

BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

Service Appeal No 740/2014

Mst. Noreen Bibi Ex. Primary School Teacher D/O Ibadatur-Rehman
R/O Kot Malakand Agency.....Appellant

V E R S U S

1. District Education Officer (Female) Malakand at Batkhela
 2. Director Elementary and Secondary Education, Govt. of KPK Peshawar.
 3. Secretary Elementary and Secondary Education, Govt. of KPK Peshawar
 4. Secretary, Finance Govt. of KPK Peshawar
-Respondents

**APPEAL U/S 4 OF THE KPK SERVICE TRIBUNAL ACT 1974
AGAINST THE ORDER DATED 10-02-2014 PASSED BY
RESPONDENT NO 1 WHERE BY THE APPOINTMENT ORDER OF
THE APPELLANT HAS BEEN WITHDRAWN AND AGAINST WHICH
THE DEPARTMENTAL APPEAL OF THE APPELLANT HAS NOT
BEEN RESPONDED DESPITE THE LAPSE OF THE STATUTORY
PERIOD OF NINETY DAYS.**

PRAYER:-

On acceptance of this appeal the impugned orders dated 10-02-2014 of respondent No 1 may kindly be set aside and the appellant may kindly be ordered to be reinstated in Service with all back benefits.

Respectfully Submitted:-

1. That the appellant joined the respondent Department as Primary School Teacher herein after referred to as PST vide order dated 30-04-2013 in the quota reserved for the children of deceased employees, was posted to Govt. Girls primary School Naranji (Totai) and reported arrival on 02-05-2013 and since then performed her duties honesty and with full devotion but

re-submitted to-day
and filed.

Registrar

Sr. No	Date of order/ proceedings	Order or other proceedings with signature of Judge or Magistrate
1	2	3
	26.09.2016	<p align="center"><u>BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR</u></p> <p align="center">Appeal No. 740/2014</p> <p align="center">Mst. Noreen Bibi Versus District Education Officer (Female) Malakand at Batkhela and 3 others.</p> <p align="center"><u>JUDGMENT</u></p> <p align="center"><u>MUHAMMAD AZIM KHAN AFRIDI, CHAIRMAN:-</u></p> <p>Counsel for the appellant and Mr. Muhammad Adeel Butt, Addl. AG alongwith Bashir Ahmad, Headmaster for respondents present.</p> <p>2. Mst. Noreen Bibi D/O Ibadatur Rehman hereinafter referred to as the appellant has preferred the instant service appeal under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against order dated 10.2.2014 whereby appointment order of the appellant was withdrawn and where-against departmental appeal of the appellant dated 20.2.2014 was not responded and hence the instant service appeal on 20.5.2014.</p> <p>3. Learned counsel for the appellant has argued that impugned order is against facts and law and was liable to be set aside. That the appellant has been re-appointed in service. That pursuant to appointment order dated 30.4.2013 appellant had served as PST, till 10.2.2014 i.e. date of withdrawal of the said appointment order but no salary whatsoever was granted to the appellant despite putting in uninterrupted service. That the</p>

appellant is entitled to the salaries for the period she served.

4. Learned Addl. AG has argued that the appellant was re-appointed and as such the instant appeal has become infructuous. Regarding non-payment of salary he argued that appointment order was illegal and as such appellant was not entitled to salaries for the said period w.e.f/ 30.4.2013 upto 10.2.2014.

5. We have heard arguments of learned counsel for the parties and perused the record.

6. According to the record placed before us appellant was appointed as PST vide appointment order dated 30.4.2013. She has resumed her duty vide charge report dated 02.05.2013 and has put in uninterrupted service till 10.2.2014 i.e. the date of issuance of termination order. In such circumstances we are convinced that the appellant is entitled to pay etc. for the period served w.e.f. 30.4.2013 upto 10.02.2014. We therefore direct that the appellant be paid pay etc. for the said period by the respondents within a period of 2 months from the date of receipt of judgment of this Tribunal. The appeal is accepted in the above terms. No order as to costs. File be consigned to the record room.

(Muhammad Azim Khan Afridi)

Chairman

(Pir Bakhsh Shah)

Member

ANNOUNCED

26.09.2016

Sr. No	Date of order/ proceedings	Order or other proceedings with signature of Judge or Magistrate
1	26.09.2016	3
<p style="text-align: center;"><u>BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR</u></p> <p style="text-align: center;">Appeal No. 740/2014</p> <p style="text-align: center;">Mst. Noreen Bibi Versus District Education Officer (Female) Malakand at Batkhela and 3 others.</p> <p style="text-align: center;"><u>JUDGMENT</u></p> <p style="text-align: center;"><u>MUHAMMAD AZIM KHAN AFRIDI, CHAIRMAN:-</u></p> <p>Counsel for the appellant and Mr. Muhammad Adeel Butt, Addl. AG alongwith Bashir Ahmad, Headmaster for respondents present.</p> <p>2. Mst. Noreen Bibi D/O Ibadatur Rehman hereinafter referred to as the appellant has preferred the instant service appeal under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against order dated 10.2.2014 whereby appointment order of the appellant was withdrawn and where-against departmental appeal of the appellant dated 20.2.2014 was not responded and hence the instant service appeal on 20.5.2014.</p> <p>3. Learned counsel for the appellant has argued that impugned order is against facts and law and was liable to be set aside. That the appellant has been re-appointed in service. That pursuant to appointment order dated 30.4.2013 appellant had served as PST, till 10.2.2014 i.e. date of withdrawal of the said appointment order but no salary whatsoever was granted to the appellant despite putting in uninterrupted service. That the</p>		

Handwritten signature and date:
26.09.16

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(Muhammad Azim Khan Afridi)
Chairman

(Pir Bakhsh Shah)
Member

ANNOUNCED
26.09.2016

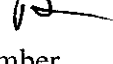
29.03.2016

Counsel for the appellant and Mr. Bashir Ahmad, Head Master alongwith Mr. Ziaullah, GP for respondents present. Arguments could not be heard due to non-availability of D.B. Therefore, the case is adjourned to 01.06.2016 for arguments.


Chairman

01.06.2016

Counsel for the appellant and Mr. Usman Ghani, Sr.GP for respondents. Counsel for the appellant requested for adjournment. To come up for arguments on 26.09.2016.


Member


Member

6

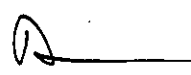
23.02.2015

Counsel for the appellant and Mr. Bashir Ahmed, Head Master on behalf of respondents alongwith Addl: A.G present. Para-wise comments on behalf of respondents No. 1 to 4 submitted. The case is assigned to D.B for rejoinder and final hearing for 25.08.2015.


Chairman

25.08.2015

Counsel for the appellant and Mr. Bashir Ahmad, Headmaster alongwith Mr. Ziaullah, GP for respondents present. Learned counsel for the appellant requested for adjournment. To come up for rejoinder and final hearing on 26-1-2016


Member


Member

26.01.2016

Counsel for the appellant and Mr. Bashir Ahmad, Headmaster alongwith Mr. Ziaullah, GP for respondents present. Due to non availability of D.B, therefore, the case is adjourned to 29/3/16 for arguments.


Chairman

Appeal No. 740/2014
Mst. Noorreen Bibi

3, 06.08.2014

Counsel for the appellant present. Preliminary arguments heard and case file perused. Through the instant appeal under Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974, the appellant has impugned order dated 10.02.2014 vide which the appointment order of the appellant was withdrawn without any justification. Against the impugned order the appellant filed departmental appeal on 20.02.2014 which was not been responded within the statutory period of 90 days, hence the instant appeal on 20.05.2014.

Since the matter pertains to terms and conditions of service of the appellant, hence admit for regular hearing subject to all legal objections. The appellant is directed to deposit the security amount and process fee within 10 days. Thereafter, Notice be issued to the respondents for submission of written reply. To come up for written reply/comments on 29.10.2014.

Member

4, 06.08.2014

This case be put before the Final Bench I for further proceedings.

Chairman

29.10.2014

No one is present on behalf of the appellant. M/S Mosam Khan, AD for respondent No.2 and Khurshid Khan, S.O for respondent No.3 with Mr. Muhammad Adeel Butt, AAG for the respondents present. Written reply has not been received. To come up for written reply comments, positively, on 23.02.2015.


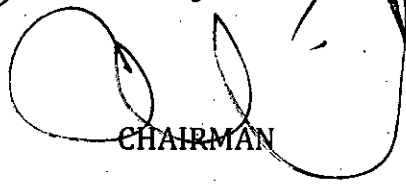
Chairman

Appellant deposited
Process fee of security
Rs. 350/- Bank Receipt
attached with file.

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 740 /2014

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	27/05/2014	<p>The appeal of Mst. Noreen Bibi resubmitted today by Mr. Fazal Shah Mohmand Advocate, may be entered in the Institution register and put up to the Worthy Chairman for preliminary hearing.</p> <p style="text-align: right;"> REGISTRAR</p>
2	28-5-2014	<p>This case is entrusted to Primary Bench for preliminary hearing to be put up there on <u>6-8-2014</u></p> <p style="text-align: right;"> CHAIRMAN</p>

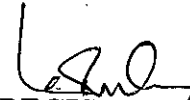
This is an appeal filed by Mst. Noreen Bibi today on 20/05/2014 against the order dated 10.02.2014 against which she preferred a departmental appeal on 20.02.2014 which is premature as laid down in an authority reported as 2005-SCMR-890.

As such the instant appeal is returned in original to the appellant/counsel. The appellant would be at liberty to resubmit fresh appeal after maturity of cause of action and also removing the following deficiencies.

One copy/set of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal in file cover.

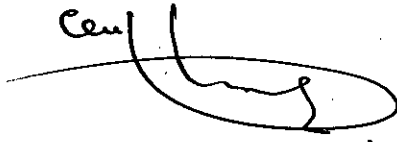
No. 768 /ST,

Dt. 21/05 /2014


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Fazal Shah Mohmand Adv. Pesh.

Sir, Resubmitted please, after submitting
another spare copy and further the appeal
is mature by now.


27-5-14

4
31
30
21
91

BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

Service Appeal No 740/2014

Mst. Noreen BibiAppellant

VERSUS

District Education Officer.....Respondents

INDEX

S. No	Description of documents	Annexure	Page No
1.	Service appeal with affidavit		1-3
2.	Copy of appointment order & charge report	A & B	4-5
3.	Copy of attendance register & with drawl order dated 10-02-2014	C & D	6-90
4.	Copy of departmental appeal dated 21-02-2014	E	10
5.	Wakalat Nama		12

Dated:-19-05-2014

R. Noreen
Appellant

Through

Fazal Shah Mohmand
Fazal Shah Mohmand
Advocate Peshawar

OFFICE:-

Cantonment Plaza Flat 3/B

Khyber Bazar Peshawar.

Cell # 0301 8804841

BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

Service Appeal No 740 12014

Mst. Noreen Bibi Ex. Primary School Teacher D/O Ibadatur-Rehman
R/O Kot Malakand Agency.....**Appellant**

V E R S U S

1. District Education Officer (Female) Malakand at Batkhela
2. Director Elementary and Secondary Education, Govt. of KPK Peshawar.
3. Secretary Elementary and Secondary Education, Govt. of KPK Peshawar
4. Secretary, Finance Govt. of KPK Peshawar
.....**Respondents**

730
20/5/2014

**APPEAL U/S 4 OF THE KPK SERVICE TRIBUNAL ACT 1974
AGAINST THE ORDER DATED 10-02-2014 PASSED BY
RESPONDENT NO 1 WHERE BY THE APPOINTMENT ORDER OF
THE APPELLANT HAS BEEN WITHDRAWN AND AGAINST WHICH
THE DEPARTMENTAL APPEAL OF THE APPELLANT HAS NOT
BEEN RESPONDED DESPITE THE LAPSE OF THE STATUTORY
PERIOD OF NINETY DAYS.**

PRAYER:-

On acceptance of this appeal the impugned orders dated 10-02-2014 of respondent No 1 may kindly be set aside and the appellant may kindly be ordered to be reinstated in Service with all back benefits.

Respectfully Submitted:-

1. That the appellant joined the respondent Department as Primary School Teacher herein after referred to as PST vide order dated 30-04-2013 in the quota reserved for the children of deceased employees, was posted to Govt. Girls primary School Naranji (Total) and reported arrival on 02-05-2013 and since then performed her duties honesty and with full devotion but

20/5/14

re-submitted to doj and filed.

27/5/14

even salary was not paid to her of the period she performed the duties. (Copy of appointment order and Charge report are enclosed as Annexure A & B).

2. That the appellant performed her duties until her appointment order was withdrawn by respondent No1 on 10-02-2014 without assigning any reason and without any omission and commission on her part. (Copy of the attendance register and with drawl order is enclosed as Annexure C & D).
3. That there after the appellant submitted departmental appeal before respondent No 2 on 20-02-2014 which has not been filed despite the lapse of more than ninety days. (Copy of appeal is enclosed as Annexure E).
4. That the impugned order dated 10-02-2014 of respondent No 1 is against the law, facts and principles of justice on grounds inter alia as follows:-

GROUND:-

- A. That the impugned order is illegal and void ab-initio.
- B. That the appellant has not been treated in accordance with law and mandatory provisions of law have been violated by the respondents while taking action against the appellant.
- C. That the appellant has been punished for no omission or commission on her part.
- D. That no inquiry was conducted to had found out any omission on her part.
- E. That the appellant has been condemned unheard.
- F. That charge sheet and show cause notice were never communicated to the appellant before withdrawing her appointment order.
- G. That the appellant was also not afforded the opportunity of personal hearing.

H. That the appellant could not be punished for the fault of others if any and rights accrued to her could not be snatched in the manner she has been treated.

I. That the impugned order is not maintainable because the same has been passed with retrospective effect and the appellant has not been paid the salaries of the period she performed her duties.

J. That the appellant seeks the permission of this honorable tribunal for further/additional grounds at the time of arguments.

It is therefore prayed that appeal of the appellant may kindly be accepted as prayed for.

Dated:-19-05-2014

Reen
Appellant

Through

Fazal
Fazal Shah Mohmand
Advocate Peshawar

AFFIDAVIT

I, Mst. Noreen Bibi Ex. Primary School Teacher D/O Ibadatur-Rehman R/O Kot Malakand Agency, do hereby solemnly affirm and declare on oath that the contents of this **Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.

Identified by

Fazal
Fazal Shah Mohmand
Advocate Peshawar

Reen
DEPONENT



OFFICE OF THE DISTRICT EDUCATION OFFICER(FEMALE) MALAKAND AT BATKHELA.

APPOINTMENT/

The undersigned being the competent authority is pleased to approve and appoint Mst.Noreen Bibi D/O Ibadatur Rahiman resident of village and post office Kot Malakand as PST at Govt:Girls Primary School Naranji (Totai) Union Council Sela Patti under the quota reserved for deceased employees children as provided under Rule-10(4) of the Khyber Pakhtunkhwa (Appointment, Promotion and Transfer) Rules,1989 from the date of her taking over charge in BPS No.12(Rs.7000-500-22000) plus usual allowances as admissible to such Civil Servants under the rule in the interest of public service.

TERMS & CONDITIONS.

1. Her service will be considered regular and shall be entitled to the benefits as provided under section 19(1)(2)(3) and (4) substituted under section of the Khyber Pakhtunkhwa civil servants (amendment) Act,2013.
2. Her appointment is purely on temporary basis and is liable to termination at any time without notice. In case of resignation they shall be required to submit one month's prior notice OR deposit one month's pay into Government Treasury in lieu thereof.
3. The appointee should join her post within 15 days of the issue of this order, failing which the order shall stand automatically cancelled.
4. She is required to produce health and age certificate from the Medical Superintendent concerned.
5. She should not be handed over charge if her age exceeds 35 years or below 18 years.
6. She will be on probation for the period of two years which is extendable to one year more.
7. She will be governed by such rules and regulation as may be issued from time to time by the Government.
8. Charge report should be submitted to all concerned.
9. Her pay will released after verification of documents i.e. academic/Prof: Certificates/Degree from the Board/institutions concerned on her own expenses.
10. Entry to this effect should be made in her service book, that the appointment has been made on the deceased quota.

(RABIA ANEES)

DISTRICT EDUCATION OFFICER(FEMALE)
MALAKAND AT BATKHELA.

Endst.No. 1715-21 /FNo/ Decease/Appnt./Recruitment/PST(F)/DEO(F)MKD/ dated 30/4 /2013.

Copy forwarded for information and necessary action to the:-

1. Director, Elementary and Secondary Education Department Khyber Pakhtunkhwa, Peshawar.
2. Sub Divisional Education Officer (Female) Swat Ranizai at Batkhela.
3. District Accounts Officer Malakand.
4. Budget and Accounts Officer Local Office.
5. Assistant Programmer "DEMIS" Cell Local Office.
6. Head Teacher GGPS ^{Naranji} Barchara (Totai)Malakand.
7. Candidate concerned.

Rabia Anees
30-04-2013
Distt: Education Officer (F)
Malakand at Batkhela.

Ally Lead

[Signature]
Adh

چارج رپورٹ

میں سماء لودین کی رلڈیٹ عبادت الرحمن

گورنمنٹ گرانڈ پرائمری سکول نارنگی ٹوٹی ہودہ 5 2013

اردو غیر

Enclst - No: 1715-21/F No/Decrease/APP44/Recruitment

PST (F) DEO (F) MKD/D MED: 2014/2013

میں مطالبہ کیٹ PST میٹر سیکل (BPS-12)

چارج لڈی ہوں۔

Head Mistress

G. G. P. S.

Mkd Agency

مستلہ سولان جی بی
نارنگی ٹوٹی

Phron

Condidate

Attested

Ado

رجسٹر حاضری مدرسہ سین

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CGPS Nayanji Toteu

بابت ماہ جون

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دستخط ہیڈ ماسٹر
 29-6-2013
 2013

وزارت دی پبلسٹک کیمپنی

تاریخ

6

رجسٹر حاضری مدرسہ سین

۲۰۱۳

G.G.P/s Naranji Total

MDU

بابت ماہ

PAZAL-HADI chowkday				NOUREEN BIBI PST				SAIMA BIBI PST				رقم		
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قسم	وقت	حالت	سابقہ	میزان	حالت	سابقہ	میزان	حالت	سابقہ	میزان	حالت	سابقہ	میزان
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دستخط ہیڈ ماسٹر
31/05/2013

Attested

وزیر دی پیشگی کپنی

تاریخ

Del

رجسٹر حاضری مدرسین گورنمنٹ لائبریری اسکول

۲۰۱۳

G.G.P.S. Nayan Talai

روز	آد	دستخط	ساعتی	دستخط	آد	دستخط	ساعتی	دستخط	آد	دستخط	ساعتی
۱	P		18:35	P							
۲	P		11:20	P							
۳	P		13:35	P							
SUNDAY											
۴	P			P							
۵	P			P							
۶	P			P							
SUNDAY											
۷	P		12:35	P							
۸	P		11	P							
۹	P			P							
۱۰	P		11:45	P							
۱۱	P			P							
۱۲	P			P							
۱۳	P		12:35	P							
SUNDAY											
۱۴	P		12:35	P							
۱۵	P		11	P							
۱۶	P			P							
۱۷	P			P							
۱۸	P			P							
۱۹	P			P							
۲۰	P			P							
۲۱	P			P							
۲۲	P			P							
۲۳	P			P							
۲۴	P			P							
۲۵	P			P							
۲۶	P			P							
۲۷	P			P							
۲۸	P			P							
۲۹	P			P							
۳۰	P			P							

تعلیمات
عذر ایجاز

حال سابقه	میزان	حال	سابقه	میزان	حال	سابقه	میزان	حال	سابقه	میزان
	01		04		05		02		02	02

دستخط ہیڈ ماستر ۲۸/۸/۲۰۱۳

وزیر دی پیشگی کینی

Attested
and
Ad.

۲۰۱۳

رجسٹر حاضری مدرسہ سین

G.G.P.S. Nazimii Totari

بابت ماہ

FAZAL HADI Chaukedax				NouREEN BIBI PST				SAINA BIBI PST				تاریخ		
وقت	بھائی	وقت	آمد	وقت	بھائی	وقت	آمد	وقت	بھائی	وقت	آمد	وقت	آمد	
SUNDAY													۱	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	سینہ	12:35	سینہ	7:30			۲	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	on duty						۳	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	CL leave						۴	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	سینہ	۱۱	سینہ	۱۱			۵	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	سینہ	11:00	سینہ	۱۱			۶	
P	۱۱	P	۱۱	CL leave				سینہ	12:35	سینہ	۱۱			۷
SUNDAY													۸	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	CL leave						۹	
P	۱۱	P	۱۱	CL leave				سینہ	12:35	سینہ	7:30			۱۰
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	سینہ	۱۱	سینہ	۱۱			۱۱	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	CL leave						۱۲	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	سینہ	11:00	سینہ	7:30			۱۳	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	سینہ	12:35	سینہ	7:30			۱۴	
SUNDAY													۱۵	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	سینہ	12:35	سینہ	7:30			۱۶	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	CL leave						۱۷	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	سینہ	12:35	سینہ	۱۱			۱۸	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	سینہ	۱۱	سینہ	۱۱			۱۹	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	سینہ	11:00	سینہ	۱۱			۲۰	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	سینہ	12:35	سینہ	۱۱			۲۱	
SUNDAY													۲۲	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	سینہ	12:35	سینہ	۱۱			۲۳	
P	۱۱	CL leave		Pahmani	Pahmani	7:30	سینہ	۱۱	سینہ	۱۱			۲۴	
P	۱۱	CL leave		CL leave				سینہ	۱۱	سینہ	۱۱			۲۵
P	۱۱	CL leave		CL leave				سینہ	۱۱	سینہ	۱۱			۲۶
P	۱۱	CL leave		ABSENT				سینہ	11:00	سینہ	۱۱			۲۷
P	۱۱	CL leave		ABSENT				ABSENT						۲۸
SUNDAY													۲۹	
P	۱۱	P	۱۱	Pahmani	Pahmani	7:30	on duty						۳۰	
ASDEO													۳۱	

28/9/2019
ASDEO

حاضر	سابقہ	میزان	حاضر	سابقہ	میزان	حاضر	سابقہ	میزان	حاضر	سابقہ	میزان	حاضر	سابقہ	میزان
		12			01			08			06			09
								02			05			04

دستخط ہیڈ ماسٹر

وزیر دی پبلشنگ کمپنی

اریخ

رجسٹر حاضری مدرسہ سین

۲۰۱۳ء

C.G.P.S. Narakli Talai

آکٹوبر

Checked by		Cluster				Incharge				Date			
دستخط	رواگی	دستخط	رواگی	دستخط	رواگی	دستخط	رواگی	دستخط	رواگی	دستخط	رواگی	دستخط	رواگی
Checked by		Cluster				Incharge				Date			
P	1:35	P	8:30	Pahman	1:30	Pahman	8:30	سنہ	1:35	سنہ	8:30		
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
Date: 9.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	1:35	سنہ	8:30		
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
P	"	P	"	Pahman	"	Pahman	"	سنہ	11:30	سنہ	"		
Date: 10.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	1:35	سنہ	"		
Date: 11.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	8:30		
Date: 12.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
Date: 13.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
Date: 14.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
Date: 15.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
Date: 16.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
Date: 17.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
Date: 18.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
Date: 19.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
Date: 20.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	1:35	سنہ	8:30		
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
P	"	P	"	Pahman	"	Pahman	"	سنہ	11:30	سنہ	"		
Date: 24.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
P	"	P	"	Pahman	"	Pahman	"	سنہ	1:35	سنہ	8:30		
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
Date: 29.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
Date: 30.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		
Date: 31.10.2013		Cluster				Incharge				Date			
P	"	P	"	Pahman	"	Pahman	"	سنہ	"	سنہ	"		

میزان	حال	سابقہ	میزان	حال	سابقہ	میزان	حال	سابقہ	میزان	حال	سابقہ	میزان	حال	سابقہ	میزان
		12	01					08	09					09	09

دستخط ہیڈ ماسٹر

Attes Bed

وزیر دی پیشگی کینی

Certified Ad

رجسٹر حاضری مدرسہ سین

(28)

۲۰۱۳

بابت ماہ نومبر

G G Ps Naurahi Total

تاریخ	Fazal-e-Hadi Chowkeclay			Nouk-een Birt			Saima Birt			نمبر
	آمد	دستخط	رواگی	آمد	دستخط	رواگی	آمد	دستخط	رواگی	
۱	P	P	P	P	P	P	P	P	P	۱
۲	CL	Leave		P	P	P	P	P	P	۲
۳										۳
۴										۴
۵	P	P	P	P	P	P	P	P	P	۵
۶	P	P	P	P	P	P	P	P	P	۶
۷	P	P	P	P	P	P	P	P	P	۷
۸	P	P	P	P	P	P	P	P	P	۸
۹										۹
۱۰										۱۰
۱۱	P	P	P	P	P	P	P	P	P	۱۱
۱۲	P	P	P	P	P	P	P	P	P	۱۲
۱۳	P	P	P	P	P	P	P	P	P	۱۳
۱۴										۱۴
۱۵										۱۵
۱۶	P	P	P	P	P	P	P	P	P	۱۶
۱۷										۱۷
۱۸	P	P	P	P	P	P	P	P	P	۱۸
۱۹	P	P	P	P	P	P	P	P	P	۱۹
۲۰	P	P	P	P	P	P	P	P	P	۲۰
۲۱	P	P	P	P	P	P	P	P	P	۲۱
۲۲	P	P	P	P	P	P	P	P	P	۲۲
۲۳	P	P	P	P	P	P	P	P	P	۲۳
۲۴										۲۴
۲۵	P	P	P	P	P	P	P	P	P	۲۵
۲۶	P	P	P	P	P	P	P	P	P	۲۶
۲۷	P	P	P	P	P	P	P	P	P	۲۷
۲۸	P	P	P	P	P	P	P	P	P	۲۸
۲۹	P	P	P	P	P	P	P	P	P	۲۹
۳۰	P	P	P	P	P	P	P	P	P	۳۰
۳۱	P	P	P	P	P	P	P	P	P	۳۱

قسم	حالت	سابقہ	میزان	حالت	سابقہ	میزان	حالت	سابقہ	میزان	حالت	سابقہ	میزان
انسانی	۵	۹	۹	۱	۱	۱۰	۱	۹	۱۰	۱	۱۰	۱۰
استحقاق												
بیماری												
میزان												

دستخط ہیڈ ماسٹر 30/11/2013

وزیر دی پیشگی کمیٹی

تاریخ

رجسٹر حاضری مدرسہ سین

13

CGPS Malakdi Totai

بیتہ

Fajal-Hadi				AbulKeen RIBI				Saima RIBI			
وقت	ساعت	وقت	آمد	وقت	ساعت	وقت	آمد	وقت	ساعت	وقت	آمد
C. Break 8:00				Pahman 135				Pahman 8:30			
P	//	P	8:30	Pahman //	Pahman //	Pahman //	11:35	سینہ	11:35	سینہ	8:30
P	//	P	//	Pahman //	Pahman //	Pahman //	on duty				
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	1:35	سینہ	//	//
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	//	سینہ	//	//
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	11:30	سینہ	//	//
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	//	سینہ	//	//
P //				SUNDAY				SUNDAY			
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	1:35	سینہ	8:30	
P	//	P	//	Pahman //	Pahman //	Pahman //	on duty				
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	//	سینہ	//	//
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	1:35	سینہ	//	//
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	11:30	سینہ	//	//
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	1:35	سینہ	//	//
P //				SUNDAY				SUNDAY			
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	1:35	سینہ	8:30	
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	//	سینہ	//	//
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	//	سینہ	//	//
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	//	سینہ	11	
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	11:30	سینہ	//	//
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	1:35	سینہ	//	//
P //				SUNDAY				SUNDAY			
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	1:35	سینہ	8:30	
P	//	P	//	Pahman //	Pahman //	Pahman //	سینہ	11:30	سینہ	//	//

تعداد روزات روز 24
روز 28

روز	بیتہ	وقت	ساعت	میزان	حال	سابقہ	میزان	حال	سابقہ	میزان	حال	سابقہ	میزان
24	0	9	9	0	10	10	0	15	14	1			

دستخط ہیڈ ماسٹر

وزیر دی پیشگی کینی

استیلا
Handwritten signature

D.
10

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MALAKAND AT BATKHELA.

WITHDRAWAL OF
APPOINTMENT ORDER/

In pursuance of Government of Khyber Pakhtunkhwa, Establishment Department -(Regulation Wing) dated, Peshawar the 31st August 2012, NOTIFICATION No.SOR-VI(E&AD) 1-3/2011/VOL-VIII, the appointment order issued vide District Education Officer (Female) Malakand office order Endst:No.1715-21/FNo/Decease/Applt./Recruitment/PST(F)/DEO(F)MKD/dated 30/4/2013 in respect of Mst.Noreen Bibi PST GGPS Naranji (Totai) Malakand is hereby withdrawn from the date of its issue the 30th April 2013.


(DISTRICT EDUCATION OFFICER(FEMALE)
MALAKAND AT BATKHELA).

Endst:No. 108-203 /FNo/Decease/Applt./Recruitment/PST(F)/DEO(F)MKD/dated 10-2- /2014.

Forwarded to:-

1. The Sub Divisional Education Officer (Female) Swat Kanizai at Batkhela.
2. The District Accounts Officer Malakand.
3. The Assistant Programmer "D.E.MIS" Cell Local Office.
4. The Head Teacher GGPS Naranji (Totai) Malakand.
5. Mst.Noreen Bibi D/O Late Ibadatur Rahman Resident of village Kot Post office Kot Malakand.

6. *Director BISE Khyber Pakhtunkhwa Peshawar*


DISTRICT EDUCATION OFFICER(FEMALE)
MALAKAND AT BATKHELA.

*Attested
and
Ad.*

جنور جناب ڈی ایچ ایف EOSE ضلع بختون خواں پشاور

مفتون از اپیل بہ اے ڈی دو بارہ بحالی PST پوسٹ

جناب عالی؟ خود تہانہ گزراؤ میں ہے۔ نہ میرا اور نہ صاحب PST پوسٹ
پر گو ریفٹ دوران سکول لپٹو ملائندہ ایجنسی میں کام
کرتا رہا تھا۔ وہ سروس کے دوران فوٹ ہو چکا ہے۔
مجھ میں لے PST پوسٹ کے لئے Deaf کوڈ میں ٹریڈ پوسٹ
پیرالمٹری سکول نارنجی ٹوٹی ہوئی یونین کو نقل سیلج پٹی میں بحوالہ
ارڈر DEOF ملائندہ میں بحوالہ نمبر 1715-21

میں نے تقریباً 15-9 سروس کی۔ ان کے ساتھ بحوالہ آرڈر
نمبر 108-203 کو 10/2/14

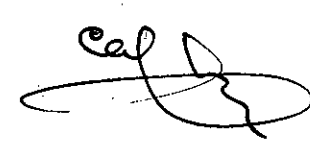
30/4/13
With Drawal کے ساتھ بحوالہ آرڈر
میں القاب ہے۔ کہ مجھے اپنی پوسٹ پر بحال کی جائے۔

ایپ کا فرمان نمبر 1715-21
نورین بی بی 1/4 سروس
عبادت الرحمن گورنمنٹ
گورنمنٹ پیرالمٹری سکول نارنجی
ملائندہ ایجنسی

20/2/2014
KOB
11/4

PTC order
charge report
with drawal order
attached-

Absher



AN

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

21

Service Appeal No. 740/2014

Mst. Noreen Bibi Ex. Primary School Teacher D/O. Ibadatur Rahman
R/O. Kot Malakand Agency

.....
Appellant

VERSUS

- 1- District Education Officer (Female), Malakand at Batkhela.
- 2- Director Elementary and Secondary Education, Govt: of Khyber Pakhtunkhwa, Peshawar.
- 3- Secretary Elementary and Secondary Education, Govt: of Khyber Pakhtunkhwa, Peshawar.
- 4- Secretary, Finance Govt: of Khyber Pakhtunkhwa, Peshawar.
- 5-

.....
Respondents

PARAWISE COMMENTS ON BEHALF OF RESPONDENTS NO.1 TO 4

0-5
2-3
Preliminary Objections

1. The Appellant has not come to this august Service Tribunal with clean hands.
2. The Appellant has got not cause of action and locus standi.
3. That the Appeal is not maintainable in its present form.
4. That the appeal is barred by law & time.

Facts.

1. Correct.
2. Correct to the extent that the appellant was appointed as PST (BPS-12) vide Endst No.1715-21 dated 30.04.2013 in the quota reserved for children of deceased employees. However, later on it came to the knowledge of answering respondents that Govt: of Khyber Pakhtunkhwa Establishment Department vide Notification No.SOR-VI(E&AD)1-3/2011/Vol-VIII dated 31.08.2012 has amended/substituted Sub. Rule 4 of Rule10 of Khyber Pakhtunkhwa Civil Servants (appointment, promotion & Transfer) rules 1989 by the following:

Cont'd Next Page-(2)

12. In the light of the above, we accept both the appeals, and direct the official respondents to ante-date the promotion of each of the two appellants to the respective dates on which a vacancy became available for the respective turn of the appellants or from the respective dates of their taking charge of such vacancy on officiating/acting charge basis, whichever is later. The appellants are entitled to the costs of their respective litigation from the official respondents.

ANNOUNCED
11.03.2009

*sd/- Justice (C) Salem Bakht
Chairman
sd/- Bismillah Ghani,
Member*

Certified to be true copy
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of application 13-2-2015
 Number 2400
 Case 14
 U 2
 T 16
 Name [Signature]
 Date of 13-2-2015
 Date of 13-2-2015

~~Attested to be
True Copy~~

appended on 30.4.13

Page 10. 16 10.2.14.

DA 20.2.14.

SA 18 5.14.

to the extent of salary

Adcl. AG

2 months
(over) 2 months

20


"Where a civil servant dies or is rendered incapacitated/invalidated permanently during service then notwithstanding the procedure provided for in sub-rule(2), the appointing authority may appoint one of the children of such civil servant, or if the child has not attained the age prescribed for appointment in Government Service, the widow/wife of such civil servant, to a post in any of the Basic Pay Scale 1-10. (Copy attached as Annexure-"A"). So the appointment order of the appellant was withdrawn in light of the above said notification **(Copy attached as Annexure-"B")**.

3. Incorrect. The appeal has been decided and rejected in light of the above notification.
4. Incorrect. The impugned order is according to law, policy and law has not been violated.


Grounds:

- A. Incorrect. The withdrawal order has been issued according to the appointment policy governing the quota reserved for children of deceased employees and is clearly according to law facts and norms of natural justice(**Annexure-"A"**).
- B. Incorrect. The appellant has been treated in accordance with law. The respondents acted in good faith and there is no malafide intention on their part. Detail reply has been given in the above paras.
- C. Incorrect. The appointment order has been withdrawn in light of the Notification referred to above.
- D. Incorrect. There was no need of Inquiry and matter has been decided in light of the above notification.
- E. Incorrect. As mentioned above.
- F. As mentioned above.
- G. As mentioned above.
- H. As mentioned in Para-2 above.
- I. Incorrect. Though the appellant has served for a period w.e.f 02.05.2013 to 10.02.2014 but later on it came to the knowledge of the respondents that the appointment order has been issued in violation of the rules and was not according to the policy in vogue hence withdrawn. The claim of the appellant for monthly salary for the period she served could be processed.
- J. The respondents also seek permission to advance additional Grounds at the time of arguments.

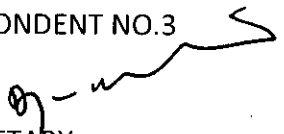
It is, therefore, humbly prayed the instant appeal of the appellant may graciously be dismissed with cost.

RESPONDENT NO.1 

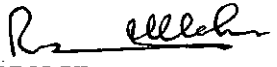
DISTRICT EDUCATION OFFICER (FEMALE)
MALAKAND AT BATKHELA.

RESPONDENT NO.2 

SIGN ON BEHALF OF
DIRECTOR,
ELEMENTARY AND SECONDARY EDUCATION
DEPARTMENT, KHYBER PAKHTUNKHWA
PESHAWAR.

RESPONDENT NO.3 

SECRETARY,
ELEMENTARY AND SECONDARY EDUCATION,
GOVT: OF KHYBER PAKHTUNKHWA, PESHAWAR.

RESPONDENT NO.4 

SECRETARY, FINANCE
GOVT: OF KHYBER PAKHTUNKHWA,
PESHAWAR.



AFFIDAVIT.

I, the respondents solemnly affirm and declare that the accompanying comments are true to the best of my knowledge and recorded in light of the office record and nothing has been concealed.

DISTRICT EDUCATION OFFICER (FEMALE)
MALAKAND AT BATKHELA. *Ro*
Distt: Edu: Officer (F)
Malakand at Batkhela

10 ANNEXURE - "A"



GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT
(REGULATION WING)
Dated, Peshawar, the 31st August, 2012

NOTIFICATION

No.SOR-VI (EGAD)1-3/2011/Vol-VIII: - In exercise of the powers conferred by Section 26 of the Khyber Pakhtunkhwa Province Civil Servants Act, 1973 (N.W.F.P. Act No.XVIII of 1973), read with this Department's Notification No.SOR-I(SE&GAD)1-206/74/Vol.V, dated 18th April 1989, the Chief Minister of the Khyber Pakhtunkhwa Province is pleased to direct that in the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989, the following further amendments shall be made, namely:

AMENDMENT

Sub rule 4 of Rule 10 shall be substituted by the following:-

"Where a civil servant dies or is rendered incapacitated/invalidated permanently during service then notwithstanding the procedure provided for in sub-rule (2), the appointing authority may appoint one of the children of such civil servant, or if the child has not attained the age prescribed for appointment in Government Service, the widow/wife of such civil servant, to a post in any of the Basic Pay Scales 1-10:

Provided that the child or the widow/wife as the case may be, possesses the minimum qualification prescribed for appointment to the post:

Provided further that if there are two widows/wives of the deceased civil servant, preference shall be given to the elder widow/wife.

Provided also that the appointment under this sub rule is subject to availability of a vacancy and if more than one vacancies in different pay scales are available at a time, and the child or the widow/wife, as the case may be, possesses the qualifications making him or her eligible for appointment in more than one post, he /she shall ordinarily be appointed to the post carrying higher pay scale:

Provided further that this shall not apply to any post in BPS-1-10 falling in the purview of the Khyber Pakhtunkhwa Public Service Commission.

CHIEF SECRETARY
GOVERNMENT OF KHYBER PAKHTUNKHWA

E. A.
[Signature]

5939
11/9/12

17 (ANNEXURE-B)

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MALAKAND AT BATKHELA.

WITH DRAWL OF
APPOINTMENT ORDER/

In pursuance of Government of Khyber Pakhtunkhwa, Establishment Department (Regulation Wing) dated, Peshawar the 31st August 2012, NOTIFICATION No.SOR-VI(E&AD) 1-3/2011/VOL-VIII, the appointment order issued vide District Education Officer (Female) Malakand office order Endst:No.1715-21/FNo/Decease/Apptt:/Recruitment/PST(F)/DEO(F)MKD/dated 30/4/2013 in respect of Mst.Noreen Bibi PST GGPS Naranji (Totai) Malakand is hereby withdrawn from the date of its issue the 30th April 2013.

(S)

(DISTRICT EDUCATION OFFICER(FEMALE)
MALAKAND AT BATKHELA).

Endst:No. 108-203 /FNo/Decease/Apptt:/Recruitment/PST(F)/DEO(F)MKD/dated 10-2-/2014.

Forwarded to :-

1. The Sub Divisional Education Officer (Female) Swat Ranizai at Batkhela.
2. The District Accounts Officer Malakand.
3. The Assistant Programmer "DEMIS" Cell Local Office.
4. The Head Teacher GGPS Naranji (Totai) Malakand.
5. Mst.Noreen Bibi D/O Late Ibadatur Rahman Resident of village Kot Post office Kot Malakand.
- 6 - *Director EGIS Khyber Pakhtunkhwa Peshawar*

DISTRICT EDUCATION OFFICER(FEMALE)
MALAKAND AT BATKHELA.

11.5.14.14

KHYBER PAKHTUNKWA SERVICE TRIBUNAL, PESHAWAR

No. 1687 /ST

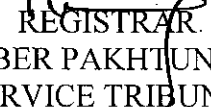
Dated 13 / 10 / 2016

To: The D.E.O (F),
Malakand at Batkhela.

Subject: - JUDGMENT

I am directed to forward herewith a certified copy of Judgement dated 26.9.2016 passed by this Tribunal on the above subject for strict compliance.

Encl: As above


REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.

SERVICE APPEAL NO: 740/2014

Mst. Noreenv/s.....D.E.O etc.

REJOINDER ON BEHALF OF THE APPELLANT

Respectfully Sheweth:

REPLY TO PRELIMINARY OBJECTIONS

The appellant has got a valid cause of action and locus standi, instant appeal is maintainable in its present form and the appellant has come to this Hon'able Tribunal with clean hands.

The instant appeal is well within time as well.

REPLY TO FACTS/GROUNDS:

Respondents have admitted that the appellant was appointed as P.S.T (BPS-12) in the quota reserved for the children of deceased employees and that there is no fault, inability or disqualification in part of the appellant in this regard.

The appellant could not ^{be punished} honest for the fault of respondents if any, rather as per the dictum of august supreme court of Pakistan action is to be taken against the authority

who have violated the rules and regulations. Respondents

have also admitted that the appointment order of the appellant has been withdrawn without observing the codal formalities including the issuance of charge sheet show cause notice etc. As such the impugned order is void

abinitio and not maintainable in the eyes of law.

It is therefore prayed that the appeal of the
appellant may kindly be accepted as prayed for.

Noreen
Appellant,

Through:

Fazal Shah Mohmand

(FAZAL SHAH MOHAMAND)

Advocate, Peshawar.

Dated: 25.8.2015

AFFIDAVIT

I, Mst. Noreen, Bibi, the appellant do hereby
solemnly affirm and declare on Oath that the contents of the
instant application are true and correct to the best of my
knowledge and belief.

Noreen

DEPONENT.

IDENTIFIED BY:

Fazal Shah Mohmand
(FAZAL SHAH MOHAMAND)
Advocate, Peshawar

ATTESTED



مورخہ 19 مئی 2014ء پنجاب اسلام آباد
 مقدمہ نورین بی بی سے بقہ PST حد کتہہ بنام
 دعویٰ
 جرم DEO واپس

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کارروائی متعلقہ

آن مقام لکھنؤ اور کیلئے فصلت محمد امجد علی لکھنؤ
 مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا مکمل اختیار ہوگا۔ نیز
 وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دیئے جواب دہی اور اقبال دعویٰ اور
 بصورت ڈگری کرنے اجراء اور وصولی چیک دروپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق
 زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی
 اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت
 مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے
 تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے
 اور اس کا ساختہ پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے
 سبب سے وہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں
 گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھد یا کہ سندر ہے۔

المرقوم 19 مئی 2014ء

نورین بی بی
 Queen

Attested

Accepted

لکھنؤ

4-269263-15402
 CMC