BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 3528/2021

Date of Institution	 08.03.2021
Date of Decision	 28.06.2022

Hilal Ahmad S/O Awal Sher R/O Mohallah Mama Jee Masjid Yar Hussain District Mardan.

(Appellant)

(Respondents)

<u>VERSUS</u>

Government of Khyber Pakhtunkhwa through Director General Mines and Mineral Peshawar and three others.

Hafeez UI Asad Shangla, Advocate,	••••	For appellant.
Kabir Ullah Khattak, Additional Advocate General		For respondents.
Salah-Ud-Din Rozina Rehman		Member (J) Member (J)

JUDGMENT

<u>ROZINA REHMAN, MEMBER (J)</u>: The appellant has invoked the jurisdiction of this Tribunal through above titled appeal with the prayer as copied below:

"On acceptance of this Service Appeal, the impugned order No.11670/3-520/DGMM/Admn dated 27.07.2020 and order No.SO (E) MDD/2-45/2020 dated 08.02.2021/1551-54 communicated to appellant on 24.02.2021, passed in appeal, may kindly be set aside and consequently the respondents may kindly be directed to reinstate the appellant in service from the date of his removal from service and also to extend all the back benefits and to pay all the arrears to the appellant".

2. Brief facts of the case are that appellant was initially appointed as Mines Guard in (BS-03) vide office order dated 08.02.2018. The respondent No.1 along with respondent No.2 offered surprise visit to different areas of District Swabi including Jagnat on 10.07.2020 where the appellant alongwith other Mineral Guards namely Shahid Hussain, Hussain Ahmad and Kashif were deputed the duty of checking of unauthorized mining. They were also directed to stop the unauthorized mining in the other areas consisting of Adeena, Ismaila, Shewa, Narangi, Adnan Talawo and other surrounding areas of district Swabi. On the relevant day, when surprise visit was offered, appellant alongwith other Mineral Guards were on duty in their deputed area and was on visit in Jaganat area where they found Asif and Shakeel busy in unauthorized mining, excavating, loading and transportation of sand through machines. Despite warning, they did not stop the illegal act, therefore, Mineral Guard Kashif drafted murasila against the culprit in presence of the appellant and other Guards. The said murasila was signed by the appellant and others being witnesses of the occurrence who were very much present on the relevant day and time when surprise visit was offered. That appellant other Guards also found involved Nizar and Waseem in unauthorized mining excavating, therefore, Hussain Ahmad Guard drafted the murasila in presence of appellant and other Guards and the same was signed by the appellant and others being witnesses. Thereafter, they all rushed to Police Station Yar Hussain for the purpose of lodging of FIR on the strength of murasila against those who were involved in unauthorized mining where FIR No.549 and 550 were registered and appellant alongwith other Guards recorded statement in

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PS to that effect. The matter was also reported to the high officer. The whole proceedings took a considerable time in the Police Station and when they returned to the duty area back at 2:00pm, they came to know about the visit of respondents. Show cause notices were issued to the appellant and other guards which were replied, where-after, they were directed to appear for personal hearing and vide order dated 27.07.2020, major penalty of removal from service was imposed upon appellant. He filed departmental appeal which was rejected, hence, the present service appeal.

3. We have heard Hafeez UI Asad Shangla, Advocate learned counsel for the appellant and Kabir Ullah Khattak, learned Additional Advocate General for respondents and have gone through the record and the proceedings of the case in minute particulars.

4. Learned counsel for the appellant inter-alia argued that the appellant alongwith other Guards were busy in proceedings against those who were involved in illegal mining, loading and transportation of mineral (Sand) but this fact was totally ignored by the respondents and the murasila, FIR and other documents were not taken into consideration. It was further argued that the appellant performed his duty with full zeal and with a sense of responsibility throughout his service but this aspect was ignored by respondents; that material available on record and relevant documents showing the presence of appellant on duty on the relevant day and time was fully ignored, therefore, the impugned order is liable to be set aside. He contended that the area of duty of the appellant is a vast area and Police Station Yar Hussain is also far away from the relevant place of occurrence and it consumed hours to complete the proceedings in Police Station to return back to the place of duty. Besides, Juma prayer was also offered on

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the way back to duty but the respondents did not take into consideration the relevant facts. He submitted that impugned orders dated 27.07.2020 and 08.02.2021 are against law and facts and that the imposition of major penalty is harsh which is liable to be declared as null & void, therefore, appellant is entitled to be reinstated in service from the date of his removal with all back benefits.

5. Conversely, learned AAG submitted that the present appellant Hilal Ahmad was directed vide office order dated 01.07.2020 to perform duty round the clock at Jaganat, Adnan Talawo, Sher Dara, Mir Ali, Adeena, Ismaila and Kalu Khan of District Swabi with already deputed Mineral Guards to curb unauthorized mining but he was found absent from his duty during surprise visit paid by the respondents No.1 & 2 on 10.07.2020. He further submitted that show cause notice was issued to the appellant on account of failure to control illegal mining, absence from site and non-performing of duty which was replied and that after hearing the appellant, major punishment was imposed upon him after fulfillment of all codal formalities.

6. From the record, it is evident that appellant Hilal Ahmad was appointed as Mineral Guard (BS-03) vide order dated 08.02.2018 in the Directorate General of Mines & Minerals Department. He was directed to check illegal mining and transportation in Adnan Talawo, Parmoli, Sher Dara, Mir Ali, Adeena, Ismaila, Kalu Khan and surrounding areas of District Swabi and to take action against the offenders. It was on 10.07.2020 when respondents No.1 & 2 paid surprise visit to different areas of District Swabi and found the appellant absent from duty. It is astonishing that the drafting of murasila on 10.07.2020 and its registration in shape of FIR in

Police Station Yar Hussain is not denied by the respondents in their comments. As per record, vide FIR No.549, one Kashif Mineral Guard reported the matter in respect of illegal mining by Shakeel and Asif on 10.07.2020 at about 1100 hours. The murasila was properly signed by Kashif Mineral Guard and it was also signed by Shahid Hussain, Hussain Ahmad and Hilal Ahmad Mineral Guards signed the same being witnesses of the occurrence. It is also not denied that the appellant alongwith his companions also informed Assistant Director in respect of drafting of murasila and illegal act of the culprits on spot. Similarly, on 10.07.2020, FIR No.550 was registered on the strength of murasila drafted and signed by Hussain Ahmad Mineral Guard and signed by the present appellant and two others against Nizar and Waseem. From the entire proceedings it becomes crystal clear that the appellant alongwith his colleagues was very much present on the spot in connection with their duty. Besides, the departmental proceedings initiated against the appellant are also replete with anomalies as just a show cause notice was issued to the appellant which was not properly drafted according to law. Proper reply was submitted to the show cause notice but even then, the record was not taken into consideration. Neither charge sheet alongwith statement of allegations was issued nor inquiry was conducted according to law.

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7. The respondents have very candidly violated the set norms and rules and conducted the proceedings in an authoritarian manner. We have observed that the appellant was kept deprived of affording appropriate opportunity of defense. In the whole process, no inquiry was conducted. Appellant was not afforded an opportunity as is required under Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011. It

is, however, a well-settled legal proposition duly supported by numerous judgments of Apex Court that for imposition of major penalty, regular inquiry is a must.

8. We are unison on acceptance of this appeal in the light of our observation in the preceding paras which immediately call for the reinstatement of the appellant into service from the date of his removal from service with all back benefits. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED. 28.06.2022 (Salah-ud-Din) Member (J)

(Rozina Rehman) Member (J)

31.05.2022

Learned counsel for the appellant present. Mr. Kabirullah Khattak, Addl. AG for the respondents present.

Written reply/comments on behalf of respondents submitted which is placed on file. Copy of the same is handed over to learned counsel for the appellant. To come up for rejoinder if any, and arguments on 28.06.2022 before D.B.

(Mian Muhammad) Member (E)

ORDER 28.06.2022

Appellant present through counsel.

Kabir Ullah Khattak, learned Additional Advocate General for respondents present. Arguments heard and record perused.

Vide our judgment of today of this Tribunal placed on file, instant service appeal is accepted. Consequently, the impugned order of removal from service is set aside and the appellant is reinstated in service from the date of his removal from service with all back benefits. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED. 28.06.2022

(Salah Ud Din) Member (J)

(Rozina Rehman) Member (N)

Learned Addl, A.G be reminded about the omission and for submission of reply/comments within extended time of 10 days.

13.12.2021

Stipulated period passed reply not submitted

15:09.2021

Learned counsel for the appellant present. Mr. Kabirullah Khattak, Addl: AG alongwith Mr. Iqbal, AD (Admin) for respondents present.

Written reply/comment on behalf of respondent not submitted. Representative of the respondents seeks time for submission of written reply/comments. Granted. To-come up for written reply/comments on 17.02.2022 before S.B.

(MIAN MUHAMMAD) MEMBER (E)

Chairmar

17.02.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 11.03.2022 for the same as before.

Due to retirement of the Worthy Chairmann the Tribunal is defunct, therefore, case is adjourned to 31/05/2022 R for the same as before. Reader



15.07.2021

Counsel for the appellant present. Preliminary arguments heard.

Both the departmental appeal as well as service appeal seem to be time-barred but in view of particular legal position to be discussed herein-after, the bar of limitation for the time-being is immaterial. In wake of COVID, 19, the Government of Khyber Pakhtunkhwa for the first time declared Public Health Emergency in March, 2020 for three months which was extended from time to time for further term and presently it has been extended by the Government vide Notification No. SOG/HD/1-102/Covid-19/2020/3062, dated for the period from 01.07.2021 to 30.09.2021. 30.06.2021 The case of the appellant falls within the period of emergency. In view of Section 30 of the Khyber Pakhtunkhwa Epidemic Control and Emergency Relief Act, 2020, the limitation period provided under any law shall remain frozen. This appeal having been filed after promulgation of the said Act, is not affected by bar of limitation. Excluding the case of appellant from rigors of limitation, his appeal is fit for full hearing. Keeping the question of limitation relating to filing of instant appeal intact for determination during full hearing, this appeal, subject to all just and legal objections including objection of limitation is admitted The appellant is directed to deposit for regular hearing. security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, or extension of time is not sought through written application with sufficient cause, the office shall submit the file with a report of non-compliance. File to come up for arguments on 13.12.2021 before the D.B.

Chairman

Appellant Deposited Secure Process Fee

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FORM OF ORDER SHEET

S.No.

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Form-A

Court c)f
Case No	3528 /2021
Date of order proceedings	Order or other proceedings with signature of judge
2	3
15/03/2021	The appeal of Mr. Hilal Ahmad resubmitted today by Mr. Hafeez-ul- Asad Shangla Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please. REGISTRAR' This case is entrusted to S. Bench for preliminary hearing to be put up there on 2405221
	CHAIRMAN

24.05.2021 Due to demise of the Worthy Chairman the Tribunal is defunct, therefore, case is adjourned to 07.09.2021 for the same as before.

Reader

The appeal of Mr. Hilal Ahmad son of Awal Sher received today i.e. on 08/03/2021 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

Copy of show cause notice in respect of appellant is not attached with the appeal which may be placed on it.

500 No. /S.T, Dt. 08/03 /2021

SERVICE TRIBUNAL

KHYBER PAKHTUNKHWA PESHAWAR.

Hafeez-ul-Asad Shangla Adv. Pesh.

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BEFORE THE HONOURABLE SERVICE TRIBUNAL KHYBER PUKHTUNKHWA, <u>PESHAWAR</u>

Service Appeal No ____/2021

Hilal Ahmad.....Vs..Government of KP and others

S NO	DESCRIPTION OF DOCUMENTS	ANNEX	PAGE
1.	Grounds of Appeal	-	1-9
2.	Affidavit	-	10.
3.	Addresses of the parties	-	13
4.	Copies of the CNIC, service card and appeal order	ʻA'	12-15
5.	Copy of the duty order	' B'	16,17
6.	Copy of the Murasila, FIR and report	'C'	18-24
7.	Copies of the show cause and replies	'D & E'	25-28
8.	Copy of the personal hearing	'F'	29
9.	Copy of the impugned order dated 27-7-2029	'G'	30
10.	Copy of the appeal and order	'H'	31-39
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Appellant

Through:

H-A=2

(HAFEEZ-UL-ASAD SHANGLA) Advocate, High Court, Peshawar Cell # <u>0314-5951897</u>

Dated: -04-03-2021

BEFORE THE HONOURABLE SERVICE TRIBUNAL KHYBER PUKHTUNKHWA, PESHAWAR

Khyber Pakhtukhu ervice Tribuna Service Appeal No 528 / 2021

Hilal Ahmad S/O Awal Sher R/O Mohallah Mama Jee Masjid Yar Hussain District Mardan......(Appellant)

<u>V E R S U S</u>

- 1. Government of Khyber Pakhtunkhwa through Director General Mines and Mineral at Peshawar
- 2. Government of Khyber Pakhtunkhwa through Secretary Mines and Mineral at Civil Secretariat, Peshawar
- 3. Government of Khyber Pakhtunkhwa through Assistant Director Mines and Mineral District Mardan

4. Government of Khyber Pakhtunkhwa through Assistant Director Mines and Mineral District Swabi......(Respondents)

edto-day

Re-submitted to -day and filed.

Appeal under Section 4 of Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the impugned order No 11670/3-520/DGMM/Admn dated 27th July, 2020; whereby a major penalty of "Removal from Service" was imposed upon the Appellant and against the impugned order No SO (E) MDD/2-45/2020 dated 08-02-2021/1551-54 communicated to Appellant on 24-02-2021, whereby departmental appeal filed by the Appellant against the impugned <u>"Removal from Service" order was rejected</u>

PRAYER IN APPEAL:

On acceptance of this Service Appeal, the impugned order No 11670/3-520/DGMM/Admn dated 27-07-2020 and order No SO (E) MDD/2-45/2020 DATED 08-02-2021/1551-54 communicated to Appellant on 24-02-2021, passed in appeal, may kindly be set aside and consequently the Respondents may kindly be directed to reinstate the Appellant in service from the date of his removal from service and also to extend all the back benefits and to pay all the arrears to the Appellant.

Respectfully Sheweth:-

Brief facts leading to this service appeal are as under:-

- That the Appellant was initially appointed as a Mines Guard (BPS-1) through office order dated 08-02-2018 and was posted in office of Mineral Department Mardan. (Copies of the CNIC, service card and appointment order are attached as <u>Annex 'A'</u>).
- That throughout Appellant's service, Appellant worked efficiently with having no complaint whatsoever by any person so far.
- 3) That on 10-07-2020, the Respondent No 1 alongwith Respondent No 2 offered surprised visit to the different areas of District Swabi including Jaganat (non-leased area) of Yar Hussain, where the Appellant alongwith other Mineral Guards namely Hussain Ahmad, Shahid Hussain and

Kashif were deputed the duty of checking of unauthorized mining. It is worth mentioning to explain that Appellant alongwith above mentioned Mineral Guards were not only deputed to stop the unauthorized mining and its excavation and transportation in Jaganat area but also other areas consisting of Adeena, Ismaila, Shewa, Narangi, Adnan Talawo and other surrounding areas in District Swabi consisting of kilometers. (Copy of the duty order is attached as <u>Annex 'B'</u>).

- 4) That on the relevant day, when surprised visit was offered by the Respondents No 1 and 2, Appellant alongwith other above mentioned Mineral Guards were on duty in their deputed area and was on visit in Jaganat area where about 11:00 AM n Asif area they found the persons namely Asif and Shakeel were busy in un-authorizing mining and were busy in excavating, loading and transportation of minor mineral (sand) through machines in their respective area.
 - That thereafter, after warning them to stop the illegal mining, mineral guard namely Kashif drafted murasila under the relevant law against those involved in illegal mining, their excavation and transportation in presence of Appellant and other mineral guards namely Shahid Hussain, Hussain Ahmad. Moreover, the said murasila was signed by the Appellant and other mentioned mineral guards, being a witnesses of the occurrence, which shows presence of the

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Appellant on duty on the relevant day and time, when surprised visit was offered by the Respondent No 1 and 2.

- That on the same day in area of Jaganat (Nizar Drang), where Appellant alongwith above Mineral Guards was on duty, also found involved persons namely Nizar and Waseem busy in un-authorized mining and in excavation, loading and transportation of minor Mineral (Sand) through machine in their respective area.
- 7) That thereafter, after warning them to stop the illegal mining mineral guard namely Hussain Ahmad drafted murasila under the relevant law against those involved in illegal mining, their excavation and transportation in presence of Appellant and other mineral guards namely Shahid Hussain and Kashif. Moreover, the said murasila was signed by the Appellant and other mentioned mineral guards, being a witnesses of the occurrence, which shows presence of the Appellant on duty on the relevant day and time, when surprised visit was offered by the Respondent No 1 and 2.
- 8) That thereafter, the Appellant and other mineral guards rushed to P.S Yar Hussain for the purpose of lodging FIR on the basis of murasila against those involved in unauthorized mining where FIR No 549 and 550 were lodged and Appellant and other mineral guard recorded their statement in P.S to this effect and also the matter was

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report to high officials. (Copy of the Murasila, FIR and report is attached as <u>Annex 'C'</u>).

- 9) That the whole proceeding took a considerable time (From about 11:00 AM to about 01:00 PM) in police station and on the way back to duty place as it was Friday, hence Appellant and other mineral guards also offered Jumma prayer in Yar Hussain and when they returns to the duty area back at 02:00 PM they came to know about the visit of Respondents No 1 and 2 from the locals.
- 10) That due to non-availability of Appellant and other mineral guards namely Hussain Ahmad, Shahid Hussain, Kashif at the time of visit of Respondents No 1 and 2, show cause notice was issued which was properly replied. (Copies of the show cause and replies are attached as Annex 'D & E').
- 11) That thereafter, the Appellant and other mineral guards were directed to appear for personal hearing on 27th July, 2020 which was followed accordingly and Appellant and other mineral guards appeared before Respondents for personal hearing. (Copy of the personal hearing is attached as <u>Annex 'F'</u>).
- 12) That thereafter on 27-07-2020 through impugned order No 11670/3-520/DGMM/Admn a major penalty of "Removal from Service" was imposed upon Appellant. (Copy of the impugned order dated 27-07-2020 is attached as <u>Annex</u>

<u>'G'</u>).

- 13) That thereafter the impugned removal order, was questioned/ challenged through departmental appeal/ representation, which was rejected after reply through impugned order SO (E)/MDD/2-45/2020 dated 08th February, 2021/1551-54 communicated to Appellant on 24th February, 2021. (Copy of the appeal reply and impugned order is attached as <u>Annex 'H'</u>).
- 14) That the Appellant having no other efficacious remedy, approaches this Honourable Tribunal on the following grounds inter-alia:-

GROUNDS:-

- A) That at the time of visit of Respondents No 1 and 2, Appellant alongwith other Mineral Guards namely Kasif, Hussain Ahmad and Shahid Hussain were busy in proceeding against those involved in illegal mining and evacuation, loading and transportation of minor mineral (Sand) but this facts were totally ignored by the Respondents though all the relevant documents i.e. Murasila, FIR and official report were provided to them, hence the impugned order is liable to be set aside.
- B) That throughout his service, the Appellant performed his duty with full zeal, regularly, efficiently and with a sense of responsibility and always obeyed the directions of high officials, but this aspect was totally ignored by the Respondents

- C) That material available on record and relevant documents, showing the presence of Appellant on their duty on relevant day and time, was fully ignored; hence the impugned order needs to be set aside and the Appellant is entitled to be reinstated in service.
- D) That area of duty of Appellant is consist of kilometers and police station Yar Hussain is also far away from the relevant place of occurrence and it consumed hours to complete the proceeding in police station and to return back to place of duty. Moreover, on the way back to duty a Jumma prayer was also offered, hence this facts needs to be considered, but was not entertained by Respondents, therefore, the Appellant deserve to be reinstated in service.
- E) That the impugned order dated 27-7-2020 and 08-2-2021 is against the law, facts and principle of natural justice, hence needs to be set aside.
- F) That the imposition of major penalty of removal from service is harsh and all the allegations leveled against the Appellant is false and baseless and without footing; hence needs to be set aside.
- G) That murasila was duly signed by the Appellant and other mineral guards namely Kashif, Hussain Ahmad and Shahid Hussain being a witnesses of the occurrence on spot, which show presence of Appellant on duty on relevant day and

time, but this aspect was totally ignored by the Respondents and a harsh order of removal from service was passed, which is liable to be declared as null and void and hence Appellant is entitled to be reinstated in service from the date of his removal with all back benefits and arrears.

H) That during on duty, the Appellant suffered threats throughout his service but Appellant not make it hurdle for duty and performed his duty with diligently. (Copy of the FIR is attached as <u>Annex 'I'</u>).

- 1) That Respondents totally ignored the facts that duty places of the Appellant is located in different places of Swabi and spared over on kilometers and for away from concerned police stations but Respondents passed a harsh order of removal from service, which is liable to be set aside.
- J) That impugned order passed by Respondents is based on surmises and conjectures, hence liable to be set aside.
- K) That any other ground, not raised specifically may graciously be allowed to be raised at the time of arguments.

PRAYER:-

It is, therefore, most respectfully prayed that on acceptance of this Appeal, the impugned order No 11670/3-520/DGMM/Admn dated 27-07-2020 and order No SO (E) MDD/2-45/2020 DATED 08-02-2021/1551-54 communicated to Appellant on 24-02-2021, passed in appeal, may kindly be set aside and

consequently the Respondents may kindly be directed to reinstate the Appellant in service from the date of his removal from service and also to extend all the back benefits and to pay all the arrears to the Appellant.

Any other relief, which this Honourable Tribunal deems proper in the circumstances of the appeal may also be granted in favour of Appellant.

July

Appellant

Through:

H.F

Dated: -03-03-2021

(HAFEEZ-UL-ASAD SHANGLA) Advocate, High Court Peshawar

<u>NOTE:-</u>

No such service appeal for the same Appellant has earlier been filed by me before this Honourable Tribunal prior to instant one.

Advocate

BEFORE THE HONOURABLE SERVICE TRIBUNAL KHYBER PUKHTUNKHWA, PESHAWAR

01

Hilal Ahmad.....(Appellant)

VERSUS

Government of KP and others.....(Respondents)

AFFIDAVIT

I, Hilal Ahmad S/O Awal Sher R/O Mohallah Mama Jee Masjid Yar Hussain District Mardan, do hereby solemnly affirm and declare on oath that all the contents of accompanying application are true and correct to the best of my knowledge and belief and nothing has been concealed or withheld from this Honourable Court.

DEPONENT CNIC # 16201-6218857-1 Cell # 0345-5175000/

Identified by:-

HA

(HAFEEZ-UL-ASAD SHANGLA) Advocate High Court, Peshawar



BEFORE THE HONOURABLE SERVICE TRIBUNAL KHYBER PUKHTUNKHWA, PESHAWAR

Hilal Ahmad

<u>V E R S U S</u>

Government of KP and others

MEMO OF ADDRESSES

<u>APPELLANT</u>

Hilal Ahmad S/O Awal Sher R/O Mohallah Mama Jee Masjid Yar Hussain District Mardan

RESPONDENTS

- 1. Government of Khyber Pakhtunkhwa through Director General Mines and Mineral at Peshawar
- 2. Government of Khyber Pakhtunkhwa through Secretary Mines and Mineral at Civil Secretariat, Peshawar
- 3. Government of Khyber Pakhtunkhwa through Assistant Director Mines and Mineral District Mardan
- 4. Government of Khýber Pakhtunkhwa through Assistant Director Mines and Mineral District Swabi

Through:

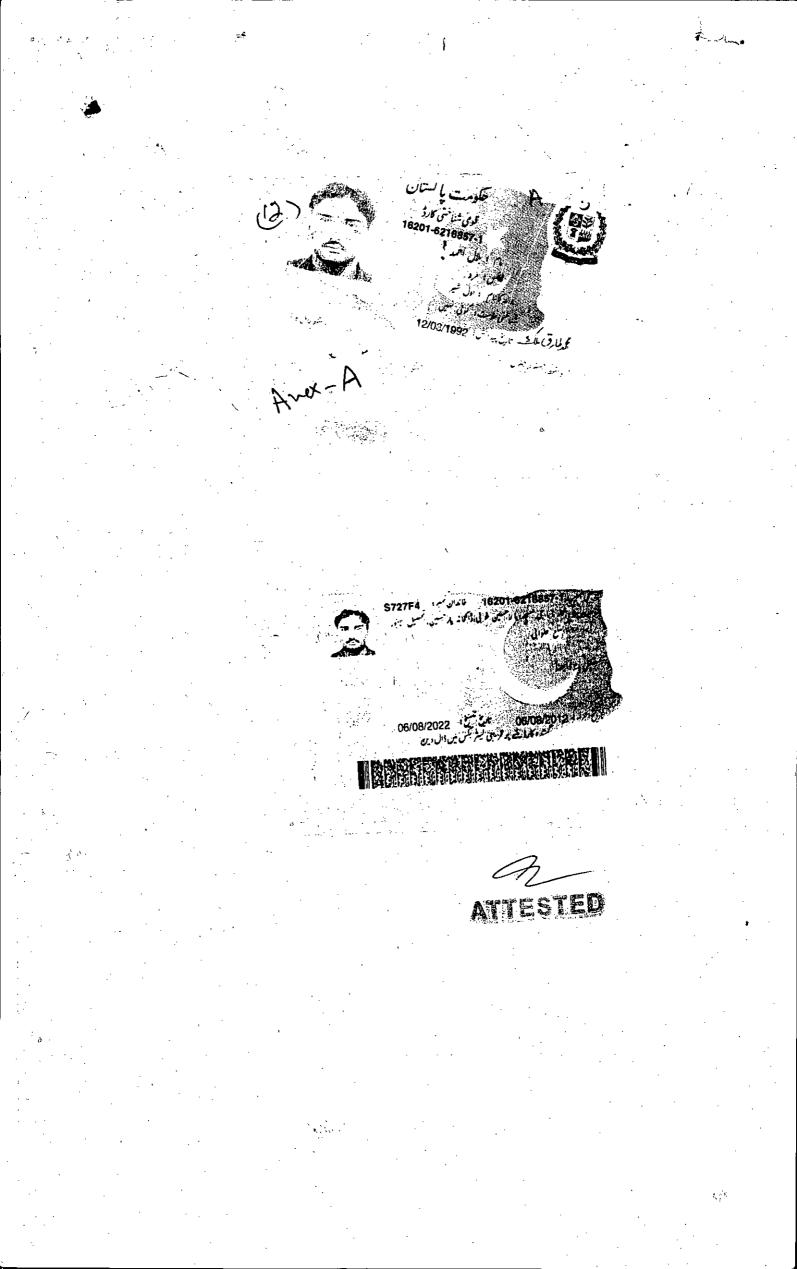
Appellant

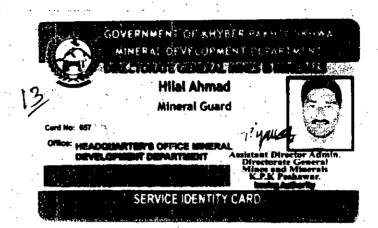
(And

(HAFEEZ-UL-ASAD SHANGLA) Advocate,

High Court, Peshawar

Dated: -04-03-2021





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1620-6218857-1 15-05-2018 www. 31-12-2022

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12-03-1992

SPEI.

ATTESTED

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DIRECTORATE GENERAL OF MINES AND MINERALS

KHYBER PAKHTUNKHWA

ATTACHED DEPARTMENT COMPLEX KHYBER ROAD PESHAWAR

NT 1770			
No. 3632	_DGMM/Admin/1/17/Vol-IV	Dated US	/02/2018.

To

Mr. Hilal Ahmad s/o Badar Sher. Moh: Mamijee Masjid Yar Hussain Distt: Swabi.

Subject:

OFFER FOR THE POST OF MINERAL GUARD (BPS-03)

You are hereby offered a temporary post of Mineral Guard (BPS-03) in this

Directorate General Mines and Minerals, Khyber Pakhtunkhwa, Peshawar on the following terms

& conditions:-

- That your appointment in this Directorate is purely temporary and can be terminated at any i). time without assigning any reason or notice. In case you wish to resign at any time Fourteen (14) days pay may be forfeited.
- You will be allowed minimum of BPS-03 (9610-390-21310) plus other usual allowances as ii). admissible under the rules.
- This offer is subject to the condition that you belong to the respective zone. iii).
- You will be governed by such rules and orders relating to leave, travelling allowance, iv). medical attendance, pay etc issued by the Government from time to time and your services will be transferable throughout the Khyber Pakhtunkhwa.
- v). You will have to join duty at your own expenses.
- You will produce Health and Age Certificate from the concerned Civil Surgeon/Medical vi). Superintendent.

If the above terms & conditions are acceptable to you then join the duties in the Head Quarter Office, Peshawar within 15 days of the issue of this letter otherwise this offer will be treated as withdrawn.

Assistant Director (Administration) For Director General

TESTED



DIRECTORATE GENERAL MINES & MINERALS ATTACHED DEPARTMENT NEAR JUDICIAL COMPLEX. KHYBER ROAD, PESHAWAR CANTT Ph: 92-91-9210317

No. /3/654/DGMM/Admin

OFFICE ORDER

the recommendation of Departmental Selection Committee. On Mr. Hilal Ahmad s/o Awal Sher, Moh: Mamajee Masjid Yar Hussain District Swabi is hereby appointed as Mineral Guard (BPS-03) (Rs.9610-390-21310) in this Directorate General, Mines and Minerals Khyber Pal-htunkhwa with effect from 12-02-2018 (F.N) on the terms and conditions already communicated to aim vide this Directorate Letter No. 3632/DGMM/Admin:/1/17/Vol:IV Dated 08-02-2018

He is posted in the office of the Assistant Director Mineral, Dev: Swabi and perform the duty in the office of Assistant Director Mineral, Dev: Mardan on temporary basis till further order.

> **Director General Mines and Minerals** Khyber Pakhtunkhwa.

> > Dated. 01/03/2018

Dated. /03/2018

Endst No. 56 65-70 /3/654/DGMM/Admin

A Copy is forwarded to

- PA to Director General, Mines and Minerals, Khyber Pakhtunkhwa, Peshawar.
- 2-The District Account officer, Swabi.

- The Assistant Director (Account), H/Q Office Peshawar. 3-
- The Assistant Director Mineral, Dev: Swabi/Mardan. 4-

Official concerned (MA: Hilal Ahmad Mineral Guard) 6-File No. 1/17/DGMM/Admn:

Director (Admin) For Director General



2020

OFFICE OF THE



ASSISTANT DIRECTOR MINERAL DEVELOPMENT MARDAN

Address: Center Colony, Near Jamia Masjid Muqam Chowk District Mardan. Tel: No.0937-9230506

/MDW/MR/Establishment File

Dated: /

OFFICE ORDER

In supersession of previous order of this office regarding field duty in order to stop un-authorize mining and transportation of minerals from different areas of District Swabi, the following officials are hereby deputed/reshuffled as per detail given below with immediate effect till further order.

S No.	Name of Mineral Guard	Contact No.	Place of duty
	Mr. Shahid Hussain (MG) Mr. Hilal Ahmad Mr. Kashif (MG)	0305-9595590 0345-5175000 0314-9001301	Check illegal mining and transportation of Major/Minor Minerals near Adina, Ismailia, Shewa, Parmoli, Naranje, Jaganat/Adnan Talao and surrounding areas District Swabi round 'o' clock and take action against the offenders as per Section-42 & 56 of Khyber Pakhtunkhwa Mines & Mineral Act 2017. No one will leave station without permission of incharge/undersigned and submit weekly report to this office.
2.	Mr. Mamnon Khan (RI) Mr. Imran Ali (MG) Mr. Salman (MG)	0302-5921017 0331-8850451 0345-9395955	Check illegal mining and transportation of Major/Minor Minerals and also check transportation of minerals (Minor/Major) without verified transit challan and un-authorize crush plants near Topi Road, Pontia/Hemlit, Ghundao Tarako, Maneri, Kala Dara, Punj Pir, Janghidher Block B, Zaida, Gadoon, Bamkhel and surrounding areas District Swabi round 'o' clock and take action against the offenders as per Section-42 & 56 of Khyber Pakhtunkhwa Mines & Mineral Act 2017 as well as Perform duty at Mineral check post near village Shagai Maneri District Swabi No one will leave station without permission of Station incharge/undersigned and submit workby report to this official
3.	Mr. Mamnon Khan (RI) Mr. Janab Ali (MG) Mr. Fayaz Khan (MG)	0302-5921017 0346-9830069	incharge/undersigned and submit weekly report to this office. Check illegal mining and transportation of Minor Minerals near Chontra Jabbar/Masam Dheri, Jalbia Dobian, and also check transportation of minerals (Minor/Major) without verified transit challan Ambar/Rest House, Dab Korona/Jalsai, Tor Dher, Shiekh Dheri, illegal mining of Gold near Kund Park, River Indus in the Jurisdiction of District Swabi and surrounding areas District Swabi round 'o' clock and take action against the offenders as per Section-42 & 56 of Khyber Pakhtunkhwa Mines & Mineral Act 2017. No one will leave station without permission of incharge/undersigned and submit weekly report to this office.

- 1. The field staff will submit complaint/Marasalla to concerned Police Station. Action against the offender will be taken as per Khyber Pakhtunkhwa Mineral Sector Governance Act-2017 and submit their progress reports in written to the undersigned on weekly basis along with Marasallas and FIRs for onward submission to the H/Q office. They are also directed to pursue the FIR cases in court of Law.
- 2. The special team deputed at S No. 01 & 02 & 03 is strictly directed to keep vigilant watch over the susceptible areas to un-authorize mining/transportation in the un-auction areas of Jaganat/Adnan Talao, Kala Dara Punjpir, Pontia/hamlet, Jangidher Block B, Chuntra Jabbar/Masam Dheri, Jalbai Dobian respectively and report to the undersigned on daily basis. In case if any un-authorize mining/transportation observed action shall be taken against the official as per E&D Rules.



Assistant Director (Tech) Mineral Development Mardan Division Mardan

Endst: No. 753-57/MDW/MR/Establishment Copy to:-

1. The Director General Mines and Mineral Khyber Pakhtunkhwa Peshawar for information, please.

17)

- 2. The Deputy Commissioner Swabi for information with the request to direct the local administration to assist the field staff in controlling and stoppage of un-authorize mining and transportation of minerals, please.
- 3. The District Police Officer Swabi for information with the request to direct all SHO's of their concerned Police Station to assist the field staff in controlling and stoppage of un-authorize mining and transportation of minerals, please.
- 4. The Assistant Director Monitoring Swabi for information and with the request to ask your field staff to coordinate with the staff of this office specially ask them to keep vigilant watch over the un-auctioned areas shown as bold words above and other cancelled/suspended and expired areas.

5. Official concerned for compliance.

Assistant Director (Tech) Mineral Development Mardan Division Mardan

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DEPARTMENT OF MINES & MINERA S DEVELOPMEND -in: 10:07-020 11:00 AM 10 07-020 3 jis 10 > 2017 is 56(1) in issain (Swabi) م اسله بغرض قائمی مقدمه المان في فرا المسروع فالم على الم على الم على المراج على مرك المان معرمن جدائل فنهر سي متراه رمت وثما تم يور ان مالار مي موجود لي - و سيدر وارجس الار مسل مرتبل عنها الم 10249- 6425 او آجان دار وار حال سالا زار تشون يرور حرب درباره ايخ و رو من مد خالون ماندار در سول سورد لا ام مردم مدالين موادي موريت رفت محد في في في فريد المراد ماک مورد مالا رقب مس مرج ی مربی کانی تر سرل ا بر ایندی اور . 0 معوابی مح متر اجر الا اعم میں دفع 144 می فاقد کیا ج ، تمکن دس مح بادر وزاج سلا در سرل کر بطوس اور فر از مرا از مرا از مسام (در میں الدر محارمين مرافيات كرمن عون عون عون وعالى ومن الدراري وليس ع لعزاريد مع مين فريون من المرون في آن في مشكول وار صبين المام، اور آفان ولادار فالمعدد م مستعن و مسرت مخبلا فجرم بالا دمعات و الر الون مارو ال كرين اور والند من من من ال الله المرا الم الم TI FIR DE 16/11 - 8/11/11/1 - 8/11/1 - 8/11/1 - 8/11/11 - 1/10 - 5/11/11/1 - 1/11/11 - 1/11/11 - 1/11/11 - 1/11/11 - 1/11/11 Sill Jucie Concell Kishit i, Bolie way and ile 4.10 ب الران مسبن المرمزل ار d husking مركوان. . هوال الما مسرل ما رد

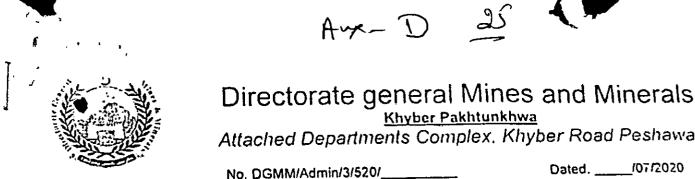
فار سر ۱۳۲۳ ۵ (۱) <u>مارحسن</u> <u>مارحسن</u> 545<u>- مادی وقت وتوسر مح</u> ماروتر - مادی از ک مر طلاع د منده ستغیث می از مرابع سید: جرم (معدوفه) عالی اکسی کا ہو۔ عارے دنو مذهاصل محال السبی کا ہو۔ بیر سکون ان میں کا مرد المال کا مرد المال کا مرد الربال 2017(1) JUST IN THE بر بالنظر المحالي الراطلاع درج كرنے ميں توقف ہوا ہوتو وجہ بیان کو · Why with عد ذان مالاذ دين حرج وقت ، كر تتسليك وليرحسن الهاج تسدّر رز وحسين طون مل معرا بحدًا 19.94.63.48.94 مارى المرن در زار دى غرار قدارى ما تلسك و شرسل شموم الما اورد مايش السور و اردى مد و من سر لو ی مردین من مندر جن دال افراد لا کی را مسجها ما کر فراون مالارت مون

2, مان المان المراز المراج المراج المراج الم 1 (14) P. 1/2010-11-2000 life in el, the Use Route ار فروان مزر مرابع الاربر مرد مرب في اور e_{i} منتزر مفرسل مطرولان لاف جرم (1) 25 مزار 24 Swigers Did Recievel I with Stick 3, bd; Miler 10.07.020 - 10.01 CHIUS SAF مسار ورون وزل ار Janiel 3, 8 d ... , 1 1 (10) H At 5, ledin ich ATTEST

ERNMENT OF KHYBER PU DEPARTMENT OF MINES & MINES ALS DEVELOPME 11:30 Am <u>مر م- 10- 10- 10- 10- 10</u> <u> 10-07-0) مت ديد</u> 112 11E) d1:10 _____ arte N'y 1. <u>192) - 1. 200 - 1. 10</u> 5 Jung pard 12 564-11 ATTESTED مراسله بغرض قائمي مقدمه 5.11.0 7/3 Huussin (Swebi) (inthe حراري كال 2. 2 في المنساخ والزرائي في مدين - جواري عالو ج على مول عادوز العرص عيلة من مسلم من مريد مريد من وقد حكما عن الاراس مولودات م الطار ولا رحل الله معالين بار معين علي موا برمالي الم 1918 المج المسروم ومعن ع در الج درماره الجار د مقد من در تاله في مارون تر مسل مشمر وي لعا مرد مدر مردانها موادین مور ماه رست لود کرد کی ج با مزرج بالاف از کرد مالاتعالي مدارية مالا رقب مين رقب و معرف مان من در "بال رايدان مي - اهرى مر ماعد موارد ما در مالا رفع امن دفت ۱۹۴ ما فرانها ۲۰ مین اس ۱ ماردای مراح بالا ا فرا د این از بند علی عرب این افغان فانتقل و فکر دستی او بی قبل با تر دستر از این حوم عبر قابری فابل دسمیانداری وس و به 2 العرزة في ممان محرف في عرف مان والفارع برطارد علوالحمار أدر أبلاسي ليلم مستعل 32 00 UU 8 0 int ر مالون كري المار المسوي مسين 1.17 FIR 2 الج من لو من يول جارة من عرب لز 1,0,0,305,045 TH 0345. 2012 300 UNIC (10,00) 19 C SHATE VIA 10-7-20 Kashir

23 بط)ر الرام مرام - ٥ (١) TL MARK ابتداني اطلاع ريور •0346-1362998 بنه أن أطلاع تسبت كجرم قابل دست انداري يوليس زيورت شده زيرد فعه ١٥ مجموعه ضابط فوجداري GION - CMIL <u>() 11130. - 10910 07 - 109 815 550</u>03 مسين المرمندل كارار فيونية الطارع ويهتده ستنغيبت ا والمراجع المرم (معدد فعه) حال اكر بجمانيا كما مو-2017 Milling 101 5600. م. كونة بلز من ط) (و لارتحان الله 2 ومن ولا عبر القربل ساكنان ما حس روالى جونتيس بم معلق كى اكراطلاع درج كرف في وقف مواجوة وحسال كو ابتدانی اطلاع نیج درج کر و فیراسلر و بر می می مراسلر می از میسی اند میس اند. مقد می ت مورب میں میں بقی علم حکمہ حسل کی در رضی مرار میں میں لیز معرہ رف الم میں میں اندائی کا کر اسلامی کے ان بالاز حل سر مور بیش ار نظار جار میں ایک کی در او حص حکمت علم لیز معرہ رف حک کو عزیان تالاز من وجود تم نظار والدينان الله ساندر ار مس عمله عوان مو را من عمل عوان ارور وسم ولا عدار العديار سلند باري موراند المعر 140 معر 340 مد الكسوس وتس عزرم وراره ري درآن ور غدر فالوي وانست و ترسيل هروع كرا - اور تريك راليدم كو ادنى معدنات رون س لوج كر رس ص عمر في عدر جر مالا آفرا دكوك ماريتا با كر فركود مالا دفتر مين برقسم ك مقرف كان كى و قر مسل بر با برى من الار على ماري ب فدكون والارقيم على دفع 144 ن فركنا بعد للكن السبع ودفي فيلرح والاامل إن دريك والأثير فانعل وترسل ادان معربها ت رس مررس مل حوكم عرف فال رست اندازی او اس جرم نصب معزر از مراحبان کی حدوث میں عرص کی حاق میں کر يطار ولرجمان اللي وسي ولا يتدالقرار اور الكسويير فتس الإيثر كخلاف جورالا دفور محق Fire و المرام محافل في ورواني كرين الار الملسونين وتنس بو ريس تحويل وي لس

GOVERNMENT OF KHYBE S DEVELOPMENT DEPARTMENT OF MINES & MINE 04-07-2020 a 81 15 AM 04-07-2020 in any and the Fizie (T) 51000 ر مدین مقدمه : : ب-S.H.Ö مباحد، قما الموسى مز ل تارد بن سر من سر مقل الله المون ولما ا ولون الج راجاف أميز بالا رقب شايل دلا مسار الما سال الما سلا الم Jun (1) - 10 2 1/ 1 - 10346,9435 501 - 10 20 1 1 20 01 ترسیل ادن مراغ مروی کی - چک ملایی شمیزاد ولا ناماح سال الی ا الرو قل عذال عوار معالم الم = by in 0305-5724739 -De l'é mile d'étérés de l'appe d'étérés de l'étérés de l'étérés de l'étérés de l'étérés de l'étérés de l'étérés 12 (D) 2000 0 9 4 Unit - 2 3 4 5 - 2 3 10 0 - 7 10 0 - 7 10 0 - 7 11 0 - 7 11 0 - 7 11 0 - 7 11 0 161 ادر منتی شمبراد ولر ناماج 2 فلا فاج ج مالا دون عاقب AR ورج مر المر الوز ما دور الم مع اور منه را مر منارع من من المان مانتا المر من ال 0305-9595590 . July 1) le un la ville HUDun نو با^{ر من}در العنان بالج اند مان بطر معتد مت م بال المراجع المتي ا



Khyber Pakhtunkhwa Attached Departments Complex. Khyber Road Peshawar

No. DGMM/Admin/3/520/_

107/2020 Dated.

To

- 1. Mr. Shahid Hussain, Mineral Guard
- 2. Mr. Hussain Ahmad, Mineral Guard
- 3. Mr. Hilal Ahmad, Mineral Guard
- 4. Mr. Kashif, Mineral Guard

c/o Assistant Director Mineral, Swabi

SHOW CAUSE NOTICE Subject:

I am directed to refer to your subject noted above and to enclose here with "Show Cau: Notices". You are, therefore, directed to submit your written defense/reply within seven days of the receipt of this letter.

Encl As Above:

Assistant Director (Admin) H/Q Office, Peshawar. Dated: 12/07/2020

Endst:No.3/520-DGMM/Admin/ /0307-1/ Copy forwarded to :

- 1. PS to Secretary Minerals Development Department, Khyber Pakhtunkhwa, Peshawar,
- 2. PA to Director General Mines and Minerals Khyber Pakhtunkhwa.
- 3. Section Officer (Estt:) Minerals Dev: Dept:, Khyber Pakhtunkhwa, Peshawar.
- 4. The Assistant Director Mineral, Swabi with the advice to handover the show cause
- notices to concerned officials. 5. P/F of concerned officials.
- 6. Master File.

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Assistant Director (Admin) H/Ø Office, Peshawar.

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SHOW CAUSE NOTICE

1. <u>Hameed Ullah Shah Director General Mines & Mineral</u>), as Competent Authority, under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, do hereby

serve you, Mr. Hilal Ahmad, Mineral Guard, as follows:

(i) Secretary Minerals and Director General Mines & Mineral paid surprise visit to the said area on 10.07.2020, and found that two excavators were unauthorizedly working in the said area and illegal transportation was found and witnessed on the site.

(ii) You were found absent from the site despite the fact that considerable time was spent on the site.

(iii)Your this act is an evidence non-performing of your official duties which is misconduct & inefficiency on your part.

I am satisfied that you have committed the following acts/omissions specified in rule **3(b)**.5(b)(ii) and 7 of E&D rules 2011.

(a) (b) (c)

2. As a result thereof, I. as competent authority, have tentatively decided to impose upon you the penalty of ________ under rule 4 E&D Rules 2011.

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 of its delivery, it shall be presumed that you have no defense to put in and in that case an ex-parte action shall be taken against you.

ATTESTED

Hameed Ullah Shah Director General Mines & Mineral Khyber Pakhtunkhwa

Mr. Hilal Ahmad, Mineral Guard c/o Assistant Director Mineral Swabi

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BEFORE THE OFFICE OF DIRECTORATE GENERAL MINES AND MINERALS KP ATTACHED DEPARTMENT COMPLEX KHYBER ROAD PESHAWAR

Annexture - E

Subject : WRITTEN REPLY TO SHOW CAUSE NOTICE LETTER NO. DGMM ADMIN 3/520/10307-11 DATED 13:07.2020 ON BEHALF OF 1. SHAHID HUSSAIN 2. HUSSAIN AHMAD 3. HILAL AHMAD AND KASHIF MINERAL GUARDS.

In pursuance of show cause notice letter No DGMM ADMIN 3/520/10307-11 DATED 13.07.2020 the above name mineral guards submit as under to explain our position for the charges level against them in para wise as mentioned in the show cause notice .

Sir on the event full day dated 10.07.2020 we all Menial Guards were performing our duties and visit to Asif Area at about 10:50 where we found an illegal mining there with the help of excavation machinery .All at once we drafted mursaila on the spot at about 11500 AM against the area owner Asif and Shakeel . After fulfilling the necessary proceedings of murasila , we have been informed that another Durang owner namely Nizar is also busy in illegal mining's, we rush to the adjacent area, where we found that another excavation machinery is busy in an illegal mining . At about 13130 we drafted a murasila against the illegal miners Nizar and waseem under the law and rules .Then we all proceeded to police station and reached at about 123:15 to police station for converting Murasila to FIR. We all present there and spent about 30 minutes inside the police station while conducting legal action against the accused named above. We also made a written and oral request to the SHO concerned to impound both the

ATTESTED

excavators standing within the areas which are indulged in the illegal mining in the said areas. After completion of legal proceeding we rush back to the area while on the way we prayed juma at market masjid in village Yar Hussain at 01:15 PM dated 10.07.2020. After Performing Juma prayers we once again proceeded to words the said areas we reached at about 02:00 PM to the areas , so then we were tolled that your's kind good self alongwith honourable Secretary mines have paid visit to the areas under discussion. (Copies of both the murasila are hereby attached with reply).

Moreover we all the above named Mineral Guards also feels necessary to bring to your kind notice and attention that on each and every day during our duties we are threaning by the illegal miners of the areas for dear consequences.

Sir,

With the humble submission all the attached murasila are self explanatory in have evidentiary proof of our duties on the area. Though we performs our duties regularly and honestly still we a sure your's kind good self to be very much care full in future.

Dated 20.07.2020

Your's Obediently

Mineral Guards

1. SHAHID HUSSAIN

HUSSAIN AHMAD

3. HILAL AHMAD:

4KASHIF

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Ameritarie 1

UIRECTORATE GENERAL OF MINES AND MINERALS KHYBER PAKHTUNKHWA

Attached Departments Complex Khyber Road Peshawar, Phone: 8 Fax # 001-0210236

No.____/DGM/M/Admin/(Hazara Division)

Dated: __/07/2020

Mr. Shahid Hussain, Mineral Guard (BPS-03)

- 2. Mr. Hussain Ahmad, Mineral Guard (BPS-03)
- 3. MriHilal Ahmad Mineral Guard (BPS-03)
- 4. Mr. Kashif, Mineral Guard (BPS-03)

c/o Assistant Director Mineral, Swabi

Subject: SHOW CAUSE NOTICE

٢n

i am directed to refer to your reply of show cause notice. dated 20:07-2020 and to state that the Competent Authority has considered your reply and decided to call you for personal hearing on 27-07-2020 Monday at 11:00 AM.

You are advise to attend the H/Q Office: in case of failure ex-parte decision shalls be taken against you under E&D Rules 2011.

> Assistant Director (Admn) IIQ Office Peshawar

Endst: No.1140b /DGMM/Admin/ (Hazara Division)

Gopy forwarded to

Dated 23 107/2020

- 1. PS to Secretary Minerals Development Department Khyber/Pakhtunkhiva,
- PA to Director General Mines and Minerals, Khyber Pakhtunkhwa, Peshawar,
- Section Officer (Esti:) Minerals Development Department Khyber Pakhtunkhwa Peshawar.
 The test
- 4. The Assistant Director Mineral Swabi for information -5. P/File of Officials concerned.
- Master File/DGMM/Admin/2020

Assistant Director (Admn) IIQ Office Peshawar

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TO BE SUBSTITUTED EVEN NUMBER AND DATE

DIRECTORATE GENERAL OF MINES AND MINERALS KHYBER PAKHTUNKHWA

Attached Departments Complex Khyber Road Peshawar

No. 11670/3-520/DGMM/Admn

Dated: 27 / 07 /2020

OFFICE ORDER

WHEREAS Mr Hilal Ahmed, Mineral Guard (BPS-03), Office of Assistant Director Mineral, Swabi was proceeded against under Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011 on the charges mentioned in the show cause notice.

AND WHEREAS the' Competent Authority is satisfied that you have committed the acts/omissions specified in Rule 3(b) 5(b)(ii) and Rule 7 of E&D Rules 2011

AND WHEREAS, the Competent Authority/Director General Mines & Minerals, Khyber Pakhtunkhwa also afforded the opportunity of personal hearing to the accused official

4. NOW THEREFORE, the Competent Authority in exercise of powers conferred under Rule 4(1)(b)(iii) of Khyber Pakhtunkhwa Government Servant Efficiency & Discipline Rules-2011 imposed major penalty of "Removal From Service" upon the accused official with immediate effect.

> Director General Mines & Mineral Khyber Pakhtunkhwa, Peshawar. Dated: 27/07/2020

> > Assistant Director (Admin)

11/O Office, Peshawar

Endst: No.<u>11671-78</u>/3-520/DGMM/Admn Copy is forwarded to:

1. PS to Secretary Minerals Dev: Department, Govt. of Khyber Pakhtunkhwa, Peshawar.

- 2. PA to Director General, Mines & Minerals, Khyber Pakhtunkhwa, Peshawar.
- The Director Licensing (North), H/Q Office, Peshawar
- The District Accounts Officer, Swabi
- Assistant Director (Accts), H/Q Office, Peshawar
- Assistant Director Mineral, Mardan/Swabi
- 7. Mr. Hilal Ahmad, Mineral Guard, Office of Assistant Director Mineral, Swabi

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8. P/File of the official concerned.

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9 Master File.

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The Secretary, Mineral Development Deptt, K.P.K, Peshawar.

27-90 13-08.2020

Through proper channel.

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c, .0;()

(A)

Subject:-Representation against the order of The D.G, Mines and Mineral, Development Department, Peshawar, Dated 27-07-2020, Containing removed from service.

Sir,

To

With reference to the above captioned order, whereby I my awarded the penalty of "Removal from Service", on alleged disciplinary grounds.

It is submitted that the impugned order is void, and illegal, against the relevant rules, based on incorrect & false grounds, as well as against the principles of natural justice. Hence, the same is liable to be set-aside and I may be re-instated in service with back service benefits:-

1. That the allegations leveled against me are incorrect and false. I had never committed the alleged offences.

2. That I had always performed my duties regularly, deligently, efficiently and with great zeal of mind.

3. That I am not afforded the opportunity of proper defence. Thus, I am condemned unheard ATTESTED

4. That my defence point is not taken into consideration.

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5. That the material point is kept out of consideration that at the time of visit of the Secretary, I had gone to Police Station Yar Hussain Swabi for lodging report against the illegal excavation & transport on 10-07-2020, the illegal transporters of mineral (the sand) were charged by Hussain Ahmad and Kashif, the mineral guards, one afther the other.

On demand of the Police for production of supporting wittnesses, I alongwith Hilal Ahmad went to the police station Yar hussain Swabi for recording our statements in support of the murasilas, submitted by the aforementioned guards.

We remained busy in the police station till 01:00 PM. Thereafter 1 alingwith other colleagues offer juma prayer in village Yar Hussain Swabi and thereafter we proceeded back to the spot.

I also recorded my statement before The Police in-connection with the complaints/murasilas lodged by other mineral Guard, present in the Police Station Yar Hussain.

Thereafter, I along-with my other colleagues offered "Juma Prayer" in Yar Hussain Swabi & then I proceeded to my place of duty. (Copies of relevant Murasilas are Attached).

On arriving back to the spot, I learnt that the Higher Authorities had visited the spot, when I was away to Pulice Station.

Sir, it is added that we the mineral Guards are not provided the Motorcycles alike the other department and provinces.

Hence, it takes us long time to walk on foot and through public transport for travelling towards the performance of our duties to supervise the distantly

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situated excavation spots Station, when needed.

6. That the perusal of the Show Cause Notice would show that it is not drawn according to the relevant rules.

7. That the penalty is too harsh.

It is requested that on acceptance of this representation, the impugned order may be set-aside and I may kindly be re-instated into service with back service benefits.

(

Dated:- 10-08-2020.

1

Your's Obediently,

and

(Hilal Ahmad) Ex Mineral Guard Under The Assistant Director, Mineral Development, Mardan.

ATTESTED



Government of Khyber Pakhtunkhwa Minerals Development Department

No. SO (E)/MDD/2-45/2020 / 80 8/ Dated Peshawar, August 24, 2020

То

The Director General, Mines & Minerals, Khyber Pakhtunkhwa.

Subject:

REPRESENTATION AGAINST THE ORDER OF THE DIRECTOR GENERAL OF MINES AND MINERALS, DEVELOPMENT DEPARTMENT, PESHAWAR DATED 27.07.2020, CONTAINING REMOVED FROM SERVICE.

I am directed to enclose herewith an Appeal addressed to Secretary to Govt. of Khyber Pakhtunkhwa, Minerals Development Department / appellate authority, lodged by one Mr. Hilal Ahmad, Ex-Mineral Guard (BS-03) of the Directorate General, Mines & Minerals, Khyber Pakhtunkhwa alongwith its enclosures on the subject noted above for para-wise comments on the said appeal as per Rule-4 (2) of the Khyber Pakhtunkhwa Government Servants Appeal Rules, 1986.



SECTION OFFICER (ESTT:)

La G

Encls: As above. Endst: No & Date even:

Copy for information is forwarded P.S to Secretary to Govt. of Khyber Pakhtunkhwa, Minerals Development Department.

SECTION OFFICER (ESTT:)

MTTESTED

1A 6 ADG 25/8/20

K. To-day



Attached Departments Complex Khyber Road Peshawar

No.21497 /3-520/DGMM/Admn

Dated: 04 /11/2020

Section Officer (Establishment), Minerals Development Department, Khyber Pakhtunkhwa, Peshawar.

Subject:

То

REPRESENTATION AGAINST THE ORDER OF THE DIRECTOR GENERAL OF MINES AND MINERALS, DEVELOPMENT DEPARTMENT, PESHAWAR DATED: 27.07.2020, CONTAINING REMOVED FROM SERVICE.

I am directed refer to refer to your letter No. SO(E)/MDD/2-45/2020/8081 dated: 24-08-2020 on the subject noted above and to enclose herewith para-wise comments in respect of Mr. Hilal Ahmad, Ex-Mineral Guard (BS-03) of this Directorate in the instant case for further necessary action, please.

Encl: As above

71

Assistant Director (Admin) H/Q Office, Peshawar.

<u>PARA WISE COMMENTS ON THE DEPARTMENTAL APPEAL LODGED BY</u> <u>MR. HILAL AHMAD MINERAL GUARD (BPS-03) OFFICE OF ASSISTANT DIRECTOR</u> <u>MINERALS, MARDAN AGAINST THE ORDER DATED: 27-07-2020, CONTAINING</u> <u>REMOVED FROM SERVICE.</u>

REPLIES:

Para No. 1. Reply to para-1 is incorrect. It is stated that the allegations leveled against the accused official are correct and true.

Para No. 2. Reply to para-2 is incorrect. It is stated that the accused official was found absent from the site during visit of Secretary Mines & Minerals Development Department & Director General Mines & Minerals on 10-07-2020 despite the fact that considerable time was spent by high authorities on the site, which shows negligence, willful absence and misconduct on the part of accused official:

Para No. 3. Reply to para-3 is incorrect. The accused official was given a proper opportunity of personal hearing on 27-07-2020 by Director General Mines & Minerals.

Para No. 4. Reply to para-4 is incorrect. The accused official did not prove himself innocent nor satisfied the Competent Authority with his reply.

Para No. 5. Reply to para-5 is incorrect. Details in para-2, above while rest of para is irrelevant.

Para No. 6. Reply to para-5 is incorrect. The Show Cause Notice served to the accused official under E&D Rules-2011.

Para No. 7. Reply to para-7 is incorrect. Due to negligence, willful absence from site, there was huge loss to the provincial exchequer, therefore penalty imposed upon accused official with in accordance to E&D Rules, 2011 and justified.

In view of the above narrated position, it is humbly prayed that the appeal of the appellant is having no legal footing therefore may be dismissed, please.

Assistant D irector (Admin) H/Q Office, Peshawar.



Directorate general Mines and Minerals

Attached Departments Complex, Khyber Road Peshawar

No. DGMM/Admin/3/520/___

Τo

The Assistant Director Minerals Development Department Swabi.

Subject:

REPATRIATION AGAINST THE ORDER OF THE DGMM, PESHAWAR DATED: 27.07.2020 CONTAINING REMOVAL FROM SERVICE.

I am directed to refer to the subject noted above and to enclose here with letters (in original) received from Section Officer (Estt:) Minerals Development Department, Khyber Pakhtunkhwa in respect of the following accused officials with the advice to hand over the same and to furnish the receipt of acknowledgement.

- 1. Mr. Shahid Hussain, Ex-Mineral Guard.
- 2. Mr. Hussain Ahmad, Ex-Mineral Guard.
- 3. Mr. Hilal Ahmad, Ex-Mineral Guard.
- 4. Mr. Kashif, Ex-Mineral Guard.

Enel: <u>As Above</u>

Assistant Director (Admin) H/Q Office, Peshawar. Dated: 16 /02/2021

Assistant Director/(Wdmin) H/Q Office, Peshawar

Endst:No.3/520-DGMM/Admin/_3966-12

Copy forwarded to:

- 1. PA to Director General Mines and Minerals Khyber Pakhtunkhwa.
- 2. Section Officer (Estt:) Minerals Development Department, Khyber Pakhtunkhwa, for information please.

62

- 3. P/F of concerned officials. Mr. Hilal Abmad Minural Court
 - 4. Master File DGMM/Admin/2021.

ESTED



Government of Khyber Pakhtunkhwa Minerals Development Department

No. SO (E)/MDD/2-45/2020 Dated Peshawar, 8th February, 2021

557-54

То

Mr. Hilal Ahmad, Ex-Mineral Guard, Office of Assistant Director, Swabi.

C/O, Director General, Mines & Minerals, Khyber Pakhtunkhwa.

Subject:

REPRESENTATION AGAINST THE ORDER OF THE DGMM PESHAWAR DATED 27.07.2020 CONTAINING REMOVAL FROM SERVICE

I am directed to refer to your departmental appeal dated 10-08-2020, on the subject noted above and to state that the Appellate Authority i.e. the Secretary, Minerals Development Department, Khyber Pakhtunkhwa has considered your appeal and rejected.

(Hafiz Abent Jatit)

SECTION OFFICER (ESTT:) Ph#091-9223559

Endst: No & Date even:

Copy is forwarded for information to:

- 1. Assistant Director (Admn), Directorate General of Mines & Minerals, Khyber Pakhtunkhwa, w.r.t his letter No.21497/3-520/DGMM/Admn, dated 04-11-2020.
- 2. PS to Secretary to Govt. of Khyber Pakhtunkhwa, Minerals Development Department.
- 3. PA to Additional Secretary-I, Minerals Development Department.

SECTION OFFICER (ESTT:)





GS&PD.Khyber Pakhtunkhwa---2448/53---FS---5---1 Regs---25.6.2014----FS Routine 28 Diary

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-Annenture-(1) فارم نمبر ۲۴_۵(۱ KI فارم نمبر ۲۷ ابتدائي اطلاع ريورث ابتدائي اطلاع نسبت قابل دست اندازي پوليس رپورٹ شدہ زيرد فعہ ۱۵ مجموعه ضابط فوجداري باد سين ضلع <u>محورتي '</u> 1:15 2007 06 - 202 FO en 21:1 2 46610 19 موسكونت اطلاع د بنده مستغيث 1. 7. 2885 - 10201 - 1620 بلال اجرمندل "كا در مانتى كارد نبر 1 مومانى نبر 000 5175-345 فقر كيفيت جرم (معدد فعه) حال أكر كجهليا كيا بو-جائرة وما تقاند اورمت غداين من وغد مناه و محد ترصل ورقم 0348-9801468 نام دسکونت ملزم ناخی کارڈنمبر **م**روبائل نمبر ي زمين ولد مدان عد بالمرين علوم كاردائى جوتنيش م متعلق كى اكراطلاع درج كرف م توقف بوابوتو وجديبان كرد مير سمار م مرمد مرمد مرجود د وج وي كم م ما كم عصر تھانہ سے روائلی کی تاریخ ووقت بہ بہل درکھے ابتدائى اطلاع فيحدرج كرو مردسه محصو مركم معال مد مسعبة مريح مردير وغرون ديل جع جمار والأو معرفها مال الرزارش ى جال حدكم استن خدانم معرمان معرمان خمردان خدور مردان رد وال مرتبر المرت وقد جلناتفت وتع برية اوروبال ديما معدر مرد دورا الموريم مان م فكامين معروف سين حسن عالم دد؟ ذيل ع محد رُس ولد سرالير با دسین ملوس خبل 1088-1886 موزار - مهلان سالنماس به تد فرتور رفد جات سريند في المور سرجاري فلم كو دو الم مع الم مروري افدا ما - رس اور مل ز فراد م فار ف دفعون 28 مترول (م) جرم محتوى 0 مرل المر ت عد جراع دن مر ما يون مح دون عل عين الأنس روز ما معم ما في إن دغير جات بيرجادي فاكو كما طع مر سند رو نس CNic. 16201-6218857-1 1006 0345. 5175000 (2. رنگر منرس بال احمد منه ماد د ورخ مع ۲۵ س آعده مردسار و عرود بالديمة رفع لي المرع مع مرام مراد لغان والرسية ا فرالطاد فان الأكن جاريس بيرجي ترزر مراج Millie 1 alt

یولیس صوبہ سرحد فارم تمبر ۲۰ فارم تمبر ۲۳_۵(۱) 0340 92 55146 ابتدائي اطلاعي ريورف خطاريسه 0340 9362 998 ابتدائى اطلاع نسبت جرم قابل دست اندازى يوليس ريورث شده زيرد فعة ١٦ المجموعه خالطه فوجداري ظع____ حبواج تاريخ وقت دقوى 2:2 SAM وقت 23 3 <u>جر مرج وقر -</u> 2:40 AM 10:30 dill, s 13/05 10/51 = جرم (مددند) عال اگر کھلیا گیا ہو۔ (1) 56 ' 56 بنید ول (V) حسب حكناه امتظار درتك () وسيم ولر نامعلوم () نظارولد نامعلوم ساكن ائی جونفیش کے متعلق کی گئی اس علاج درج کرنے میں توقف ہوا ہوتو دجہ بیان کرو کہ بر مسب آتی حدا مسل میں صحد حم حرج م ۔۔۔۔۔ ۔۔ روائی کی تاریخ ووقت الى اطلاع في درج كرور اس وحت ايك تحريرى مداسل موجول منجانب مستعيث مندم خان مدرم مرول ہو کر ب مصوب ذیل ہے جدا۔ 40 کا ماحب تھا ب سن حساب عالى أتمرارت كى حاتى به كمر استنت دائر كمر موسات مردان دوان مددان كر حكم ك مطابق لم غير ليز سرو مقب حكراته ادف معدنيات تحصفع بركم اور وبال ديكها كم مندد ور ذيل آفراد غير قالوف طور المركان كى كركام في معرف ب حسك نام مندرج ذيل به ٥ وسم ولد نامعلوم ٢ نظارول نامطوم سالنان بارحسين للزا آب صاحبان سے التماس بي كرمزكود رف جات ایر طور فالوف طور ایر جاری کام کی دوکنے کے لئے ضروری آفدامات كرساد ب طويت افراد كرخلاف دفع، (1) 30 متد ول (٧) خير بختوني اه ميش (سكر تحقت FiR درج مركع قالون كاردافى عل من لأس اور تاحكم تانى إك رقد جات پرجادی کام کو مکس طویربند کمراش العادض بلال احدمنول کارڈ موافق دستغد التريزى بلال اجد منرل كارد موابى فود فر 7 يس آمده مداسل حرف محرف درج بالا بهو مرير مرجم بحرم فو فاحدت مرك تعول Fik مع مراسل مراولتنسيس حواله شيستاه خال المحمد الخجاع بلي - يرج مرارح ع خبشان PAsi ATTESTED

(<u>مر</u>لا) اجتدائی اطلاع نسبت قابل دست اندازی پولیس رپورٹ شدہ زیر دفعہ ۱۵۴ مجموعہ ضابط فوجداری 46 5 00:25 20 21 06 CONTES 23:45 20 20 06 تاريخ دوقت ريورث نام وسكونت اطلاع د بهنده مستغيث ما الانبر موبائل نبر مع الملك المحالي ا المحالي محالي محالي المحالي ا المحالي محالي محالي المحالي محالي المحالي محالي محا معاد المعاد المعال المعليا عمال المعليا عمال المعلي عمال عمال المعاد المعا معاد المعاد المع (21) جال ولرجالى جان بالن مرجل تھانہ سےردائگی کی تاریخ ووقت · ~ 5.50 ابتدائى اطلاع ينجدرج كرو فيرد سابو صوار في مسقو فروم الم بر مفرون ذيل ج حساب ملاك مواب معان من من مرد من معلم أسنين دو فر مك معد نا شهرون خونترن بحظم مرجا فروقوع مرفر فرف في فريق في في معد ما شرق فرود عاكم جنبنا عدودون دند الازی می 153 xHT دردندور می روان جان ولر مطال حان کان كرون موانيل مرا301513530 نولنه طلب عاى بران سى مفرانس من فوساً 26 ش ادفی معد نیا ت مرا موجود تمعار صر قر در نی و مع ما و می معد مناح ی کان ن ادر شرسل الغ مردان رواز شاغان متعلق ومطافل ميافوه محرمهم سي نراسا جس من صاف ظایر سے . نہ فذکو دہ مالا دور نی و مرمع منا - عد محالی کا طور مرکو جا را تفا جور تما بل دست دندان جراب سناد معابة در جماهان معراب ار مان مردان بر ۲۶ مرد المروب من روان وار منان مان مان مان مروب خار وسردفع بالد يافي ويف أنى أورد وعنوما و خرور ما كاروس الود شره كار تلاد مال قف المرام في على الارتقال AIR مع توازين والعاد المن وتحطائل في الم دوج الان رغول RIR عصروم مرد في مرد في من حوالم سط بف رافي وال A US and the second As Anieli (131) ATTECTED

Лn ·

وليس KPK فارم نمبر ٢ ابتدائي اطلاع رپورٹ ابتدائي اطلاع نسبت قامل دست اندازي پوليس رپورث شده زيرد فعه ۱۵ مجموعه ضابطه فوجداري ضلع ____ 393 4919 46 تاريخ دوقت ريورث 15 5 real Sulle b3: نام دسکونت اطلاع د بهنده مستغیث فتی کارڈ *نمبر /مو*ہائل نمبر الالالا 2180 قریفیت جرم (معہد فعہ) حال اگر پچھایا گیا ہو۔ - di jestitor حائ دقوعدفا صليقماندس اورسمت Chine iel Virile ا نام وسكونت ارم شاختی کارڈ *نبر ا م*وبائل نمبر *ا*ن کاروائی جوتفتیش کے متعلق کی گنی اگراطلاع درج کرنے میں تو قف ہوا ہوتو دجہ بیان کر و تھانہ۔روائل کی تاریخ دونت I - in NALINSA 2 11211 ابتدائى اطلاع في يحدر حرور براسلەيد مىرا مىسابىر سىيىت معاون و بل مع منا. مراى د عانى زىر دىسى خىرى كاردىس سەن ىىدى كىلى فاسكر ملام فارقس فريار مانتنا ويتر المعديلات أكروس ودريد سرط تها. 1 (SUL) سام میں باعدد میں بی مطالبہ اوراس مشار کو سراس is it is in the is a series لأز مطالون تعريه كمنهوا 18Nover سى ار كلومت بر فترح خر مر سيا ز برما ر ÉFIR 3. م الملكرون في كارور ال المينان مالعان مراف كالم مركب مركب المراد الله المسين مرطاف المنال ومرسل سميري ال 1) we , by ilino ر سطن وسائم دوند محقر فنهل الل in FIR white لموسر كوا بي كوا TESTEP فر مرقر در و 16 - 12 2017 م د مع طالم مرى الآلال and will wisi ub il مركر تعول 1 Jul

⊾**KPK فارم نمبر ∠۳** فارم نمبر۲۴_۵(۱ ابتدائى اطلاع رپور م منزم كالمراح 42 340 - 340 ابتدائي اطلاع نسبت قابل دست اندازي بوليس ريورث شده زيرد فعة ١٦ مجموعه ضابطه فوجداري 5.01:45, 2927 20 1999: 10.5 510 10 9 27 06 تاريخ ودقت ريوري - jg 27 -تام دسكونت اطلاع د جنده مستغيث بلال اتما فيكرل مار شناحي كارذتم ومومانل تمبر منقر کیفیت جرم (معہ دفعہ) حال اگر کچھلیا گیا ہو۔ 2017 201 0 10 188/ 55 (1) عاصلةان ادرمت حكما فودر أيس ليزيد الرقي وروال نام دسکونرت لمزم eng + y we lind with sure for the كاردانى جوتنيش معلق كى اكراطلاع درج كرف يس توقف مواموتو وجديمان كرو رم رسيل مي مسرا مسلمديد صفار عرز ري (ميسرك تھانہ سےروائلی کی تاریخ دوقت ابتدابي اطلاع يتحدرج كروفيز سلية وصولد سبي ذن الراجيد مراكل بمعنوب بالب معامن عامر عامن عامر اس مرار اس ما بالا معاديات المواني تصامع تروط في الجز منظر ليغ الملان وقد حلَّها مرازل المده في لا الد بالماد الموالد جبرز ول افراد بغير حالة في طور يركان مي 2 كار على مصروف ال الروم الل ج و معرولا عد العرال سال ب و مسن قله عد اخبل مور الي المروم ال المرات وماحدان في المراسي، المعلمون وقد حات المعلم قاد في مدان المادوك سي ممروري اقدر مان مرس ام ملوز المراري مادي العدال كالم ال الاال سير تو محوال فسل سليم عان FIR و ب كان كارون كالى من ا When WIN W NOBULO & TUESTER CLONETUUT COLOTING ال احد مندل كارد مورسم عن 7 2 مس ا مل سرسلم من محرف ع بالا مولم الله : FiR معرفه المرار النسيس ملي كالنبي حوالم من فلسم الله حات من الاجر الأرتي ATTESTED ASIPSYI

پولیس صوب*ه مرحد*فارم نمبر۲ گورنمنٹ پېرلیل پڅاد د جاب نمبر 2286/13 فارم شور _ تعدادایک بزار د جشرز مود مه 20.06.2011 في فور (فارم شور جابز) صخنى فارم (پولیس) فالتيل ابتدائي اطلاعي ريورٹ فارم نمبر٢٢_٥(١) ابتدائی اطلاع نسبت جرم قابل دست اندازی پولیس ر پورٹ شدہ زیر دفعہ ۱۵ مجموعہ ضابطہ فوجد اری <u>اردس</u> منع مرای ار فروت ريور في تركي الريس مروم مر مي تركي الريس وه: 9 كي المركز وي المركز وي المركز وي المركز وي المركز وي الم 3 B die Alille تركيفيت جرم (معد نعه) حال اگر بحوليا كيا ہو۔ () مركز منہ ل سکر گرز من ر) ملت 11 200 ^{ئے} دقوعہ فاصلہ تھانہ سے اور سمت Lis 162 Jul وسكونت لمزم () منظام ولهرمية i light in the a individing the first and a the الی جوتفتیش سے متعلق کی گنی اگر اطلاع درج کرنے میں تو قف ہوا ہوتو دجہ بیان کرو مردانی کارخ دوقت مردانی کارخ دوقت مراج کار مرد مرد می کار اندان معد نیاب معالت در محال محال محال مراج می کارش کار کار کار می است اندان معد نیاب معالت در محال مطالب عبر اس تروم می کارش کار کار کار کار دار از مراج در معال می در دوج در دوج در در معال می ایم کار ایم کار کی کو در کار دار 1 y man and a series of the series الد مليد با رهدر، وعرار في منه 1998 ع 36 و 340 (2) وتسبع ولير في المراب مع ورجع المرفي المراب مع ورجع المربي ال 1. 2. 2. 2. 3. 4. 5. 5. 6. كالمر والمرفية ومنه المنا مع مد مد المتحال عبد المعار سكند با حين ولي وي المرون الم 1. 2. 2. 2. 5. 5. 6. كالمرون مع مد مد المتحال عبد المحال عبد المحال المرون المرون المرون المرون المرون المرون ا برقا فوجي معدروس المارويش بروا فخ کان می وی کا میں میں میں میں ہے۔ متری دیم در مور ماح کا در میں جار ورانی کے طلع اور میں ماردی کا در ان کا در ان کا میں کا میں کا میں کا میں کا م متری دیم مالی میں کے میں کے میں کا میں کا معال دھر میں میں کا در کا در کا دیکھر مالی کا در کا دیکھر مالی کا در ک معن منى ويشرب كي ميلا منه مكرماني . مور مانيو موجي مين عديم العرف لدى ريب . وهو داني 2 in the strate of the survey of the strate ATISTE - Hand ACI- 05- YH

کوشند پیریس بنادر جاب نمبر 2286/13 فادم مؤدر تعدادایک بزارر جنز زمور تد 20.06.2011 فود (قادم منور جابز) همی قادم (پر-ر ابتدائى اطلاعى ر يورث ٥٦ ١ ٢٦ ٢ ٥ ٢ ٥٢ ٤ ٢ ٥ ١ ٥١ المرابي الملاعى ر يورث ٥٦ ١٦ ٢٦ ٢٢ ٢٠ ٢٠ 47 ابتدائى اطلاع نسبت جرم قابل است اندازى بوكيس ربورث شده زيرد فعد ١٥٢ مجموعه ضابط فوجدارى بارسری ضلع معرای <u>294</u> مرتخ ويت وقري <u>ح</u> وريت 294 51500 - 20 3 5 10 1 3:45 - 20 3 20 وبندوستغيث باللالع وسرل سرار مددند) عال اگر کچھلیا گیاہو۔ (ز) 56 مشرك آيد انت ادرست فر جری موجود زار سیر روز مر فاصیر and fit tobe In it is new deries 2 منعلق کی گی اگراطلاع درج کرنے میں توقف ہوا ہوتو دجہ بیان کرد ار مرکز ار مرکز اس کر اس مرکز سے مرکز مرکز سے س - Diice مار² دوقت ابتدائی اطلاع شیخدرج کرویدا ایم و ولد منا بن سنید منزم خنر سر 2 بده مون ذیل مح . منا — ۲۰ ۲۵ ماس خطا ندیا رصن کر رسی بر سرد است دون دلد عدر دا شعر دن خویترن و مام بیر جا دونو به ایرلنها ملک عیرنیا شود و قها . کر چیکناک ورزان را ساخ بن منه دارای 2 در از ر در الاستك أنادع منها و المحارم و كو مد طال رجل عنه ك منه في السر ما اس مس ن الم الله عن الدي الم الم موجود ما من المرابع المرى مراحر ووالم ق من من المدين المدين من من المان المان المان المان معلى جرما من لل الم ومجرمی فی مرکز مرکز مرکز مرکز مرکز اور الرزار مرکز معربات مسر کانون کرد محرارا تھا۔ مدیمة کامل دست الدازی نوم بی صبح میں - بنزا استر تک اس - مامیان میران کے بیال کری میر 18 (6) 2 در اسٹور عن کہ مسرولہ مدری الد المال المالي على الما و در عام عنول طور من موارب رسر دفير فارزي العرف المحرم مردى المردي المحرمة المحرمة المحرمة المحرمة المحرم مرجلی میجند میں نیس نیل FIR روزیں حسی اللہ بالال الد میں ال Red فالم مر المراب المراب في المراجية مرالم الحد طان أ Asi فالما المرجيم Afing افتحار ASI PS. YH 5.20

انسپکثر جمزل پولیس صوبه مرحد فارم تمبر ۲۳ فارم تمبر ۲۲_۵(۱) فائيل ابتدائي اطلاعي ريور ٺ ابتدائي اطلاع نسبت جرم قابل دست اندازي يوليس ريورث شده زيرد فعة ۱۵ مجموعه ضابطه فوجداري <u>مارمس منع موامی</u> _ تاريخ <u>ودُرْ و</u>وْم 40 تاريخ ووقت ريورف 5:00PM -413:00 C نام دسکونت اطلاع د جنده مستغیث 3) FUre will the . 18857-1 مخفر كيفيت جرم (معد فعه) حال أكر كچھليا گيا ہو۔ ₉4 ، <u>86 ، 86 ، 598 ، 598 ، 6 ، 50 بلد</u> _٣ جائے دقوعہ فاصلہ تھا نہ ہے ادرسمت مكنا ته ال ردرا - ٣ نام وسكونت ملزم ۵_ ogbitile Wind 2 low Ould inorthe this كاردائى جوتفتيش ي متعلق كى گاراطلاع درج كرنے ميں توقف ہوا ہوتو وجہ بيان كرد مر مسب مشكر مدارسا كم مفكر سر در روز تھانہ ہے روائگی کی تاریخ ووقت in my int ابتدانى اطلاع يتحدرج كرو معدد سله معرار مدى الم مسيت منرم برط للمدين ومدى سرد مرمكرن خراب OHS ماقت حواد وا دهس مين مين مالك اعد عد مداف مرك الرد علم النف مرار مرك مرا النف مرار مرك مرور من N إدبي معددنات الركمة ترسليك مس وكمنا في تل دروس ويوفي مرد فا مح ورمد مد فر مرد مرد مرد مرد مرد مرد مرد مرد مرد م متر الراحية معادى المناكر والروم ومر با والمرى المرى المراد والمرس السريار المكادر ما وقتاً لور المكرون المربع في في في مود مر الفرادون ماد على مركا فرن ادر مار مر مر مر مراداد المراب مامان في المراب والمراف والمستين بدايد خود سرا فرادوں كر فابق حفيہ 56.56 الملك المحد ومعد الم - حلوف - المالية فالمكالية 1) ب حمانيل مسرا 53 5 469 4 5 0 @ مجاد طلرص اكما ب علوانيل مسرر 53 4 5 1 53 4 تعدي مسري من كرر مرد مرد مرد ورج بالإدفات محت طنبي لمردر أن كاط إلار د معطر مارس مرار المراس و مراح = 17 من المراس فراس و مراجز المراس مردم المراجز المراجز المراجز المراجز المراجز Ht. sips. H. 24-2-21 ATTESTED

فارم نمبر ۲۴ ۵۵ (۱) بوبه سرحدفارم نمبر ٢٢ ابتدائی اطلاعی ریورٹ ابتدائي اطلاع نسبت جرم قابل دست اندازي يوليس ريورث شده زير دفعه ۱۵ مجموعه ضابطه فوجداري _____ نيلع ____ **موري** بارحس) 513:30 - 15 = Mais 2015 _ RR 41 5 14:00 - 24: 514:00 - wels = ماريخ دو**قت ريور**ٺ 62188571 نام وسكونت اطلاع د بهنده مستغيث 3. biding ap 1 Ulle 0345.5175000 مختفر کیفیت جرم (معہ دفعہ) حال اگر کچھالیا گیا ہو۔ 6**1/ 56 میرل سامی** ور المر الل 1710 a جائے دقوعہ فاصلہ تھانہ سے اور س 12 ieg Alide line (chendow) ناموسكون ملزم () اسميعلى ولد فاصاب الكذافيان في () المفطم المروز رسطان سلم ندا تھانہ سے روائگی کی تاریخ ووقت متر ومطامه مر 2 موجول مور معدون د ine its velent ابتدابی اطلاع نیچے درج کرو۔ گذار اس ی جای م. در عکم است فراند کرد علد معد سات موری در طال محرر سر می مدا خدر اس ی جای م. این محمل است فروه م ایر اسلیر در اسر سر اسر می اسر ماد ا عسان مع معد من عد خانوى فالله الود تك وترسل من عبور تي . 8. م م در تك بانعان الد ورف خان سلید نیک از مرد من ادر ارس ولا صر ۱۷ یک مار می ایران و می باد س عبد اندست دامند میں دینی مسند ماد می مردی غرمعد ۱۹۹۱ جی یا خد میا ہے . اسل او حرد مذكور مالا فيرد معلم معدسات - سالية لعبر على الدر سد مر مالا و فعات ى معلم حملا علان ركما مع من فذكر مالا لم يعتل مركانون ادر عالى دست اللازى لالس مرجع فيه الم م ى منعب من عرفتى عاى من المرسير المرحل وله تا علوم ودر تك ماتيان آ في وله إرت رادر ادرس وله صن الجاب ، مطاف صح بالا دفعات منون جرع در ومراحر فلول الد ى ما ي تعلى جراع سيرمسين فوار من اسار إن دستو المريرى بالل الدمسرل كارو هرام وقي دار SIPS YH ATTESTED 24-2-20

فارم نمبر ۲۳_۵(۱) ابتدائی اطلاعی ر پورٹ ابتدائی اطلاع نسبت جرم قابل دست اندازی پولیس ر پورٹ شدہ زیرد فیہ ۱۵ انجکو عد ضابط فوجد اری clip 5 En en en 1 201 20 20 8 119 27/02/ July 6 11/09.0 دوت ريورت 27/22 ومد PM09:30 OMS-5175000 مكونت اطلاع دجنده مستغيث بول لد منها كارو 16201-6213857-1 ليفيت جرم (معدد فعه)حال اكر چھليا كما ہو۔ 2017 2011 62 مترك ، د توعد فاصله تعاند ا درست 1169610 سكونت طزم « بران افره فلم مرال صف ولا المل طال الْ بَوْنَيْتُ المعلق كَم عَلَى أَكُراطلاع درج كرف من توقف بوابوتو وجد بيان كرو 1 all all 1) alla lin ۔ بےروائی کی تاریخ دوقت il du ابتدائى اطلاع يتحدد مرو- اس مَتْ المدر مراسل مراسل من سيب مدر (مرمحون فرم مر ملاحله ما مرا مرا مرا من المران من مر مده المران ومعرص مكلكة معذبات مدرج بالافتام موجروتها تردم ومعرفه المرال برمكر رايدا (ورد ماخل مرد ما تورط ادر معد با - م مال ما ارتر من مرا مرا المار. المرابع الم معلى ودال بركر و 1101200 ع آ د او ای ای از ان مرا ما می مواد ا. عيرتا ول معرام معارة م الد مدرم مالا امر دا فرد كام و شرا المر 10, 2017 را تعلم تعدد معدو مرزان ف اور عام دست مذازان لوال ناما ا الم الما المسرما في ترمز إلا الموم عمود مذورة فرالل فر عالم ودم فرال ما فران ماره مرام ما مر اور مر مارج در ر تما الركن حوالمرك اور لود اره معد سار ال المر مال فير في منف س الله جارع لعرب مدن فر عال ار عد فاز في فال ال كرمدار المرائل تابر مقومت كالعظل بنداد المارم موال منه ل كا دو مره العرام السراجر و مرفرود صرد إفراح جام مرموم در الدان والدان معمان مر والاران م ATTESTED

hill (rom on and alle 216 8 المح<u>مدة</u> منجاب (مورخه yclores in a مقدمه دعوكي Source Apped جرم باعث تحرير أتك مقدمه مندرجه عنوان بالامیں اپنی طرف سے واسطے پیروی وجواب دہی دکل کاروائی متعلقہ آن مقام سروس مرجر () كيليخ حصيفا الاسم ف معل مقرر کرکے اقرار کیاجا تاہے۔ کہ صاحب موضوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کوراضی نامہ کرنے وتقرر ثالث و فیصلہ پر حلف دینے جواب دہی اورا قبال دعویٰ اور بصورت ڈ گری کرنے اجراءاور وصولی چیک در و پیدار عرضی دعویٰ اور درخواست ہرشم کی تصدیق زرایں پردستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا پیل کی برامدگ اور منسوخی نیز دائر کرنے اپیل نگرانی ونظر ثانی و پیروی کرنے کا مختار ہوگا۔از بصورت ضرورت مقدمہ مذکور کے کل پاجزوی کاروائی کے داسطےاور دکیل پامختار قانونی کواپنے ہمراہ پااپنے بجائے تقرر کا اختیار ہوگا۔اورصاحب مقرر شدہ کوبھی وہی جملہ مذکورہ با اختیارات حاصل ہوں گے اوراس کاساخته پرداخته منظور وقبول ہوگا دوران مقدمہ میں چوخرچہ ہرجانہ التوائے مقدمہ کے سبب سے دہوگا کوئی تاریخ بیش مقام دورہ پر ہو یا حد سے باہر ہوتو دکیل صاحب پابند ہوں گے۔ کہ پیرو**ی ندک**ورکریں ۔ لہٰذا وکالت نامہ کھھدیا کہ سندر ہے۔ ଟ 276 المرقوم ر <mark>20</mark> م a.L alte quit مقام في در کے لئے منظور ہے۔ يوك مشتشكري پشاورش نون: **220193** Mob: 0345-9223239

Pa.3 BEFORE THE HONOURABLE SERVICE TRIBUNAL KHYBER PUKHTUNKHWA, PESHAWAR Pakhry Put up to the Hauble Choin - an Nill relevant app-al C M No of 2021 Appeal No 3528/2021 'ce Hilal Ahmad S/O Awal Sher R/O Mohallah Mama Jee Masjid Yar du. Cerond week of July, 202, VERSUS Government of Khyber Pakhtunkhwa through Director General Mines and Mineral at Peshawar Government of Khyber Pakhtunkhwa through Secretary 2. Mines and Mineral at Civil Secretariat, Peshawar 3. Government of Khyber Pakhtunkhwa through Assistant **Director Mines and Mineral District Mardan** Government /of Khyber Pakhtunkhwa through Assistant 4: Director Mines and Mineral District Swabi......(Respondents) Application for fixation of early date in the above titled service appeal Respectfully Sheweth: -That the above noted appeal is pending adjudication before 1) this Honourable Court and date of hearing is fixed 07th September, 2021. 2) That in the above noted case, the Respondents have

dismissed the Applicant/Appellant without any cause and

Applicant/Appellant is now facing severe financial crises, therefore, the urgency is required.

- 3) That it is the right of every citizen to be dealt with according to law and equal protection of law; and for quick disposal of the case as justice delayed justice denied, that's why judicial policy has been framed.
- 4) That there is no legal bar to allowing the application for early hearing in above noted case, as this Honourable Court has got ample inherent powers.

It is, therefore, respectfully prayed that on acceptance of this Application, an early date may graciously be fixed in above noted case for the best interest of justice.

Through:

for

H. tod (HAFEEZ UL ASAD SHANGLA)

Applicant/Appellant

Dated:-03-06-2021

(HAFEEZ UL ASAD SHANGLA) Advocate High Court, Peshawar

BEFORE THE HONOURABLE SERVICE TRIBUNAL KHYBER PUKHTUNKHWA, PESHAWAR

Hilal Ahmad.....(Appellant)

VERSUS

Government of KP and others.....(Respondents)

AFFIDAVIT

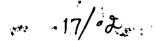
I, Hilal Ahmad S/O Awal Sher R/O Mohallah Mama Jee Masjid Yar Hussain District Mardan, do hereby solemnly affirm and declare on oath that all the contents of accompanying Misc Application are true and correct to the best of my knowledge and belief and nothing has been concealed or withheld from this Honourable Court.

DEPONENT CNIC # 16201-6218857-1 Cell # 0345-5175000

Identified by:-

(HAFEEZ-UL-ASAD SHANGLA) Advocate High Court, Peshawar

ATTESTED Mukhtar Ahmed Ghaznavi Oath Commissioner District Court. R 0 N



BEFORE THE KHYBER PAKHTUNKHWA SERVICE

TRIBUNAL PESHAWAR.

SERVICE APPEAL NO. 3528/ 2021

Hilal Ahmad..... Appellant

Versus

Government of Khyber Pakhtunkhwa etc..... Respondents

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Assistant Director (Admin) ' On behalf of Respondent NO. 01 & 02

BEFORE THE KHYBER PAKHTUNKHWA

SERVICE TRIBUNAL PESHAWAR.

SERVICE APPEAL NO. 3528/2021

Hilal 'Ahmad.....

..... Appellant

Versus

.....

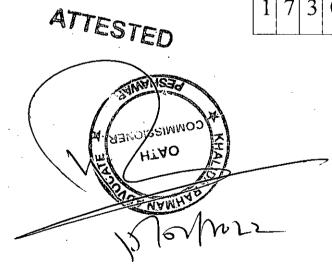
Government of Khyber Pakhtunkhwa etc..... Respondents

<u>AFFIDAVIT</u>

I Muhammad Iqbal Superintendent (Admin), Directorate General Mines & Mineral do hereby solemnly affirm and declare that the contents of the accompanying para-wise comments are true and correct to the best of my knowledge and belief and that nothing has been concealed from Honorable Court.

0

Identified by



BEFORE THE HONORABLE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA, PESHAWAR

VERSUS

- 1. The Director General Mines & Minerals, Khyber Pakhtunkhwa Peshawar
- 2. The Secretary Mines and Minerals Dev: Department, Khyber Pakhtunkhwa, Peshawar.
- 3. The Assistant Director Mines and Mineral, District Mardan.

Comments on behalf of Respondents

Respectfully Sheweth:-

Comments on behalf of Respondents are submitted as under: • **Preliminary Objections:** -

- 1. That the appellant has not come to this Honorable Tribunal with clean hands nor the appeal is based upon legal footing. Hence, the appeal is liable to be dismissed.
- 2. That appellants have got no cause of action or locus standi to file the instant appeal.
- 3. That the appellants are not entitled to any relief and this appeal is filed just to waste the precious time of this Honorable Tribunal.
- 4. This Honorable Tribunal has got no jurisdiction to entertain this appeal.
- 5. That the Appellant conceal the facts from this Honorable Tribunal

Facts: -

- 1. That appellant was recruited as Mineral Guard (BPS-01) on 28/10/2014 in this Department.
- 2. No Comments. As pertain to record
- 3. Mr. Hilal Ahmad Mineral Guard was directed vide this office order No. 752/MDW/MR/Establishment file dated: 01/07/2020 to perform duty round the clock at Jaganath, Adnan Talao, Sher Dara, Mir Ali, Ismaila, Adina, Kalo Khan District Swabi, with already deputed mineral guards to curb un-authorize mining (copy of office order enclosed as annex-A). It is correct that Respondent No. 1 & 2 paid surprise visit to Jaganath District Swabi on 10/07/2020 and the appellant was found absent from his duty.
- 4. Correct to the extent that at the time of visiting of the respondent No. 1 & 2, illegal mining was continued in Jaganath, District Swabi. The rest of para is subject to proof.
- Correct to the extent that on 10/07/2020, the day on which the respondent No. 01 & 02 visited Jaganath, Adnan Talao, District Swabi, the appellant lodged Marasallas in Police Station Yar Hussain, District Swabi (Copies of Murasallas are enclosed as Annex-B & C).

- 6. Incorrect. As stated in para-3 that on surprise visit of High ups, the appellant along with other Mineral Guards were absent from the site.
- 7. As stated in para 05 above.
- 8. Murasalla against Shakil and Asif (offenders) were registered by Kashif Mineral Guard while Mr. Hussain Ahmad, Mr. Shahid Hussain and Hilal Ahmad are witness. The other Murasllas was registered by Hussain Ahmad and Shahid Hussain, Hilal Ahmad other Kashif were witnessed.
- 9. Correct to the extent that the day of occurrence was Friday 10/07/2020.
- 10. Correct to the extent that Show Cause Notices were issued to Mineral Guards namely Mr. Shahid Hussain, Hussain Ahmad, Hilal Ahmad and Kashif on 13/07/2020 on account of failure to control illegal mining/transportation, absent from the site despite the fact that considerable time was spent on the site by high ups i.e the then Secretary Mineral Development and Director General Mines & Mineral and non performing of duties which is misconduct an inefficiency on the part of all these four Mineral Guards, they submitted their reply on 20/07/2020.
- 11. The appellant was given an opportunity for personal hearing on 27/07/2020 however, he could not have satisfied the Competent Authority.
- Correct to the extent that the Competent Authority in exercise of power under 4(1) (b)
 (iii) of Khyber Pakhtunkhwa Civil Servant Efficiency & Discipline Rules-2011 imposed major penalty of "Removal from Service" Mineral Guards on 27/07/2020.
- Correct to the extent that all Mineral Guards preferred appeals before the Appellate Authority i.e Secretary Minerals Development Department which were rejected on 08/02/2021.
- 14. No comments.

Grounds: -

- A. Incorrect, the Appellant was found absent from the area Jaganath District Swabi.
- However, Marasalla have been registered by the appellants in Police Station Yar Hussain.B. Subject to proof and pertained to record at the day and time of visit by respondent No. 1 & 2. The appellant/appellants were found absent from the site.
- C. Incorrect, hence denied.
- D. The distance between Jaganath and Police Station Yar Hussain is about 5 Kilometers but motor bike was used and therefore there is no excuse in respect of distance, however it is correct that the occurrence day was Friday.
- E. Incorrect, the order dated: 27/07/2020 and 08/02/2020 is in accordance with law and facts.
- F. The Appellants/Applicants were found absent at site visited by Respondent No. 01 and 02.Therefore, the order removal from service was issued in accordance with law.
- G. Correct to the extent that two Marasallas were registered in Police Station Yar Hussain by appellants. However, the removal order was issued due to absence from the site.
- H. Subject to proof.
- I. The respondents passed the removal from service order in accordance with law and rules.
- J. Incorrect, hence denied the removal from service is based on facts.

K. No comments.

In view of the above it is requested that appeal/appeals of appellant/appellants may be dismissed with

cost, please.

Director General Mines & Mineral Khyber Pakhtunkhwa, Peshawar, (Respondent No. 1)

Assistant Director Mineral Development, Mardan (Respondent No. 3)

ecretary

Minerals Development Department, Khyber Pakhtunkhwa, Peshawar, (Respondent No. 2)

Assistant Director Mineral Development, Swabi (Respondent No. 4)



OFFICE OF THE ASSISTANT DIRECTOR MINERAL DEVELOPMENT MARDAN Address: Center Colony, Near Jamia Masjid Muqam Chowk District Mardan. Tel: No.0937-9230506

MDW/MR/Establishment File

16

OFFICE ORDER

In partial modification of this office order dated 01/07/2020 Mr. Hussain Ahmad Mineral Guard of this office is hereby directed to perform duty round 'o' clock at Jaganat/Adnan Talao & Sher Dara/Mir Ali, Ismila, Adina, Kalo Khan District Swabi with the already deputed Mineral Guards to curb un-authorize mining and take legal action as per Act.

> Assistant Director (Tech) Mineral Development Mardan

> > 7

/2020

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Dated: 7

Dated:

REGISTERED

7 12020

Endst: No Copy to:

- : 1. The Director General Mines and Mineral Khyber Pakhtunkhwa Peshawar for information, please.
- 2. Mr. Mamnoon Khan Royalty Inspector for information.
- 3. Muhammad Atif Khan RSI for information.

/MR/Establishment

4. Mr. Hussain Ahmad Mineral Guard of this office for compliance.

Ssistant Director (Tech)

Mineral Development Mardan

RNMENT OF KHYBER P WHTUNKH DEPARTMENT OF MINES & MINERA DEVELOPMEN 11:00 AM 010-07-020 المتدالة 10:07-020 10:07-020 (The city) el , 13: 13, 12, 12, 12 + 10, 10 راسله بغرض قائمي مقدمه زرس روابع وطرا المسررة وار مكر دهم مورا = مرابي ما ارج على مرار از ز معرون صلاك في مسير متزوا رمت ولاما تا ورغال مالاد مي موهودات و مسير واراس مسولية مارسين مدينا المرابي المرابي مع مرابي ورواج و مراج من المراج من ولد وارت هال الكرن بلك المح الكسوس مع مربي المربي و درباره الي و رواج من مد عالون ماندار ور سيل منهورو) لدا اس مردم مد المربي مو ادر مع من عد مناح رفت مع لو فرك رفت في غرمند رج مالا اخراد مناصر صوابي عرف او مالا القد من مرتب المرابي و من من من مرابي المرابي من من مرابي المرابي م مال مرادی م مرز رم بالا رقب میں دفع کابار کی نازی جو ، درکن دس لے بارز مرز جر بالا افراد عب مارن ماننداز در میں کر 2 میں ، اور کر میں مارے میں کا کرون میں اس کے مرز کر میں کا کرون میں اس کے ا اس کارمیں کارمیں مرزمیات کر در صحاب ، موجوع معین اور کر اور کی در میں کا کرون میں ا لفرار مع عبان معدمة معلى حرص ك على في مسلط ولا طلب الماسة الور الكان ولا داري طنان والعصور مع معني والمسلم محيلان جرم بالا دميات محقة جراح (15) وطار عاروان كروان كرين اوردينية من من وين وين تحفظ من الن العراق من ب ماموز ماسلة و ترسيل مبزار وما والع - لقل جماع من عس لغازيل 1.18 - 1.40 العارض ومنف مول كار Kichit مارد. میتادی از از معابر میں در ارزار والى المروزان ajusting

فازر فالم السراد دار الرام فل مرابع ال 11/10/1P. 1/2011/2000 11-2010 july عرب المرادين والم الأمين مو وراكي. اد ف مورات مزرف الار بر مردی فی اور لور مراج کی - مج و وروان می وزیر عزین عزین عزین از ا بر مفرسل بمقر والول نزلان جرم (1) 56 مزل 210 Soulder Die Recievel I will Stin 3, bd; Mine ipilal 10:07-020-1 20 c/ /usider Kanil Z Diary I the 3, ledinie - en-

فارم سر ۲۲۰ ۵ (1) - - KP () مدرف احلات سبت فجرم قابل دست اندازي بوليس تربورث شده زير دنده اجموعه ضابطه فوجداري المستحس Che So 549 5.12 0190 5 TE SIL 2111 30 50 07 - 210 5 15 5 01 00 07 - 21.2 مالاع د منده سنغیث کی منسق مزان کا در این کا منسق مراب کا در این کا مستق میزان کا در این کا منسق مراب کا در این مالا جرا معدد نعه) حال اگر کچھالیا گیا ہو۔ (ان کی محکم مال السکی کر منسوں السکی کا ملک کا رو بالان من المان ا المر المعالية المالة المالة المراج المريض المراج TISY former باند ، التي كارج وفقت رابتدانی اطلاع <u>ن</u>یج درج کرو ^ف اسل کر^{و مر}ا شرع ان کار انجار م عدنان تالة من حرجو رعف، كرشلال ولرحس الم ب معلد ما رحسن عون شل مرا 550 47-5480 - 19(1 34) CN C/1 - 2 - 1 mile in 19 9018 1 4 19 10 19 19 روباره الميد درقل « المعتران الول ماعتش و مرسل عمر على الدونير ملز مرالهون والد منه ر في الاخرار الم الم الم الم الم المراد ى معرى مان مى و ترسل بر بابنرى يى اور) (بمان مورى في مورج مال رفد دى 144 بى زا يوركما يى للكل المسلى دا وعود تعاريب بالا المراد عمر بالودا بالنتك ومرسل كمر " الرقام مسامات تسامة فيرس اور خارسو وس ورا سال كر مع من حوله عنون رك شكيل ويرالا - الاراجيز واردار ت حان و الكسومير فتسن ا برسير كميلاف حرار بالادني

10:40 JIbol G Lips P (2 Fring) لم ع من الرز الج عن 2 روز العن الرزار عن المرزان (في مرازات مي مومود 2- 1 آورن داراً من مر موزن مانت و مراس مزر م المسرور م مررب عا- اور فر ملرط وم الرول و ادان دور مات if Swiger 2 6 Lecievech (19 6/1m 10-07-00: 11 كمارمن John to the jule Dand y le je i sur jiter Diary Date: 4 Jussand ", 16 J- 181 (1900 Atter 3, W/ pp 1 1 1/2

(JI) DEPARTMENT OF MINES & MINE رت رأي مصر م<u>ت الشيم</u> 10-02-020 Tin 112, d1:20 is after it is (22) 01 5 2 4 1 1 P2 2:17, مراسله بغرض قائمي مقدميه مراريق كان 2. م في الدنين ورزيم في مدرما - جرابور وطالق م بحل مرل کاردز اعرض عيل در مرس مران در ور ان در ان مادر س موجود الفي م الطار ولد ابن الله سائن بار مسين عالم موار مرما بالن 1988 اور دسم ولم خدار مراجع معار مدار ما معام على هواب ورما من خاب 225 - 10،50 ما در در ما در در ما 225 - 10،50 ما در در در در ما 200 م ما 200 م بارتبایا مرابع میں جس رقب کی معرف میں جس کی معرف کی معرف کی در مسل دیا ہوتی دیں اور کی معرف مرد کی در کی در کی معرف صور این یا در این در معرف میں دعم میں این کی در مسل دیا ہوتی دیں کے باور دی معرف میں از احراد این در معرف کی معرف کی انازی در مسل اور میں کے باور دی درور رج ممان مى در مع ميں مرمن ماجن ماج ج بر طار در ميوالقيار از در اللاسوس من من من من مركن ناها بي على مركار و ار فر عار قار في مريس اعد المسوس من المركز المركز الذي حرم بالا ده مرد - مركز الربع فر عار قار في مريس اعد المسوس و المراجل حدادة حرم بالا ده مرد - مركز الربع فر عار قار في مريس اعد المسوس و المراجل حدادة حرم بالا ده مرد - مركز الربع الحرابين الحرابين الحرابين المراجل 10-7-20

XÌ Ð مارم **سر۲۲_۵(۱)** 16 74);;/JAKP ابتداني اطلاع ريور 0340-1562998 الماطل تأسبت جرم قابل دست الداري يوليس ديورك شده دير دفعة المجموع ضابط فوجداري ضلع <u>موالی</u> (min) 2.10:00 Jer 010 07 4 10 01 01 510:00, pp 910 07 201 50 بر با با بر و بسمار المستشق بيد شد مستعين المرفيترل فارز يقيت (معدد فعه) حال اكر كجهليا كيا مو-2017 201 (10 10 10 10 10 100 100. فأوناعليقاند الاست عمر المرتقر ورقابه لألفا روريا نی جنوعی کی گئی اگراطلاع درج کرنے میں مردسرك سرا سل لاصلاصرا بديدرا تح کی کار بخ ورفت ابتدانی اطلاع فیجے درج کر و۔ *اسلہ سوطو*لہ معمی *اند حسوں احد عسر ل فال*د ون رائع الان بالا مام الحالين ومن الروي في المراسات المراسات المراسية معرسات موري ع معالف عمر جلم عن كاروز وم م جانال عنو لمدر المور وم حلفات تالاؤس وجود في كديفارولا (2) كان ساندر) رحس فياع جوال فو بالمل 2340-936 اور وسم ولا على العرار سلنه فارتف مو فاشل عسر 140 255 0400 إن الليه وسر مردم دوراره رفي درآل دو من عدر دانوني مانيان و تر ال تشروع كما رادر ترمادر مرالين لو ادن سر دار ال الله الوج آر رئيس مع معدر جر بالا آمراد الل كار منا بالد الدواو الارفير في القسم في معرف فان في و ترسل بر ما الري في الاري في الاري في الاري في موالي في فران بالارقىم فلى د فقر 144 ن فركنا مع الل المن المن في ود في نيار بالا افراد المعديا ها ورافاق مالقال وترسل ادان معربات رس مررب عل حوكر فيرقاق مالا المسر اندادى بولس جرم من معزاد مراحي فالمحدث من عرص فال عاق الم نظار ولد جمان اللي وسي ولا يس القرار السويتر فتس الإيثر تحلاف جراب وقر ت Fire و ما مر قادى في وروانى كرار . اور المسوسر وتسري و الم قريل فس ل Fill in the second content of the content of the second with the

ふろう OVERNMENT OF KHYPE DEPARTMENT OF MINES & M 04-67-2020 68.15 AM Find OT) 55050 - 04-07- 2020 - 04-04-2- (1) 56(1) 12-ورسي اراب مالدر مرد ار فرراقاتی مقدمہ الار الم من من 2. 2. 10 من و 15 مار مار و مع مات صول م 2 م الا زر وسخالی مز ال مارد : من لر سترد رف طلما تو لعرض حسال مور ال الحرارة 11 مراجع - معدر جمالا رقب في تسكيل ولا حسن الما يسلن ما ت المرسيل ادن مريات بودى كى حيك ملايي شميزار ولا با مولى مسل المعاق 10 0305-5724739 -- 1 (1) and 1) -- 92739 -- 10 all of 10 Two & Chill and a contract and the and a contract of and and a contract of a contract PRO Control of g المار المرونية من عمان فرون من جمان ف ف ف ي مشكل فلاس الماب الدونية من مماد ولا ناملهم ع فلا فاجم على حفي المراج ورج فرغالم الوزان معامر منه المراج الارت من في فالوز من من المعالي المراج 16101-93 40765-3 0305-9595590 مراجع المراجع المراجع المراجع من المراجع من المراجع الم -ftterain 3, 10 division al and and all Me