

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR
AT CAMP COURT SWAT.

Service Appeal No. 276/2022

Date of institution 21.02.2022

Mst. Resalat Bibi W/O Amjad Ali Shah, R/O Mohallah Lalagan, Post
Office Tariq Abad, Tehsil Babozai, District Swat.

VERSUS

Director Elementary & Secondary Education (E&SE) Province of Khyber
Pakhtunkhwa at Dabgari Gardon Peshawar and five others.

O R D E R
07.09.2022

Special Attorney of the appellant alongwith learned counsel for the appellant present. Preliminary arguments heard and available record perused.

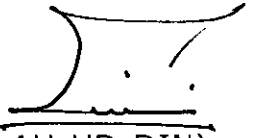
2. Precisely stated the averments as raised by the appellant in her appeal are that she was appointed as C.T vide order dated 05.03.1995 and posted at Government Girls Middle School Sheringal District Dir, where she performed her duties with devotion. Vide impugned order dated 13.05.1997, the service of the appellant was terminated, therefore, she submitted various applications/appeals for restoration of her service but her services were not restored. The services of other similarly terminated employees were restored in light of directions of august High Court as well as worthy Supreme Court of Pakistan but the appellant was not reinstated in service, hence the instant service appeal.

3. A perusal of the record would show that the appellant was appointed as C.T on adhoc and temporary basis as stop-gap arrangement vide order dated 05.03.1995. The appellant was terminated from service vide the impugned order dated 13.05.1997. The appellant then allegedly submitted applications to the District Education Officer (Female) Dir Upper as well as Divisional Director Malakand Division at Gulkada Swat but the same remained un-responded. While going through the aforementioned applications, it can be observed that the same were filed on 08.05.1997, while the impugned order of termination of services of the appellant was passed

on 13.05.1997. The appellant had thus allegedly availed departmental remedy prior to passing of the impugned order dated 13.05.1997. The appellant after availing departmental remedy, remained in deep slumber and submitted the instant service appeal on 21.02.2022, which is badly time barred. The appellant even did not bother to submit an application for condonation of delay alongwith the instant appeal.

4. In view of the above discussion, the appeal in hand stands dismissed in *limine* being time barred. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED
07.09.2022



(SALAH-UD-DIN)
MEMBER (JUDICIAL)
CAMP COURT SWAT

05.07.2022

Mr. Dera Wadan Khan, Attorney of appellant
present on behalf of appellant.

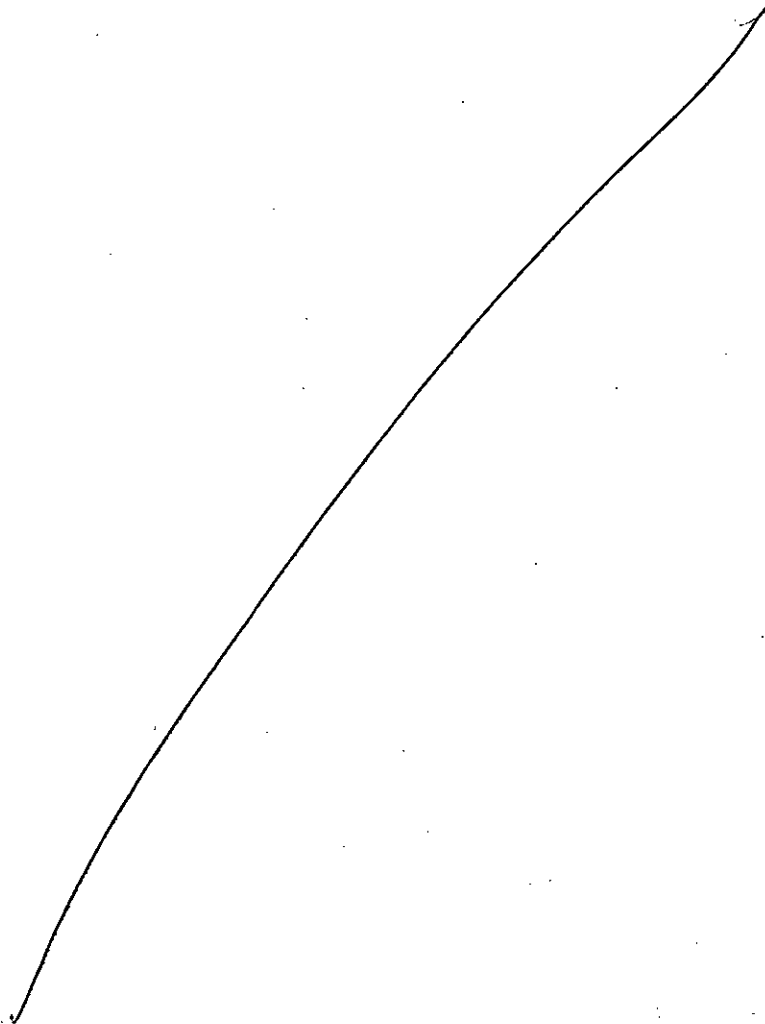
He made a request for adjournment as learned
counsel for appellant is not available today; granted. To
come up for preliminary hearing on 03.08.2022 before
S.B at Camp Court, Swat.



(Rozina Rehman)
Member (J)
Camp Court, Swat

3.8.22

*Due to Semester Vacation the case
is adjourned to 7-9-22 for the same.*


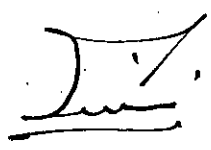


Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 276/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	01/03/2022	<p>The appeal of Mst. Resalat Bibi resubmitted today Mr. Abdul Ghaffar Khan Yousafzai Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-		<p>This case is entrusted to touring S. Bench at Swat for preliminary hearing to be put there on <u>12-5-22</u></p> <p style="text-align: right;">CHAIRMAN</p>
12.05.2022		<p>Mr. Dera Waddan Khan, Attorney for the appellant present and requested for adjournment on the ground that as per District Bar Association Swat order dated 12.05.2022, the lawyers are observing strike today after 12:00 P.M and it is now 01:33 P.M, therefore, learned counsel for the appellant is unable to attend the Tribunal. Adjourned. To come up for preliminary hearing on 05.07.2022 before the S.B at Camp Court Swat.</p> <p style="text-align: right;"> (Salah-Ud-Din) Member (J) Camp Court Swat</p>

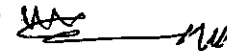
The appeal of Mst. Resalat Bibi w/o Amjad Khan r/o Mohallah Lalagan Post office Tariq Abad Tehsil Babozai Swat today i.e. on 21.02.2022 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- ① Annexures of the appeal may be attested.
- 2- Check list is not attached with the appeal.
- ③ Certificate be given to the effect that appellant has not filed any service appeal earlier on the subject matter before this Tribunal.
- 4- Memorandum of appeal may be got signed by the appellant.
- 5- Copies of applications/departmental appeals having no date be dated.
- 6- Copies of judgments of August High Court and Supreme Court mentioned in the memo of appeal are not attached with the appeal which may be placed on it.
- 7- Page nos. 10, 17 and 19 to 22 of the appeal are illegible which may be replaced by legible/better one.
- 8- Eight more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 498 /S.T,

Dt. 21/2 /2022


Mr. Abdul Ghaffar Khan Yousafzai
Advocate High Court Swat.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

This is to certify that objections taken removed and placed on proper file is submitted for your kind perusal please.

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

Case Title: _____

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

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

Name: Risalat Bibi

Signature: Risalat

Dated: 28/08/2022

T. Council

Council

[Handwritten signature]

BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA AT PESHAWAR.

Appeal No.276.....of 2022

Mst. Resalat Bibi.....appellant

VERSUS

Director Elementary & Secondary Education (E&S.E) etc

.....Respondents

INDEX

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5.	copy of appointment order endorse No.16455-58 dated 05/03/1995	A	10
6.	copy of termination order / Endorse No.21650-52 dated 13/05/1997	B	11
7.	copies of application / appeals	C	12-14
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Appellant *Risalat*
Risalat Bibi

Through

Abdullah
Abdullah

ABDUL GHAFAR KHAN YOUSAFZAY
Advocate High Court
Cell No. 03449684347

(1)

**BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA AT PESHAWAR.**

Appeal No. 276 of 2022

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 334

Dated 21/02/2022

Mst. Resalat Bibi w/o Amjad Ali Shah r/o Mohallah Lalagan, post
office Tariq Abad, Tehsil Babozai District Swat Appellant

VERSUS

- (1) Director Elementary & Secondary Education (E&S.E).
Province of KP at Dabgari Gardon Peshawar.
- (2) Director of Education School Malakand Division at Gulkada,
Saidu Sharif, Swat.
- (3) District Education Officer (F) Dir Upper.
- (4) Department of Education through Secretary Education K.P at
Peshawar.
- (5) Govt. of K.P through Chief Secretary K.P at Peshawar.
- (6) District Account Officer District Swat at Saidu Sharif
Swat..... Respondents

Appeal Under Section 4 of the KP Service Tribunal Act. 1974 against
the impugned order bearing Endst No. 21650-52 dated 13/05/1997
passed by respondent No.2.

PRAYER IN APPEAL:

On acceptance of the instant appeal, the impugned order dated
013/05/1997 passed by respondent No.2 may kindly be set aside and
the appellant may kindly be reinstated on her post/ service with
effect from 13/05/1997 with all back benefits.

Filed to-day
Registrar,
21/02/2022

Re-submitted to -day
and filed.

Registrar,
01/03/2022

Any other remedy which deems fit in the circumstances may also be granted in favour of the poor appellant against respondents.

Respectfully Sheweth:

1. That the appellant was appointed as "C.T" vide endorse No.16455-58 dated 05/03/1995 at Government Girls Middle School Sharingal Dir, whereas she was performing her duties with full devotion and to the entire satisfaction of her superiors. (copy of appointment order endorse No.16455-58 dated 05/03/1995 is annexure A)
2. That the appellant vide impugned Endorse No.21650-52 dated 13/05/1997 and other employees who appointed in the regime of Nawaz Sharif were terminated from their services on the alleging ground of lack requisite qualification & experience. (copy of termination order / Endorse No.21650-52 dated 13/05/1997 is annexure B)
3. That feeling aggrieved from the above mentioned impugned order the appellant moved different applications/ appeals for restoration of her service to the respondents on different dates, but they did not response. By adopting delaying tactics, they assured the appellant to be reinstated soon but they fail to do so. (copies of application / appeals are annexure C)
4. That other terminated employees have been reinstated by the directions of the August High Court and also the August

Supreme Court of Pakistan. (copies of orders of the August High Court and the August Supreme Court of Pakistan are attached as annexure D)

5. That the appellant being aggrieved having no alternate efficacious remedy approached this Honorable Court inter alia on the following amongst other grounds.

Grounds

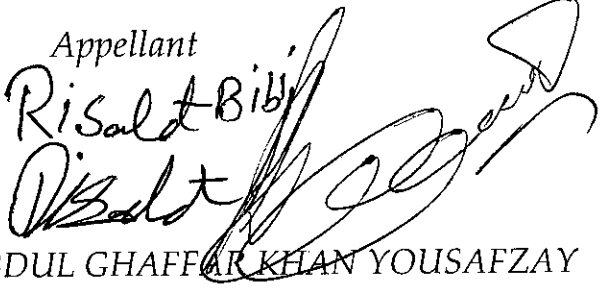
- A. That the impugned order Endorse No . 21650-52 dated 13/05/1997 passed by respondent No.2 is patently illegal, unlawful, without lawful authority, of no legal effect hence, having no value in the eyes of law is liable to be set aside.
- B. That the said impugned order of dismissal from service of the appellant is quite illegal, unlawful, without lawful authority & jurisdiction. Hence, is liable to be set aside.
- C. That the appellant has been condemned unheard and her applications, appeals were refused to be accepted by the respondents No 1-3 without any justification.
- D. That no proper procedure has been adopted by the concerned authorities before passing the impugned order of dismissal. Hence the impugned order is liable to be set aside.
- E. That the law on the subject matter is very much clear & dismissal of the appellant is baseless and

proofless grounds is against the legal and fundamental rights enshrined in the service laws/ rules, judgments of the Superior Courts and Constitution of Islamic Republic of Pakistan, 1973.

- F. That the respondents have not adopted the prescribed procedure as laid down by the law & procedure given in the said rules.
- G. That the major penalty of dismissal from service has been imposed against the appellant by ignoring the golden service record of the appellant, which is evident that the appellant has been performing her duties regularly and punctually. (certificate are attached)
- H. That appellant has qualified the test, interview and after adopting due course of law, the appellant has been appointed, the respondents are not legally authorized to terminate the appellant on just one stroke of pen.
- I. That with the permission of this Honorable Court other grounds which are not mentioned in the instant appeal shall be argued at the time of arguments.

It is therefore, most humbly prayed that on acceptance of the instant appeal, the impugned order dated 013/05/1997 passed by respondent No.2 may kindly be set aside and the appellant may kindly be reinstated on her post/ service with effect from 13/05/1997 with all back benefits.

Any other remedy which deems fit in the circumstances may also be granted in favour of appellant against respondents.

Through Appellant
Risald Bibi

ABDUL GHAFFAR KHAN YOUSAFZAY
Advocate High Court

(6)

**BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA AT PESHAWAR.**

Appeal No.of 2022

Mst. Resalat Bibi.....appellant


VERSUS

Director Elementary & Secondary Education (E&S.E) etc


.....Respondents

AFFIDAVIT

I, Dera Wadan Khan son of Chancharay Khan r/o Mohallah Mut
Khel , Rahim Abad, Qambar Tehsil Babozai, District Swat (attorney
for appellant) do hereby state on oath that the contents of this appeal
are true and correct to the best of my knowledge and belief, and
nothing has been kept secret from this august court.


Deponent :

Dera Wadan Khan


Syed Yasararafat Advocate
NOTARY PUBLIC
LNo.S0(Judl)/HD/4-16/2019/34/Vol-I
District Courts Swat.
No-62 Date-15.2.22

**BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA AT PESHAWAR.**

Appeal No.of 2022

Mst. Resalat Bibi.....appellant

VERSUS

Director Elementary & Secondary Education (E&S.E) etc

.....Respondents

MEMO OF ADDRESSES

Addresses of the Appellant:

Mst. Resalat Bibi w/o Amjad Ali Shah r/o Mohallah Lalagan, post office Tariq Abad, Tehsil Babozai District Swat

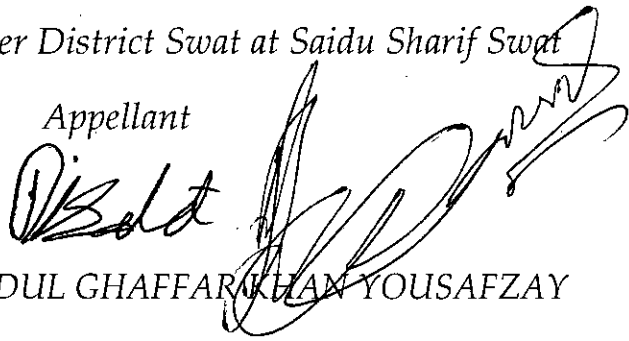
Cell # _____ CNIC#

Addresses of the Respondents:

- (1) Director Elementary & Secondary Education (E&S.E).
Provence of KP at Dabgari Gardon Peshawar.
- (2) Director of Education School Malakand Division at Gulkada,
Saidu Sharif, Swat.
- (3) Director Education Officer (F) Dir Upper.
- (4) Department of Education through Secretary Education K.P at
Peshawar.
- (5) Govt. of K.P through Chief Secretary K.P at Peshawar.
- (6) District Account Officer District Swat at Saidu Sharif Swat

Through

Appellant



ABDUL GHAFFAR KHAN YOUSAFZAY

Advocate High Court

**BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA AT PESHAWAR.**

Appeal No.of 2022

Mst. Resalat Bibi.....appellant

VERSUS

Director Elementary & Secondary Education (E&S.E) etc

.....Respondents

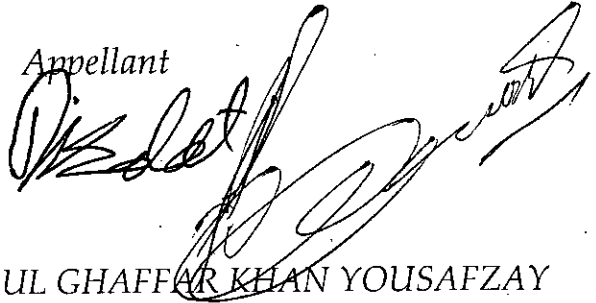
APPLICATION FOR SUSPENSION OF THE
OPERATION OF THE IMPUGNED ORDER BEARING
ENDST NO. 21650-52 DATED 13/05/1997 PASSED BY
RESPONDENT NO.2.TILL THE DISPOSAL OF THIS
APPEAL.

Respect fully Sheweth :-

- 1) That the above title appeal has been filed in this Hon'ble court where no date has been fixed till now.
- 2) That the contents of main appeal may please be considered as part & parcel of this application.
- 3) That order / notification of the learned lower court is against law, facts and material on record.
- 4) That if the operation of impugned order is not suspended the appellant would suffer irreparable loss.

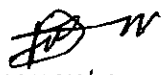
5) That the appellant has good prima facie case and is sanguine of its success.

It is, therefore, humbly prayed, that acceptance of the instant application the operation on the impugned mention above may kindly be suspended till final decision of the appeal.


Appellant
Through 
ABDUL GHAFFAR KHAN YOUSAFZAY
Advocate High Court

AFFIDAVIT

I Dera Wadan Khan son of Chancharay Khan r/o Mohallah Mut Khel , Rahim Abad, Qambar Tehsil Babozai, District Swat (attorney for appellant), do hereby state that the contents of this application are true and correct to the best of my knowledge and belief and nothing had been kept secret from this august court.


Deponent :

Dera Wadan Khan


Syed Yasrarafat Advocate
NOTARY PUBLIC
L.No.SO(Judl)/HD/4-16/2019/34/Vol-I
District Courts Swat.
No. 62 Date 15.2.22

AMX "A" 18

FORM NO. 4265/4275.
LEVEL: DIRECTORATE EDUCATION(S)
SERIALS DIVISION AT GULKADA SYAT.

APP. ORDER.

3

Consequent upon the direction of His Highness Maharaja Kameshwar Prasad Singh, the Minister for Education (Schools) Secy: & Colleges NEFP, Patna vide his order No. 4265-4275/1975/EDU; dated Patna on the 27/1/1975 and his explicit approval given vide his office memo No. _____ / Personal teleph. no. _____ and on the recommendation of Mr. _____ Parliamentary Secretary
_____ / _____ F.A. S/O/D/O
_____ / _____ Distt; _____
is hereby appointed on a temporary basis on stop-gap arrangements at the vacant post of _____ Cr. @ Rs. 1605/- plus usual allowances admissible under the rules of government. Circle Middle School, _____ District. Dir _____ with effect from _____ his date of taking over charge of the government prescribed terms and conditions.

TERMS AND CONDITIONS.

- 1- He will be governed by such rules and regulations as prescribed by the Government of NEFP from time to time.
- 2- He will vacate the seat on the arrival of the appointment of trained teacher belonging to the same cadre and service and his services will cease automatically.
- 3- His services are purely temporary and terminable at any time without any notice, and his service will be liable to termination on one month's notice from either side. In case of resignation without notice, one month pay will be forfeited in full.
- 4- He should join the post within _____ of this notification, otherwise _____ this order will be deemed cancelled automatically.
- 5- His original certificates/Degrees should be checked and verified from the concerned Board/University immediately by the concerned DP / Principal / H/K (DDO).
- 6- Service Book of the teacher must be checked before handing over charge.
- 7- He will produce health and age certificate from Medical Authority concerned before taking over charge.
- 8- His age should not exceed that 25 + 50 years ^{No} _{to be given charge.} ^{1/1000} _{and conditions as}
9. Charge reports should be submitted to _____ concerned with _____ stipulated time.
10. He will not be entitled to _____ per rule.

CTC

A. K. ...
[Signature]

DIRECTORATE EDUCATION(S)
SERIALS DIVISION AT GULKADA SYAT.

District Officer (Male)

Endost; No. 16455-58

Dated 05/03/1995

Copy forwarded to :-

- 1- P.S to Edu; Minister WFP, Peshawar with/in orders.
- 2- District Education Officer (E) Sury Distt: D.P.
- 3- Principal / Headmaster, Headmistress Govt Girls Middle School, Sheringal, D.P.
- 4- P.S to Mr. Sahibzade Tarigallah Member Parliamentary Assembly, WFP, Peshawar for information.
- 5- Candidat. concerned.
- 6- ADMO, Local Office for consolidation of separate record for checking.

DOS/DDW.
Meh
DIVISIONAL DIRECTOR OF SECONDARY EDUCATION
MALAKAND DIVISION AT GULKADA SERT.

Better copy of Page No. 10 annexure A

PHONE NO. 4265/4275

DIVL: DIRECTORATE OF EDUCATION (S)

MLKD: DIVN: AT GULKADA SWAT

Appointment order:-

Consequent upon the direction of Nawab Zada Kwaja mahd khan Hoti the minister for education (Schools) Secy & Collages NWFP, Peshawar corbonite vide his order No. 4554-45/PS/...../Edu dated: Peshawar the/1995 and his expaned approved. vide his office momo No...../ personal telephone dated..... and the recommendation of Mr.....Parliamentary secretary Mst: Risalat Bbib/ Qualifiacation F. A S/o . D/o Sharif Khan resident of Jolegram District Malakand Is hereby appointment solemnly on oath and temporary basis on stop-gap arrangements against the vacant post of CT Rs 1605/- plus usual Allowances admissibile under the rules at government Girls Middle School Shiringal District Dir with effect from her date of taking over charge subject to the government prescribed terms and conditions.

TERMS AND CONDITIONS:-

1. He will be governed by such rules and regulation an proscribed by the government of NWFP from time to time.
2. He will vacate the seat on the arriving the appointment of trained teacher belonging to the same cadre and service and his will automatically.
3. His services are purely temporary and terminable at any time without any notice or the will be liable to termination on one months notice from 01 her side in case of without notice one month notice pay will be
4. He should join the post with notification otherwise this order will be automatically.
5. His original certificates / degree should be checked and verified from the concerned board university immediately by the concerned DEO/ Principal/ EDO (DDO).
6. The service book of the teacher must be checked before handing over charge.
7. He will produce heath and age certificate from medical authority concerned before taking over charge.
8. His age should not exceed than 25 + Years over aged conditions to given charge.
9. Should be submitted to the concern with in stipulated time.
10. He will one year of per rules

CTC

~~TV~~DIVL DIRECTOR OF EDUCATION
MALAKAND DIVISION AT GULKADA SWAT.

Better copy of Page No. 10 Back Side annexure A Page No. 2

Endost; No. 16455-58/

dated 05/03 1995.

Copy forwarded to the;-

1. P.S to Edu, ministry NWFP Peshawar in Aged then copy of orders.
2. District Education of officer (F) District DIR.
3. Principal / headmaster/ headmaster's govt. Girls Middle Schold Sheringal Dir.
4. P.S to Mr, Sahib Zada Tariq ullah PA/ parliamentary NWFP. Peshawar for information.
5. Candidate concerned.
6. ADEO, local officer from consolidation of record as the checking.

DIVL DIRECTOR OF EDUCATION
MALAKAND DIVISION AT GULKADA SWAT.

OC

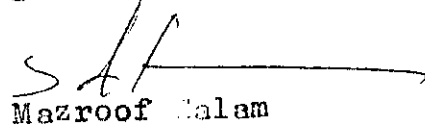
Ann "B"

(11)

OFFICE OF THE DIVISIONAL DIRECTOR OF EDU: SCHOOLS MKD DIVISION
AT GULKADA MINGORA. /

Office order.

Mst. Risalat Bibi D/O Sharif Khan CI Government Girls Middle School Sharingal R/O Jolagram Malakand Agency is hereby terminated from service being illegal void abinitio



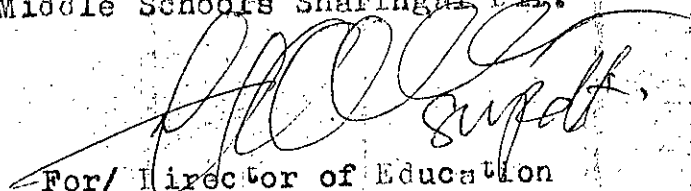
Mazroof Alam
Director of Education
Schools Malakand Division
at Gulkada Swat Mingora.

Endst: No. 91650-52 /

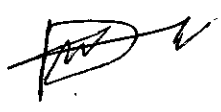
Dated 13 / 11 / 97

Copy of the above is forwarded to: -

1. District Education Officer (F) Dir at Mingora.
2. Headmistress Government Girls Middle School Sharingal Dir.
3. Teacher concerned.


For/ Director of Education
Malakand Division at Gulkada.

Latif.

ETC


10,
Director,
Education department,
KPK, PESHAWAR

Amx "C" (2/19)

12-14

Subject:- RESTORATION OF SERVICE

R/Sir,

It is stated that I (Resalat Bibi) was appointed on Adhoc basis as CT teacher in Government Girls Middle School Shringal, Upper Dir vide order No. 16455-58 dated 05-03-1995. But after some time my services were terminated by education department during Nawaz Sharif regime in 1997. I belong to a poor family, I have three children and my husband is jobless.

Now the government has ordered to restore the services of all terminated teachers. Therefore, it is hereby requested that I may also kindly be restored according to the government decision.

With a lot of thanks.

Your's faithfully

9 8-5-1997

R. Bibi

(Resalat Bibi)

Mohallah Easa Khel, Dheri Julagarm,

Malakand agency

Phone no: 0343-9606351

CTC (2/19)

To,

The Director
Education Department,
District Swat, KPK

13

Subject: - Restoration of Service

R/Sir,

It is stated that I (Risalat Bibi) was appointed on ADHOC basis as C.T Teacher in Government Girls Middle School Shringal, Upper Dir vide order No 16455-58 dated 05/03/1995. But after some time my services were terminated by education Department during Nawaz Sharif Regime in 1997. I belong to a poor family, I have three children and my husband is jobless.

Now the Government has ordered to restore the services of all terminated teachers. Therefore, it is hereby requested that I may also kindly be restored according to the government decision.

With a lot of thanks

Yours Faithfully

07.- 8-5-1997 *Risalat*

Risalat Bibi
Mohalla Essa Khel
Dheri Julagram,
Tehsil Batkhela,
District Malakand

CTC

[Signature]

District Education Officer
(F) Dir Upper

(14)

Subject: RESTORATION OF SERVICE

Respected Sir;

It is stated that I (Risalat Bibi) was appointed on Adhoc Upper Dir vide order No. 16455-58 dated 05-03-1995. But after some time my services were terminated by education department during Nawaz Sharif regime in 1997. I belong to a poor family. I have three children and my husband is jobless.

Now the government has ordered to restore the services of all terminated teachers. Therefore, it is hereby requested that I may also kindly be restored according to the government decision.

With a lot of thanks for this act of kindness.

Note: at Time 12-2-1997, my service book was in office.

Yours Faithfully

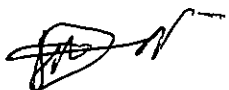
07-8-5-1997

(Risalat Bibi)

Julagram Mohallah Essa Khel Dheri
Malakand Agency.

Phone no: 0343-9606351


LTC



Service Certificate.

Certified that Miss Resalat Bibi C.T
has been working against C.T post at

G.G.M.S. Sharinal Dir from, ~~18-3-95~~ ¹² ~~12~~ ₉₇


Principal Edu. Officer (Female)
Secy Dir at Temargara.
Apr 21/4/97

CTC

Amx "D", 15

Judgment Sheet

IN THE PESHAWAR HIGH COURT, PESHAWAR
JUDICIAL DEPARTMENT

Cr. Misc. No. 1038 of 1997
with cm no. 133/97 in W.P. No. 709/97

Date of hearing... (17-3-1998)

Petitioner (Mst. Hajira Yasmeen) by Mr. Khushdil Khan Advocate
Respondent 1. Chairman Selection Committee etc by Khawaja
Azhar Rasheed AAG

MIAN MUHAMMAD AJMAL, J:-

Vide our detailed

order of the day on file (Cr.M.No.664 of 1997),

this Cr.M.No.1038/97 is disposed of along with
C.M.No.133/97.

Announced.

Dated: 17.3.1998.

JUDGE

JUDGE

TESTED
EXAMINER

Stamp: RECEIVED...
Date: 21/3/98

UTC

Signature

15

IN THE PESHAWAR HIGH COURT PESHAWAR

Misc Application No. 1038 / 1997.

Contempt of Court

Haji Ghulam D'Zo Fazel Manan

Govt Girls Middle School, Sharingal

709/97 Colony, Dir.....Petitioner

VERSUS

Departmental Selection Committee (through its Chairman (Divisional Director of Education) Secondary, Malakand Division at Gulkada Swat.

Divisional Director of Education Secondary Malakand Division at Gulkada Swat.

Director of Education Secondary (Female) Peshawar.

Govt of NWFP Through Secretary, Education Department NWFP, Peshawar..... Respondents.

APPLICATION UNDER ARTICLE 204 OF THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN, 1973 READ WITH SECTIONS 3 AND 4 OF THE CONTEMPT OF COURT ACT, 1976 FOR INITIATING APPROPRIATE PROCEEDING AGAINST THE RESPONDENTS FOR THE COMMISSION OF CONTEMPT OF COURT.

WITH:-

Petitioner has filed a writ petition No.709/97 in this august court which was duly contested by the respondents.

11657
+ Dy. Secy
8.10.97

UTC
[Signature]

Better copy of Page No. 16

IN THE PESHAWAR HIGH COURT PESHAWAR

Misc application No. 1038/ 1997

Hajira Yasmin D/o Fazal Manan R/o College Colony, Government Girls Middle School,
Sheringal Dir. Petitioner

Versus

Departmental Selection Committee through its chairman Divisional director of education
Secondary Malakand Division at Gulkada Swat.

Division Director of Education Secondary Malakand Division at Gulkada Swat.

Division Education Secondary (female) NWFP Peshawar

Govt of NWFP through Secretary,

Education Department NWFP, Peshawar.

..... Respondents

APPLICATION UNDER ARTICLE 204 OF THE
CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN,
1973 READ WITH SECTIONS 3 AND 4 OF THE CONTEMPT
OF COURT ACT, 1976 FOR INITIATING APPROPRIATE
AGAINST THE RESPONDENTS FOR THE COMMISSION OF
CONTEMPT OF COURT

Petitioner has filed a writ petition No. 709/97 august court which was duly contested by
the

CTC
[Signature]

17

implement the order of this Court in letter and spirit with immediate effect. The petitioners are directed to appear before the Director of Education (Secondary) and Director of Education (Primary) N.W.F.P. who should after hearing the petitioners and the persons likely to be effected, pass appropriate orders case-wise. In case the Officers find that any of the petitioners has been discriminated then he should be given preference over the employee who is found to have lesser merit than the petitioners. This process should be completed within a period of three months.

ANNOUNCED.

DATED: 17.3.1998.

[Signature]
J U D G E.

[Signature]
J U D G E.

Offic
Azlam/L
 21/3/98.

REKAM

.....
 TRUE COPY
[Signature]
 21/3/98

ETC
[Signature]

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) MARDAN

18

OFFICE ORDER

In compliance with Peshawar High Court Peshawar Coc No.511-2018 in Writ petition No.2438-2016, coc No.564-2018 in W.P No.2440-2016, Coc No.670-2018 in WP No.2439-2016, COC No.685-2018 in WP No.2440-2016, COC No.718-2018 in W.P No.2438-2016, 671-2016 in W.P No.4762-2016, the appointment order of the following candidate is hereby ordered against the vacant post of PST in BPS -12 (Basic plus usual allowances) as admissible under the rules under the existing policy of Provincial government in teaching cadre in Sacked employee quota on the terms and conditions given below with effect from the date of their taking overcharge.

S.No.	Name	Father Name	POST	School where appointed
1	HAZRAT ALI	SAID AHMAD KHAN	PST	GPS AHMAD ABAD TORU
2	ZUBAIR SHAH	ABDUL GHANI	PST	GPS ADA KATLANG
3	MAUROOD KHAN	FAQIR UR RAHMAN	PST	GPS PALOSAI FATMA
4	INAM ULLAH	MAYUB KHAN	PST	GPS ZAMAN SHAH
5	HAZRAT MUHAMMAD	TAMASH GUL	PST	GPS TEKADAR KILLI
6	IFTIKHAR ALI	MIR BAHADAR	PST	GPS KHAIR ABAD
7	FALAK NAZ	MOMIN KHAN	PST	GPS SHAMANDROOZ KII LI
8	TAJ ALAM	YOUSAF KHAN	PST	GPS NO.3 KORAGH
9	RAHEEM KHAN	ALADAD	PST	GPS NARI SURANG
10	KHALID KHAN	ASLAM KHAN	PST	GPS KOTARPAN
11	RIAZ ALI	LAJBAR KHAN	PST	GPS BHAI KHAN
12	WAZIR MUHAMMAD	WALI MUHAMMAD	PST	GPS SHAGO KILLI KATLANG
13	FAZAL AHMAD SHAH	GUL PARAS	PST	GPS SHEIKH YOUSAF
14	M. NAEEM KHAN	SARFARAZ KHAN	PST	GPS DAD MUHAMMAD KILLI

Terms & Condition:


- The appointment will be subject to the condition of decision of Supreme Court of Pakistan in the light of CPLA already pending, if the decision of the Honorable Supreme Court of Pakistan come against them, their appointment shall stand cancelled w.e.f the date of issuance
- No TADA etc is allowed
- Charge report should be submitted to all concerned.
- Their appointment is subject to the conditions that their certificates/ documents and domicile should be verified from the concerned Authority before release of their Salary in the light of Section 3 of the said Act.
- They will be governed by such rules and regulations as may be issued from time to time by the Govt.
- Their appointment has been made in pursuance of Khyberpakhtunhwa, Sacked employees (appointment) Act 2012, hence under section 5 of the said act, he shall not be entitled to claim any kind of seniority, promotion and other back benefits.
- They will produce Health and Age Certificate from the M/S of D.H.Q Mardan.
- Their appointment has been made in pursuance of Khyberpakhtunhwa, Sacked Employee Act 2012, hence under section 4 of the said Act the period during which they remained dismissed, removed or terminated from service till the date of his appointment shall have been automatically relaxed.
- They Should join their post within 15 days of the issuance of this Notification, In case of failure to join the post within 15 days of the issuance of this notification, his appointment will be consider as cancelled automatically and no subsequent appeal etc shall be entertained.
- Their pay will be released after the verification of his documents by the SDEO/H.M/Principal concerned.
- In case their/his documents are found fake/bogus on verification from issuing authority, the service of the official will be terminated and legal action be taken against him under the law.
- The SDEO/Principal/H.M concerned should furnish a certificate to the effect that the candidate has joined the post or otherwise after 15 days of the issue of his posting/appointment order

CTC


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services can be terminated at any time in case of his performance is found unsatisfactory. In case of misconduct he will be proceeded under the rules framed from time to time by the Govt.

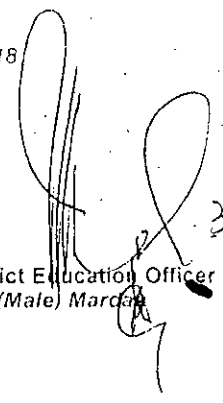
- 14 In case of resignation they/he will submit his one month prior notice to the Department, otherwise he will forfeit one month pay/allowances to Government Treasury.
- 15 In case of having no prescribed qualification, the same may be obtained within 03 years after issuing of this order otherwise appointment will be automatically stand cancelled.
- 16 The competent authority resumes the right to rectify the errors/omission if any noted/observed at any stage in instant order issued erroneously.


 IJAZ ALI KHAN
 District Education Officer
 (Male) Mardan

Endst: No. 8302/4 Prg: Branch Dated 30-10- /2018

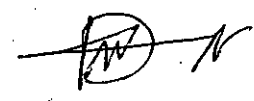
Copy forwarded for information and necessary action to the:-

- 1 Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
- 2 District Account Officer Mardan.
- 3 Principal/H.M/SDEO(M) concerned.
- 4 Official Concerned.


 District Education Officer
 (Male) Mardan

30/10/18

CTC



- 13 Their Services can be terminated at any time in case of his performance is found unsatisfactory in case of misconduct he will be proceeded under the rules farmed from to time to time by the govt.
- 14 In case of resignation they/he will submit his one month prior notice to the Department, otherwise he will forfeit one month pay/allowances to Government Treasury.
- 15 In case of having no prescribed qualification. The same may be obtained within 03 years after issuing of this order. otherwise appointment will be automatically stand cancelled.
- 16 The competent authority resumes the right to rectify the errors/omission if any noted/observed at any stage in instant order issued erroneously.

IJAZ ALI KHAN
District Education Officer
(Male) Mardan

Endst; No. 8202/L pry/ branch dated 30/10/2018.

Copy forwarded for information and necessary action to the

1. Director elementary and secondary education Khyber Pakntunkhwa Peshawar.
2. District Account officer Mardan.
3. Principal H M/SDEO(M) concerned.
4. Official concerned.

CTC



~~SECRET~~

DIRECTOR SECY: EDUCATION MALAKAND DIVISION AT GULKADA, SWAT

OFFICE ORDER.

Consequent upon the reconsideration of the Divl: Selection Committee in the light of the judgement of the Hon'able High Court Peshawar dated 17/3/98, the following ~~C.T./D.N./PEP/A.T/T.T./Qari/J. Clerk/Lab: Asstt.~~ are hereby appointed at the school noted against their names subject to the sanctioned to the relaxation of ban on appointment by the competent authority.

S.No:	Name/Address	D/O Birth.	No. of Merit/Marks.	School.	Remarks.
1.	Shabnam D/o Abdul Halik.	8-1-75	37/48	GGMS, Barawal Dir.	
2.	Shahida Hussain D/o Fawir.	2-3-75	38/48	GGMS, Batanai Buner.	
3.	Roshan Ara D/o Abdul Khaliq.	4-4-75	39/48	GGMS, Mian Kalay Dir.	
4.	Jehan Begum D/o Saadur Rahman.	1-1-76	41/48	GGMS, Butyal Shangla.	
5.	Kalsoom D/o Bahadar Khan.	25-3-75	42/48	GGMS, Hisar Buner.	
6.	Hajira Yasmin D/o Fazal Manan.	1-3-77	43/48	GGMS, Ganorai Dir.	
7.	Rukhsana Habib D/o Habibullah.	7-3-77	44/48	GGMS, Bebyor Dir.	
8.	Majeda Begum D/o Gul Muhammad.	1-12-70	50/43	GGMS, Kulyarai Buner.	
9.	Kalsoom Akhtar D/o Muhammad Shafi.	10-4-68	60/43	GGMS, Shah Dam Buner.	
10.	Gul Badan D/o Moor Faraz.	2-7-75	61/43	GGMS, Toor Mong Dir.	

TERMS AND CONDITIONS:-

1. They will be governed by the such rules and regulations as may be prescribed by the Govt: from time to time for the category of the Govt: servant to which they belong.
2. Their services will be liable to the termination on one month notice from either side. In case of resignation without notice on month pay will be forfeited in lieu thereof.
3. They shall join the posts within one month of the issue of this Notification.
4. Their inter-~~de~~-seniority will be determined in accordance with the merit of Departmental Selection Committee.
5. Charge reports should be submitted to all concerned.
6. They shall be on probation for a period of two years and will have to pass Departmental Examination. In case a candidate fails to qualify the Departmental Exam: he/they will be given one more chance. If he fails again, then his services will be terminated. On arrival/availability of trained teacher/candidates, the services of un-trained teacher occupied the post will be terminated.
7. Their original Certificate/D...

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FDN

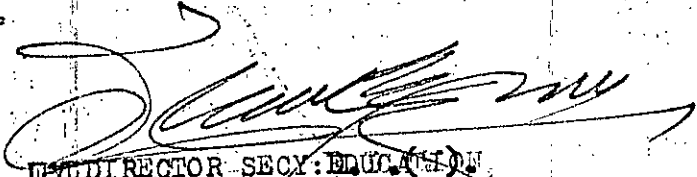
- handing over charge.
8. Service Books of the teachers/Officials concerned must be prepared complete in all respect before handing over charge.
 9. The declaration of assets should be obtained from them immediately and placed on record.
 10. They are required to produce health and age certificate from Medical authorities concerned before taking over charge.
 11. Charge should not be given to the over age candidate. The Hon'ble High Court Peshawar has already relaxed the upper age limit in case of over-aged candidates vide its decision dated 27/3/97.
 12. Efforts for transfer before the completion of tenure will disqualify him/her from the service.
 13. No TA/DA is allowed.
 14. An undertaking shall be obtained from Master & Degree holders PTC/CT etc: that they will service the department for at least 05 years unless he/she is selected by Public Service Commission.
 15. In case of person appointed as an untrained teacher, he/she will have to pass the requisite training examination within a period of 04 years failing which his services will be terminated.

(MUSTAFA FARID KHAN)
 DIV. DIRECTOR-SECY: EDUCATION,
 MKI DIV: AT GUL KADA (SWAT).

Endst: No. 132-57 IAD Dated 9/6 / 1998.

Copy forwarded to the

1. Secy: to Govt: of N.W.F.P, Education Deptt: Peshawar.
2. The Director of Secy: Education N.W.F.P, Peshawar.
- 3-4. The Distt: Education Officer (F) Swat & Dir.
- 5-6. The Distt: Accounts officer Swat, Dir & Buner.
- 7-16. The M/Assistress Concerned.
- 17-26. The Candidate Concerned.



DIV. DIRECTOR-SECY: EDUCATION,
 MKI DIV: AT GUL KADA (SWAT).

Latif Ahmad

OFFICE ORDER:-

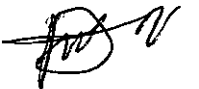
Consequent upon the reconsideration of the divl; selection committee in the light of the judgment of the Hon'ble high court Peshawar dated 17-03-1998, the following c.t / D. M/ **PET**/ A.T/ D.T. Qari/ j.clerk/ brab; asstt; are here by appointed at the school noted against their names subject to the sanctioned to the relaxation of ban on appointment by the competent authority.

S NO	NAME	F NAME	D/O BIRTH	NO OF MERIT / MARKS	SCHOOL	REMARKS
1.	SHABNAM	ABDUL MALIK	8-1-75	37/48	GGMS	BARAWAL DIR
2.	SHAHIDA HUSSAIN	FAWIR	2-3-75	38/48	GGMS	BATANAI BUNER
3.	ROSHAN ARA	ABDUL KHALIQ	4-4-75	39/48	GGMS	MIAN KALAY DIR
4.	JEHAN BEGUM	SEEDUR RAHMAN	1-1-76	41/48	GGMS	BATYAL SHANGLA
5.	KALSOOM	BAHADAR KHAN	25-3-75	42/48	GGMS	HISAR BUNER
6.	HAJIRA YASMEEN	FAZAL HANAN	1-3-77	43/48	GGMS	GANORAI DIR
7.	RUKHSANA HABIB	HABIB ULLAH	7-3-77	44/48	GGMS	BEBYOR DIR
8.	MAJEDA BEGUM	GUL MUHAMMAD	1-12-70	50/48	GGMS	KULYARAI BUNER
9.	KALSOOM AKHTAR	MUHAMMAD SHAFI	10-4-68	60/48	GGMS	SHAH DAM BUNER
10.	GUL BADAN	NOOR FARAS	2-7-75	61/48	GGMS	TOOR MANG DIR

TERMS AND CONDITIONS:-

1. They will be governed by the sudi rules and regulations as may be prescribed by the govt from them to time for the category of the Govt: servant to which they belong.
2. Their services will be liable to the termination on one month notice from either aide in case of resignation with out notice on month pay will be filled bed in lieu thereof.
3. They stoal jain the pcats within one month of the issue of this notification.
4. Their Seniority will be determined in accordance with the marits of departmental selection committee.
5. Charge reports should be submitted to all concerned.
6. They shall be one probation ipr a period of two years and will have to pass departmental examination. In case a candidate fails to qualify the departmental exam: he/ they will be given one more chance. If he ability of trained teacher/ candidates, the services of un-trained teacher occupied the post will be terminated.
7. Their original certificates/ documents handing over charge.
8. Service Books of the teachers/ official concerned must be prepared complete in all respect before handing over charge.
9. The declaration of assets should be obtained from them immediately and placed on record.

CTC



10. They are required to produce health and are certification from medical authorities concerned before taking over charge.
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12. Efforts of transfer before the deletion of tenure will disqualify his/ her from the service.
13. No TA/DA is allowed.
14. An undertaking shall be obtained from Master & Degree holders PTC/TC etc: that they will service the contract from at least 05 years unless he/ she is selected by public commission.
15. In case of person appointed as in untrained teacher, he/she will have to pass the requisite training examination with in a period or 04 years failing which his service will be terminated.

DIV(DIRECTOR SECY: EDUCATION)

MKD DIV: AT GUL KADA (SWAT)

Endst: No. 132-57/AM.

Dated 9/6/1998.

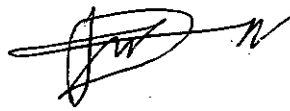
Copy forwarded for information and necessary action to the

1. Secy: to govt: of NWFP, education deptt: Peshawar.
2. The director of Secy: education NWFP, Peshawar.
- 3-4 The district education officer F SWAT and dir.
- 5-6 The district accounts / officer SWAT, Dir and buner.
- 7-16 The H /Masters conserved.
- 17-26 The candidate Concerned.

DIV(DIRECTOR SECY: EDUCATION)

MKD DIV: AT GUL KADA (SWAT)

Latif ahmad

 CTL

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) MARDAN

OFFICE ORDER

Compliance with Peshawar High Court Peshawar Coc No.511-2018 in Writ petition No.2438-2016, coc No.564-2018 in W.P No.2440-2016, Coc No.670-2018 in WP No.2439-2016, COC No.685-2018 in WP No.2440-2016, COC No.718-2018 in W.P No.2438-2016, 671-2016 in W.P No.4762-2016, the appointment order of the following candidate is hereby ordered against the vacant post of PST in BPS -12 (Basic plus usual allowances) as admissible under the rules under the existing policy of Provincial government in teaching cadre in Sacked employee quota on the terms and conditions given below with effect from the date of their taking overcharge.

Table with 5 columns: S.No, Name, Father Name, POST, School where appointed. It lists 14 candidates for PST positions at various schools like GPS AHMAD ABAD TORU, GPS ADA KATLANG, etc.

Terms & Condition:

- 1 The appointment will be subject to the condition of decision of Supreme Court of Pakistan in the light of CPLA already pending...
2 No TADA etc. is allowed
3 Charge report should be submitted to all concerned.
4 Their appointment is subject to the conditions that their certificates/ documents and domicile should be verified from the concerned Authority before release of their Salary in the light of Section 3 of the said Act.
5 They will be governed by such rules and regulations as may be issued from time to time by the Govt.
6 Their appointment has been made in pursuance of Khyberpakhtunhwa, Sacked employees (appointment) Act 2012, hence under section 5 of the said act, he shall not be entitled to claim any kind of seniority, promotion and other back benefits.
7 They will produce Health and Age Certificate from the M/S of D.H.Q Mardan.
8 Their appointment has been made in pursuance of Khyberpakhtunhwa, Sacked Employee Act 2012, hence under section 4 of the said Act the period during which they remained dismissed, removed or terminated from service till the date of his appointment shall have been automatically relaxed.
9 They Should join their post within 15 days of the issuance of this Notification, In case of failure to join the post within 15 days of the issuance of this notification, his appointment will be consider as cancelled automatically and no subsequent appeal etc shall be entertained.
10 Their pay will be released after the verification of his documents by the SDEO/H.M/Principle concerned.
11 In case their/his documents are found fake/bogus on verification from issuing authority, the service of the official will be terminated and legal action be taken against him under the law.
12 The SDEO/Principal/H.M concerned should furnish a certificate to the effect that the candidate has joined the post or otherwise after 15 days of the issue of his posting/appointment order

Handwritten signature and initials, possibly 'LTC' and a signature.

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- 14. The services can be terminated at any time in case of his performance is found unsatisfactory. In case of misconduct he will be proceeded under the rules framed from to time to time by the Govt.
- 15. In case of resignation they will submit his one month prior notice to the Department, otherwise he will forfeit one month pay/allowances to Government Treasury.
- 16. In case of having no prescribed qualification, the same may be obtained within 03 years after issuing of this order otherwise appointment will be automatically stand cancelled.
- 17. The competent authority reserves the right to rectify the errors/omission if any noted/observed at any stage in instant order issued erroneously.

SA
 IJAZ ALI KHAN
 District Education Officer
 (Male) Mardan

Encl: No 8302/6 Prg: Branch Dated 30-10- /2018

Copy forwarded for information and necessary action to the:-

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. District Account Officer Mardan.
3. Principal M/SDEO(M) concerned.
4. Official Concerned

[Handwritten Signature]
 District Education Officer
 (Male) Mardan
 30/10/18

CTL
[Handwritten Signature]

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) MARDAN

OFFICER ORDER:

In compliance with Peshawar High Court Peshawar High Court No.511-208 in Writ petition No.2438-2016, coc No.564 2018 in W.P No.2440-2016, Coc No.670-2018 in WP No.2439-2016, COC No.685-2018 in WP No.2440-2016, COC No.718-2018 in W,P No.2438-2016, 671-2016 in W.P No.4762-2016, the appointment order of the following candidate is hereby ordered. against the vacant post of PST in BPS -12 (Basic plus usual allowances) as admissible under the rules-under the existing policy of Provincial government in teaching cadre in Sacked employee quota on the terms and conditions given below with effect from the date of their taking over charge.

S. NO.	NAME	FATHER NAME	POST	SCHOOL APPOINTED
1.	HAZRAT ALI	SAID AHMAD KHAN	PST	GPS AHMAD ABAD TORU
2.	ZUBAIR SHAH	ABDUL GHANI	PST	GPS ADA KATLANG
3.	MAUROOD KHAN	FAQIR UR RAHMAN	PST	GPS PALOSAI FATMA
4.	INAM ULLAH	M AYUB KHAN	PST	GPS ZAMAN SHAH
5.	HAZRAT MUHAMMAD	TAMASH GUL	PST	GPS TEKADAR KILLI
6.	IFTIKHAR ALI	MIR BAHADAR	PST	GPS KHAIR ABAD
7.	FALAK NAZ	MOMIN KHAN	PST	GPS SHAMANDROOZ KILLI
8.	TAJ ALAM	YOUSAF KHAN	PST	GPS NO. 3 KORAGH
9.	RAHEEM KHAN	ALABAD	PST	GPS NARI SUNANG
10.	KHALID KHAN	ASLAM KHAN	PST	GPT KOTARPAN
11.	RIAZ ALI	LAJBAR KHAN	PST	GPS BHAI KHAN
12.	WAZIR MUHAMMAD	WALI MUHAMMAD	PST	GPS SHAGO KILLI KATLANG
13.	FAZAL AHMAD SHAH	GUL PARAS	PST	GPS SHEIKH YOUSAF
14.	M. NAEEM KHAN	SARFARAZ KHAN	PST	GPS DAD MUHAMMAD KILLI

Terms & condition;-

1. The appointment will be subject to the condition of decision of Supreme Court of Pakistan in the light of CPLA already pending, if the decision of the Honorable Supreme Court of Pakistan come against them, their, appointment shall stand cancelled w.e.f the date of issuance.
2. NO TA/DA is allowed.
3. Charge report should be submitted to all concerned.
4. Their appointment is subject to the their certificates/ documents and domicile should be verified from the concerned Authority before release of their Salary in the light of Section 3 of the said Act.
5. They will be governed by such rules and regulations as may be issued from time to time by the Govt.

LTC


6. Their appointment has been made in pursuance of Khyber pakhtunhwa, Sacked employees (appointment) Act 2012. hence under section 5 of the said act he shall not be entitled to claim any kind of seniority, promotion and other back benefits.
7. They will produce Health and Age Certificate from the M/S of D.H.Q Mardan.
8. Their appointment has been made in pursuance of Khyber pakhtunhwa, Sacked Employee Act 2012 hence under section 4 of the said Act the period during which they remained dismissed, removed or terminated from service till the date of his appointment shall have been automatically relaxed.
9. They Should join their post within 15 days of the issuance of this Notification, In case of failure to join the post within 15 days of the issuance of this notification, his appointment will be considered cancelled automatically and no subservient appeal etc shall be entertained.
10. Their pay will be released after the verification of his documents by the SDEO/H. M/ Principal concerned.
11. In case their/his documents are found false/bogus on verification from issuing authority, the service of the official will be terminated and legal action be taken against him under the law.
12. The SDEO/ Principal H. M concerned should furnish a certificate to the effect that the candidate has joined the post or otherwise after days of the issue of his posting appointment order.
13. Their Services can be terminated at any time in case of his performance is found unsatisfactory in case of misconduct he will be proceeded under the rules framed from time to time by the govt.
14. In case of resignation they/he will submit his one month prior notice to the Department, otherwise he will forfeit one month pay/allowances to Government Treasury.
15. In case of having no prescribed qualification. The same may be obtained within 03 years after issuing of this order. otherwise appointment will be automatically stand cancelled.
16. The competent authority resumes the right to rectify the errors/omission if any noted/observed at any stage in instant order issued erroneously.

IJAZ ALI KHAN
District Education Officer
(Male) Mardan

Endst; No. 8202/L pry/ branch dated 30/10/2018.

Copy forwarded for information and necessary action to the

1. Director elementary and secondary education Khyber Pakhtunhwa Peshawar.
2. District Account officer Mardan.
3. Principal H M/SDEO(M) concerned.
4. Official concerned.

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IN THE SUPREME COURT OF PAKISTAN
(APPELLATE JURISDICTION)

PRESENT:

MR. JUSTICE GULZAR AHMED, C.J.
MR. JUSTICE MAZHAR ALAM KHAN MIANKHEL
MR. JUSTICE SAYYED MAZHAR ALI AKBAR NAQVI

CIVIL APPEALS NO. 759/2020, 1448/2016, 1483/2019, 760/2020, 761/2020, 1213/2020 TO 1230/2020

(On appeal from the judgments/orders dated 20.06.2017, 18.09.2015, 27.10.2016, 27.03.2018, 14.03.2016, 07.04.2016, 11.09.2017, 19.09.2017, 16.10.2017, 18.04.2018, 03.05.2018, 17.05.2018, 24.05.2018, 18.10.2018, 11.10.2018, 04.07.2017, 20.11.2018, 15.05.2019 and 07.03.2019 of the Peshawar High Court, Peshawar; Peshawar High Court, Mingora Bench (Dar-ul-Qaza), Swat; KPK Service Tribunal, Peshawar; and Peshawar High Court, D.I. Khan Bench passed in Writ Petition Nos. 1714-P/2015, 3592-P/2014, 3909-P/2015, 602-P/2015 and 4814-P/2017; Civil Revision No.493-P/2015; Writ Petition Nos. 1851-P/2014, 3245-P/2015, 429-M/2014 and 3449-P/2014; Appeal Nos.62/2020, 63/2020 and 326/2015; and Writ Petitions No.778-M/2017, 1678-P/2016, 3452-P/2017, 4675-P/2017, 2446-P/2016, 3315-P/2018, 667-D/2016, 2096-P/2016, 2389-P/2018 and 965-P/2014)

1. **Civil Appeal No.759/2020:**
Government of Khyber Pakhtunkhwa through Chief Secretary, Peshawar etc. Vs. Intizar Ali etc.
2. **Civil Appeal No.1448/2016:**
Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Peshawar etc. Vs. Javed Khan etc.
3. **Civil Appeal No.1483/2019:**
Government of Khyber Pakhtunkhwa through Secretary Education (E & S.E) K.P, Peshawar etc. Vs. Muhammad Ilyas
4. **Civil Appeal No.760/2020:**
Government of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat, Peshawar etc. Vs. Behramand etc.
5. **Civil Appeal No.761/2020:**
Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar etc. Vs. Kifayatullah etc.
6. **Civil Appeal No.1213/2020:**
Secretary Elementary & Secondary Education, Govt. of Khyber Pakhtunkhwa Civil Secretariat, Peshawar etc. Vs. Mst. Safia Begum etc.
7. **Civil Appeal No.1214/2020:**
Government of K.P. through Secretary (E & S) Education, Peshawar etc. Vs. Akhter Biland

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8. **Civil Appeal No.1215/2020:**
District Education Officer (Male) District Swabi etc. Vs. Muhammad Israr & another
9. **Civil Appeal No.1216/2020:**
Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education Peshawar etc. Vs. Shujaullah
10. **Civil Appeal No.1217/2020:**
Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education Peshawar etc. Vs. Sheraz Badshah etc.
11. **Civil Appeal No.1218/2020:**
Government of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat, Peshawar etc. Vs. Zahid Ali
12. **Civil Appeal No.1219/2020:**
Government of Khyber Pakhtunkhwa through Chief Secretary, Peshawar etc. Vs. Shah Hussain
13. **Civil Appeal No.1220/2020:**
Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education Peshawar etc. Vs. Muhammad Hayat
14. **Civil Appeal No.1221/2020:**
Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Peshawar etc. Vs. Dir Nawab Khan etc.
15. **Civil Appeal No.1222/2020:**
Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education Peshawar etc. Vs. Muhammad Faridoon Khan etc.
16. **Civil Appeal No.1223/2020:**
Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education Peshawar etc. Vs. Shafiq Ahmad
17. **Civil Appeal No.1224/2020:**
District Education Officer (Male) Charsadda etc. Vs. Yahiya Jan
18. **Civil Appeal No.1225/2020:**
Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education (E&SE) Khyber Pakhtunkhwa, Peshawar etc. Vs. Syed Attaullah Shah etc.
19. **Civil Appeal No.1226/2020:**
Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Peshawar etc. Vs. Noor ud Din

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20. **Civil Appeal No.1227/2020:**
Government of Khyber Pakhtunkhwa through Chief Secretary,
Peshawar etc. Vs. Asmatullah Khan
21. **Civil Appeal No.1228/2020:**
Director Elementary & Secondary Education Khyber
Pakhtunkhwa Peshawar etc. Vs. Mst. Bakht Zari etc.
22. **Civil Appeal No.1229/2020:**
Secretary Elementary & Secondary Education KP, Peshawar
etc. Vs. Attaullah Jan
23. **Civil Appeal No.1230/2020:**
Government of Khyber Pakhtunkhwa through Secretary
Communication & Works Department, Peshawar etc. Vs.
Sajjad Ahmad & another

For the appellant(s):

Mr. Shumail Butt, Advocate General, KPK
Barrister Qasim Wadood, Addl.A.G., KPK
Mr. Atif Ali Khan, Addl.A.G., KPK
Mr. Zahid Yousaf Qureshi, Addl.A.G., KPK
Mr. Iftikhar Ghani, DEO (Male) Bunir
Mr. Muhammad Aslam, S.O. (Litigation)
Mr. Fazle Khaliq, Litigation Officer/ DEO
(Male) Swat
Mr. Fazal Rehman, Principle/DEO Swat
Ms. Roheen Naz, ADO (Legal)/DEO(F)
Nowshera
Malik Muhammad Ali, S.O. C&W
Department, KPK
Mr. Jehanzeb Khan, SDO/XEN C&W
(In all cases)

For the respondent(s):

Sh. Riaz-ul-Haque, ASC
(In C.As.759/2020, 1483/2019, 760, 1214, 1215, 1217,
1218, 1220 & 1223/2020)

Mr. Fazal Shah, ASC
(Respondents No.1 & 2 in C.A.1448/2016,
respondents No.2 to 4, 8, 99, 11 & 12 in
C.A.1213/2020 & respondents in C.A.1229/2020)

Mr. Abdul Munim Khan, ASC
(In C.A.761/2020)

Barrister Umer Aslam Khan, ASC
(Respondent No.1 in C.A.1213/2020)

Mr. Taufiq Asif, ASC
(In C.A.1221/2020)

Mr. Misbah Ullah Khan, ASC
(In C.A.1222/2020)

Hafiz S. A. Rehman, Sr. ASC
(Respondents No.1, 3 to 8 in C.A.1225/2020)

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Mr. Saleem Ullah Ranazai, ASC
(In C.A.1227/2020)

Chaudhry Muhammad Shuaib, ASC
(Respondent No.2 in C.A.1228/2020)

Mr. Fida Gul, ASC
(In C.A.1230/2020)

Nemo
(Respondents No. 5 to 7 & 10 in C.A.1213/2020,
respondents in C.As.1216/2020, 1219/2020,
1224/2020 & 1226/2020, respondent No.2 in
C.A.1225/2020 & respondents No.1 & 3 in
C.A.1228/2020)

Date of hearing: 03.06.2021

JUDGMENT

SAYYED MAZAHAR ALI AKBAR NAQVI, J. Through these appeals by leave of the Court under Article 185(3) of the Constitution of Islamic Republic of Pakistan, 1973, the appellants have called in question the judgments of the learned Peshawar High Court and KPK Service Tribunal whereby the Writ Petitions, Service Appeals and Civil Revision filed by the respondents were allowed and they were re-instated in service under the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012.

2. Briefly stated the facts of the matter are that the respondents were appointed on different posts in various departments of Government of KPK on various dates in the years 1995 & 1996 on temporary/fixed/ad-hoc basis. Later on their services were terminated by the appellants vide different orders passed in the years 1996 & 1997 on the ground that they lack requisite qualification and experience. In the year 2010, the Federal Government enacted the Sacked Employees (Re-instatement) Act, 2010 for the purpose of providing relief to persons who were appointed in a corporation/autonomous/semi-autonomous bodies or in Government service during the period from 01.11.1993 to 30.11.1996 and were dismissed, removed or terminated from service during the period from 01.11.1996 to 12.10.1999. Following the Federal Government, the provincial Government of KPK also promulgated the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012 for reinstatement of sacked employees, who

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were dismissed, removed or terminated from service during the period from 1st day of November, 1996 to 31st day of December, 1998. Pursuant to the said legislation, a number of employees were reinstated but the respondents were not given the said relief, which led to their filing of writ petitions, service appeals and Civil Revision arising out of a suit before the Peshawar High Court and KPK Service Tribunal, which have been allowed vide impugned judgments mainly on the ground that as the similarly placed employees have been reinstated, the respondents are also entitled for the same relief. Hence, these appeals by leave of the Court.

3. Learned Advocate General, KPK, contended that the respondents were temporary employees and the relief sought for under Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012 was only meant for those employees who were appointed on regular basis having the prescribed qualification and experience for the respective post during the period from 01.11.1993 to 30.11.1996 and were dismissed, removed or terminated from service during the period from 01.11.1996 to 31.12.1998. Contends that even the respondents did not have the requisite qualification and experience at the time of their first appointment and they obtained the same after their termination from service. Contends that the learned High Court and the Tribunal in the impugned judgments has acknowledged this fact that the respondents did not have the requisite qualification yet they were ordered to be reinstated. Contends that under Section 7 of the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012, to avail the benefit of reinstatement an employee had to file an application within thirty days of the commencement of the Act i.e. 20.09.2012 but none of the respondents have fulfilled that condition. Contends that this Court has held that the requirement of Section 7 of the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012 is mandatory in nature and if an employee has not complied with the spirit of said provision, no relief can be given to him. Lastly contends that in such circumstances, the impugned judgments are liable to be set aside.

4. Hafiz S.A. Rehman, learned Sr. ASC for respondents No.1, 3 to 8 in C.A.1225/2020 contended that minutes of meeting of

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the department held on 02.09.2015 show that all the respondents had applied within the stipulated period of time. Contends that factual controversy is involved in the present appeals as the disputed questions whether the respondents applied within the 30 days cutoff period after the commencement of the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012 and whether they had the requisite qualification/experience having assailed in the present appeals, therefore, the present appeals are not maintainable. Contends that no question of law of public importance within the meaning of Article 212(3) of the Constitution of Islamic Republic of Pakistan is involved in the present appeals, therefore, they are liable to be dismissed. Contends that the learned High Court has not passed any injunctive order and has only remanded the cases back to the department for reconsideration on the basis of factual controversy. Contends that the respondents were regular employees and the term 'temporary' only refers to those employees who are on probation.

5. Sh. Riaz-ul-Haque, learned ASC for the respondents in C.As.759/2020, 1483/2019, 760, 1214, 1215, 1217, 1218, 1220 & 1223/2020 contended that the onus to prove that whether the respondents applied within 30 days cut-off period after the commencement of the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012 and whether they had the requisite qualification/experience is burdened with the appellant (Government) and they never raised this very issue before the High Court. On our specific query, he admitted that he does not know the date as to when the respondents had applied for re-employment in pursuance of Section 7 of the said Act.

6. In response to our query as to whether the respondents were regular employees having requisite qualification/experience and had applied within 30 days, Mr. Fazal Shah, learned ASC for respondents No.1 & 2 in C.A.1448/2016, respondents No.2 to 4, 8, 99, 11 & 12 in C.A.1213/2020 & respondents in C.A.1229/2020 admitted that the respondents were appointed on temporary/ ad hoc basis. However, he kept on insisting that the respondents were duly qualified and possessed requisite qualification, therefore, the impugned judgments may be upheld.

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7. Barrister Umer Aslam Khan, learned ASC for respondent No. 1 in CA 1213/2019 stated that the respondent had equivalent to intermediate qualification but did not have the sanad/certificate at the time of appointment, which was procured later on in the year 2011. He supported the impugned judgments by stating that the respondent possesses all the requisite qualification/experience, therefore, he deserves to be reinstated.

8. Mr. Saleemullah Ranazai, learned ASC for the respondent in Civil Appeal No. 1227/2019 contended that the respondent was a regular employee and was wrongly terminated from service. Contends that after the promulgation of Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012, the respondent had filed the application within the prescribed period of 30 days. He further contends that he was holding the degree of Bachelor of Arts at that time whereas the required qualification was matriculation.

9. Mr. Fida Gul, learned counsel for the respondent in Civil Appeal No.1230/2019 argued that both the respondents were appointed in Khyber Agency at the relevant time. Contends they had filed the application for statutory benefit/relief well within time and they had the requisite qualification/experience.

10. M/s Abdul Munim Khan, Taufiq Asif, Misbahullah Khan, Ch. Muhammad Shoaib learned ASCs have adopted the arguments of Hafiz S.A. Rehman, learned Sr. ASC.

11. Having heard the learned counsel for the parties at extensive length, the questions which crop up for our consideration are (i) whether the respondents were regular employees of the Government of KPK, (ii) whether they had the requisite qualification/experience at the time of appointment, (iii) whether they had applied for reinstatement within the cutoff period of 30 days as stipulated in Section 7 of the Act and (iv) what is the effect of our judgment passed in Muhammad Afzal Vs. Secretary Establishment (2021 SCMR 1569) whereby the Sacked Employees (Re-instatement) Act, 2010 enacted by Federal Government for similarly placed employees of Federal Government was held ultra vires the Constitution.

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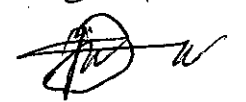
12. Firstly, we will take up the issue as to whether the respondents were 'regular employees' and had the requisite qualification/experience at the time of appointment. Before proceeding with this issue, it would be advantageous to reproduce the very Preamble of the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012, which reads as under:-

"Whereas it is expedient to provide relief to those sacked employees who were appointed on regular basis to a civil post in the Province of the Khyber Pakhtunkhwa and who possessed the prescribed qualification and experience required for the said post, during the period from 1st day of November 1993 to the 30th day of November, 1996 (both days inclusive) and were dismissed, removed, or terminated from service during the period from 1st day of November 1996 to 31st day of December 1998 on various grounds."

13. The intent behind the promulgation of Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012 clearly reflects that it was a legislation promulgated to benefit those regular employees sacked without any plausible justification enabling them to avail the same so that they may be accommodated within the parameters of legal attire. A bare reading of the Preamble of the Act shows that it was enacted to give relief to those sacked employees, who were appointed on '**regular basis**' to a civil post in the Province of Khyber Pakhtunkhwa while possessing the prescribed qualification and experience for the said post during the period from 1st day of November, 1993 to the 30th day of November, 1996 (both days inclusive) and were dismissed, removed or terminated from service during the period from 1st day of November, 1996 to 31st day of December, 1998. Therefore, keeping in view the intent of the Legislature, it can safely be said that to become eligible to get the relief of reinstatement, one has to fulfill three conditions i.e. (i) the aggrieved person should be a regular employee, (ii) he must have the requisite qualification & experience for the post during the period from 01.11.1993 to 30.11.1996 and not later, and (iii) he was dismissed, removed or terminated from service during the period from 01.11.1996 to 31.12.1998. At the time of hearing of these appeals, we had directed the learned Advocate General so also the respondents to provide us a chart containing dates of appointments of the respondents, whether they were regular employees or not, their qualifications/experience at the time of appointment, dates of

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termination, dismissal or removal from service and the dates on which they had filed applications to avail the benefit under Section 7 of the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012. The requisite data was provided to us through various CMAs. We have minutely looked at the credentials of each of the respondent and found that except (respondent Asmatullah in Civil Appeal No. 1227/2020) none of the respondents was appointed on regular basis. Although a very few, like a drop in a bucket, had the requisite qualification/experience, had applied within thirty days, the cutoff period as mandated but one thing is common in all of them, that they all were daily wagers/temporary/fixed employees. The foremost and mandatory condition to become eligible to get the relief under the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012 was that the aggrieved person should be a regular employee stricto sensu whereas all the respondents do not meet the said statutory requirement. If an employee does not meet the mandatory condition to become eligible for reinstatement that he should be a regular employee then even if he was dismissed / removed / terminated from service, he cannot get the relief of reinstatement because he has not fulfilled the basic requirement of the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012. Admittedly, the respondents were temporary/fixed/ad-hoc/contract employees. The temporary employees have no vested right to claim reinstatement/regularization. This Court in a number of cases has held that temporary/contract/project employees have no vested right to claim regularization. The direction for regularization, absorption or permanent continuance cannot be issued unless the employee claiming regularization had been appointed in pursuance of a regular recruitment in accordance with relevant rules and against the sanctioned vacant posts, which admittedly is not the case before us. This Court in the case of PTCL Vs. Muhammad Samiullah (2021 SCMR 998) has categorically held that ad-hoc, temporary or contract employee has no vested right of regularization and this type of appointment does not create any vested right of regularization in favour of the appointee. In an unreported judgment dated 11.10.2018 passed in Civil Petition Nos. 210 & 300 of 2017, this Court has candidly held that the sacked employee, as defined in the Act, required to be regular employee to

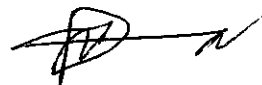
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avail the benefit of reinstatement and if an employee is not a regular employee his case does not fall within the ambit of the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012. So far as the argument of learned counsel for the respondents Hafiz S.A. Rehman that the respondents were regular employees and the term 'temporary' refers to those employees who are on probation is concerned, the same is misconceived. Permanent or regular employment is one where there is no defined employment date except date of superannuation whereas temporary position is one that has a defined/limited duration of employment with specified date unless it is extended. If a person is employed against a permanent vacancy, there is specifically mentioned in his appointment letter that he will be kept on probation for a specific period of time but in the case of a temporary employee it is mentioned that he is employed on temporary basis either for a cutoff period of time or for the completion of a certain period either related to a project or assignment. The appointment letters of the respondents clearly show that they were appointed on temporary/fixed basis and not on regular basis.

14. Now we would advert to the second question as to whether the respondents had the requisite qualification/experience at the time of appointment. Although, when none of the respondents was a regular employee, the question whether they had the requisite qualification/experience at the time of appointment or not loses its significance but despite that we have carefully perused the particulars of each of the respondents and found that except 2/3 respondents none had the requisite qualification and experience at the time of appointment. Even otherwise, as discussed above, if an employee had the requisite qualification/experience but he was employed on adhoc/temporary/daily wages, he could not claim reinstatement under the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012.

15. The third question is whether the respondents had applied for reinstatement within the cutoff period of 30 days as stipulated in Section 7 after the commencement of the Act, 2012. Under Section 7(1) of the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012, to avail the benefit of reinstatement/re-

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appointment, an employee had to file an application within thirty days of the commencement of the Act i.e. 20.09.2012. Before discussing this aspect of the matter, it would be advantageous to reproduce the said Section for ready reference. It reads as under:-

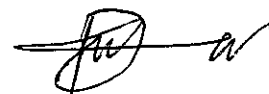
"7. Procedure for appointment.--(1) A sacked employee, may file an application, to the concerned Department within a period of thirty days from the date of commencement of this Act, for his appointment in the said Department:--

Provided that no application for appointment received after the due date shall be entertained."

16. In an unreported judgment dated 23.02.2021 passed in Civil Appeal No. 967/2020, the respondent was appointed as C.T. Teacher on 25.02.1996 and was terminated from service on 13.02.1997. After the promulgation of KPK Sacked Employees (Appointment) Act, 2012, the respondent submitted an application for his reinstatement, which did not find favour with the department and ultimately the matter came to this Court wherein it has been found that neither the respondent was a regular employee nor he had applied for reinstatement within thirty days within the purview of Section 7 of the Act. It would be in fitness of things to reproduce the relevant paragraphs of the judgment of this Court, which read as under:-

"Section 7 of the Act of 2012, requires an employee to make an application to the concerned department within a period of thirty days from the date of commencement of the Act of 2012. The respondent did not apply under the Act of 2012 for his reinstatement rather on the basis that some of the employees were granted benefits of the Act of 2012, he also filed a writ petition taking chance of his reinstatement. The very question that whether the respondent applied under the Act of 2012 for reinstatement being disputed question, the High Court in the first place was not justified in exercising its writ jurisdiction, for that, the very fact that the respondent has applied under the Act of 2012 for reinstatement into service, was not established on the record.

7. The learned Additional Advocate General further contends that the respondent was a temporary employee and thus, was also not entitled to be reinstated into service under the Act of 2012. Such aspect of the matter has not been considered by the High Court in the impugned judgment. We, therefore, do

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not consider it appropriate to examine the same and give our finding on it. The very fact that the respondent has not applied under the Act of 2012 for being reinstated into service, Section 7 of the Act of 2012 was not complied with and thus, the High Court was not justified in passing of the impugned judgment, allowing the writ petition filed by the respondent.

(Underlined to lay emphasis)

17. Similarly, in Civil Petition No. 639-P/2014, this Court has held that in order to avail the benefit of reinstatement under the KPK Sacked Employees (Appointment) Act, 2012, it is necessary for an employee to approach the concerned department in terms of Section 7 within thirty days and in case of failure, as per its proviso, he would not be entitled for appointment in terms thereof. We have noticed that except for a very few respondents none of them have fulfilled the mandatory condition of applying/approaching the department within 30 days after the commencement of the Act i.e. 20.09.2012, therefore, they are not entitled to seek the relief sought for. The respondents who had applied within time were not regular employees, therefore, even though they had applied within time but it would not make any difference as they do not fulfill the very basic requirement for reinstatement i.e. that to avail the benefit of reinstatement, an employee should be a regular employee. In a number of judgments, the superior courts of the country have held that when meaning of a statute is clear and plain language of statute requires no other interpretation then intention of Legislature conveyed through such language has to be given full affect. Plain words must be expounded in their natural and ordinary sense. Intention of the Legislature is primarily to be gathered from language used and attention has to be paid to what has been said and not to that what has not been said. This Court in Government of KPK Vs. Abdul Manan(2021 SCMR 1871) has held that when the intent of the legislature is manifestly clear from the wording of the statute, the rules of interpretation required that such law be interpreted as it is by assigning the ordinary English language and usage to the words used, unless it causes grave injustice which may be irremediable or leads to absurd situations, which could not have been intended by the legislature. In JS Bank Limited Vs. Province of Punjab through Secretary Food, Lahore (2021 SCMR 1617), it has been held by this Court that for the interpretation of statutes purposive rather than a

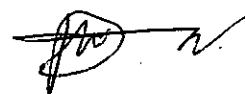
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literal approach is to be adopted and any interpretation which advances the purpose of the Act is to be preferred rather than an interpretation, which defeats its objects. We are of the view that the very object of the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012, as is apparent from its very Preamble, was to give relief to only those persons, who were regularly appointed having possessed the prescribed qualification/experience during the period from 01.11.1993 to 30.12.1996 and were thereafter dismissed, removed or terminated from service during the period from 01.11.1996 to 31.12.1998. The learned High Court and the Service Tribunal did not take into consideration the above aspects of the matter and passed the impugned orders, which are against the very intent of the law.

18. On the same analogy on which the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012 was enacted, earlier Legislature had enacted Sacked Employees (Re-instatement) Act, 2010 for the sacked employees of Federal Government. However, this Court in the recent judgment reported at Muhammad Afzal Vs. Secretary Establishment (2021 SCMR 1569) has declared the Sacked Employees (Re-instatement) Act, 2010 to be ultra vires the Constitution by holding as under:-

"Legislature had, through the operation of the Act of 2010, attempted to extend undue benefit to a limited class of employees--In terms of the Act of 2010 upon the 'reinstatement' of the 'sacked employees', the 'status' of the employees currently in service was violated as the reinstated employees were granted seniority over them--Legislature had, through legal fiction, deemed that employees from a certain time period were reinstated and regularized without due consideration of how the fundamental rights of the people currently serving would be affected--Rights of the employees who had completed codal formalities through which civil servants were inducted into service and complied with the mandatory requirements laid down by the regulatory framework could not be allowed to be placed at a disadvantageous position through no fault of their own--Act of 2010 was also in violation of the right enshrined under Art. 4 of the Constitution, that provided citizens' equal protection before law, as backdated seniority was granted to the 'sacked employees' who, out of their own volition, did not challenge their termination or removal under their respective regulatory frameworks--Given that none of the 'sacked employees' opted for the remedy available under law upon termination during the limitation period, the transaction had essentially become one that was past and closed; they had foregone their right to challenge their orders of termination or removal--Sacked Employees (Reinstatement) Act, 2010 had extended undue advantage to a certain class of citizens thereby

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violating the fundamental rights (Articles 4, 9, and 25 of the Constitution) of the employees in the Service of Pakistan and was thus void and ultra vires the Constitution."

19. This judgment in Muhammad Afzal supra case was challenged before this Court in its review jurisdiction and this Court by dismissing Civil Review Petition Nos. 292 to 302/2021 etc upheld the judgment by holding that "the Sacked Employees (Re-instatement) Act, 2010 is held to be violative of inter alia Articles 25, 18, 9 and 4 of the Constitution of Islamic Republic of Pakistan, 1973 and therefore void under the provisions of Article 8 of the Constitution." The bare perusal of the Preamble of the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012 shows that since the Federal Government had passed a similar Act namely Sacked Employees (Re-instatement) Act, 2010, the Government of KPK following the footprints of Federal Government also passed the Act of 2012. It would be in order to reproduce the relevant portion of the Preamble, which reads as under:-

"Whereas the Federal Government has also given relief to the sacked employees by enactment;

And Whereas the Government of the Khyber Pakhtunkhwa has also decided to appoint these sacked employees on regular basis in the public interest"

20. The term 'ultra vires' literally means "beyond powers" or "lack of power". It signifies a concept distinct from "illegality". In the loose or the widest sense, everything that is not warranted by law is illegal but in its proper or strict connotation "illegal" refers to that quality which makes the act itself contrary to law. Constitution is the supreme law of a country. All other statutes derive power from the constitution and are deemed subordinate to it. If any legislation over-stretches itself beyond the powers conferred upon it by the constitution, or contravenes any constitutional provision, then such laws are considered unconstitutional or ultra vires the constitution. When two laws are enacted for the same purpose though in different jurisdictions and one of the same has been declared ultra vires the Constitution by the Apex Court of the country, then according to the dictates of justice, the other enacted on the same analogy also loses its sanctity and ethically becomes null and void. However, at this stage, we do not want to comment on this aspect of the matter

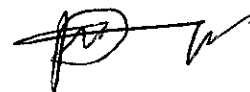
CTL
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in detail. Even if we keep aside this aspect of the matter, as discussed in the preceding paragraphs, there is nothing available on the record, which could favour the respondents.

21. So far as the argument of Hafiz S.A. Rehman, learned Sr. ASC that as factual controversy is involved, these appeals are liable to be dismissed is concerned, even on this point alone the impugned judgments are liable to be set aside because it is settled law that superior courts could not engage in factual controversies as the matters pertaining to factual controversy can only be resolved after thorough inquiry and recording of evidence in a civil court. Reliance is placed on Fateh Yarn Pvt Ltd Vs. Commissioner Inland Revenue (2021 SCMR 1133). Admittedly, the learned High Court while passing the impugned judgments had went into the domain of factual controversy, which was not permissible under the law. We have noticed that in Civil Appeal No. 1213/2020 although the respondents had filed the civil suit but they were not appointed on regular basis and most of them do not have the required qualification/experience at the time of their appointment. Learned counsel had stated that no question of law of public importance within the meaning of Article 212(3) of the Constitution of Islamic Republic of Pakistan, 1973, is involved in these appeals. However, this argument of the learned counsel is misconceived. The question of applicability of Article 212(3) of the Constitution arises only when any party has approached this Court against the judgment passed by the Federal Service Tribunal but except Civil Appeal Nos. 1218 to 1220/2020 same is not the case here, therefore, this has no relevance in the present proceedings. Even in the aforesaid Civil Appeals, the respondents were neither regular employees nor they had the requisite qualification/experience at the time of their appointment nor had they filed the application within thirty days within the purview of Section 7 of the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012, therefore, as discussed in the preceding paragraphs, the learned Service Tribunal could not have directed for their reinstatement.

22. Mr. Fida Gul, learned counsel for the respondents in Civil Appeal No.1230/2019 had contended that both the respondents were appointed on regular basis in Khyber Agency at

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the relevant time, had filed the application within time and had the requisite qualification, therefore, they deserve to be reinstated in service. However, we have noticed that they were Agency Cadre (FATA) employees. The Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012 was applicable to the Provincial Employees of KPK as explained in para 2(b) & (e) of the Act and has never been extended to FATA. According to Article 247 of the Constitution of Islamic Republic of Pakistan, 1973, the Provincial Assembly of Khyber Pakhtunkhwa could not legislate for FATA. We have noted that only the residents of Khyber Agency were eligible to be appointed but it is a fact that both the respondents were residents of Charsadda/KPK. Even otherwise, we have found that respondent Sajjad Ahmad was initially appointed as Mate (BS-02) in the office of Chief Engineer (FATA) and was subsequently promoted to the post of Worker Superintendent (BPS-09) but according to the method of recruitment, the post of Worker Superintendent was required to be filled in by initial appointment and not by promotion amongst the Mate, therefore, his promotion was irregular. As far as respondent Amir Ilyas is concerned, he was appointed as Store Munshi in FATA but we have been informed that the Stores were closed in FATA on 26.11.1992, therefore, his subsequent appointment as Store Munshi on 26.12.1995 was irregular.

23. We have found that so far as the case of the respondent Asmatullah in Civil Appeal No. 1227/2020 is concerned, the same is different. Although, he was initially appointed as Security Sergeant in BPS-05 for a period of six months by the then Agricultural Engineer, DI Khan but subsequently, he was regularized against the post of Crank Shaft Grinder (BPS-05) vide order dated 02.04.1996. He had the requisite qualification/experience and had also applied for reinstatement on 09.10.2012 i.e. within thirty days of the commencement of Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012, therefore, to his extent the impugned judgment is liable to be maintained.

24. For what has been discussed above, all the appeals except Civil Appeal No. 1227/2020 are allowed and the impugned judgments are set aside. As far as Civil Appeal No. 1227/2020 is concerned, the same is dismissed.

CTL
[Signature]

(39)

25. Before parting with the judgment, we observe with concern that in a number of cases the statutory departments, due to one reason or the other, do not formulate statutory rules of service, which in other words is defiance of service structure, which invariably affects the sanctity of the service. It is often stressed by the superior courts that framing of statutory rules of service is warranted and necessary as per law. It is invariably true that an employee unless given a peace of mind cannot perform its functions effectively and properly. The premise behind formulation of statutory rules of service is gauged from Articles 4 and 9 of the Constitution of Islamic Republic of Pakistan, 1973. An employee who derives its employment by virtue of an act or statute must know the contours of his employment and those niceties of the said employment must be backed by statutory formation. Unless rules are not framed statutorily it is against the very fundamental/structured employment as it must be guaranteed appropriately as per notions of the law and equity derived from the Constitution being the supreme law.

CHIEF JUSTICE

JUDGE

JUDGE

Islamabad, the
Approved For Reporting

Announced on 28.01.2022

Khuram

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(40)

Board of Intermediate & Secondary Education

SAIDU SHARIF, SWAT

DETAILED MARKS CERTIFICATE

Intermediate Examination (Humanities Group)

Session 1993 (Annual) / (Supplementary)



S. No 0021161

Name

Risalat Bibi

Father's Name

Sharif Khan

Roll No.

1824

SUBJECTS	Subjects marks allotted	Part I	Part II	MARKS OBTAINED	
				Total in	
				Figures	In Words
1. English	200			71	
2. Urdu	200			73	
3. Islamic Education	50			41	
4. Pakistan Studies	50			85	
5. <i>Gov</i>	200			103	
6. <i>SIS</i>	200			99	
7. <i>HPE</i>	200				
Total	1100			472-D	<i>Four hundred 72</i>

Note: Errors/omissions excepted.

Dated _____ 19 _____

Controller of Examinations
Board of Intermediate & Secondary Education
SAIDU SHARIF, SWAT

Prepared by *[Signature]* Checked by _____

CTL

[Signature]

S-B / PC


3822

Roll No

1326

91

BOARD OF INTERMEDIATE AND SECONDARY EDUCATION



Saidu Sharif, Swat.

PROVISIONAL CERTIFICATE

INTERMEDIATE EXAMINATION

Session: 1993-94 Annual/Supplementary

Group: Arts

THIS IS TO CERTIFY THAT

Son/daughter of

and a candidate of

Registered No

has passed the INTERMEDIATE EXAMINATION of the

Board of Intermediate & Secondary Education, Saidu Sharif held in Dec 1994

as a Regular/Private candidate. He/She obtained 475 Marks out of 1100 and

has been placed in Grade B Representing Govt. School

The Examination was taken as a whole/in parts

Prepared by

Assistant Secretary

Checked by

Assistant Secretary (Certificates)

Date of Preparation

CTV
~~AD~~ a

42

lipdo.

GOVT HIGH SCHOOL NO 2 BATKHELA

Provisional Certificate

Adm-No 15689 Regd No 27-B/ABM ⁸⁹ Roll No 1621 Session 1991

This is to certify that MISS Risalat Bibi
of Sharif Khan who appeared from this School in the S.S.C.
Examination, held in March 1991 has according to the Result Gazette
supplied by the Controller of Examinations B.I.S.E Peshawar, been declared
successful in the said Examination.

Date of birth (in figures) 4-6-72
(in words) Four June A.H. Seventy Two

SUBJECTS PASSED

- | | |
|---------------|---------------------|
| 1 <u>Eng</u> | 5 <u>Li Maths</u> |
| 2 <u>Ur</u> | 6 <u>Sc Science</u> |
| 3 <u>Is c</u> | 7 <u>Is E</u> |
| 4 <u>P St</u> | 8 <u>Pa</u> |

Marks Obtained 497 Grade External C Internal C

Conduct Good

Prepared by [Signature]

Checked by [Signature]

Date 4-8-91

[Signature]
Principal/Headmaster
Govt: Girls High School
Batkhela, (M.A. Agency)
Govt. High/Higher School

NOTE: THIS CERTIFICATE ENABLES THE STUDENT TO BE ADMITTED TO A COLLEGE BUT DOES NOT REPLACE THE ONE TO BE GIVEN TO HIM BY THE BISE PESHAWAR.

Brekhna Press Mardan

CTL
[Signature]

SAIDU SHARIF SWAT

DETAILED MARKS CERTIFICATE

Secondary School Certificate Examination

(GENERAL GROUP)

Session 1991 (Annual/Supplementary)



No: 0002508

Name

Risalat

Father's Name

Sharif Khan

Roll No.

1691

SUBJECT	Total number of marks allotted	MARKS OBTAINED	
		In figures	In words
1. English	150	67	Sixty Seven
2. Urdu	150	94	Ninety four
3. Islamiat Comp.	75	48	Forty eight
4. Pakistan Studies	75	44	Forty four
5. Gen: Mathematics	100	56	Fifty six
6. General Science	100	56	Fifty six
7. U.S.	100	66	Sixty six
8. Po.	100	66	Sixty six
Total	850	497	Four hundred and ninety seven

This certificate is issued errors and omissions excepted.

Prepared by

Checked by

Date

19

Controller of Examinations
Board of Intermediate & Secondary Education
SAIDU SHARIF SWAT

G.T.U.

Service Certificate.

44

Certified that Miss Resalat Bibi C.T
has been working against C.T post at
G.G.M.S. Sheringal Dir from, 18.3.95 *upto* 12 ²/₉₇

[Signature]
Assistant Secy Officer (Female)
Secy Dir at Temaregura.
Di 21/4/97

CTC
~~DN~~

45

PAKISTAN National Identity Card

ISLAMIC REPUBLIC OF PAKISTAN

Name
Nisalat Bibi

نسات بی بی

Husband's Name
Amjad Ali Shah

امجد علی شاہ



Gender	Country of Stay
F	Pakistan
Identity Number	Date of Birth
15602-2479594-8	04.06.1972
Date of Issue	Date of Expiry
11.05.2018	11.06.2028

Holder's Signature

CTC

رجسٹرڈ: خطہ لاہور، کمانڈر ہاؤس، حیات آباد، سندھ روڈ، لاہور۔
تھریس ڈیپارٹمنٹ، پبلک سروس

15602-2479594-8



رجسٹرڈ: خطہ لاہور، کمانڈر ہاؤس، حیات آباد، سندھ روڈ، لاہور۔
تھریس ڈیپارٹمنٹ، پبلک سروس

101191171746
117-72-037983

Muhammad Afzal
Registrar General of Pakistan

گمشدہ کارڈ پلے پرمیٹنگ ایجنسی میں ڈال دیں

46

52187

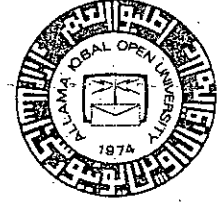
نمبر شمار

بِسْمِ اللّٰهِ الرَّحْمٰنِ الرَّحِیْمِ

رجسٹریشن نمبر 94- این ایم ڈی 0243

رول نمبر 6703832 سی

حکامہ اقبال اوپن یونیورسٹی اسلام آباد



سیٹر بہار 95ء

شریف خان

بن / بنت

رسالت کی سی

تصدیق کی جاتی ہے کہ

ساکن / صوبہ	سرحد	نے	پروفیسر ٹیچنگ ٹریکٹ	مندرجہ ذیل کورسز پاس کر کے حاصل کیا ہے۔
کوڈ	کوڈس	حاصل کردہ نمبرز	کوڈ	کوڈس
۶۱۱	ورکشاپ و تدریسی مشق	77	۶۱۶	تدریس اردو
۶۱۳	اصول تعلیم	49	۶۱۸	تدریس ریاضی
۶۱۴	تعلیمی نفسیات	49	۶۱۹	تدریس سائنس و جہانی تعلیم
۶۱۵	تنظیم مدرسہ	61	۶۲۰	تدریس اسلامیات و معاشرتی علوم
۶۱۶	سکول کمیونٹی اور عملی فنون	73		
				54
				63
				54
				55
				535/900

طالب علم نے مجموعی طور پر پی ٹی سی پروگرام میں 59 فیصد نمبر اور گریڈ میں کامیابی حاصل کی۔

نظر اول امتحانات

(یہ سند بغیر کسی نشان و ریش کے جاری کی گئی)

اسلام آباد
یکم اپریل 1996ء

Serial No. 002155

ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD

Roll No.
05703832

PROVISIONAL CERTIFICATE

Registration No.
94-NMD-0243

This is to certify that Mr./Ms. RISALAT BIBI
son/daughter of SHARIF KHAN has completed
all the requirements for **Primary Teaching Certificate** with the
following courses in 'SPRING 1995' Semester :-

<u>Code</u>	<u>Course</u>	<u>Marks obtained</u>
613	Principles of Education	<u>49</u> /100
614	Educational Psychology	<u>49</u> /100
615	School Organisation	<u>61</u> /100
616	School Community & Practical Arts	<u>73</u> /100
617	Teaching of Urdu	<u>54</u> /100
618	Teaching of Mathematics	<u>63</u> /100
619	Teaching of Science and Physical Education	<u>54</u> /100
620	Teaching of Islamiat and Social Studies	<u>55</u> /100
611	Workshop and Teaching Practice	<u>77</u> /100

He/She has obtained 59 % marks and has been placed in grade B

Date: 01-04-1996

B. N. Khan
Controller of Examinations

Note: The Provisional Certificate is issued, errors and omissions excepted, as a notice only. An entry appearing in it does not in itself confer any right or privilege independently to the grant of a proper certificate which will be issued under the Regulations, in due course.

CTC
[Signature]

UNIVERSITY OF PUNJAB
 (RESULT INFORMATION CARD)

48



U.P.C. 93849

RISALAT BIBI
 D/O SHARIF KHAN VILL. & P/O JOLAGRAM
 TEH. SAHIB RAHIZAI
 MALAKAND MALAKAND

SEMESTER	AUT-95-REP
ROLL NO.	C6703832
REG. NO.	94-NMD-0243

THE RESULT OF B.A./B.S. RISALAT BIBI D/O
 SHARIF KHAN FOR P.T.C LEVEL COURSES
 IS GIVEN AS FOLLOWS:

S. NO.	COURSE	ASSESSMENTS		FINAL MARKS			MVA	CUMULATIVE MARKS	GRADE	RESULT
		THEORY	PRACTICAL	WORK-SHOP	TEACH PRACTICE	EXAM.				
1	PTC-621							50	C	PASS

Signature of Dealing Official _____

(MUSTAFA BILAL)
 CONTROLLER OF EXAMINATIONS

The result card is issued, error and omission excepted, as a notice only. An entry appearing in it does not in itself confer any right or privilege independently to the grant of a proper certificate/Degree which will be issued under the Regulation in due course.

PLEASE SEE THE ENCLOSED INSTRUCTIONS

Result Declaration 07/08/97

PTC
(Signature)



N.W.F.P.

SWAT DISTRICT.

1032

DOMICILE CERTIFICATE.

No.Bbz. _____

Declaration.

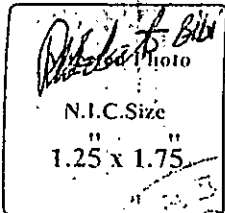
I Rasalat Bibi declare that I was born of parents who are permanently domiciled in north west frontier province by birth/ having settled in it. I belong to village / mohallah Lalagen Tindodag tehsil Babazi District of Swat having been born in it.

Rasalat Bibi
Signature of applicant.

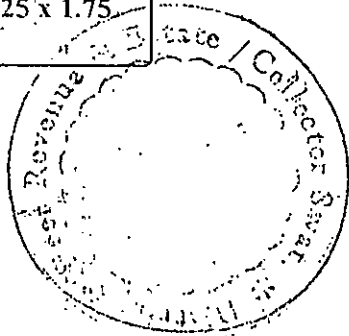
Pursuant to the declaration filed above by Rasalat Bibi Son/daughter/wife of Amjad Ali Shah, it is hereby certified that the said Mr/Mrs/Miss Rasalat Bibi is born of parents who are permanent residents of n.w.f.p.Swat District belonging to it by birth /settled in it. I have satisfied myself from my personal knowledge/verification overleaf that the above declaration is true.

114-68-043701

This 10 day of May 2004.



[Signature]
Deputy District Officer.
Revenue & Estates. 10/3



[Signature]
Countersigned.
Collector/ District Officer
Revenue & Estates.
Swat. 10/3/04

CTC
[Signature]

DOMICILE CERTIFICATE

NO. 1744

DATED 18/8/1992

RISALAT BIBI

Certified that Mr./Miss

Son/Daughter of SHARIF KHAN belongs to a

recognized tribe of AF GHAN Section ESSA KHEL

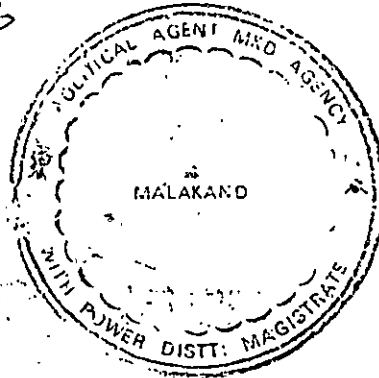
and his/her father is a permanent bonafied resident of the tribble area of Malakand Agency Village JULAGRAM.

and She/He is an eligible candidate to avail himself/herself of the seats reserved for the special area of Malakand Division backward area. (COUNTERSIGNED)

Dated Malakand the

(Signature)
(S. ABDUL WAKIL SHAH)
POLITICAL AGENT, MALAKAND.

(Signature)
A.P.A./S.D.M Barkhela



CTC

(Signature)

تصدیق شہران

ہم شہران ذیل تصدیق کرتے ہیں کہ

۱۔ مستی / سماءہ صاحبہ کی والدہ شہران خان صاحبہ جو کہ اسکے پاس اسکی پیدائش ہونے سے

۲۔ یہ کہ مستی / سماءہ مذکورہ قوم افغان قبیلہ علمی اصل سے تعلق رکھتی ہیں۔

۳۔ یہ کہ مستی / سماءہ مذکورہ ٹیک پین ہے۔ اور شہران خاندان سے تعلق رکھتی ہیں۔

۴۔ یہ کہ مذکورہ قوم کے نفع نقصان میں برابر کا شریک ہے۔

۵۔ یہ کہ مستی / سماءہ نے قبل ازین کون ٹیڈ سائیل سرٹیفکیٹ حاصل کیا ہے۔

۶۔ یہ کہ مستی / سماءہ ڈوسائیل سرٹیفکیٹ کا حقدار ہے۔ مذکورہ گھر ہماری ذاتی فہم داری پر ٹیڈ سائیل سرٹیفکیٹ جاری کیا گیا ہے۔

Munim Sherif
Chairman, Union Council
Dheri Julagram

Mushtaq Ahmad Usmani
Chairman, Union Council
Dheri Julagram

پورٹ پوسٹ کا نمبر!

میں نے دیکھا ہے کہ اس شخص نے اپنے گھر کے پورٹ پوسٹ کا نمبر لکھا ہے۔
اس شخص کے گھر کا پتہ ہے۔
میں نے اس شخص کو دیکھا ہے۔
میں نے اس شخص کو دیکھا ہے۔
میں نے اس شخص کو دیکھا ہے۔

Post (Munim Sherif)
DK/HR/1618/1999

117-27-037985

REFERENCE OVER LEAF

The applicant Miss RISALAT BIBI d/o Shorif Khan request for domicile certificate. The elders Mr. Mohd Saleh Ex-MC, Mr. Mushtaq Ahmad, Ex-CUC, and P.C. Khar have verified that the applicant is a benafide r/o village Julagram Malakand Agency and belong to Khar subsection Basa Khel.

They further certified that the applicant has got no such d/certificate from somewhere else.

Submitted as recommended please.

[Signature]
TEHSILDAR, MALAKANDA
TEHSILDA
Malakanda

51

Curriculum Vitae RISALAT

Address: Village and P/O Tindodag :Moh Lala Gaan,The and Distt Swat Malakand KPK Pakistan
Cell #:

Objective

1. To work on an increasingly responsible position where self discipline and the ability to motivate others would contribute to effective problem solving.
2. To serve the organization with my maximum capabilities and potentials and progress towards institutional and personal development.

Personal

Father's name : Sharif Khan
 Date of birth : 04/06/1972
 Domicile : Malakand K.P.K.
 Nationality : Pakistani
 Religion : Islam
 Marital Status : Married
 N.I.C.No : 15602-2479594-8
 Email Address :
 Cell #

Education:

Qualification	Year of completion	Year of passing	Grade	Remarks

CTC
[Signature]

S.S.C	BISE Malakand	1991	850	497	58.47
H.S.S.C	BISE Malakand	1994	1100	472	42.90

Professional Qualification:

P.T.C Alama Iqbal Open University, Spring 1995

Languages Known

- Urdu
- English
- Pashto

Experience:

1. Remained Teacher in Baitak School Tindodag.
2. Remained as Principal in Baitak School Tindodag.
3. Always plan my work ahead in order to meet the deadline.
4. Willing to learn, accept challenges and contribute effectively towards team work by energizing, motivating team members.
5. Have extensively traveled throughout the country very familiar with cultural dimension of all provinces.
6. Participated in Community Learning Centre Workshop.

Computer Skills:

1. Knows computer programmers and correspondence both locally and internationally on internet.
2. Excellent command on various computer programmers.
3. Knowledge of excellent computer mailing and how to attach to potential employees.

REFERENCES:

Reference will be furnished if desired.



RANRA WELFARE ORGANIZATION

Village & P.O. Tindodage Teh: Babozai Distt: Swat. Ph: 0936 - 770271

53

R. No. _____

Date _____

To Whom It May Concern:

This is to certify that Miss Resalat Bibi D/O Sharif Khan R/O Tandodag has been working as a Principal in our Baithak School Tandodag for the last three years. She is very punctual, hard working and having good character.

We wish her all best its life

PRESIDENT
Ranra Welfare Organisation
Tindodag Swat.

CTL

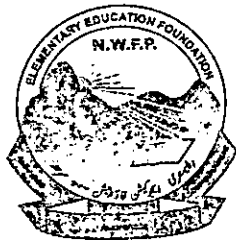
(54)

Govt. of N.W.F.P. PESHAWAR

Certificate

Mr./ Miss./ Mrs. Risalat Bibi Community Learning Center Teacher
District Swat Participated in two days workshop arranged by
Elementary Education Foundation, Peshawar from March 19 to March 20, 2008.

DEPUTY DIRECTOR
Elementary Education Foundation
Peshawar, N.W.F.P.



85



United Nations
Educational, Scientific and
Cultural Organization

It is certified that Ms. Risalat Bibi

has participated in the

Community Learning Center Workshop

under

LIFE, Capacity Building Project

on

November 06 - 08, 2007 at Peshawar

Organized by

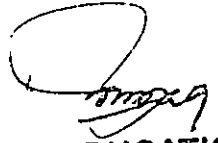
Elementary Education Foundation, Literacy For All Project, Govt. of NWFP

with Technical Support of

Pakistan Girl Guides Association

and

UNESCO, Islamabad.


**ELEMENTARY EDUCATION FOUNDATION
LITERACY FOR ALL PROJECT,
Govt. Of NWFP.**


UNESCO, Islamabad



حکومت خیبر پختونخوا
حکومت بنیادین و ثانوی تعلیم

56

SRSP

SARHAD RURAL SUPPORT
PROGRAMME

نام: Risalat Bibi

چار روزہ تربیتی پروگرام

برائے

والدین و اساتذہ کونسل (PTC)

تاریخ: 10 - 13.5.2015

Amal

ماسٹر ٹرینر

[Signature]

ڈسٹرکٹ ایجوکیشن آفیسر

بیت المال و زمین داران
 دفتر امور مالی و اداری
 دفتر امور مالی و اداری
 دفتر امور مالی و اداری

ردیف	نام	شماره	تاریخ	مبلغ	ملاحظات
1
2
3
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ردیف	نام	شماره	تاریخ	مبلغ	ملاحظات
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دفتر امور مالی و اداری
 تهران
 شماره ثبت: ...
 شماره شناسایی: ...
 تاریخ: ...
 امضاء: ...
 مهر: ...
 دفتر امور مالی و اداری

تہذیب و تمدن کے نصاب کے مطابق

تاریخ		وقت		موضوع		موضوع		موضوع		موضوع	
روز	تاریخ	وقت	موضوع	وقت	موضوع	وقت	موضوع	وقت	موضوع	وقت	موضوع
1	بارہ	7:30	تاریخ	7:30	تاریخ	7:30	تاریخ	7:30	تاریخ	7:30	تاریخ
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5	بارہ	7:30	تاریخ	7:30	تاریخ	7:30	تاریخ	7:30	تاریخ	7:30	تاریخ
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7	بارہ	7:30	تاریخ	7:30	تاریخ	7:30	تاریخ	7:30	تاریخ	7:30	تاریخ
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تاریخ	وقت	موضوع	موضوع	موضوع	موضوع	موضوع	موضوع	موضوع	موضوع	موضوع	موضوع
x	x	x	x	x	x	x	x	x	x	x	x
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x	x	x	x	x	x	x	x	x	x	x	x

Head Master
Govt. G. M. School
Surinjal

Verified
Head Master
G.G.M.S. Sharmgal
Dist. Bir Upper

CTC

Handwritten signature

گورنمنٹ گریڈنگ سٹیشن
سرکار خالصہ ڈسٹرکٹ

از خود		مستاجر		مستاجر		مستاجر		مستاجر		مستاجر		مستاجر		مستاجر	
تاریخ	مقدار	تاریخ	مقدار	تاریخ	مقدار	تاریخ	مقدار	تاریخ	مقدار	تاریخ	مقدار	تاریخ	مقدار	تاریخ	مقدار
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Verified

Head Master
G.G.M. S. S. S. S.
Distt. D. D. D.

Hand Master
G.G.M. S. S. S. S.
Distt. D. D. D.

CTC

(Handwritten signature)

گورنمنٹ گریڈنگ سٹیشن

روزنامه

بیمه عمری

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ردیف	تاریخ	شرح	مبلغ	تاریخ	شرح	مبلغ
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تاریخ
شرح
مبلغ

بیمه عمری

رستبرجاضری مدراسین گورنمنٹ گڈل سیکولر شرینگل
ابتداء مارچ 1996ء تا مارچ 1996ء

تاریخ		امداد			امداد			امداد			امداد		
روز	تاریخ	امداد	امداد	امداد	امداد	امداد	امداد	امداد	امداد	امداد	امداد	امداد	
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Verified

Head Master
G.G.M.S. Shringal
Distt: Dir Upper

Head Master
G.G.M.S. Shringal
Distt: Dir Upper

CTL

شیرنگل سرگودھا ایف ایف ایف

جمہوریہ پاکستان گورنمنٹ گزٹ ذیل جدول میں شریں
اپریل 1996ء

ماہ مارچ				ماہ اپریل				ماہ مئی				ماہ جون			
روزانہ		آئندہ		روزانہ		آئندہ		روزانہ		آئندہ		روزانہ		آئندہ	
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Head Master
G.G.M.S. Sheringal
Distt. Dir Upper

Verified
Head Master
G.G.M.S. Sheringal
Distt. Dir Upper

LTC
DN

Rs: 20/-



بار کونسل نمبر:



95351

سرٹیفکٹ نمبر:



بار ایسوسی ایشن نمبر:

رابطہ نمبر: 0344964347

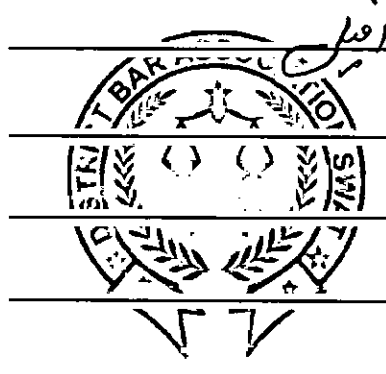
ڈسٹرکٹ بار ایسوسی ایشن سوات

بعدالت جناب: سر سروس ٹی بیٹونل

مخاتب: Parallel



مسئلہ ریسالٹ کی بنیاد پر



دعویٰ اور درخواست:

علیحدہ نمبر:

موردہ:

جرم:

تھانہ:

بابت تحریر آگہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے برائے پیروی مقدمہ

آن مقام سر سروس ٹی بیٹونل نے عبدالغفار خان ایڈووکیٹ کو مقرر کر کے اقرار کیا جاتا ہے، کہ صاحب موصوف کو مقدمہ کی کل کارروائی کو مکمل اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث کرنے، دعویٰ، جوائن، دعویٰ، اقبال دعویٰ اور درخواست برائے سرسبزی مقدمہ، منسوخی ڈگری یکطرفہ، اجراء و پیروی کرنے کا مختار ہوگا۔ نیز دائر کرنے اپیل نگرانی، نظر ثانی و پیروی کرنے کا مختار ہوگا۔ اور مقدمہ مذکورہ کیلئے کل وقتی یا جزوی کارروائی کیلئے کسی دیگر وکیل یا مختار قانون کو اپنے ہمرازہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو بھی جملہ مذکورہ اختیارات حاصل ہوں گے، اور اس کا ساختہ و پروا ختم منظور قبول ہوگا، بدوران مقدمہ جو خرچہ و ہرجانہ کسی بھی نسبت سے حاصل ہوگا، وہ وکیل موصوف وصول کرنے کا حقدار ہوگا، کوئی تاریخ پیشی مقام مذکورہ بالا سے باہر ہو، تو وکیل صاحب پیروی مقدمہ کرنے کے پابند نہ ہوں گے، مقدمہ کسی عدالت میں بعدم پیروی خارج ہونے یا ڈگری یکطرفہ ہونے کے صورت میں وکیل صاحب ذمہ دار نہیں ہوں گے، لہذا وکالت نامہ لکھ دیا کہ سند رہے

Attested and Accepted

کے لئے منظور ہے۔

مقام سر سروس ٹی بیٹونل NPK

ایڈووکیٹ ادخط عبدالغفار خان

المرقوم: 102/2024

سر سروس ٹی بیٹونل کی پیروی مختار خاص