP through secretary Education (School & Literacy) Peshawar.
2. Secretary to Education (School & Literacy) Government of Khyber Pakhtunkhwa Peshawar.
3. Director School & Literacy Peshawar.
4. District Education officer (Female) D I khan.
5. District Education officer (Male) D I khan.
6. District Account Officer Dera Ismail Khan.
7. Deputy Commissioner D.I.Khan.

APPEAL UNDER SECTION 4 OF KPK SERVICE TRIBUNAL ACT AGAINST ILLEGAL AND MALAFIDE VERBAL ORDER FOR STOPPAGE OF SALARY OF APPELLANT ETC

That the brief facts of the case are as under:

1. That the respondent No.3 through advertisement in News Paper invited the applications for the different posts including female PST & PET. That appellant being eligible candidate applied for the same with prescribed qualification and appointed PST and PET. Copies of appointment order are annexure A.
2. That appellant performs their duties regularly and efficiently till appointment to October 2010 but respondent No.5 illegally and with malafide intention forcibly restricting the appellant performing her duties and respondent No. 5 without any justification stop her salary on verbal order.
3. That the feeling aggrieved by the action of respondents, the appellant approaches the Hon,ble high court writ petition No 11/2011 in which petition was treated as a presentation and sent to Respondent No-5 for consideration and decision according to law

Filed to-day
Registrar
Resubmitted to-day
and filed
Registrar

and rules. Copy of writ petition and order is Annexure B & C.

- 4- That the appellant submitted applications to respondent No 5 for decision of their representation but he has given no heal to them. Copies of application are Annexure D.
- 5- That feeling aggrieved the appellant filed Writ Petition No.136-D/2016 before hon'ble Peshawar High Court Bench at D.I.Khan on which the respondents submitted their parawise comments. The hon'ble high court vide judgment and decree dated; 17-12-2018 treated the petition as a departmental representation and send to Respondent No 5 for consideration and decision according to law and rules. Copy of petition, comments and judgment dated; 17-12-2018 is Annexure E, F & G.
- 6- That the appellant filed departmental appeal which was also not decided by the respondents. Copy of departmental appeal is Annexure H.
- 7- That feeling aggrieved from above said action appellant is constrained to approaches this honorable court on the following amongst other:

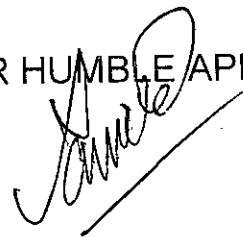
Answer

GROUND S;

1. That the actions of respondent no- 5 are against facts and law, ultra virus and without any Jurisdiction.
2. That the appellant performed their duties to the utmost satisfaction of their high ups and are entitled to perform their duties in the department according to law.
3. That respondents are legally bound to issue show cause notice to the appellant before stopping their salaries and restricting them to perform duties. The appellant are still the govt. servants because till date no termination orders were issued by the respondents.

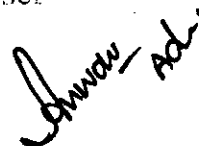
In view of the above, It is, therefore, most respectfully prayed that on acceptance this appeal the respondents may kindly be directed to release the salary of the appellant and also allowed her to perform their duties according to the rules and regulations. It is also prayed that any other relief which this honorable court deem fit in the circumstances of the case may kindly be granted.

YOUR HUMBLE APPELLANT



Saira Bano
Through Counsel

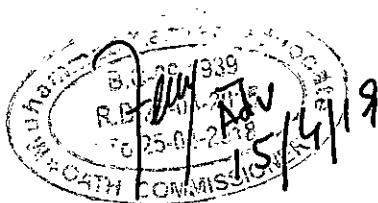
Dated; 02-04-2019.



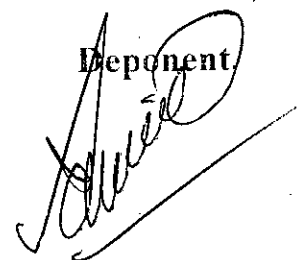
Mohammad Anwar Awan
Advocate Supreme Court

AFFIDAVIT

Saira Bano do hereby solemnly affirm and declare on OATH that the contents of the same are true and correct to the best of my knowledge and belief and that nothing has been concealed from this honorable court.



Deponent



A-4

**OFFICE OF THE EXECUTIVE DISTRICT OFFICER (SCHOOLS & LITERACY)
D.I.KHAN**

APPOINTMENT ORDER:

Consequent upon the approval of Selection Committee, the following ~~fresh female~~ candidates hereby appointment against vacant post of D.M. in the school posted against their name in BPS 09 plus usual allowances being a qualified fresh candidate as per existing policy in the context of public service who from the date of taking over charge on the following terms and conditions:

<u>S. No.</u>	<u>Name of Candidate with Fathers Name</u>	<u>Schools Where Posted</u>
	Saira Nane D/O Shakeel Ahmad R/O New Dera Town, DIKhan.	GGMS Kachi Kath Ghar, DIKhan

TERMS & CONDITIONS:

1. Charge reports should be submitted to all concerned.
2. No pensionary benefit will be available.
3. The services of the above named candidate is made purely on temporary basis & liable to terminate at any time with out assigning any notice period.
4. The candidate will produce health & Age certificate from the M.S. Government.
5. The original documents may be enclosed / verified concerned Board University through DDO concerned before handing over charge.
6. No F.A. / D.A. is allowed.


Sd/-
EXECUTIVE DISTRICT OFFICER
SCHOOLS & LITERACY D.I.KHAN

Inst No. 10461-65

Dated D.I.Khan the 9/5/2006

Copy to the:

1. Director Schools & Literacy N.W.F.P Peshawar.
2. District Co-Ordination Officer, D.I.Khan.
3. District Accounts Officer, D.I.Khan.
4. Principal / Headmistress / Headmaster concerned.
5. Candidate concerned.


EXECUTIVE DISTRICT OFFICER
SCHOOLS & LITERACY D.I.KHAN

B-5-4-9

BEFORE PESHAWAR HIGH COURT BENCH AT D.I.KHAN.

No. ... OF 2011



- 1- Riffat Parveen D/O Shakeel Ahmad R/O New Dera Town D.I.Khan.
- 2- Razia Banoo D/O Shakeel Ahmad R/O New Dera Town D.I.Khan.
- 3- Abida Bibi D/O Muhammad Zaman R/O Mohalla Cari Ban D.I.Khan.

VESUS

- 1- Director School & Literacy Peshawar.
- 2- District Co-Ordination D.I.Khan
- 3- Executive District Officer Education D.I.Khan.
- 4- District account Officer D.I.Khan.

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

Handwritten notes and signatures on the left margin.

Respectfully Sheweth

The facts leading rise to present writ petition in brief are: -

- 1. That the respondent No3 through advertisement in News Paper invited the applications for the different posts including female PST & PET. That petitioners being the eligible candidate applied for the same with prescribed qualification and appointed PST as a PET. Copies of appointment order were Annexure A.
- 2. That petitioner performs her duty regularly and efficiently.

Handwritten notes and stamps at the bottom right corner.

60

appointment to October 2010 but respondent No-3 illegally and with mala fide intention forcibly restricting petitioners in performing their duties and respondent No-4 with any justification stop their salary without any order in writing.

3. That feeling aggrieved by the action of respondent no 3; the petitioners have left with no other option but to invoke the constitutional Jurisdiction of this Honorable Court, inter alia, on the following grounds.

GROUND:

- 1- That the action of respondent no 3 & 4 is against facts and law, ultra virus and without any Jurisdiction.
- 2- That the petitioners are entitled in law for performing her duties according to the rules and regulation.
- 3- That the petitioners according to the rules performed their duties at most satisfaction of there high-ups. The petitioners were serving their jobs with best of there professional skills.

In wake of above submission it is respectfully prayed.

TESTEL

EXAMINOR

Senior High Court

15/11/15

— 07 —

that on acceptance of this writ Petition the petitioners may kindly be allowed to perform her duties according to the rules and regulation and direct the respondent No. 4 to issue the salary to the petitioners. It is also prayed that any other relief which this honorable court deem fit in the circumstances of the case may kindly be granted.

(F)

Your Sincerely

Riffat

Riffat Parveen & others

THROUGH COUNSEL

Signature

Muhammad Anwar Awan
Advocate's High Court

Dated 05-01-2011.

52
Signature
2/1/11

CERTIFICATE

Certified that petitioner in this honorable court has earlier filed no other write petition on the subject.

Petitioner

Riffat

REFERENCE BOOK;

THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN.

TESTE

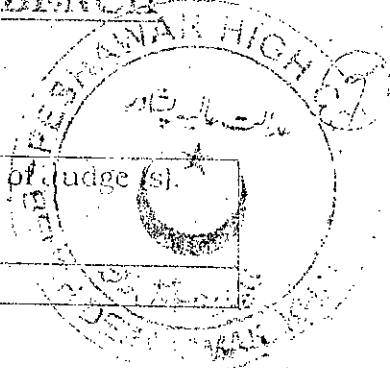
EXAMINER

Signature
15/11

88

PESHAWAR HIGH COURT, D.I.KHAN BENCH

FORM OF ORDER SHEET



Date of order or proceedings (1)	Order or other proceedings with signatures of Judge (s). (2)
-------------------------------------	---

25.5.2011. W.P.No.11/2011.

Present: Muhammad Anwar Awan, Advocate for the petitioners.

ATTAULLAH KHAN, J.- In the instant constitutional petition, the grievance of the petitioners is that the respondents are not allowing them to perform their duties and also stopped their salaries.

2. In view of the contents of writ petition, the same is treated as representation and sent to respondent No.3 for consideration and decision according to law and rules within a month.

Announced.
Dt:25.5.2011.

[Signature]
JUDGE

[Signature]
JUDGE

[Handwritten initials]

ISSUED

AGG. CLERK
Date: 25-5-11

TESTED

EXAMINER

Peshawar High Court
D.I. Khan Bench-15/11/11

بخدمت جناب ایگزیکٹو ڈسٹرکٹ آفیسر ایجوکیشن ضلع ڈیرہ اسماعیل خان

جناب عالی:-

یہ کہ من ساکنہ بطور DM محکمہ تعلیم میں بھرتی ہوئی تھی اور اپنی ڈیوٹی نہایت امانتداری سے سرانجام دیتی رہی اور بمطابق قانون اپنی تنخواہ وصول کرتی رہی لیکن اکتوبر 2010 میں من ساکنہ کی تنخواہ اس بنیاد پر روک دی گئی کہ آپ کی تعیناتی غیر قانونی ہے اور ساتھ ہی موقع پر سکول میں حاضری کرنے سے منع کر دیا جس پر من ساکنہ نے عدالت عالیہ میں ایک درخواست رٹ داخل کی جس پر عدالت عالیہ نے رٹ کو ریسیانڈنٹ نمبر 3 کے پاس بھجوایا کہ وہ اس کا فیصلہ قانون اور ضوابط کے مطابق کرے۔ جس نسبت من ساکنہ نے متعدد بار بذریعہ درخواست و زبانی رابطہ کیا اور ہر دفعہ ہم کو یہ یقین دہانی کرائی گئی کہ آپ کو جلد بحال کر دیا جائے گا لیکن ابھی تک کوئی آڈر بحالی موصول نہیں ہوا ہے۔

لہذا استدعا ہے کہ میرے معاملے کا جلد از جلد فیصلہ فرما کر مجھے ڈیوٹی پر بحال کر دیا جائے۔

سورخہ: 10-06-2011

Asha Bano

(ساکنہ)

Executive District Officer
(Education D.I.Khan)

Diary No: 1453

Dated: 14/6/11

M. ANWAR
ANWAR
Advocate.

بخدمت جناب ایگزیکٹو ڈسٹرکٹ آفیسر اچویشن ضلع ڈیرہ اسماعیل خان

Executive District Officer
(Education D.I. Khan)

Diary No: 1135

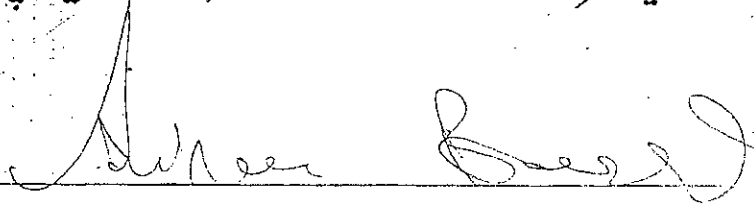
Dated: 23-04-2012

جناب عالی :-

یہ کہ من ساکھ بطور DM محکمہ تعلیم میں بھرتی ہوئی تھی اور اپنی ڈیوٹی نہایت امانتداری سے سرانجام دیتی رہی اور بمطابق قانون اپنی تنخواہ وصول کرتی رہی لیکن اکتوبر 2010 میں من ساکھ کی تنخواہ اس بنیاد پر روک دی گئی کہ آپ کی تعیناتی غیر قانونی ہے اور ساتھ ہی موقع پر سکول میں حاضری کرنے سے منج کر دیا جس پر من ساکھ نے عدالت عالیہ میں ایک درخواست رٹ داخل کی جس پر عدالت عالیہ نے رٹ کو ریسیٹ ٹائٹ نمبر 3 کے پاس بھجوا دیا کہ وہ اس کا فیصلہ قانون اور ضوابط کے مطابق کرے۔ جس نسبت من ساکھ نے متعدد بار ہڈ ریپورڈ درخواست وزبانی رابطہ کیا اور ہر دفعہ ہم کو یہ یقین دہانی کرائی گئی کہ آپ کو جلد بحال کر دیا جائے گا لیکن ابھی تک کوئی آڈر بحالی موصول نہیں ہوا ہے۔

لہذا استدعا ہے کہ میرے معاملے کا جلد از جلد فیصلہ فرما کر مجھے ڈیوٹی پر بحال کر دیا جائے۔

مورخہ: 23-04-2012



سائزہ بانو (ساکھ)

DR. ANWAR AWAN
District Judge

جناب عالی:

یہ کہ من ساٹلہ بطور DPA محکمہ تعلیم میں بھرتی ہوئی تھیں اور اپنی ڈیوٹی نہایت امانتداری سے سرانجام دیتی رہی اور بمطابق قانون اپنی تنخواہ وصول کرتی رہی لیکن اکتوبر 2010 میں من ساٹلہ کی تنخواہ اس بنیاد پر روک دی گئی کہ آپ کی اتھناتی غیر قانونی ہے اور ساتھ ہی موقع پر سکول میں حاضری کرنے سے منع کر دیا جس پر من ساٹلان نے عدالت عالیہ میں ایک درخواست رٹ داخل کی جس پر عدالت عالیہ نے رٹ کو ریسیٹنٹ نمبر 3 کے پاس بھجوا دیا کہ وہ اس کا فیصلہ قانون اور ضوابط کے مطابق کرے۔ جس نسبت من ساٹلان نے متعدد بار بذریعہ درخواست و زبانی رابطہ کیا اور ہر دفعہ ہم کو یہ یقین دہانی کرائی گئی کہ آپ کو جلد بحال کر دیا جائے گا لیکن باوجود انکو آڑی کھل ہو جانے کے بعد بھی ابھی تک کوئی آڈر بحالی موصول نہیں ہوا ہے۔ جو کہ انکو آڑی رپورٹ من ساٹلان کے حق میں مکمل طور پر آچکی ہے لیکن آپ کے ماتحت اس میں مزید پیش رفت نہ کر کے آپ کے پاس جمع نہیں کرار ہے جبکہ عدالت عالیہ نے صرف ایک ماہ کے اندر فیصلہ کرنے کا حکم فرمایا تھا۔

لہذا استدعا ہے کہ میرے معاملے کا جلد از جلد فیصلہ فرما کر مجھے ڈیوٹی پر بحال کر دیا جائے۔

سورخہ: 10-10-2014

سارہ بانو (سائلہ)

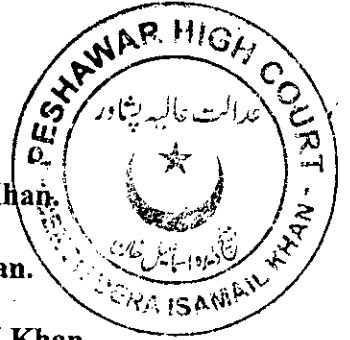
District Education Officer
D.I.M.P.
2833
10-10-2014

M. ANWAR AWAN
Advocate

F-12-

BEFORE PESHAWAR HIGH COURT BENCH AT D.I.KHAN.

Writ No. 136-D Of 2016.



1. Riffat Parveen D/O Shakeel Ahmad R/O New Dera Town D.I.Khan.
2. Razia Banoo D/O Shakeel Ahmad R/O New Dera Town D.I.Khan.
3. Abida Bibi D/O Muhammad Zaman R/O Mohalla Gari Ban D.I.Khan.
4. Saira Bano D/O Shakeel Ahmad R/O New Dera Town D.I.Khan.

VERSUS

- 1- Govt; of Khyber Pukhtun Khaw through Secretary Education Peshawar.
- 2- Secretary to Education Govt. of Khyber Pukhtunkhwa Peshawar.
- 3- Director School & Literacy Peshawar.
- 4- District Education Officer D.I.Khan.
- 5- District accounts Officer D.I.Khan.

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

Answer

Respectfully Sheweth

Filed today 463.
Addl Registrar.
30/1/16.

The facts leading rise to present writ petition in brief are: -

1. That the respondent No3 through advertisement in News Paper invited the applications for the different posts including female PST & PET. That petitioners being eligible candidate applied for the same with prescribed qualification and appointed PST and PET. Copies of appointment order are Annexure A.
- 2- That petitioners performs their duties regularly and efficiently till appointment to October 2010 but respondent No-4 illegally and with malafide intention forcibly

ATTESTED
EXAMINOR
Peshawar High Court
D.I.Khan Bench

restricting petitioners in performing their duties and Respondent No 4 without any justification stop their salary on verbal order. Copy of letter dated 16.10.2006 is Annexure B.

- 3- That feeling aggrieved by the action of Respondents, the petitioner approaches this hon'ble court through writ petition No 11/2011 in which petition was treated as a presentation and send to Respondent No 4 for consideration and decision according to law and rules. Copy of writ petition and order is Annexure C.
- 4- That petitioners submitted applications to respondent No 4 for decision of their representation but he has given no heal to them. Copies of application are Annexure D.
- 5- That feeling aggrieved by the action of respondent no 4, the petitioners have left with no other option but to invoke the constitutional Jurisdiction of this Honorable Court, inter alia, on the following grounds.

Answer

GROUND:

Filed today 463
Add: Registrar
30/11/16

- 1- That the actions of respondent no- 4 are against facts and law, ultra virus and without any Jurisdiction.
- 2- That the respondent No-4 illegally did not consider the direction of honorable High Court bench D.I.Khan in writ petition No-11/2011.
- 3- That the petitioners performed their duties to the utmost satisfaction of their high ups and are entitled to perform their duties in the department according to law.
- 4- That respondents are legally bound to issue show cause notice to the petitioners before stopping their salaries and restricting them to

ATTESTED
29-03-16
EXAMINOR
-esnawar High Court
D.I.Khan Bench

- 14 -

perform duties. The petitioners are still the govt. servants because till date no termination orders were issued by the respondents.

In wake of above submission it is respectfully prayed that on acceptance of this writ Petition, the respondents may kindly be directed to release the salary of the petitioners and also allowed them to perform their duties according to the rules and regulations. It is also prayed that any other relief which this honorable court deem fit in the circumstances of the case may kindly be granted.

Your Sincerely

Ana Bai
Razia Bai
Riffat Parveen

Riffat Parveen and others

THROUGH COUNSEL

Anwar
Muhammad Anwar Awan
Advocate Supreme Court

Filed today 463.

Add: Registrar.
30/1/16.

Dated; 27-02-2016.

CERTIFICATE

Certified that petitioner in this honorable court has earlier filled no other write petition on the subject.

Petitioner

Ana Bai
Razia Bai
Riffat Parveen

REFERENCE BOOK:

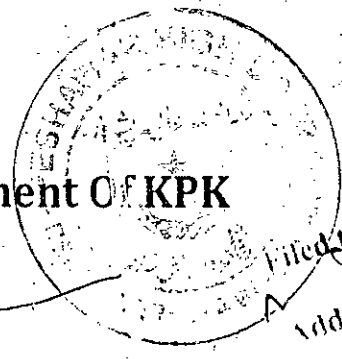
- THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN.
- CIVIL SERVANT ACT.

ALLIED
29-03-16
EXAMINOR
Jeshwar High Court
D.I. Khan Bench

15

1. Mst: Rifat Parveen and others

Petitioners Vs Government Of KPK



Preliminary Objection:-

1. The petitioner has no cause of action/locus standi.
2. The instant writ petition is badly barred.
3. The petitioner has concealed material facts from this Hon' able court, hence liable to be dismissed.
4. The petitioner has not come to this Honorable court with clean hands.
5. The petitioner has filed the instant writ petition just to pressurize the respondents.
6. The present writ petition is liable to be dismissed for non-Joinder/Misjoinder of necessary parties.
7. The petitioner has filed the instant writ petition with malafide motives.
8. The instant writ petitioner is against the prevailing law and rules.
9. The petitioner is stopped by his own conduct to file the instant writ petition.
10. The instant writ petition is not maintainable in the present from and also in the present circumstances of the issue.

Facts:

1. It is submitted that the entire teaching cadre posts were advertised in the year 2003-04 and then on 04-07-2007 the respondent department has not advertised any post of teaching cadre in the year 2006. The petitioner from S.NO 1 to 4 has claimed that they applied on the advertisement from respondent and produced appointment order bearing date 2006. It is quite clear that they concealed the factual position from the honorable court and submitted fake/bogus appointment order before the honorable court. They are not come to the honorable court with clean hands therefore the writ petition may be dismissed
2. Incorrect not admitted. The petitioners never performed their duties at the schools, in which they are showing their appointment (annex attached)
3. Correct to the extent that the petitioner filed a writ petition no 11-2011 against the respondent which was decided on 25-05-2011 and the department was directed by the honorable high court Dikhan Bench to treat the writ petition as representation according to Rules & policy. But unfortunately the representation remained undecided due to segregation of Female offices and rush of work. And record was remained in the store

ATTESTED
29-03-18
EXAMINOR
Peshawar High Court
D.I.Khan Bench

room of male office. On the direction of present DEO (F) the system has stream-lined and all the old inquiries, court cases etc have decided/under process to be decided.

The under discussion writ petition has been decided by the scrutiny committee, constituted for this purpose by the DEO (F) (annex attached) and the committee has clearly mentioned after the scrutiny of all available record regarding petitioners that "the petitioners were remained absent from their duties. Office record is silent on the appointment orders; charge reports arrival reports and so on. Moreover the posts of teaching cadre were advertised in 2003-4 and then on 7-4-2007. Therefore their claim that they applied on the advertisement of education department for the post of PST, DM, & PET and their appointment orders (bearing date 26-8-2006 and 17-11-2006) is contradicted with each other. And it shows bogusness and fraud on the side of petitioners

After detailed discussion it is concluded that the statement of their performance is totally bogus. as all the above mentioned appointment orders are not valid, because the department was not advertised any post of teaching cadre (as they claim), no performance report has submitted by the head teaches of GGPS Darabari, GGPS Hendan, GGMS Athog and GGMS Gra muhabbt. (Annex attached)

Therefore the committee is pleased to recommend that the under discussion representation may be dismissed. And the case may be referred to anti-corruption office Dikhan for further proceedings.

And on the recommendation of scrutiny committee the competent authority has declared the orders of all the four petitioners as null and void. (Annex attached)

4. Reply is as Para No 3.
5. Reply is as Para No 3

Filed today 5906
Addl. Registrar.
01/01/18

Ground:-

1. Incorrect. Not admitted. The respondent follows Rules, Law and policy.
2. Incorrect. Not admitted unfortunately the representation remained undecided due to segregation of Female offices and rush of work. And record was remained in the store room of the male office. On the direction of present DEO (F) the system has stream lined and all the old inquiries, court cases etc. have decided/under process to be decide. And the writ petition No 11/2011 has also decided (copy attached)

28/03/18
EXAMINOR
Beshwar High Court
D.I. Khan Bench

3. Denied. They never performed their duties. The statements of concerned schools head mistress about their performance are also attached along with the representation.

4. Denied. As replied above.

5. Denied. The petitioners were remained absent from their duties. Office record is silent on the appointment orders; charge reports arrival reports and so on

Moreover the posts of teaching cadre were advertised in 2003-4 and then on 7-4-2007. Therefore their claim that they applied on the advertisement of education department for the post of PST, DM, & PET and their appointment orders (bearing date 26-8-2006 and 17-11-2006) is contradicted with each other. And it shows bogusness and fraudulent on the side of petitioners

After detailed discussion it is concluded that the statement of their performance is totally bogus. as all the above mentioned appointment orders are not valid, because the department was not advertised any post of teaching cadre (as they claiming), no performance report has submitted by the head teaches of GGPS Darabbri, GGPS Hendan, GGMS Athog and GGMS Gra muhabot. (Annex attached)

After detailed discussion it is concluded that the statement of their performance is totally bogus. as all the above mentioned appointment orders are not valide, no performance report has submitted by the head teaches of GGPS Darabbri, GGPS Hendan, GGMS Athog and GGMS Gra muhabbt.

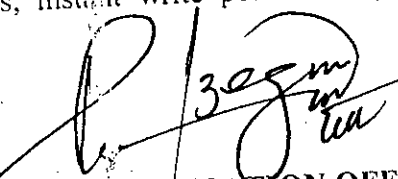
Therefore the committee is pleased to recommend that the under discussion representation may be dismiss. And the case may be referred to anti-corruption office Dikhan for further proceedings.

The counsel for petitioner may be allowed to argue additional grounds at the time of arguments.

Prayer:

In view of the above facts and circumstances, instant write petition may kindly be dismissed please.

Filed today 5906
Addl: Registrar.
0110118


DISTRICT EDUCATION OFFICER
(FEMALE) DERA ISMAIL KHA

ATTESTED
29-03-09
EXAMINOR
Peshawar High Court
B.I. Khan Bench

17

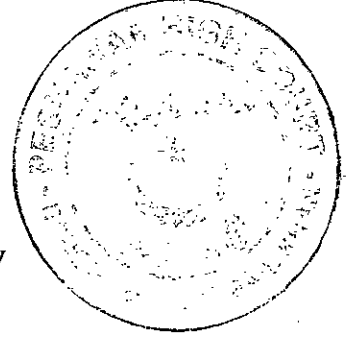
- 18 -

JUDGMENT SHEET
IN THE PESHAWAR HIGH COURT, D.I.KHAN BENCH
(Judicial Department)

W.P No. 136-D/2016

Riffat Parveen and 03 others
Vs

Government of KPK through Secretary
Education and 04 others



For petitioners Muhammad Anwar Awan, Advocate

For respondents Mr. Adnan Ali, Assistant Advocate General

Date of hearing 17.12.2018

JUDGMENT

SHAKEEL AHMAD, J.- Through the instant constitutional petition filed under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973 the petitioners have sought the following relief:-

In wake of above submission, it is respectfully prayed that on acceptance of this writ petition, the respondents may kindly be directed to release the salary of the petitioners and also allowed them to perform their duties according to the rules and regulations. It is also prayed that any other relief which this Hon'ble Court deem fit in the circumstances of the case may kindly be granted.

2. The para-wise comments submitted by the respondents reflects that in pursuance of order of this Court, scrutiny committee was constituted who after a detailed inquiry held that petitioners remained absent from their duties

ATTESTED
29-03-18
EXAMINOR
Peshawar High Court
D.I. Khan Bench

and the office record is silent on the appointment order, charge report, arrival report and so on and concluded that appointment order of the petitioners were not valid as the Department has not advertised any post of teaching cadre in the year 2006.

3. We observed that in the instant case the jurisdiction of this Court is barred under Article 212 of the Constitution of Islamic Republic of Pakistan, 1973. The matter in hand purely relates to the terms and condition of service and the Tribunal established under the provision of the Service Tribunal Act, 1974 is the proper forum for adjudication of such matters.

4. In view of the above discussion, we, without commenting upon the merits of the case treat this petition as departmental representation and send the same to the Director, School and Literacy, Khyber Pakhtunkhwa, Peshawar for decision on merit in accordance with law within a period of one month from the date of receipt of this order.

Announced
Dt.17.12.2018
Hasnain/*



JUDGE

JUDGE

(D.B)

Hon'ble Mr. Justice Ijaz Anwar
Hon'ble Mr. Justice Shakeel Ahmad

Office
20/12

Certified to be true Copy
29-03-19
EXAMINOR
Peshawar High Court Bench D I Khan
Authorized Under Section 47 of
Qanoon-a-Shahadat-Act

G.R.No. 1624
Application Received on 28-03-19
Copying Fee deposited Rs
No of Papers 08 page
Copying Fee 04
Urgent Fee 32
Total Fee 32
Copy ready for delivery 29-03-19
Copy delivered on 29-03-19
Signature of Examiner

29-03-19

VAKALATNAMA

BEFORE KP SERVICE TRIBUNAL CAMP COURT D.I.KHAN.

Saiya Bano **VERSUS** Govt of KPK etc

TITLE Appeal

I/WE Appellant

The Above Named Saiya Bano hereby appoint

MOHAMMAD ANWAR AWAN ADVOCATE SUPREME COURT,

in the above Captioned Cases to all or any of the following Acts Deeds & Things.

- ✓ To Appear, Act & Plead for Me/Us in the above mentioned cases in this Court/Tribunal in which the same may be tried or heard or any other proceedings out of our connected therewith.
- ✓ To Sign, Verify, File OR Withdraw all proceedings, Petitions, Appeals, Affidavits, Applications for Compromise OR Withdrawals OR for the Submission of Arbitration, of the said case OR any other Documents may be Deemed Necessary OR Advisable by them by the Conduct, Prosecution OR Defense of the above case at all its stages.
- ✓ To Receive Payments, Issue receipts for all moneys that may be OR become Due & Payable to us during the course on Conclusion of the Proceedings.
- ✓ To do all other Acts & Things, Which may be Deemed Necessary OR Advisable during the course of Proceedings.

AND HEREBY AGREE:

- To Ratify Whatever Advocates may do the Proceedings.
- Not to Hold the Advantages Responsibilities if the said case be proceed Ex-parte OR Dismissed in Default in Consequence of their Absence from the Court when it is called for Hearing.
- That the Advocates shall be entitled to withdraw from the Prosecution of the said case if the Whole or any part of the Agreed Fee Remain Un-Paid.
- That Advocates may be Permitted to argue any other point at the time of Arguments.

In Witness Whereof I/We have signed this Vakalatnama here under the Contents of which have been Read/Explained to Me/Us which is fully understood by Me/Us.

Dated: 13/4/19

Accepted By:

Anwar Adv

**MOHAMMAD ANWAR AWAN
ADVOCATE SUPREME COURT**

SIGNATURE OF EXECUTANT (S)

[Signature]

"A"

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

No.

7B

APPEAL No. 1113 of 2019.

Saira Banoo

Appellant/Petitioner

Versus

Through Secy. Edu. K. Pk. Pesh:

RESPONDENT(S)

✓
Notice to Appellant/Petitioner

Saira Banoo D/o Shakkal
R/o New Dera Town D.I. Khan
Abad

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 26-3-2020 at 9:00 AM.

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

at Camp Court D.I. Khan

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

"A"

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

No.

713

APPEAL No. 1113 of 20 19

Saira Bano

Appellant/Petitioner

Versus

through Secy. Edu. Dept. Pesh.

RESPONDENT(S)

Notice to Appellant/Petitioner

Counsel

Muhammad Anwar Awan
Advocate Supreme Court
of Pakistan at D.I. Khan

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 26-3-2020 at 9:00 AM

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

at Camp Court D.I. Khan

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

"B"

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

TR

No.

Appeal No.....1113..... of 20 14

.....Said.....Banoo.....Appellant/Petitioner

Versus

.....through.....Secy.....Edlu.....Peshawar.....Respondent

Respondent No.....4.....

Notice to: - ~~Dist~~ District Edlu officeo (female) D.I Khan

WHEREAS an appeal/petition under the provision of the North-West Frontier 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.....23.11.20.....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.

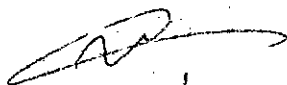
Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition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

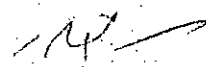
Copy of appeal is attached. ~~Copy of appeal has already been sent to you vide this office Notice No.....dated.....~~

Given under my hand and the seal of this Court, at Peshawar this 2.....10.....20.....

Day of.....Oct.....20 20

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.

JB

No.

Appeal No. 1413 of 2019.

..... Sarfraz Bannoo Appellant/Petitioner

Versus

through Secy. Edu. Peshawar Respondent

Respondent No. 5

Notice to: - District Edu office (male) D.I Khan

WHEREAS an appeal/petition under the provision of the North-West Frontier 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..... 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..... 20..... 20

Day of..... 20

At camp post D.I 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.

18

Appeal No.....11/13..... of 20 19

.....Saida.....Banoo.....Appellant/Petitioner

Versus

.....through.....SCCY.....Edu.....PCED.....Respondent

Respondent No.....6.....

Notice to: - District Account officer Dera Ismail Khan

WHEREAS an appeal/petition under the provision of the North-West Frontier 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.....23.....11:20.....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..... 2.10.20

Day of..... Oct 20 20

At camp Collet D.I Khan.

[Handwritten signature]

[Handwritten signature]

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

"B"

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

No.

TB

Appeal No..... 1113 of 20 19

Sciba Bano Appellant/Petitioner

Versus

Through secy Edu Pesh Respondent

Respondent No.....

Notice to: - Deputy Commissioner D.I Khan

WHEREAS an appeal/petition under the provision of the North-West Frontier 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..... 2..... 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.....

Day of..... 20

2. 10. 20

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.**

No.

TB

Appeal No. 1113 of 20 19

Saira Banoo Appellant/Petitioner

Versus

through Secy Edu Pesh Respondent

Respondent No. 3

Notice to: — Director School & Literacy Pesh

WHEREAS an appeal/petition under the provision of the North-West Frontier 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 23.11.20 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 2.10.20

Day of oct 20 20

at Camp Court D.I. Pesh

[Signature]

[Signature]

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

9/10/20

- 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.

Appeal No. 1113 of 20 19

Sarwa Bano Appellant/Petitioner

Versus

through Grat Sely Edu Pesh Respondent

Respondent No. 2

Notice to: Sely to Edu (Schools & Literacy) Grat of K.P.K Pesh.

WHEREAS an appeal/petition under the provision of the North-West Frontier 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 23/10/20 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.

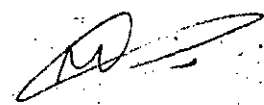

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition 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 2.10.20

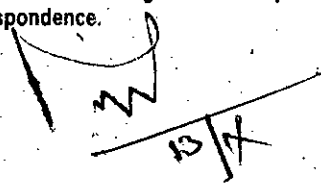
Day of oct 20 20

at Camp Court D.I. K.P.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.

13

No.

Appeal No. 1113 of 20 19

..... Saira Banoo Appellant/Petitioner

..... through Secy - Edu Pesh Respondent

Respondent No. 1 KPK through Secy Edu (school)

Notice to: - Government of Pesh
Literacy

WHEREAS an appeal/petition under the provision of the North-West Frontier 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 23 2020 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

Day of oct 20 20

02-10-20

at Camp Court D.I. 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.

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"B"

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

No.

TB

Appeal No. 1113 of 20 19

Saira Bano Appellant/Petitioner

Versus

Through Secy. Edn. 1st Pl. Respondent

Respondent No. 4

Notice to:

Distt. Education Officer, (Female) D.I. 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 24-5-2021 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 4th.....

Day of March.....2021

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.

No.

712

Appeal No. 1113 of 2019

Saira Paroo Appellant/Petitioner

Versus

Through Secy. Edu. Deptt. Pesh. Respondent

Respondent No. 5

Notice to:

Distt. Education Officer (Male) 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 24-5-2019 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 4/11

Day of March 2021

at Camp Court D. 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.

713

Appeal No. 1113 of 20 19

Singh Bano Appellant/Petitioner

Versus

Thrup Singh Respondent

Respondent No. 6

Notice to:

Distt. Account Officer, Dera Ismail 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 24-5-20 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 11/4

Day of 11/4 20 21

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.

913

No.

Appeal No. 1113 of 2019.

Saira Bano Appellant/Petitioner

Versus

Through Secy: Edin 12/11/19 Respondent

Respondent No. 7

Notice to:

Deputy Commissioner, D.I. 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 24-5-2019 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.....

Day of March 20 21

at Camp least D.I. 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

Appeal No. 1113 of 2021

Saira Bano Appellant/Petitioner

Versus

Imamgh Sajid Edw. L.P.H. Respondent

Respondent No. 3

Notice to:

Director, Ele: & Sec: Education Govt. of
KPK 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 24-5-2021 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.

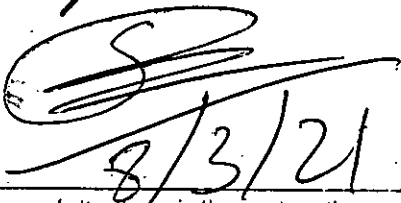
Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition 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 4/11/21

Day of March 2021

at Camp Court D.I. Khan


8/3/21

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.

713

No.

Appeal No. 1113 of 2019

Suzan Bano Appellant/Petitioner

Through Sauj: Edu: K.P.H. Pesh. Respondent

Respondent No. 2
Sauj: Education Dept: of K.P.H. Peshawar

Notice to:

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.....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.....

Day of March 2021

at Camp Court D.I. Peshawar

[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.

[Signature]
8/13/21

"B"

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

No.

713

Appeal No. 1113 of 20 17

Singh Bano Appellant/Petitioner

Versus

Through Secy. Edu. P.P.C. Respondent

Respondent No. I

Notice to:

Govt. of P.P.C. Through Secy. Education 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.....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.....

Day of March 2021

at Camp Court D.I. Mian

[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

8/3/21

"A"

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

No.

APPEAL No..... of 20

1113

19

Appellant/Petitioner

Saira Banas

Versus

RESPONDENT(S)

Sort of KP through Secretary Education
Peshawar

Notice to Appellant/Petitioner

Saira Banas D/o Shakeel Ahmad

R/o New Dera Ismail Khan.

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

22-11-2021

D.I. Khan

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

(At Camp Court D.I. Khan.)

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

Regd

"A"

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

No.

APPEAL No.....*1113*..... of 20*19*

Saira Bano

Appellant/Petitioner

Counsel

Versus

Govt of KPK - through Secretary Education (school & tertiary) Peshawar

RESPONDENT(S)

Counsel

Notice to Appellant/Petitioner *Muhammad Anwar Awan*

Advocate Supreme Court Pakistan.

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on *22-11-2021* at *D.I. Khan*

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

*At Camp
Court D.I. Khan*

for *E. Ullah*
Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.