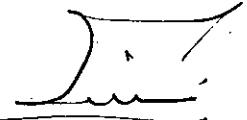


05.09.2022

Clerk of learned counsel for the appellant present and requested for adjournment on the ground that learned counsel for the appellant is not available today due to strike of lawyers. Adjourned. To come up for preliminary hearing on 05.10.2022 before the S.B at Camp Court Swat.



(Salah-Ud-Din)
Member (Judicial)
Camp Court Swat

05.10.2022

Learned counsel for the appellant present. Preliminary arguments heard.

Points raised need consideration, hence the appeal in hand is admitted to regular hearing subject to all legal and valid objections including the question of limitation. The appellant is directed to deposit security and process fee within 10 days. Out district respondents be summoned through TCS, the expenses of which be deposited by the appellant within three days. To come up for submission of written reply/comments on 07.11.2022 before the S.B at Camp Court Swat.



(Salah-Ud-Din)
Member (J)
Camp Court Swat

Rs-100/-
Appellant Deposited
Security & Process Fee



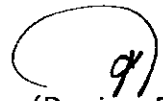
A. J. J. J.
10/10/22

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- _____ 909/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	13/06/2022	<p>The appeal of Mst. Rawasia presented today by Mr. Umar Sadiq 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 Swat for preliminary hearing to be put there on <u>7-7-22</u>. Notices be issued to appellatant and his counsel for the date fixed.</p> <p style="text-align: right;"> CHAIRMAN</p>
	07.07.2022	<p>Counsel for appellatant present.</p> <p>He made a request for adjournment in order to prepare the brief. Adjourned. To come up for preliminary hearing on 05.09.2022 before S.B at Camp Court, Swat.</p> <p style="text-align: right;"> (Rozina Rehman) Member (J) Camp Court, Swat</p>

BEFORE THE HON'BLE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR

Service Appeal No. 909 of 2022

Mst. RawasiaAppellant

VERSUS

Government of Khyber Pakhtunkhwa and others

.....Respondents

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Appellant through Attorney



Through Counsels

Dr. Adnan Khan, Barrister-at-Law,
Advocate Supreme Court of Pakistan

&



Umar Sadiq Advocate
High Court

BEFORE THE HON'BLE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA, PESHAWAR

Service Appeal No. 909 of 2022

Mst. Rawasia dauhgter of Abdullah R/o Mohalla Gul Abad
Dargai, District Malakand.

.....Appellant

VERSUS

- 1) Government of Khyber Pakhtunkhwa Health Department through Secretary, Civil Secretariat Peshawar.
- 2) The Director General, Health Services Khyber Pakhtunkhwa at Peshawar.
- 3) District Health Officer, Malakand at Batkhela.
- 4) Medical Superintendent District Headquarter Hospital Batkhela, District Malakand.
- 5) District Accounts Officer, Malkand at Malakand Top.

.....Respondents

APPEAL UNDER SECTION 4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974.

PRAYER:

On acceptance of this Appeal, the impugned order No. 1102-07/E.II dated 06-04-2021 whereby the appellant has been removed from service be declared as illegal and the same be set aside. Consequently, the appellant may be reinstated into service with all back benefits.

Respectfully Sheweth:

1. That appellant on the recommendations of Provincial Public Service Commission was appointed as Charge Nurse (BPS-16) in the Health Department (Copy of recommendation letter is attached as Annexure "A").
2. That after her appointment as above, the appellant was posted as Charge Nurse at District Headquarter Hospital Batkhela at Malakand (Copy of posting order is attached as Annexure "B").
3. That subsequently, the appellant alongwith other nurses were placed in the surplus pool. Thereafter, respondent No.3 approached the competent authority (DG Health) for adjustment of the surplus nurses in other hospitals (Copy of letter dated 19-11-2008 is attached as Annexure "C").
4. That in response to the above mentioned letter, the appellant was transferred to DHQ Hospital Dir Upper against a vacant post (Copy of transfer order dated 11-12-2008 is attached as Annexure "D").
5. That in the meanwhile, the appellant filed a written request for her posting at DHQ Hospital Batkhela, which was regretted by respondent No.2 (Copy of letter dated 03-12-2008 is attached as Annexure "E").
6. That,subsequently, the transfer order in respect of the appellant was withdrawn as she was once again ordered to be retained at DHQ Hospital Batkhela (Copy of order dated 06-12-2008 is attached as Annexure "F").

7. That in the meanwhile, the appellant applied for earned leave, which was granted by the competent authority (Copy of leave application and sanction are attached as Annexure "G").
8. That after serving for a considerable period at DHQ Hospital Batkhela, the appellant was transferred to Civil Hospital Totakan, District Malakand (Copy of order dated 15-02-2011 is attached as Annexure "H").
9. That despite her transfer initially from Batkhela to Dir Upper and then from Batkhela to Totakan, the appellant's source of salary was not transferred and it was retained in the office of Medical Superintendent DHQ hospital Batkhela (Copies of salary slips are attached as Annexure "I").
10. That thereafter, the appellant was again directed by respondent No.3 to serve at DHQ Batkhela. Hence, the appellant was made a ping pong ball to serve in one place and another.
11. That appellant was performing her routine duties, when her salary was stopped by the concerned Accounts Officer. In this respect, the appellant communicated with the respondents to release her salary. In response, appellant received letter dated 08-05-2017, wherein the appellant was charge sheeted with the following statement of allegations:
 - (a) *Absence from duty since May 2009 to 28-03-2017*
 - (b) *Misconduct*(Copy of charge sheet is attached as Annexure "J").
13. That in response to the above charge sheet, the appellant submitted her written reply (Copy of reply is attached as Annexure "K").

14. That being aggrieved as above, the appellant approached the Hon'ble Peshawar Court through a petition W.P No.384-M of 2017. The petition was admitted for regular hearing and comments of respondents were called for, however, the Hon'ble High Court vide order dated 24-01-2018 directed respondents to conclude the inquiry within fifteen days (Copy of order is attached as Annexure "L").
15. That the needful was not done despite various request and reminders, hence, the appellant filed another petition W.P No.545-M/2018 before the Hon'ble High Court. The petition was again admitted for regular hearing, wherein comments of the respondents were also filed.
16. That during the course of arguments before the Hon'ble High Court, departmental representative produced copy of inquiry report alongwith office order dated 06-04-2021 whereby the appellant has been removed from service (Copy of inquiry report is attached as Annexure "M" while removal order is Annexure "N").
17. That there being a final order falling within the terms and conditions of service, the appellant requested for withdrawal of the Writ Petition, which was allowed by the Hon'ble Court leaving the appellant at liberty to approach the proper forum (Copy of order dated 09-02-2022 is attached as Annexure "O").
18. That having received copy of the above mentioned removal order, the appellant filed a departmental appeal on 15-02-2022 (Copy of memo of departmental appeal is attached as Annexure "P").
19. That the departmental appeal was not responded to by respondent No.1. Instead, the appellant received a letter from

respondent No.3 on 31-05-2022, whereby the appellant has been directed to deposit all amount of salary received during the intervening period (Copy of letter dated 31-02-2022 is attached as Annexure "Q").

20. That the appellant assails the above mentioned removal order by filing the instant appeal, *inter alia*, on the following grounds:

GROUND:

- (A) That the impugned removal order is illegal, unilateral and violative of due process, hence the same is liable to be set aside.
- (B) That the appellant has not been associated with the alleged inquiry conducted by the respondents. Being so, no sanctity could be attached to such like reports being compiled unilaterally.
- (C), That the above mentioned inquiry purportedly conducted on the directions of respondent No.2 does not amount to an inquiry within the meaning of E & D Rules. Furthermore, report of the said inquiry contradicts to other inquiries conducted on the same subject by officials of the Health Department.
- (D) That the impugned proceedings culminating into the removal order have taken almost four years to conclude. It is worth to mention that the charge sheet was issued on 08-05-2017, the impugned order was passed on 06-04-2021 while copy of the same was produced before the Hon'ble High Court on 09-02-2022. This being the state of affairs, the impugned proceedings being abuse of the process could not sustain in the eyes of law.
- (E) That on factual side as well, the impugned removal order is not sustainable. There is an allegation against the appellant that she absented herself from duty since May, 2009 till March 2017. On

the other hand, the appellant was transferred during the intervening period i.e 15-02-2011 to Civil Hospital Totakan, she applied for earned leave in July 2010 which was granted in August, 2010, she resumed her duty by reporting at her place of posting in November 2010 which is accepted by the Medical Superintendent etc. Had the appellant been absent from duty, how was she transferred, sent on leave and allowed to report back?

- (F) That service record of the appellant has been misplaced by the respondents which may not be used to the detriment of the appellant. It was owing to frequent transfer orders in a short span of time and retention of record in MS Office DHQ Batkhela despite transfers to various places resulting in the instant confusion. Hence, there being no fault of the appellant in the entire episode, lapses made by the respondents may not be used to punish the appellant.
- (G) That needless to mention that no initial show cause notice was issued to the appellant which is a precondition for initiation of disciplinary proceedings. Being so, there been no foundation, the superstructure erected on the same will not have any legal value whatsoever.
- (H) That further grounds will be raised at the time of oral submissions.

It is, therefore, humbly prayed that on acceptance of this appeal, the impugned order No. 1102-07/E.II dated 06-04-2021 whereby the appellant has been removed from service be declared as illegal and the same be set aside. Consequently, the appellant may be reinstated

into service with all back benefits. Any other remedy, though may not specifically prayed for, but which the ends of justice would demand in the circumstances, may also be granted.


Appellant through Attorney


Muhammad Saleem
s/o Tilawat Khan

Through Counsels

Dr. Adnan Khan, Barrister-at-Law,
Advocate Supreme Court of Pakistan

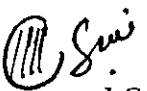
&


Umar Sadiq Advocate
High Court

CERTIFICATE:

Certified that no such like appeal earlier has been filed by the appellant on the subject matter before this Hon'ble Tribunal.

Appellant through Attorney


Muhammad Saleem
s/o Tilawat Khan

8

BEFORE THE HON'BLE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR

Service Appeal No. _____ *of 2022*

Mst. Rawasia.....*Appellant*

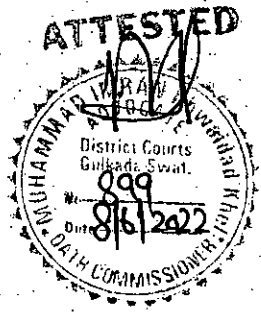
VERSUS

Government of Khyber Pakhtunkhwa and others

.....*Respondents*

AFFIDAVIT

I, **Mst. Rawasia** (Appellant), do hereby solemnly affirm and declare that the contents of the above titled Appeal are true and correct to the best of my knowledge and belief. Furthermore, no such like appeal has earlier been filed before this Hon'able Tribunal or elsewhere on this subject matter



DEPONENT

R

Mst. Rawasia

(9)

**BEFORE THE PESHAWAR HIGH COURT,
MINGORA BENCH/DAR-UL-QAZA, SWAT.**

CM No. _____-M/2022

In Service Appeal No. _____ of 2022.

Mst. RawasiaApplicant

VERSUS

Government of Khyber Pakhtunkhwa & others

.....Respondents

**APPLICATION FOR RESTRAINING RESPONDENTS FROM
RECOVERING SALARY AMOUNT**

Respectfully Sheweth:

- 1) That the above titled appeal is being filed before this Hon'ble Tribunal, wherein date of hearing has yet not been fixed.
- 2) That vide letter No.31-02-2022, respondent No.3 is forcing the appellant/applicant for returning the salary received by her during the intervening period.
- 3) That the main order of removal has already been challenged before this Hon'ble Tribunal, hence any premature alteration of the impugned order will complicate the matter further.
- 4) That the appellant has prima facie, a good arguable case in her favour, balance of convenience lies in favour of grant of a restraining order and the ingredient of irreparable loss also lies in the matter.

(10)

It is, therefore, humbly prayed that on acceptance of this application, the respondents be restrained from forcing the applicant to deposit the amount of salary received by her till final disposal of main appeal.

Applicant/Appellant
Through Attorney



Muhammad Saleem
s/o Tilawat Khan

Through Counsel

Dr. Adnan Khan, Barrister-at-Law,
Advocate Supreme Court of Pakistan

& 

Umar Sadiq Advocate
High Court

CERTIFICATE:

It is certified that no such like application has earlier been filed before this Hon'ble Tribunal on the cited subject.

Applicants/Petitioners
Through Counsel

Dr. Adnan Khan, Barrister-at-Law.
Advocate Supreme Court of Pakistan.

11

BEFORE THE HON'BLE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR

Service Appeal No. _____ of 2022

Mst. Rawasia.....Applicant

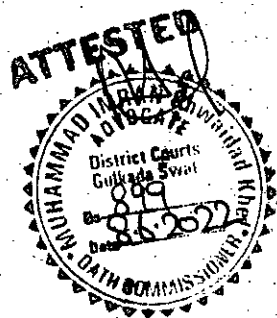
VERSUS

Government of Khyber Pakhtunkhwa and others

.....Respondents

AFFIDAVIT

I, Mst. Rawasia (Applicant), do hereby solemnly affirm and declare that the contents of the above titled Application are true and correct to the best of my knowledge and belief.



DEPONENT

R

Mst. Rawasia

12

BEFORE THE HON'BLE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR

Service Appeal No. _____ of 2022

Mst. RawasiaAppellant

VERSUS

Government of Khyber Pakhtunkhwa and others

.....Respondents

ADDRESSES OF THE PARTIES

APPELLANT:


Mst. Rawasia daughter of Abdullah R/o Mohalla Gul Abad
Dargai, District Malakand. (Through Attorney M. Saleem)

NIC# 15102-3742042-8 Cell# 0345-9525406

RESPONDENTS:

- 1) Government of Khyber Pakhtunkhwa Health Department
through Secretary, Civil Secretariat Peshawar.
- 2) The Director General, Health Services Khyber Pakhtunkhwa at
Peshawar.
- 3) District Health Officer, Malakand at Batkhela.
- 4) Medical Superintendent District Headquarter Hospital Batkhela,
District Malakand.
- 5) District Accounts Officer, Malkand at Malakand Top.

Appellant


Mst. Rawasia
(Through Attorney)
Muhammad Saleem

(13)

Ann "A"

REGISTERED

PSC 10

Telephone 192 13750

N.-W.F.P. Public Service Commission
Peshawar. Cantt.

Rawasia D/O Abdullah;
R/O Moh:Maraj Korona, near Al-Muslin
Public School Sher Garh District, Mardan.

No. 191608
Dated 30/9

[Handwritten signature]

Subject:—RECRUITMENT OF CHARGE NURSE (BPS-16) IN THE HEALTH DEPARTMENT.
Advt:No.03/2008.

The Commission has recommended you to the Government for appointment, but please do not treat this as a letter of appointment for which Government is the final authority. The Commission cannot entertain any correspondence from you in this regard.

[Handwritten signature]
Director
27/9/08
[Handwritten initials]

GS&PD NWFP 819 PSC 50,000 Form 18-5-98—(6)

C.T.C
[Handwritten initials]

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14

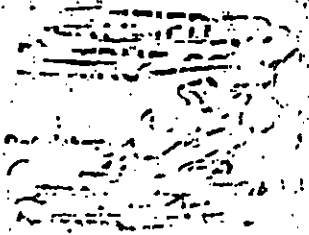
Annex B

DIRECTORATE GENERAL HEALTH SERVICES, NWFP, PESHAWAR

OFFICE ORDER

On the recommendation of NWFP Public Service Commission, the following Nurses are hereby appointed as Charge Nurses in BPS-16 @ Rs. 6060- 470- 20160, plus usual allowances as admissible under the rules, on regular basis and Posted against the vacant post in the Hospitals mentioned against their names with immediate effect :-

S.No.	Name with Father's Name	Place of posting
1.	Mst. Succda Akbar d/o Ali Akbar	Charge Nurse AHQ, Hospital Batakchela
2.	Mst. Haleema Rahim d/o Rahimullah	Charge Nurse DHQ, Hospital Daggarr (Buner)
3.	Mst. Farzana d/o Bacha Sher	Charge Nurse DHQ, Hospital Daggarr (Buner)
4.	Mst. Anjum Bibi d/o Hazratullah	Charge Nurse AHQ, Hospital Batakchela
5.	Mst. Tamsela Begum d/o Kiramatullah	Charge Nurse AHQ, Hospital Batakchela
6.	Mst. Hayat Samar d/o Samar Gul	Charge Nurse AHQ, Hospital Batakchela
7.	Mst. Shahcen Begum d/o Abdul Rauf	Charge Nurse DHQ, Hospital Daggarr (Buner)
8.	Mst. Yasmin d/o Abdul Wahid	Charge Nurse AHQ, Hospital Batakchela
9.	Mst. Nazmina Bibi d/o Yar Gul	Charge Nurse DHQ, Hospital Daggarr (Buner)
10.	Mst. Salma Khan d/o Misal Khan	Charge Nurse DHQ, Hospital Daggarr (Buner)
11.	Mst. Parveen Nihar d/o Mumber Shah	Charge Nurse DHQ, Hospital Daggarr (Buner)
12.	Mst. Neelam d/o Daulat Khan	Charge Nurse DHQ, Hospital Daggarr (Buner)
13.	Mst. Sharafat Bibi d/o Ihsanullah	Charge Nurse DHQ, Hospital Daggarr (Buner)
14.	Mst. Lubna d/o Wajid Ali	Charge Nurse DHQ, Hospital Daggarr (Buner)
15.	Mst. Humera Begum d/o Sardar Ghani	Charge Nurse AHQ, Hospital Batakchela
16.	Mst. Rulhsana Bibi d/o Raham Sheerin	Charge Nurse DHQ, Hospital Daggarr (Buner)
17.	Mst. Zamina d/o Muhammad Zarin	Charge Nurse DHQ, Hospital Daggarr (Buner)
18.	Mst. Nasreen Zeba d/o Hazrat Jamal	Charge Nurse DHQ, Hospital Daggarr (Buner)
19.	Mst. Rehana Begum d/o Naseer Ahmad	Charge Nurse DHQ, Hospital Daggarr (Buner)
20.	Mst. Arabia d/o Siraj Khan	Charge Nurse DHQ, Hospital Daggarr (Buner)
21.	Mst. Nabeela Javed d/o Emmanuel Javed	Charge Nurse DHQ, Hospital Daggarr (Buner)
22.	Mst. Neelum d/o Murifullah	Charge Nurse DHQ, Hospital Daggarr (Buner)
23.	Mst. Shikela d/o Mian Muhammad	Charge Nurse AHQ, Hospital Batakchela
24.	Mst. Rawan d/o Abdullah	Charge Nurse AHQ, Hospital Batakchela
25.	Mst. Schrish Samuel d/o Samuel Yaqub	Charge Nurse DHQ, Hospital Daggarr (Buner)
26.	Mst. Shahida Begum d/o Shamsul Wahab	Charge Nurse DHQ, Hospital Daggarr (Buner)
27.	Mst. Naira Naz d/o Muhammad Rahim	Charge Nurse DHQ, Hospital Daggarr (Buner)



etc

28.	Mst. Nabceela Usman d/o Ali Usman	Charge Nurse DHQ. Hospital Daggar (Buner)
29.	Mst. Naheed d/o Mumtazullah	Charge Nurse DHQ. Hospital Daggar (Buner)
30.	Mst. Kausar Bibi d/o Jalalud Din	Charge Nurse DHQ. Hospital Daggar (Buner)
31.	Mst. Waheeda d/o Abdullah	Charge Nurse DHQ. Hospital Daggar (Buner)
32.	Mst. Nazia Begum d/o Gul Nawab	Charge Nurse DHQ. Hospital Daggar (Buner)
33.	Mst. Safia d/o Ziarat Khan	Charge Nurse DHQ. Hospital Daggar (Buner)
34.	Mst. Shaheen d/o Hasna Gul	Charge Nurse AHQ. Hospital Batkhela (Buner)

Their appointment in the Health Department Govt. of NWFP, will be subject to the following terms and conditions:

01. Initial they will be on probation for a period of two years extendible for a further period of not exceeding one year.
02. Their services can be dispensed with during the probation period, if their work and conduct is found unsatisfactory.
03. Their appointment will be subject to medical fitness and verification of character and antecedents/Educational qualification etc.
04. They will not be entitled to any TA/DA for medical examination and joining their first place of appointment.
05. They will be governed by such Rules and orders as may be issued by the Government from time to time for the category of Government Servants to which they belong.
06. They shall for all intents and purposes, be Civil Servants, except for the purpose of Pension and Gratuity. In lieu of the same they will be entitled to Contributory Provident Fund as per government rules/instructions.
07. They are liable to be posted/served anywhere in NWFP/FATA.
08. They will complete normal tenure at their places of 1st posting as per government rules.
09. They will submit an undertaking on judicial stamp paper stating that the documents submitted with application form are genuine and not fake. Moreover they have not been dismissed from service by any Govt. or semi Govt. organization.
10. If they wish to resign from Service, they shall resign in writing by giving prior notice of one month OR deposit one month pay, in lieu of one month's advance notice, in the Government treasury. However they will continue to serve the Govt. till their resignation is accepted by the competent authority.

If the above terms and conditions are acceptable to them, they should submit arrival report in the institutions mentioned against their names for duty within (14) days of the issuance of this order.

Sd/-
DIRECTOR GENERAL HEALTH SERVICES, NWFP, PESHAWAR.

No: 30993-31032 /E.II, Dated Peshawar the 14/10/2008.

Copy forwarded to the:-

01. Secretary to Govt. of NWFP Health Department, Peshawar with reference to his letter No. SOH-111/1-2/08 (Nurses-II) dated 29.09.2008
02. Secretary NWFP, Public Service Commission, Peshawar for information
03. Medical Superintendent DHQ. Hospital Daggar (Buner)
04. Medical Superintendent AHQ. Hospital Batkhela (Malakand)
05. District Accounts Officer, Malakand/ Buner
07. Nurse Concerned.

CTC
M

GOVERNMENT OF NWFP
PESHAWAR

Handwritten notes and signatures at the bottom of the page.

14. A

DIRECTORATE GENERAL HEALTH
SERVICES NWFP, PESHAWAR.

OFFICER ORDER:

On the recommendation of NWFP Public Service Commission, the following Nurses are hereby appointed as Charge Nurses in BPS-16 @ Rs. 6060-470-20160, plus usual allowance as admissible under the rules, on regular basis and posted against the vacant post in the Hospitals mentioned against their names with immediate effect:-

S No	Name with Father's Name	Place of Posting
1	Mst. Saeeda Akbar d/o Ali Akbar	Charge Nurse AHQ, Hospital Batkhela
2	Mst. Haleema Rahim d/o Rahimullah	Charge Nurse DHQ Hospital Daggar (Buner)
3	Mst. Farzana d/o Bahca Sher	Charge Nurse DHQ, Hospital Daggar (Buner)
4	Mst. Anjum Bibi d/o Hazratullah	Charge Nurse AHQ, Hospital Batkhela
5	Mst. Tamseela Begum d/o Kirmatullah	Charge Nurse AHQ, Hospital Batkhela
6	Mst. Hayat Samar d/o Samar Gul	Charge Nurse AHQ, Hospital Batkhela
7	Mst. Shaheen Begum d/o Agdul Rauf	Charge Nurse DHQ, Hospital Daggar (Buner)
8	Mst. Yasmin d/o Abdul Wahid	Charge Nurse AHQ, Hospital Batkhela
9	Mst. Nazmina Bibi d/o Yar Gul	Charge Nurse DHQ, Hospital Daggar (Buner)
10	Mst. Salma Khan d/o Misal Khan	Charge Nurse DHQ, Hospital Daggar (Buner)
11	Mst. Parveen Nihar d/o Mumbar Shah	Charge Nurse DHQ, Hospital Daggar (Buner)
12	Mst. Neelam D/o Daulat Khan	Charge Nurse DHQ, Hospital Daggar (Buner)
13	Mst. Sharafat Bibi d/o Ihsanullah	Charge Nurse DHQ, Hospital Daggar (Buner)
14	Mst. Lubna d/o Wahid Ali	Charge Nurse DHQ, Hospital Daggar (Buner)
15	Mst. Humera Begum d/o Sardar Ghani	Charge Nurse AHQ, Hospital Batkhela
16	Mst. Rukhsana Bibi d/o Raham Sherin	Charge Nurse DHQ, Hospital Daggar (Buner)
17	Mst. Zamina d/o Muhammad Zarin	Charge Nurse DHQ, Hospital Daggar (Buner)
18	Mst. Nasreen Zeba d/o Hazrat Jamal	Charge Nurse DHQ, Hospital Daggar (Buner)
19	Mst. Rehana Begum d/o Naeer Ahmad	Charge Nurse DHQ, Hospital Daggar (Buner)
20	Mst. Arabia d/o Siraj Khan	Charge Nurse DHQ, Hospital Daggar (Buner)
21	Mst. Nabeela Javed d/o Emmanuel Javed	Charge Nurse DHQ, Hospital Daggar (Buner)

C.T.C
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15-A

22	Mst. Neelam d/o Marifullah	Charge Nurse DHQ, Hospital Daggar (Buner)
23	Mst. Shakeela d/o Mian Muhammad	Charge Nurse AHQ, Hospital Batkhela
24	Mst. Rawasia d/o Abdullah	Charge Nurse AHQ, Hospital Batkhela
25	Mst. Sehrish Samuel d/o Samuel Yaqool	Charge Nurse DHQ, Hospital Daggar (Buner)
26	Mst. Shahida Begum d/o Shamsul Wahab	Charge Nurse DHQ, Hospital Daggar (Buner)
27	Mst. Saira Naz d/o Muhammad Rahim	Charge Nurse DHQ, Hospital Daggar (Buner)
28	Mst. Nabeela Usman d/o Ali Usman	Charge Nurse DHQ, Hospital Daggar (Buner)
29	Mst. Naheed d/o Mumtazullah	Charge Nurse DHQ, Hospital Daggar (Buner)
30	Mst. Kausar Bibi d/o Jalalud din	Charge Nurse DHQ, Hospital Daggar (Buner)
31	Mst. Waheeda d/o Abdullah	Charge Nurse DHQ, Hospital Daggar (Buner)
32	Mst. Nazia Begum d/o Gul Nawab	Charge Nurse DHQ, Hospital Daggar (Buner)
33	Mst. Safia d/o Ziarat Khan	Charge Nurse DHQ, Hospital Daggar (Buner)
34	Mst. Shaheen d/o Hasan Gul	Charge Nurse AHQ, Hospital Batkhela

1. X
2. X
3. X
4. X
5. X
6. X
7. X
8. X

-Sd-

DIRECTORATE GENERAL HEALTH SERVICES NWFP, PESHAWAR.

No. 30993-31032/E.II, Dated Peshawar the 21/10/2008

Copy forwarded to the:-

01. Secretary to Govt. of NWFP Health Department Peshawar with reference to his letter No. SOH-III/1-2/08 (Nurses-II) dated 29.09.2008
02. Secretary NWFP Public Service Commission, Peshawar for information.
03. Medical Superintendent DHQ Hospital Daggar (Buner).
04. Medical Superintendent AHQ, Hospital Batkhela (Malakand).
05. District Accounts Officers Malakand/Buner.
06. Nurse Concerned.
- 07.

-Sd-

DIRECTORATE GENERAL HEALTH SERVICES NWFP, PESHAWAR.

C.T.C
W

(16)

Ann "C"

No. 4030-34 Nurse. Dated Bathkela the 19 /11/2008.

From:- The Medical Superintendent,
DHQ, Hospital Bathkela.

To:- The Director General Health,
Services, NWFP, Peshawar.

Subject:- SURPLUS CHARGE NURSES:

Sir, I have the honour to state that we have (Forty-Five) posts of Charge Nurses.

According to Notification No. 30993-31032/2-11 Dated: 27/10/2008, Nine (9) Posts of Charge Nurses have been posted to this Hospital. Five (5) have been accommodated in this Hospital, while the following four are surplus, which may please be adjusted in some other hospital.

<u>S.No.</u>	<u>Name/Designation</u>	<u>Date of Arrival</u>
1.	Kawasia Charge Nurse	01.11.2008
2.	Tamseela " "	01.11.2008
3.	Anjum Bibi " "	01.11.2008
4.	Saeeda Akbar " "	03.11.2008

Medical Superintendent,
DHQ Hospital Bathkela.

No. 4030-34 Nurse.

Copy forwarded to the:-

1. Charge Nurses concerned for information and with the direction to report to Director General Health Services, NWFP, Peshawar for their post.
2. Office copy.

Medical Superintendent,
DHQ Hospital Bathkela.

C.T.C

(17) Ann "D"

DIRECTORATE GENERAL HEALTH SERVICES, N.W.F.P., PESHAWAR.

OFFICE ORDER.

4n-partial modification of this Directorate office order bearing Endst. No. 30993-31032/E.II, dated 21.10.2008. the following posting/transfer of the newly appointed Charge Nurses (BPS-16) are hereby ordered, in the interest of public Service with effect the dates mentioned against their names :-

S.No.	Name of Charge Nurse	From	To	Remarks
01	Rawasia D/O Abdullah	Charge Nurse under posting to AHQH. Batkhela	Charge Nurse DHQ Hospital, Upper Dir w.e.f. 01.11.2008.	Against the vacant Post.
02	Sacceda Akbar D/O Ali Akbar	Charge Nurse under posting to AHQH. Batkhela	Charge Nurse DHQ Hospital, Upper Dir w.e.f. 03.11.2008	Against the vacant Post.
03	Tamseela D/O Kiramatullah	Charge Nurse under posting to AHQH. Batkhela	Charge Nurse DHQ Hospital, Upper Dir w.e.f. 01.11.2008.	Against the vacant Post.
04	Anjum Bibi D/O Hazratullah	Charge Nurse under posting to AHQH. Batkhela	Charge Nurse DHQ Hospital, Upper Dir w.e.f. 01.11.2008.	Against the vacant Post.

NB :- Arrival reports should please be submitted to this Directorate for record.

Sd/-
DIRECTOR GENERAL HEALTH SERVICES, NWFP, PESHAWAR.

No. 34560-67 /E.II. Dated Pesh. The 22-11-2008.
Copy forwarded to the :-

01. EDO (Health), Malakand at Batkhela.
02. EDO (Health), Upper Dir.
03. Medical Supdt. AHQ Hospital, Batkhela.
04. Medical Supdt. DHQ Hospital, Upper Dir.
05. DAO, Malakand.
06. DAO, Upper Dir.
07. DA-concerned, DGHS NWFP Peshawar.
08. P/files.

For information and n/action.

Atchana
FOR DIRECTOR GENERAL HEALTH SERVICES, NWFP, PESHAWAR.

7
22/11/8

C.T.C
/

(18)

Ann "E"

DIRECTORATE GENERAL HEALTH
SERVICES, NWFP PESHAWAR.

No. 35798 /E.II,
Dated 03/12 /2008.

To:-

Miss. Rawasia D/O Abdullah,
Mohallah Meraj Korona Near Al-Muslim
Public School, Shegera Tehsil Takht Bhai.

Subject:-
Memo:-

APPLICATION FOR POSTING IN AHQ HOSPITAL BARKHELA.

Reference your application dated 27.11.2008,
on the subject noted above.

Your request for retention/posting in AHQH;
Barkhela cannot it is regretted be acceded to.

You are directed to immediately report for duty
in DHQH: Upper Dir immediately failing which your offer of
appointment will be withdrawn.

Ale kccow
FOR DIRECTOR GENERAL HEALTH
SERVICES, NWFP: PESHAWAR.

No.

/E.II,

Copy forwarded to the Medical Supdt: DHQH:
Upper Dir for information and n/action.

FOR DIRECTOR GENERAL HEALTH
SERVICES, NWFP: PESHAWAR.

C.T.C
M

(19)

Ann "F"

DIRECTORATE GENERAL HEALTH SERVICES, N.W.F.P., PESHAWAR.

OFFICE ORDER.

In partial modification of this Directorate office order bearing ondst: No.34560-67/E.II dated 22.11.2008 Miss. Rawasia D/O Abdullah Charge Nurse AHQ Hospital Batakela under transfer to DHQ Hospital Dir Upper is hereby retained in AHQ Hospital Batakela against the vacant post vacated by Mrs. Basmech Charge Nurse transferred to THQ Hospital Chakdara Dir Lower.

~~Sd/xxxxxx~~
DIRECTOR GENERAL HEALTH SERVICES, NWFP, PESHAWAR.

No. 36137-44 /E.I, Dated Pesh; the 6/12/2008.

Copy to the :-

01. Secretary Health NWFP, Peshawar for information.
02. EDO(Health) Malakand.
03. EDC(Health) Dir Upper.
04. MS AHQ Hospital Batakela.
05. MS DHQ Hospital Dir Upper.
06. DAO, Dir Upper.
07. DAO, Malakand.
08. DA-concerned.

for information and n/action.

A. H. Khan
FOR DIRECTOR GENERAL HEALTH SERVICES, NWFP, PESHAWAR.

Fm
6/12/13

C.T.C
Mu

No. _____/PF

Dated Batkhela the 28 /07/2010

Ann "G" (20)

From:- The Medical Superintendent,
DHQ, Hospital Batkhela.

To:- The Director General Health,
Services, KPK, Peshawar.

Subject:- LEAVE APPLICATION FORMS:

Sir, I have the honour to forward herewith leave application form in respect of Miss Rawasia Charge Nurse attached to this Hosp. for grant of 3-months earned leave with effect from 01/08/2010, for favour necessary sanction please.

Medical Superintendent,
DHQ, Hospital Batkhela.

No. 1771-72/PF

Copy to the:-

1. Miss Rawasia Charge Nurse for information.

~~Medical Superintendent,
DHQ, Hospital Batkhela.~~

C.T.C

21

No. _____/PF

Dated Batkhela the 10th/08/2010

From:- The Medical Superintendent,
DHQ, Hospital Batkhela.

To:- The Director General Health,
Services, KPK, Peshawar.

Subject:- LEAVE APPLICATION:

Sir, I have the honour to submit herewith leave application in respect of Miss Rawasia Charge Nurse attached to this Hospital for grant of one month earned leave duly certified by the Agency Accounts Officer Malakand for favour of necessary sanction.

Medical Superintendent,
DHQ, Hospital Batkhela.

No. 2014-15/PF

- Copy to the:-
1. Miss Rawasia Charge Nurse.
 2. P/File.

~~Medical Superintendent,
DHQ, Hospital Batkhela.~~

C.T.C
By

[Faint official stamp]

No. _____/PP

Dated Batkhela the 12 /08/2010

(22)

From:- The Medical Superintendent,
DHQ, Hospital Batkhela.

To:- The Agency Accounts Officer,
Malakand.

Subject:- LEAVE APPLICATION FORMS.

Memorandum:- Attached please find herewith Leave application forms in duplicate in respect of Miss: Rawasia Charge Nurse for leave admissability report and return to this office for onward submission to the quarter concerned.

Medical Superintendent,
DHQ, Hospital Batkhela.

No. 1896-97 /PP

Copy to Miss: Rawasia Charge Nurse for information.

Medical Superintendent,
DHQ, Hospital Batkhela.

C.T.C
/

RECEIVED
AGENCY ACCOUNTS OFFICER
MALAKAND
12/08/2010

23

APPLICATION FOR LEAVE

Notes: Item 1 to 9 must be filled in by all applicants. Item 10 only in the case of Government servants of B.P.S. 16 and

- 1. Name of applicant. *Miss: Rawasia*
- 2. Leave Rules applicable. *1981*
- 3. Post held. *Charge Nurse (BPS-16)*
- 4. Department or Office. *Health Dept*
- 5. Pay. *Rs = 10488/- PM.*
- 6. House Rent Allowance/Conveyance Allowance or other compensatory allowance drawn in the present post.

- 7. (a) Nature on leave applied for. *E/Leave*
- (b) Period of leave in days. *90 Days (Three Months)*
- (c) Date of commencement. *01/08/2010* *Date available*
- 8. Particular Rule/Rules under which leave is admissible.

- 9. (a) Date of return from last leave. *-*
- (b) Nature of leave. *-*
- (c) Period of leave in days. *-*

[Signature]
Signature of applicant

10. Remarks recommendation of the Controlling Officer.

11. Certified that leave applied for is admissible under Rule and necessary conditions are fulfilled.

Date *21/8/2010*

[Signature]
Designation *Medical Superintendent D.H.Q Hospital Balkhela*

12. Report of Audit Officer.

Date

[Signature]
Designation

13. Orders of the sanctioning authority certifying that on the expiry of leave the applicant is likely to the same post carrying the compensatory being drawn by him.

Date

[Signature]
Designation

AO. MKP P/roll I-1238

Date: 26-07-10

certified that sufficient balance is available credit of applicant. The leave applied for may be considered under the leave rules 1981.

[Signature]
Agency *[Signature]* Officer

C.T.C
[Signature]

(24)

APPLICATION FOR LEAVE

Notes: Item 1 to 9 must be filled in by all applicants. Item 12 applied only in the case of Government Servants of B.P.S. 16 and above.

- 1. Name of applicant. *Miss Roswara*
- 2. Leave Rules applicable. *1981.*
- 3. Post held. *Charge Nurse (B.P.S-16)*
- 4. Department or Office. *Health Deptt.*
- 5. Pay. *R= 14421/2 PM*
- 6. House Rent Allowance/Conveyance Allowance or other compensatory allowance drawn in the present post.
- 7. (a) Nature on leave applied for. *Earned Leave*
 (b) Period of leave in days. *30-days*
 (c) Date of commencement. *from the date of availing*
- 8. Particular Rule/Rules under which leave is admissible.
- 9. (a) Date of return from last leave. *—*
 (b) Nature of leave. *—*
 (c) Period of leave in days. *—*
 Date..... Signature of applicant. *R*

10. Remarks recommendation of the Controlling Officer.

11. Certified that leave applied for is admissible under Rule and necessary conditions are fulfilled.

Date Signature Designation *Medical Superintendent D.A.Q Hospital Batkheda*

12. Report of Audit Officer.

Date Signature Designation

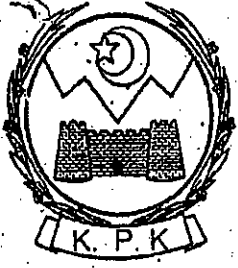
13. Orders of the sanctioning authority certifying that on the expiry of leave the applicant is likely to the same post carrying the compensatory being drawn by him.

Date *No. A.A. MKD P/441/1346* Signature Designation Date: *18/08/2010*

certified that there is balance of 80 days on earned leave in the account credit of applicant. The leave applied for may be considered under the leave rules 1981.

[Handwritten signature and stamp]

C.T.C



25

**DIRECTORATE
GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR.**

All communications should be addressed to the Director General Health Services Peshawar and not to any official by name.

E-Mail Address: nwipdghs@yahoo.com
Office Ph# 091-8210289
Exchange# 091-8210187, 8210196

OFFICE ORDER.

Sanction is hereby accorded to the grant of (30) days earned leave in favour of Mrs. Rawasia D/O Abdullah, Charge Nurse BPS-16 DHQ Hospital, Batakela from the date of availing but not later than (21) days of the issuance of this office order as admissible to her under the Revised leave Rules-1981.

On expiry of her leave she will report to her original post.

Sd/-
DIRECTOR GENERAL HEALTH
SERVICES, KPK PESHAWAR.

No. 21446-47 /E.II Dated Pesh. The 26/8 /2010

Copy forwarded to the :-

01. Medical Supdt. DHQ Hospital, Batakela w/r to his letter No. 2014-15/PF, dated 10.08.2010.
02. DAO, Malakand.

For information and n/action.

~~Afele...~~
FOR DIRECTOR GENERAL HEALTH
SERVICES, K.P.K. PESHAWAR.

7-24/8/10

C.T.C
✓

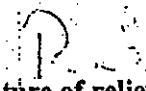
(26)

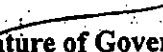
GOVERNMENT OF NORTH-WEST FRONTIER PROVINCE
CERTIFICATE OF TRANSFER OF CHARGE

1. Certified that I, Miss. Rawasia have this day Forenoon/Afternoon taken over / handed over charge of the office Charge Nurse BPS-16 with reference to Government of KPK Notification No. 21446-47/E-II dated: 26/08/2010.

Transferring (For availing 30 days earned leave)

2. Particular of cash and important/secret/confidential documents handed over/taken over are noted on the reverse.


Signature of relieved
Government Servant


Signature of Government
Servant receiving charge

Station: DHQ: Hospital Batkhela

Dated: 01/09/2010(FN)

OFFICE OF THE MEDICAL SUPERINTENDENT DHO: HOSPITAL BATKHELA

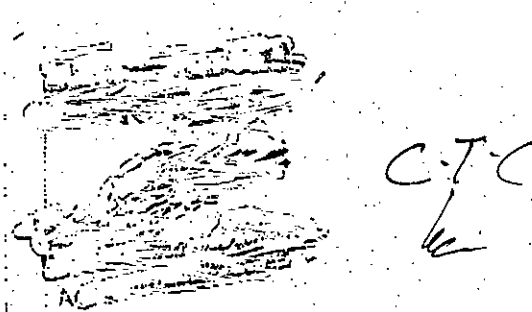
No. 2136-41 /PF.

Dated 4/9 /2010

Copy forwarded to.

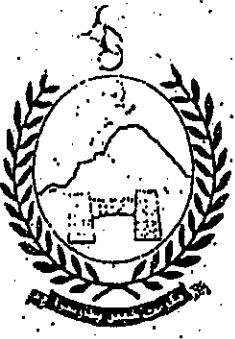
- Secretary Health NWFP, Peshawar for information.
- Director General Health Services NWFP Peshawar.
- D.C.O. Malakand.
- E.D.O. (Health) Malakand
- Agency Accounts Officer Malakand.
- Officer Concerned.


Medical Superintendent,
DHQ: Hospital Batkhela


C.T.C

27

Ann "H"



**DIRECTORATE
GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR**

All communications should be addressed to the Director General Health Services Peshawar and not to any official by name.

E-Mail Address: info@khyber.gov.pk
Office Ph#: 091-9210209
Exchanges: 091-9210187, 9210196

OFFICE ORDER.

Mrs. Rawasia D/O Abdullah, Charge Nurse BPS-16 DHQ Hospital, Batkhela is hereby transferred and posted in Civil Hospital, Totakan (Malakand) against the vacant post, in the interest of public service with immediate effect.

NB: - Arrival/Departure reports should please be submitted to this Directorate for records.

Sd/-
DIRECTOR GENERAL HEALTH SERVICES, K.P.K. PESHAWAR.

No. 4393-97 /B.H. Dated Pesh. The 15/2 /2011

Copy forwarded to the:-

- 01. PS To Secretary To Govt. of Khyber Pakhtunkhwa Health Department Peshawar
- 02. EDO (Health), Malakand.
- 03. Medical Supdt. DHQ Hospital, Batkhela.
- 04. DAO, Malakand.
- 05. DA-concerned, DGHS Peshawar.

For information and necessary action.

MRS. MUSARRAT BEGUM
DEPUTY DIRECTRESS (NURSING),
DGHS KPK PESHAWAR

15/2/11

C.T.C
by

Ann "I"

28



GOVERNMENT OF PAKISTAN
ACCOUNTANT GENERAL N.W.F.P.
DISTRICT MALAKAND
PAY ROLL SYSTEM

SH: 308

Form No: 00440094

NAME: M. S. BATKHELA
DESIGNATION: CHARGE SURVEYOR
NIC No: 1816237420478

P Sec: 00 PAYMENT ADVICE
MD6096 - M. S. BATKHELA (AHQ HOSPI;
Min: Health

ITN:
CPF #:
Old #:

BPS 16 Regular / Contract
PAYS AND ALLOWANCES:

DEPT CODE MD6096 -

0001-Basic Pay	6,530.00
1000-House Rent Allowance	1,818.00
1516-Dress/ Uniform Allowance	300.00
1592-Mess Allowance	500.00
1908-Adhoc Relief-2009 (01-16)	1,306.00
1912-Compen Allow 20% (16-N1)	1,212.00
1947-Medical Allow 15% (16-22)	979.00
1948-Adhoc Allowance 2010@ 50%	3,265.00
Gross Pay and Allowances	15,910.00
DEDUCTIONS:	
CPF Balance 32,198.00	
3501-Benevolent Fund	Subrc: 947.00
3511-Addl Group Insurance	250.00
3604-Group Insurance	19.00
	173.00
Total Deductions	1,389.00
NET AMOUNT PAYABLE	14,521.00

QUALIFYING SERVICE	D.O.B	FP Quota:
YRS MON	10.04.1982	ABL DARGAI MALAKAND ABL DARGAI MALAKAND
01 Years 07 Months 021 Days		10034105
Government Contribution To CPF		947.00

C.T.C
h

29

SH:1 Malakand
Pers #: 00440094 Suckle.
Name: RAWASIA

P Sec: 003 Month: July 2015
MD7010 - M. S Agency Headquarter Ho
MS AGENCY HEADQUARTER HOS

NTN:
GPF #: 440094
Old #:

CNIC No. 1/10237420428
GPF Interest Applied
16 Active Temporary

PAYS AND ALLOWANCES:		MD7010	-
0001-Basic Pay		19,120.00	
1000-House Rent Allowance		1,818.00	
1210-Convey Allowance 2005		5,000.00	
1592-Mess Allowance		500.00	
1912-Compen Allow 20% (16-N1)		1,500.00	
1947-Medical Allow 15% (16-22)		1,313.00	
1948-Adhoc Allowance 2010@ 50%		2,500.00	
2148-15% Adhoc Relief All-2013		2,220.00	
2174-Adhoc Relief Allow-2014		1,480.00	
Gross Pay and Allowances		33,363.00	
DEDUCTIONS:			
IT Payable	919.50 Deducted	250.00	
GPF Balance	113,349.00		
3501-Benevolent Fund			TAX: (3609) 92.00
3511-Addl Group Insurance			Subrc: 1,760.00
3604-Group Insurance			250.00
			19.00
			173.00

Total Deductions 2,294.00
36,069.00

D. O. B. 10.04.1982 LFF Quota:
06 Years 07 Months 021 Days ALLIED BANK LIMITED ABL DARGAI MALAKAND
110034105

C.T.C
✓



**DIRECTORATE
GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR.**

30

A-11 'J'

All communications should be addressed to the Director General Health Services Peshawar and not to any official by name.

E-Mail Address: nwfpdghs@yahoo.com
Office Ph# 091-9210266
Exchange# 091-9210187, 9210188
Fax # 091-9210230

CHARGE SHEET.

01. I, Director General Health Services, Khyber Pakhtunkhwa Peshawar as Competent Authority hereby charge you, Mst. Rawasia D/O Abdullah, Charge Nurse BS-16, Mohallah Meraj Korona Near Al Muslim Public School Sherghar, Teh: Takhi Bai District Mardan as follows :-

- (a) You were absent from duty since May 2009 to 28.03.2017.
- (b) Misconduct.

02. For the above reasons you appear to be guilty of "Misconduct" under rule-3 (b) of the Khyber Pakhtunkhwa (Efficiency & Discipline) rules 2011, and have rendered yourself liable to all or any of the Penalties specified in rule-4 of the rule ibid.

03. You are therefore, required to submit your written defence within 07 days of the receipt of this Charge Sheet to the inquiry officer.

04. Your written defence, if any should reach the Enquiry Officer within the specified period. Failing which it shall be presumed that you have no defence to put in and in that case exparte action shall follow against you.

05. Intimate whether you desire to be heard in person.

06. A statement of allegation is enclosed.

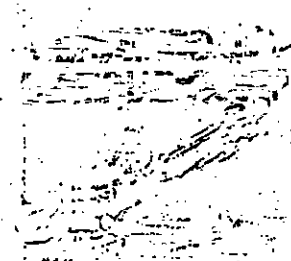
[Signature]
DIRECTOR GENERAL HEALTH SERVICES, KPK PESHAWAR
03/5

Mst. Rawasia D/O Abdullah,
Charge Nurse BS-16, Mohallah Meraj Korona,
Near Al Muslim Public School Sherghar,
Teh: Takhi Bai District Mardan
NO 4376 /E.II
Dated 28-03 /2017.

Statement of allegations.

- (a) You were absent from duty since May 2009 to 28.03.2017.
- (b) Misconduct.

[Signature]
DIRECTOR GENERAL HEALTH SERVICES, KPK PESHAWAR
03/5



CTC
[Signature]



**DIRECTORATE
GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR.**

No. 4395
Dated 08-5

/E.II,
/2017.

31

All communications should be addressed to the Director General Health Services Peshawar and not to any official by name.

E-Mail Address: nwfpdghs@yahoo.com
Office Ph# 091-9210269
Exchange# 091-9210187, 9210196
Fax# 091-9210230.

To:-

Mst. Rawasia D/O Abdullah,
Charge Nurse BS-16, Mohallah Meraj Korona,
Near Al Muslim Public School Sherghar,
Teh: Takhi Bai District Mardan.

Subject: - **CHARGE SHEET.**
Memo:-

Enclosed please find herewith charge sheet (in duplicate) with the remarks to receive the same and submit a copy of charge sheet to this Directorate as a token of receipt for record purpose.

(Signature)
DIRECTOR GENERAL HEALTH
SERVICES, KPK PESHAWAR.

08/5

CTC
(Signature)

Am "K"

To,

The inquiry officer
Dr. Abdul-Latif M.S. D.H.Q
Hospital Mardan.

Subject

written defence

R/Sir,

Most respectfully it is stated that according

the M.S. D.H.Q. Hospital Batkhela MKD that I
absent from duty since May 2009 to

28-3-2017.

but I claim that I was present from 2008
to 15/12/2011 in D.H.Q. Hospital Batkhela.

during my service I got 30 days earned leave.

Application for that leave forward by M.S. D.H.Q
hospital Batkhela and issued by D.G. Health R.P

on dated 26/8/2010 letter No: 21446-47

copy of that applications (documents) are attached

with serial No 1, 2, 3, 4, 5, 6, 7.

The M.S. D.H.Q. Hospital Batkhela also forward my
application for 90 days earned leave to account
officer McLakand dated 24-8-2010

Account officer was recommended my 90 days earned

C.T.C
✓

Transfer of Rawasia
Rawasia

(21)

(22)

(33)

leave according to his comments on application
copy of that application is attached
serial No 4

He was transferred from D, H, Q Hospital
to category "D" Hospital Totakan by the office
order of D, G health Peshawar KP.

Letter No: 4393-97 Dated 15-2-2011.

WHS No: 8

I was submitted my Arrival / Departure report
to concerned officers. Letter No: 735-42 dated
9/3/2011. (Copy attached ~~to~~ serial No 9.

The D, H, Q office clerk was prepared my Payroll
source and signed by D, H, Q (copy is attached)
serial No 10

* Sir I have all record of my service but
there are no record in the D, H, Q Hospital and
as well as with D, H, Q office Malakand.

So, I am speechless on this regard.

Sir, I need your kindness.

Dated 16/5/17
yours sincerely
Rawasia CN
CJC

BEFORE THE PESHAWAR HIGH COURT, MINGORA
BENCH/DARULA QAZA, SWAT

W.P No. _____/M of 2018

Mst. Rawasia daughter of Abdullah Charge Nurse District
Headquarter Hospital Batkhela, District Malakand.

.....Petitioner

VERSUS

1. Government of Khyber Pakhtunkhwa Health Department through Secretary, Civil Secretariat Peshawar.
2. Director General Health Services Khyber Pakhtunkhwa at Peshawar.
3. District Health Officer Malakand at Batkhela.
4. Medical Superintendent District Headquarters Hospital Batkhela, District Malakand.
5. District Accounts Officer, Malakand at Malakand Top.

.....Respondents

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

Respectfully Sheweth:

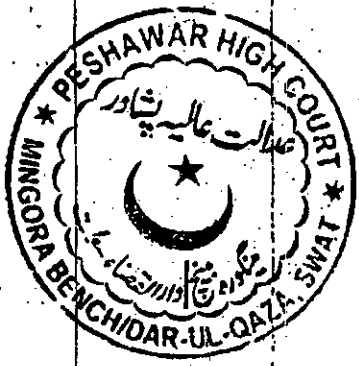
Brief facts giving rise to the instant petition are as under;

1. That the petitioner being qualified through Provincial Public Service Commission was subsequently recommended for the post of Charge Nurse (BPS-16) in the Health Department (Copy of recommendation letter is attached as Annexure "A").
2. That after her recommendation as above, the petitioner was appointed and posted as Charge Nurse at District Headquarter hospital Batkhela at Malakand (Copy of appointment order is attached as Annexure "B").

C.T.C
/w

35

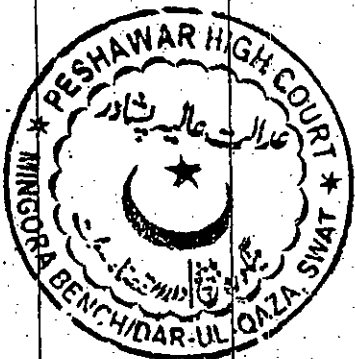
PESHAWAR HIGH COURT, MINGORA BENCH (DAR-UL-QAZA),
SWAT.
FORM "A"
FORM OF ORDER SHEET.

Serial No of order or proceeding	Date of Order or Proceeding	Order or other proceedings with Signature of judge or Magistrate and that of parties or counsel where necessary
1	2	3
	24.01.2018.	<p><u>W.P.No.384-M/2017.</u></p> <p><u>Present:-</u> Barrister Dr.Adnan Khan, Advocate for the petitioner.</p> <p>Mr.Muhammad Rahim Shah, Asstt: A.G for the respondents.</p> <p><u>MUHAMMAD NASIR MAHFOOZ, J:-</u> Mst.Rawasia petitioner invoked the constitutional jurisdiction of this Court under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973 with the following prayer:-</p> <p><i>“that on acceptance of this petition, the impugned orders of stoppage of salary and initiation of disciplinary proceedings against the petitioner be declared as illegal. Consequently, mandamus may be issued to the respondents for releasing salary of the petitioner from the date of its stoppage and a prohibitory order may be issued against the respondents from initiating disciplinary proceedings against the petitioner”.</i></p> <p>2. As averred in the petition, petitioner was appointed and posted as Charge Nurse at District Headquarter Hospital, Batkhela at Malakand. She alongwith three other nurses were enlisted in the</p>

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pool of surplus charge nurses and the competent authority was approached by respondent No.3 for adjustment of the surplus nurses in other hospitals. On 22.11.2008, petitioner was transferred to District Headquarter Hospital, Upper Dir against a vacant post. The petitioner submitted a written request for her posting at DHQ hospital Batkhela, which was rejected by respondent No.2 but her transfer order was withdrawn on 06.12.2008. After serving for a considerable period at DHQ hospital Batkhela, petitioner was transferred to Civil Hospital Totakan, District Malakand on 15.02.2011. Despite her transfer from Batkhela to Dir Upper and then from Batkhela to Totakan, her source of salary was not transferred and it was retained in the office of Medical Superintendent DHQ hospital, Batkhela. Later on she was directed by respondent No.3 to serve at DHQ hospital, Batkhela but despite performing duties, salary of petitioner was stopped by the concerned Accounts Officer and no reason whatsoever was communicated to the petitioner. The petitioner made request to the respondents for release of her salary but on 08.05.2017 she was charge sheeted with the following statement of

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allegations:

(a) *Absence from duty since May, 2009 to 28.03.2017*

(b) *Misconduct.*

In response thereof, the petitioner submitted her written reply. Hence, the instant writ petition.

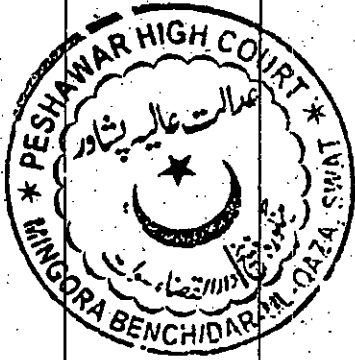
Arguments of learned counsel for the petitioner as well as learned Asstt. A.G heard and record perused.

3. Petitioner was initially appointed as Charge Nurse vide appointment letter dated 21.10.2008 and was posted at DHQ Hospital, Batkhela. On 19.11.2008, she alongwith three others were declared surplus. On 22.11.2008 she was posted to Upper Dir but with effect from 01.11.2008 against the vacant post.

4. It appears from the available record that she has been issued charge sheet for absence from duty since May 2009 to 28.03.2017 to which she has submitted her written reply but instead of waiting for the completion of inquiry proceedings, she invoked jurisdiction of this court through the instant petition. No doubt, that the petitioner is a civil servant and she has been charge sheeted for some disciplinary

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proceedings and, therefore, the subject matter relates to terms and conditions of service as according to Khyber Pakhtunkhwa Civil Servants (Efficiency and Discipline) Rules 2011, a civil servant has to remain associated with the inquiry proceedings and thereafter if any final order is passed, he/she may seek remedy from the Service Tribunal as provided by law.

5. The instant writ petition is dismissed but the respondents are directed to conclude the inquiry proceedings within 15 days, positively.

[Signature]
JUDGE

[Signature]
JUDGE

Announced
Dt. 24.01.2018.

Certified to be true copy

[Signature]
EXAMINER
Peshawar High Court, Mingora/Dar-ul-Qaza, Swat
Authorized Under Article 87 of Qanoon-e-Mahadad Q19/1984
28 29/18

992711

(A/R-KHAD)

**HON'BLE MR. JUSTICE ISHTIAQ IBRAHIM &
HON'BLE MR. JUSTICE MUHAMMAD NASIR MAHFOOZ.**

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Annex

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INQUIRY REPORT

Background

The instant inquiry committee, comprising of Dr Fazal Rehman Deputy Director HRM DG Health Office Peshawar and Dr Hidayat Ullah DD Coordination & Development DG Health Office Peshawar, was constituted by Director General Health Services KP vide order No 3526-30/E-II, dated 28.09.2020 for conducting an inquiry in the prolong willful absence case of Mst Rawasia Charge Nurse earlier attached to DHQ Hospital Batkhela and later on with DHO Malakand.

It is pertinent to mention here that two inquiries had already been conducted in the instant case, one by MS DHQ Hospital Batkhela and the other by DG Health KP, prior to this inquiry. Reports of both the inquiries are attached as Annex A & B. The 1st inquiry reveals the willful absence from May 2009 and in the other inquiry absence period is from 2012. Due to the discrepancy in the absence period, the need of the 3rd inquiry aroused.

Procedure

MS DHQ Hospital Batkhela & DHO Malakand were informed telephonically about the inquiry proceedings and Mst Rawasia was informed telephonically as well as vide letter No 3577 / E.II, dated 01.10.2020, Annex C, to appear before the inquiry committee on 7th October at 10:00 am for recording of her statement in the office of MS DHQ Hospital Batkhela in continuation of her statement which she recorded before Dr Adul Latif in her previous inquiry for determination of her actual period of willful absence.

Both the inquiry Officers reached the office of MS DHQ Hospital Batkhela on 7th October at 10:00 am. Mst Rawasia didn't appear before the inquiry committee for recording of her statement. The inquiry committee tried to contact her through her personal mobile number (0341 3325406), on which she was contacted by the inquiry officer earlier, but her cell was found switched off. In the meanwhile the inquiry committee came to know that her husband Mohammad Saleem is also an employee of the health department, working as Junior Surgical Technician at Civil Hospital Totakan under the control of DHO Malakand. Her husband was contacted by the inquiry committee through his mobile number (0345 9525406). Her husband informed the committee that she was left for Islamabad with her maternal uncle and will appear before the inquiry committee by tomorrow at DG Health Office Peshawar.

The inquiry committee recorded the statement of MS DHQ Hospital Batkhela, attached as Annex D. The inquiry committee also examined the personal file of Mst Rawasia maintained at DHQ Hospital Batkhela.

The inquiry committee visited the DHO office Malakand to record the statement of DHO Malakand, attached as Annex E and other staff as per need and also desired to examine the personal file of concerned charge nurse which was supposed to be there in the record of DHO office but the same was not found in the DHO office.

The inquiry committee recorded the statements of Dr Shakeel Ahmed (the earlier in-charge) and Dr Tariq Saleem (the current in charge) of Cat D Hospital Totakan, attached as Annex F & E wherein they stated unanimously that they have never known of any nurse Rawasia in Cat D Hospital Totakan in their tenures.

Next day the husband of Mst Rawasia contacted one of the members of the inquiry committee Dr Fazal Rehman from his personal cell number 0345 9525406 and told him that he wants to meet him in his office at DGHS Peshawar and wanted to talk regarding the inquiry of his wife. He was responded by the inquiry Officer to come along with his wife Mst Rawasia as per commitment, however she didn't appear before the inquiry committee. Moreover it is pertinent to note that in utter disregard of the instant inquiry proceedings, despite making all the

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efforts to inform her through letter, on her personal mobile number, through her husband and sister (on 0314 9654983), the same proved futile and of no use and she never bothered to appear before the inquiry committee even for recording her statement, meaning there by that she had nothing to offer in defense and in a way acknowledged the charges leveled against her in the show cause notice.

Findings

After minutely examining and scrutinizing the personal file of Mst Rawasia maintained at DG health office Peshawar, her personal file maintained at DHQ Hospital Batkhela, other relevant record at DHQ Hospital Batkhela, DHO office Malakand, previous inquiry reports and recorded statements of relevant officers/officials, the inquiry committee found that

- 1- Mst Rawasia D/O Abdullah was appointed as charge nurse BS 16 through Khyber Pakhtunkhwa Public Service Commission vide DGHS order No 30993-31032/E-II dated 21/10/2008, attached as Annex G, and posted at DHQ Hospital Batkhela.
- 2- Before compliance of the above order, her posting order was modified and posted her at DHQ Hospital Dir Upper vide office order No 34560-67 /E-II dated 22/11/2008, attached as Annex H.
- 3- Later on, she was retained at DHQ Hospital Batkhela on the recommendation of senior Minister for Power, Planning and Development KP vide office order no 36137-44/E-II dated 6/12/2008, attached as Annex I. She submitted her arrival report at DHQ Hospital Batkhela on 12/12/2008.
- 4- She submitted an application for transfer from DHQ Hospital Batkhela to Civil Hospital Totakan on 5/1/2011 and she was posted accordingly vide office order no 4393-97/E-II dated 15/2/2011, attached as Annex J.
- 5- She submitted her departure report at DHQ Hospital Batkhela on 28/2/2011 which was endorsed to DG Health Office Peshawar vide letter no 518/25/PF dated 2/3/2011, attached as Annex K, but the departure report was not found in the personal file of Mst Rawasia at DHQ Hospital Batkhela. Besides her departure report, so many other documents, like absence resorts, were also missing in her personal file maintained at DHQ Hospital Batkhela.
- 6- Mst Rawasia submitted her arrival report at DHO office Malakand on 1/3/2011 which was endorsed to DG Health Office Peshawar on 9/3/2011 vide letter no 735-42/PF, attached as Annex L. The endorsement letter was entered into the dispatch register of DHO office but the hand writing was different than the usual hand writing of the dispatch register. There was no personal file of Mst Rawasia at DHO office Malakand, so couldn't ascertain the presence of her arrival report in her personal file. The relevant staff of the DHO office was inquired about Mst Rawasia. All of them, including the DHO Malakand, apprised the inquiry committee that Mst Rawasia has neither submitted her arrival report in this office nor she has performed duty at Cat D Hospital Totakan. It is pertinent to mention here that after transfer from DHQ Hospital Batkhela to Cat D Hospital Totakan, her salary was not stopped by DHQ Hospital Batkhela and she was continuously drawing her salaries from DHQ Hospital Batkhela till September 2015. Her salary was stopped by the MS DHQ Hospital Batkhela in September 2015. The inquiry committee couldn't find a single person in the DHQ Hospital Batkhela and DHO office Malakand who was aware of her presence or performing duty at DHQ Hospital Batkhela and Civil Hospital Totakan.

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7- Mr Mohammad Altaf, the then accounts Clerk of DHQ Hospital Batkhela currently working in DHO office Malakand, stated that being a Clerk of the accounts Section I was totally unaware of her absence and he never received any departure report of Mst Rawasia after her transfer from DHQ Hospital Batkhela to Civil Hospital Totakan. He further added that i stopped her in September 2015 when i came to know about her absence. Statement of Mr Mohammad Altaf is attached as Annex M.

8- So many absence notices had been served upon her at her home address by DG Health Office, wherein she was directed to report to DG Health office otherwise disciplinary action will be initiated against her, attached as Annex N.

9- Multiple explanations, show cause and charge sheet was served upon her on account of her absence from duties without any information and permission of the competent authority, attached as Annex O.

10- In this regard a comprehensive inquiry was ordered by MS DHQ Hospital Batkhela wherein Dr Sabihuddin DTO Malakand and Inayat Yar PMO DHQ Hospital Batkhela were nominated as inquiry Officers and in their inquiry they found that she had performed her duty after arrival on 12/12/2008 till April 2009 (for 5 months) and after that she remained absent from her duties till the date of inquiry and they had recommended recovery of salaries from May 2009 till last salary she received.

11- According to the statement of MS DHQ Hospital Batkhela, he endorsed the inquiry report conducted by Dr Sabihudin and Dr Inayat yar as per file record with addition and recommendations of the said committee to probe the responsible person who had not taken in time action to stop pay and poor supervise the absence process of Mst Rawasia.

12- DHO Malakand states that

"I have the honor to state that though as per dispatch register of this office Mst Rawasia D/O Abdullah had submitted arrival report to this office on 1/3/2011. She was posted in Civil Hospital Totakan but she didn't join her duty in the said Hospital till 30th September 2016.

According previous MO In Charge Dr Shakil Ahmed, she has not been seen in Civil Hospital Totakan for the last 4 years during his tenure. The present In Charge Dr Taiq Saleem has also given the statement that he neither knows Mst Rawasia charge Nurse nor she has worked under his control during his last 6 months tenure. According to other office record there is nothing available in this office(personal file). By unknown reasons, she had joined duty at Civil Hospital Totakan w e f 1/10/2016 till 19/10/2016. She has been marked absent on 20/10/2016 and 22/10/2016. She has marked attendance on 23/10/2016. Thereafter she is absent from 24/10/2016 till date(10/10/2020). From the above findings it is assumed that officials of that period of this office have favored the accused in a sense that they have not maintained official record of the accused, have given her open chance to go anywhere at the cost of attending her duties. I want to add here that the signature of EDO/DHO on her charge report/adjustment order also seems fake".

13- Furthermore it is pertinent to mention here that the husband of the accused/official clearly appears to be the main facilitator of this whole scheme and real person behind the whole story who manipulated, fully assisted and made all kinds of efforts in furtherance and cover up of this unlawful act on behalf of his wife. It is fully corroborated by this fact alone that he managed to falsely reflected her duties with him in operation theater, despite of the fact that she never attended the same during the entire period under report.

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Conclusion

In light of the above, Mst Rawasia charge nurse had been found guilty of willful absence from the duty since May 2009 as per above mentioned facts and circumstances of the case and defrauded the national exchequer for withdrawing the monthly salary during the period of absence on false pretexts and statements, thus committed gross misconduct.

Some documents were found missing in the personal file of Mst Rawasia maintained at DHQ hospital Batkhela, meaning that either these documents were not put in her personal file or had been taken out later on. Similarly the "missing of her departure report" in her personal file at DHQ Batkhela And "nonexistence of her personal file and missing of her arrival report" at DHO Office Malakand and entry of her "arrival report endorsement" to DG health office Peshawar in the dispatch register of DHO Office Malakand by "different hand writing".

Recommendations

- 1- She should be held responsible for the recovery of unlawful salaries drawn for the period from May 2009 till September 2015 despite her willful absence from the duty during the said period under the relevant provision of law.
- 2- Anti Corruption Department may be approached to facilitate the department in the recovery of the salaries.
- 3- She deserves the award of major penalty of Removal from Service as all the legal and codal formalities have been fulfilled.


Dr Fazal-Rehman
Deputy Director HRM
DGHS Peshawar


Dr Hidayatullah
Deputy Director Coord & Dev
DGHS Peshawar

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**DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR**

All communications Should be Addressed to The Director General
Health Services Peshawar and not to any official by name
Office Ph (091 - 9210269) Exchange (091 - 9210187, 091 - 9210196) Fax (091 - 9210230)

SHOW CAUSE NOTICE.

I, Dr. Niaz Muhammad, Director General Health Services, Khyber Pakhtunkhwa, as competent authority, under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, do hereby serve you Mst. Rawasia D/O Abdullah, Charge Nurse (BPS-16) DHQ Hospital Batkhela as follows:

1. (i) That consequent upon the completion of inquiry conducted against you by the inquiry officer for which you were given opportunity of hearing.

(ii) On going through the findings and recommendations of the inquiry officer the material on record and other connected papers including your defence before the inquiry officer.

I am satisfied that you have committed the following acts/omissions specified in rule 3 of the said rules:-

- i) You remained absent from duty at DHQ Hospital Batkhela from May 2009 till date unauthorizedly, without permission of the competent authority.
- ii) Despite of your willful absence from duty you have drawn salaries from May 2009 till September 2015.
- iii) Mis-conduct.

2. As a result thereof, I, as competent authority, have tentatively decided to impose upon you the minor penalty of Removal from service under rule 4 of the said rules.

3. You are, thereof, required to show cause as to why the aforesaid penalty should not be imposed upon you and also intimate whether you desire to be heard in person.

4. If no reply to this notice is received within seven days or not more than fifteen days of its delivery, it shall be presumed that you have no defence to put in and in that case an ex-parte action shall be taken against you.

Registered

01. Mst. Rawasia D/O Abdullah,
Mohallah Meraj Korona
Near Al-Muslim Public School Sherghar
Tehsil Takht Bhai District Mardan.
02. Mst. Rawasia D/O Abdullah,
Village Ghulam Habib Banda Near Darul Oloom Sherghar
Tehsil Takht Bhai District Mardan.

DIRECTOR GENERAL HEALTH
SERVICES, KPK, PESHAWAR.

U.O.No. 869-70 /E.II,
Dated 15/3 /2021.

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Aux

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**DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR**

All communications Should be Addressed to The Director General
Health Services Peshawar and not to any official by name
Office Ph: (091 - 9210269) Exchange Ph: (091 - 9210187, 091 - 9210196) Fax: (091 - 9210230)

OFFICE ORDER:

01. **WHEREAS** Disciplinary proceedings under E & D Rules 2011 were initiated against Mst. Rawasia D/O Abdullah, Charge Nurse BPS-16 DHQ Hospital, Batkhela on account of her willful absence from duty w.e.from May 2009, without any information / permission of the competent authority.
02. **Whereas** enquiry committee was constituted to conducted enquiry against her for her prolong willful absence from duty vide this Directorate office order bearing endst: No. 3526-30/E II dated 28.09.2020.
03. **Whereas** the enquiry committee has conducted enquiry against her and recommended major penalty of removal from Service as well as recovery of Salaries drawn by her during absence period from May 2009 till September 2015.
04. **Whereas** show cause notice was served upon her on her home address vide this Directorate registered letter No. 869-70/E II dated 15.03.2021 to which she did not reply.
05. Now therefore I, Director General Health Services, Khyber Pakhtunkhwa Peshawar, being Competent Authority, in exercise of Powers conferred under Khyber Pakhtunkhwa Govt. Servants E & D Rules 2011 am pleased to impose major penalty of "**Removal from Service**" upon Mst. Rawasia D/O Abdullah, Charge Nurse BPS-16 DHQ Hospital, Batkhela on account of her willful absence from duty w.e.from May 2009.

Sd/-

DIRECTOR GENERAL HEALTH
SERVICES, KPK, PESHAWAR.

No. 1102-07 /E.II, Dated Peshawar. the 06/04/2021.
Copy forwarded to the:-

01. Director Anti-Corruption Establishment Khyber Pakhtunkhwa Peshawar with the request to facilitate the Department in the recovery of the salaries from the Charge Nurse concerned.
02. Medical Supdt. DHQ Hospital, Batkhela. He is requested to make recovery of salaries drawn by the Charge Nurse concerned from May 2009 to September 2015 and deposit in the Govt. Treasury under intimation to this Directorate.
03. District Accounts Officer, Batkhela for information and necessary action.
04. Asstt: Director (Litigation) DGHS office Peshawar.
- Registered/AD.**
05. Mst. Rawasia D/O Abdullah, Charge Nurse BPS-16 Mohallah Meraj Korona Near Al Muslim Public School Sherghar, Tehsil Takht Bai District Mardan.
06. DA-concerned, DGHS office Peshawar.
For information and necessary action.

DIRECTOR GENERAL HEALTH
SERVICES, KPK, PESHAWAR.

5/4/21

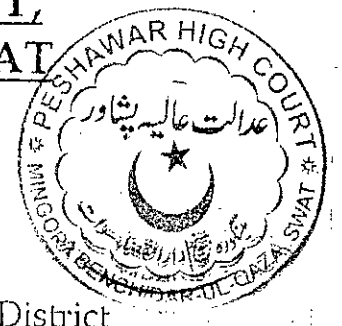
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**BEFORE THE PESHAWAR HIGH COURT,
MINGORA BENCH/ DARUL QAZA, SWAT**

(ORIGINAL JURISDICTION)



Writ Petition No. 545 /M of 2018.

Mst. Rawasia daughter of Abdullah Charge Nurse District headquarter Hospital Batkhela, District Malakand.

.....Petitioner

VERSUS

- 1) Government of Khyber Pakhtunkhwa Health Department through Secretary, Civil Secretariat Peshawar.
- 2) The Director General, Health Services Khyber Pakhtunkhwa at Peshawar.
- 3) District Health Officer, Malakand at Batkhela.
- 4) Medical Superintendent District Headquarter Hospital Batkhela, District Malakand.
- 5) District Accounts Officer, Malkand at Malakand Top.

.....Respondents

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

Respectfully Sheweth:-

ATTESTED
Examiner
Peshawar High Court Bench
Mingora Dar-ul-Qaza, Swat.

1. That petitioner being qualified through Provincial Public Service Commission was subsequently recommended for the post of Charge Nurse (BPS-16) in the Health Department (Copy of recommendation letter is attached as Annexure "A").
2. That after her recommendation as above, the petitioner was appointed and posted as Charge Nurse at District Headquarter Hospital Batkhela at Malakand (Copy of appointment order is attached as Annexure "B").

FILED TODAY

07 MAY 2018

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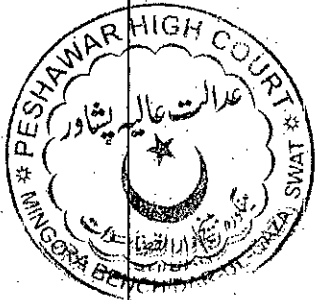
46

PESHAWAR HIGH COURT, MINGORA BENCH
(DAR-UL-QAZA), SWAT

FORM OF ORDER SHEET

Court of

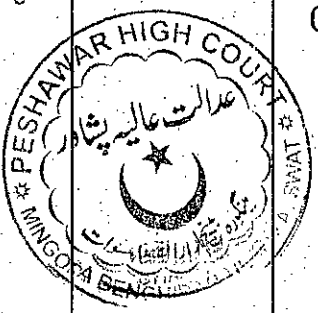
Case No..... of.....

Serial No. of order or proceeding	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge and that of parties or counsel where necessary.
1	2	3
	<p align="center">09.02.2022</p>	<p align="center"><u>W.P No.545-M/2018 with Interim Relief</u></p> <p>Present: Barrister Dr. Adnan Khan, Advocate for the Petitioner.</p> <p>Mr. Alam Khan Adenzai, A.A.G for official Respondents alongwith Mr. Faridullah Khan, Deputy.Director –Nursing and Qazi Muhammad Naeem, A.D.</p> <p align="center">***</p> <p><u>ISHTIAO IBRAHIM, J.-</u> At the very outset, the departmental representative produced copy of the inquiry report alongwith office order bearing endorsement No.1102-07 dated 06.04.2021, whereby the petitioner has been removed from service. Learned counsel for the petitioner stated that he was not in knowledge of said proceedings. He therefore requested for withdrawal of this petition however with permission to approach proper forum. The documents are ordered to be placed on record.</p> <p><u>2.</u> In view of the above, this petition is dismissed</p>

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as withdrawn. However, the petitioner would be at liberty to approach proper forum, if so advised.

Announced
09.02.2022



JUDGE
JUDGE

S.No. 18
Name of Applicant M. J. J.
Date of Presentation of Applicant 10-02-2022
Date of Completion of Copies 12-02-2022
No of Copies 03
Urgent Fee _____
Fee Charged 127
Date of Delivery of Copies 12-02-2022

Certified to be true copy

[Signature]
EXAMINER
Peshawar High Court, Mingora/Dar-ul-Qaza, Swat
Authorized Under Article 87 of Qanoon-e-Shahadat Oder.1984

Office
11/2

اپیل نام سیکرٹری ہیلتھ خیبر پختونخواں پشاور
Answer "P"

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جناب عالی:

میں عسماؤہ رواسیہ دختر عبداللہ بلیٹو ڈیپارٹمنٹ میں بحیثیت چارج نرس
ملازمہ ہوں۔

ڈاکٹر بیکٹریٹ جنرل بلیٹو سہروز بھیرہ سہروز سے پرخا بستگی کا حکم
صادر فرما کر پشاور ہاسپتال میں پیش کیا
مجھے ہاسپتال کے ذریعے بند چلا کہ مجھے نوکری سے فارغ کی گئی ہے
لہذا میں آپ صاحبان سے اپیل کرتی ہوں کہ میرا ہی فرما کر اس حکم
پر نظر ثانی فرمائیں۔ اور مجھے بحال کر کے خدمت کا موقع دیں۔
میں ہمیشہ دوائوں رہی ہوں۔

Dated

15/2/2022

آپ کی فرمائش پر
روسیہ دختر عبداللہ

چارج نرس ڈی، ایچ، ایچ
ہسپتال بک جنم

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**OFFICE OF THE
MEDICAL SUPERINTENDENT DHQ HOSPITAL
BATKHELA**

Phone No. (0932) 410242, Fax No. (0932) 410243.
Email: dhqh_btk_mkd@hotmail.com

No. 5392-981

Dated: 31 / 10 / 2022

To

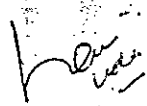
✓ Mst. Rawasia D/O Abdullah Charge Nurse
Mohallah Meraj Korona Near Al-Muslim Public School
Sherghar, Tehsil Takht Bhai, District Mardan

Subject: RECOVERY OF SALARY

In the light of Director General Health Services Khyber Pakhtunkhwa Peshawar, office order No. 1102-07 dated: 06-04-2021.

It is stated that you received salaries from this office, through your Bank Account No. 110034105, Allied Bank Limited, Dargai Malakand. As you know that you were removed from services by the committee, as well as the Director General Health Services Khyber Pakhtunkhwa Peshawar, directed this office to recover all amount of salary which is calculated by Account section of this office are counts to RS. 1875624/-.


Therefore, you are directed to immediately deposit all amount of salary, in to the office of Medical Superintendent DHQ Hospital Account Section to deposit the amount into Government Treasury. In case of failure your case will be refer to Anti-Corruption Department for further necessary action as per Rule.


Medical Superintendent
DHQ Hospital Batkhela

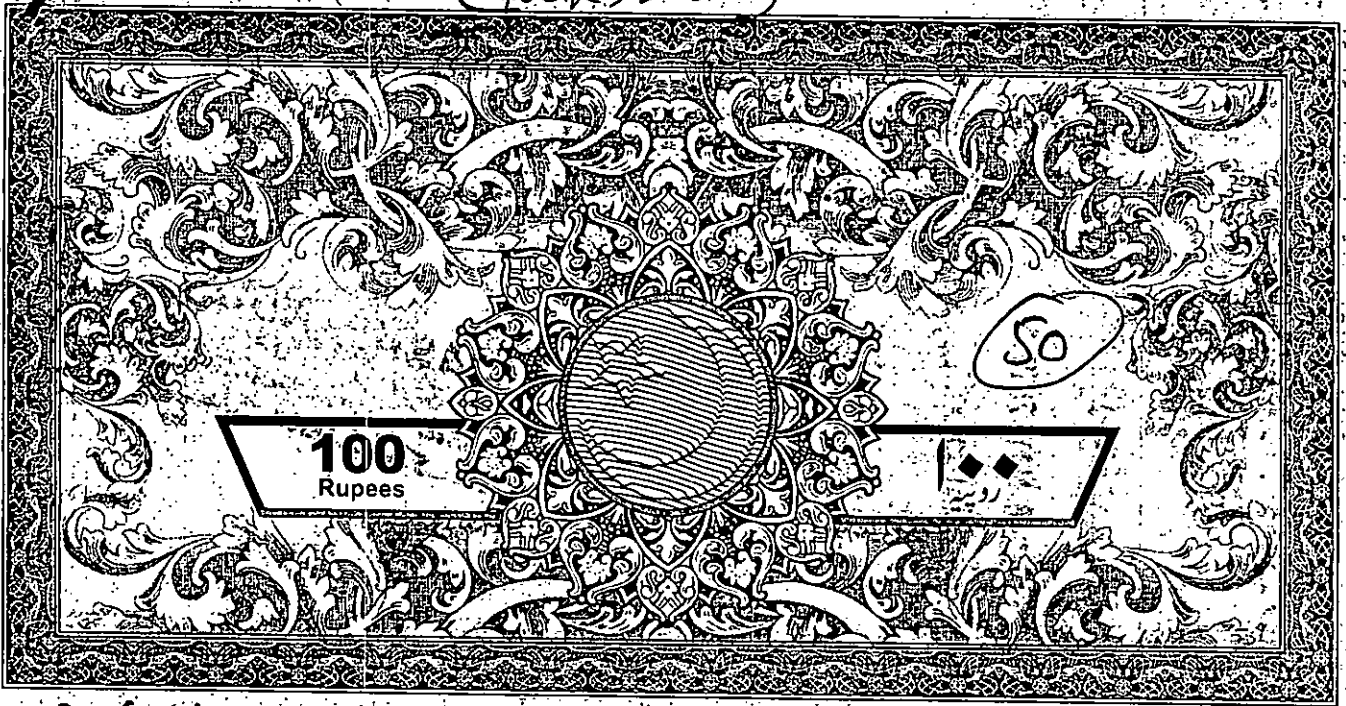
No. _____

Copy to the: -

- Director General Health Services Khyber Pakhtunkhwa Peshawar for information with reference to his letter No cited above please
- Manager, Allied Bank Dargai, for information and with the request to let this office know that how much amount is available in A/C No. 110034105 in the name of Mst. Rawasia Charge Nurse, and also intimate that who drawn her salary from your bank, complete record may kindly send to this office to proceed further
- Account Section of this office for information and necessary action


Medical Superintendent
DHQ Hospital Batkhela

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بعدالت جناب خیر و محسن خواہ سرور کی بی بی کوٹ سیرا
سماۃ راسیہ بنام صلح و خیر

(مختار خاص)

مختار نامہ خاص منجانب مسماۃ رواسیہ دختر عبداللہ ساکن محلہ گل آباد روٹی ضلع مالاکنڈ حال غلام حبیب ماٹہ دارالعلوم شہر گڑھ ضلع مردان
بوجہ پردہ نشین خاتون صالما پیروی مقدمہ کرنے سے معذور ہوں اسلئے اپنی جانب سے محمد سلیم ولد تلاوت خان ساکن خار محلہ شہاب
گڑھ ضلع مالاکنڈ مختار خاص مقرر کر کے اختیار دیتی ہوں کہ مختار خاص ہمارے جانب سے پیروی مقدمہ کرے۔ کسی وکیل یا
بیرسٹر کو برائے پیروی مقدمہ مقرر کرے۔ عرضی دعویٰ، جواب دعویٰ، اقبال دعویٰ یا ریٹ پیشین داخل کرے۔ بیان حلفی دے۔ خود بطور گواہ
بیان قلمبند کروائے۔ شہادت پیش کرے اور اس سلسلے میں کسی گواہ کو طلب یا پیش کرے۔ نیز کاغذات، دستاویزات یا دیگر ثبوت تحریری و
زبانی طلب یا پیش کرے یا منظر کروائے۔ ثالث، مصلح مقرر کرے یا علیحدہ کرے۔ راضی نامہ کرے۔ مقدمہ کا فیصلہ بروئے شریعت یا حلف
برقرآن کرے یا کروائے۔ دعویٰ مشروط یا غیر مشروط طور پر واپس لے۔ بصورت ڈگری اجراء کروائے یا بنا راضی حکم، فیصلہ ڈگری عدالت
مجاز میں اپیل، نگرانی، عذر داری یا نظر ثانی کی استدعا کرے۔ زر ڈگری یا کوئی لائق ادائیگی کو ادایا لائق وصولی کو وصول کرے۔ ضمانت داخل
کرے یا واپس لے۔ خرچہ گواہان داخل کرے۔ بصورت اخراج مقدمہ درخواست برآمدگی دائر کرے یا بصورت کاروائی یکطرفہ درخواست
منسوخی دائر کرے۔ غرضیکہ مقدمہ کے پیروی کے سلسلے میں ہر قسم کی کاروائی کرے۔ جملہ ساختہ و پرداختہ مختار خاص میل کردہ ذات خاص
خود کے منظور قبول ہوگا۔ لہذا مختار نامہ خاص بلحاظ اسناد تحریر ہے۔ المرقوم 06/06/2022

مختیار مجھے قبول منظور ہے۔

محمد سلیم ولد تلاوت خان۔۔۔۔۔ مذکورہ

ش

مسماۃ رواسیہ دختر عبداللہ۔۔۔ مذکورہ

نصیب روان

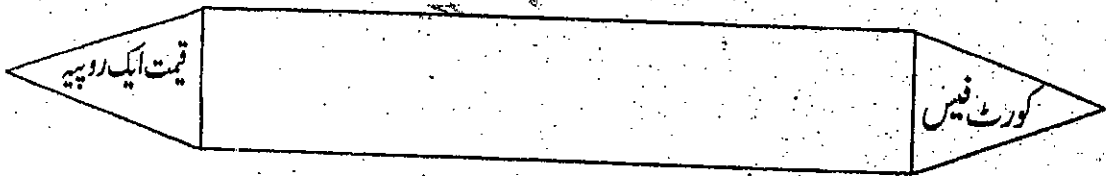
واہشہ

نصیب روان ولد تلاوت خان ساکن خار ضلع مالاکنڈ

امیر بادشاہ

خواہشہ
امیر بادشاہ

بعدالت خیر کتوخواہ سروس ٹریبونل کیسٹ کورٹ سوات



مورخہ 10 جون 2022ء منجانب
مقدمہ عمارت دوسریہ
دعویٰ سروس ایپل جرم
بنام حکومت و غیرہ

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ آن مقام سروس ٹریبونل کیسٹ سروس ٹریبونل کیسٹ + ASC + عمارت دوسریہ کی طرف سے مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ و تقرر ثالث و فیصلہ پر حلف دینے کے جواب دی اور اقبال دعویٰ اور درخواست ہر قسم کی تصدیق زرا اور اس پر دستخط کرنے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری ایک طرف یا اپیل کی برآمد ہوگی اور منسوخ مذکور کے نسل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنی ہمراہ یا اپنی بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقررہ شدہ کو بھی جملہ مذکورہ بالا اختیارات حاصل ہونگے اور اس کا ساختہ برواختہ منظور و قبول ہوگا۔ اور دوران مقدمہ میں جو خرچہ و ہرچاہہ التوا یہ مقدمہ کے سبب سے ہوگا اسکے مستحق وکیل صاحب ہونگے۔ نیز بقایا و خرچہ کی وصولی کرتے وقت کا بھی اختیار ہوگا اگر کوئی تاریخ پیشی مقام دورہ ہر ہو یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہونگے کی پیروی مقدمہ مذکور لہذا وکالت نامہ لکھ دیا کہ سند ہے

المرقوم 10 ماہ جون 2022ء

واہ شہد العبد



منظورہ ہے
عمارت دوسریہ

Barrister
Dr. Adnan Khan
Advocate Supreme Court of Pakistan

بمقام سوات / سوات

عمارت دوسریہ کی طرف سے (مختار عاقل) کی طرف سے

"A"

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

No. *1009*

TB Swat

APPEAL No. *909* of 20 *22*

Mst Ramasia

Appellant/Petitioner

Versus

Surg. Health Dept Pesh

RESPONDENT(S)

Notice to Appellant/Petitioner *Dr Adnan Khan Barrister*
at Law (Advocate) Supreme Court
of Pakistan Swat

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on *7-7-22* at *8:00 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.

Temp Court
Swat



[Signature]
Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

"A"

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

No. *Regd*

TR Swat

APPEAL No. *909* of 20 *22*

Mst Ramasia

Appellant/Petitioner

Versus

Through, Secy- Health Dept Pesh

RESPONDENT(S)

Notice to Appellant/Petitioner *Mst Ramasia D/o Abdullah*
R/o Mah. Gul Abad Dargai
DIST Malakand

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on *7-7-22* at *Swat*

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
Swat

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

"B"

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

JB

No.

Appeal No. 909 of 20 22

Mst. Rawabia Appellant/Petitioner

Versus

Through Secy: Health Dept Pesh Respondent

Respondent No. 03

Notice to:

Distt. Health Office, Malakand at
Batkhela Distt. Malakand

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 7-11-22 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 11/11

Day of oct 20 22

at Camp Court Swat

**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.

113

No.

Appeal No. 909 of 20 22

Mst. Rawasia Appellant/Petitioner

Versus

Through Sayy. Health U.P.K. Pesh. Respondent

Respondent No. 5

Notice to:

Distt. Accounts officer, Malakand at
 Malakand Top

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 7.11.22 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.

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

Given under my hand and the seal of this Court, at Peshawar this 11/11/22

Day of oct 20 22

at Camp Court Swat

[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.

Appeal No. 909 of 20 22

Asst. Peshawar Appellant/Petitioner

Versus

Through Secy. Health H.P. Pesh. Respondent

Respondent No. 4

Notice to:

Medical Superintendent Distt. Headquarter
Hospital Batakela Distt. Malakand

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 7-11-22 at 8.00 A.M. If you wish to urge anything against the appelland/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 22

at Camp Court Smart

[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

No.

Appeal No. 909 of 27 2

Mst. Rawasia Appellant/Petitioner

Versus

Through Secy: Secy Health & Pk Pesh: Respondent

Respondent No. I
Govt. of KPK Through Secy: Health 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 7-11-22 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 11/11

Given under my hand and the seal of this Court, at Peshawar this act: 22 Day of 20

at Camp Court Swat

11/10/22

[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. 909 of 20 22

Mst. Rawaria Appellant/Petitioner

Versus

Through Secy. Health Dept. Pesh. Respondent

Respondent No. 2

Notice to:

The Director General, Health Services
Govt. of K.P.K. 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 7-11-22 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

11/11

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

Day of..... 20

at comp court Smart

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.

Main Diary No.
Date
Directorate General Health Services,
Khyber Pakhtunkhwa