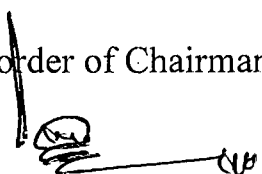


FORM OF ORDER SHEET

Court of _____

Case No. - 1725/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	01/12/2022	<p>The appeal of Mr. Asad Ullah resubmitted today by Mr. Yasir Saleem Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on _____.</p> <p>Notices be issued to appellant and his counsel for the date fixed.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

The objections raised by the Honorable tribunal are removed.
The removed objections are as following:

1-Objection No.1, 2, 3, 4 are removed, hence corrected.

2-Objection No.5, that 16.09.2014, 07.05.2014, and 07.03.2014 are attached as annexure (D & E), while 17.09.2018 is incorrectly mentioned due to clerical mistake while its 12.09.2018 mentioned on the same annexure (H) given as remarks, and in the 06.09.2019 the remarks are also given on the same annexure (I).

3-Objection No.6, departmental appeal is available on annexure (M).

Hence Re-submitted today.

Afrasiab Khan Wazir
Advocate High Court
Peshawar


This is an appeal filed by Asadullah today on 28/10/2022 for release of salaries against which she show his departmental-appeal/ representation in the present appeal which was made on 11.08.2022 the period of ninety days is not yet lapsed as per section 4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974, which is premature as laid down in an authority report as 2005-SCMR-890.

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

- 1- Check list is not attached with the appeal.
- 2- Appeal has not been flagged/marked with annexures marks.
- ✓3- Annexures of the appeal may be attested.
- ✓4- Annexures of the appeal are not in sequence which may be annexed serial wise as mentioned in the memo of appeal.
- 5- Copies of applications/letter dated 16.1.2014, 7.3.2014, 17.9.2018 & 6.9.2019 in respect of appellant mentioned in para-3, 4, 8 & 9 respectively are not attached with the appeal which may be placed on it.
- ✓6- Copy of departmental appeal dated 11.08.2022 in respect of appellant is not attached with the appeal which may be placed on it.


No. 3080 /ST,

Dt. 28/10 /2022.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Yasir Saleem Adv. Peshawar.

- Obj no 1, 2 & 3 are removed.
- Obj no 4, agris report is attached as Amx (C), agris no 5 departmental appeal is as Amx (H) while adjustment release of pay is attached as Amx (F) and the list of the appellant is after Amx (D) (2) page attached.
- Obj no 6 & 7 Amx (H) below is replaced by better copy which Amx (G) is readable.
- Obj no 7 are removed.
Hence re submitted to dm

Yasir Saleem Adv.


IN THE COURT OF SERVICE TRIBUNAL KHYBER PAKHTUNKHWA
PESHAWAR

Service Appeal No. 1725 /2022

Asad Ullah

.....Appellant

VERSUS

Government of Khyber Pakhtunkhwa & others

.....Respondents

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S.No	Description of Documents	Annex	Pages
1.	Service Appeal alongwith affidavit		1-5
2.	Address of Parties		6
3.	Copy of the Office Order dated 21.12.2013	A	7
4.	Copies of the application dated 16.12.2013 and re-adjustment dated 07.03.2014	B&C	8-9
5.	Copies of the appeal dated 07.03.2014 and letter dated 07.03.2014	D&E	10-11
6.	Copy of the inquiry report dated 05.04.2014	F	12
7.	Copies of the letter dated 07.06.2018	G	13
8.	Copy of the appeal dated 12.09.2018	H	14
9.	Copy of the appeal dated 09.01.2019	I	15
10.	Copy of Office Order dated 30.01.2019	J	16
11.	Copies of the letter dated 16.02.2019 & advertisement dated 21.12.2018	K&L	17-18
12.	Copy of appeal and office order dated 11.08.2022	M & N	19-20
13.	Copy of report of inquiry committee dated 08.09.2022	O	21
14.	Wakalatnama		22

Through:

Asad
Appellant

YASIR SALEEM

Advocate High Court

&

Afarsyab Wazir

Advocate High Court

①

IN THE COURT OF SERVICE TRIBUNAL KHYBER PAKHTUNKHWA
PESHAWAR

Service Appeal No. 1728 /2022

Asad Ullah PTC Government Primary School Zar Gul Khan Kot North
Waziristan District

.....Appellant

VERSUS

1. **Government of Khyber Pakhtunkhwa**, through the Secretary Elementary & Secondary Education, Peshawar.
2. **Secretary Elementary & Secondary Education**, (FATA Secretariat Merged Areas) Warsak Road Peshawar.
3. **Director Elementary & Secondary Education**, (FATA Secretariat Merged Areas) Warsak Road Peshawar
4. **District Education Officer**, North Waziristan.

.....Respondents

APPEAL UNDER SECTION 4 OF KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT AGAINST INACTION OF THE RESPONDENTS REGARDING THE RELEASE OF SALARIES OF THE APPELLANT DESPITE THE FACT THAT HE IS STILL ON THE ROLL OF THE DEPARTMENT AS PERFORMING HIS DUTIES AND HAS NOT RESPONDED THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF 90 DAYS.

Prayer-in-Appeal:

On acceptance of this Service Appeal, respondents may kindly be directed to release the salaries of the appellant from the date of stoppage and to adjust the appellant on his post.

Respectfully Sheweth:-

1. That the appellant was initially appointed as PTC in the Respondent establishment vide office order dated 21.12.2013. ***(Copy of the Office Order dated 21.12.2013 is attached as Annexure A).***
2. That the Appellant, ever since her appointment as PTC teachers in 2013, had been performing her duties without any complaint, albeit the appellant had been denied her salaries. Later the nomenclature of PTC is changed to PST. Ever since appointment, the Appellant has agitated the matter of adjustment and release of her salaries.
3. The since the Appellant was not paid her salary, she was constrained to filed application dated 16.01.2014 to the then Director Education FATA for the redressel of her grievances. The application was processed and the Appellant was issued re-adjustment order vide notification dated 07.02.2014. ***(Copies of the application dated 16.01.2014 and re-adjustment dated 07.05.2014 are attached as Annexure B & C)***
4. That although the Appellant was readjusted, however her salary was not released, therefore the appellant filed appeal to Additional Accountant General, Peshawar on 07.03.2014 which was processed and vide letter dated 07.03.2014 the then Agency Accounts Officer was requested to entertain the claims of appellant. ***(Copies of the appeal dated 07.03.2014 and letter dated 07.03.2014 are attached as Annexure D & E)***
5. That an inquiry committee was also constituted in the matter on the instructions of the then Agency Education Officer North Waziristan vide his letter dated 04.02.2014. The inquiry committee conducted its inquiry and submitted its report on 05.04.2014 wherein it was recommended to release the salary of the Appellant. ***(Copy of the inquiry report dated 05.04.2014 is attached as Annexure F)***
6. That later when the law and order situation got worsen due to militancy, the appellant alongwith her family migrate being IDPs in June 2014 to Peshawar.

7. That the Appellant throughout agitated the matter of release of her salary with the respondents on the post. One of the appeals was processed and Agency Education Officer (NWA)/ District Education Officer were asked to resolve the issue. The Respondent No. 4 replied vide his letter dated 07.06.2018 admitted that neither the Appellant were terminated nor she has been paid her salary, further added that pay bill was submitted to the accounts officer in the year 2014 which was returned with the remarks that the bill would be passed after the post verification. **(Copy of the letter dated 07.06.2018 is attached as Annexure G)**
8. That later on another appeal dated 12.09.2018 was submitted to the Respondent No. 3 which was marked to the Respondent NO.4 to release the pay vide his remarks dated 17.09.2018 on the body of the said appeal. **(Copy of the appeal dated 12.09.2018 is attached as Annexure H)**
9. That the above cited appeal was followed by another appeal dated 06.01.2019 again to Respondent No. 3 which was again marked to the Respondent No. 4 with a query that why the salary has not been released to the Appellant vide his remarks dated 09.01.2019 on the body of the appeal. **(Copy of the appeal dated 06.01.2019 is attached as Annexure I)**
10. That while processing the appeal dated 09.01.2019, the Respondent No. 3 directed the respondent No. 4 vide office order dated 30.01.2019 to implement his directives already made by him in his remarks on the appeal dated 09.01.2019 of the Appellant. **(Copy of Office Order dated 30.01.2019 are attached as Annexure J)**
11. That the office order dated 30.01.2019 was replied by the Respondent No. 4 vide his letter dated 16.02.2019 wherein he admitted that Appellant was never terminated. Astonishingly he added that the many posts including the post of the Appellant has been advertised published in newspaper dated 21.12.2018. **(Copies of the letter dated 16.02.2019 & advertisement dated 21.12.2018 are attached as Annexure K & L)**

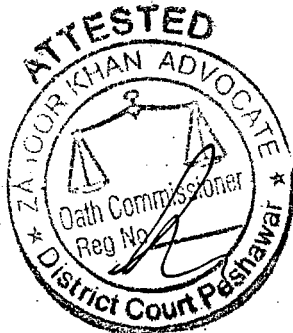
- 12. That still the appellant is pursuing the case and lastly filed his appeal to respondent No. 2 for redressal of his grievances vide his appeal dated 11.08.2022 which was forwarded to DEO North Waziristan with directions to resolve the issue under intimation to this office vide order dated 08.11.2022. (Copy of appeal and office order dated 11.08.2022 are attached as **annexure M & N**).
- 13. That in response the DEO referred the matter to already constituted inquiry committee to probe the matter in hand, where-after the inquiry committee submitted his report to the DEO on 08.09.2022. (Copy of report of inquiry committee dated 08.09.2022 is attached as **annexure O**).
- 14. That the acts and omissions of the respondents regarding stoppage of salaries of the appellant is illegal and unconstitutional inter alia on the following grounds.

GROUND:

- A. **That** the appellant has not been treated in accordance with law, hence his rights secured and guaranteed under the law are badly violated
- B. **That** withholding of salary amounts to punishment albeit without any charge sheet or show cause notice his salary has been stopped.
- C. **That** ever since appointment as PTC (PST) in 2014, the Appellant has been on the roll of the department and has not been terminated yet.
- D. **That** the appellant has been denied of her livelihood, which amounts to violation of Article-4 of the Constitution of Islamic republic of Pakistan, 1973, it is the fundamental right of the Appellant that she must be paid her salary for the services she are rendering for the respondents.
- E. **That** since her services has not been terminated, therefore she is on the strength of the department for all intents and purposes, thus being civil servant, she is entitled for salary of her post.

- F. **That** from the reply/ letter dated 16.02.2019 of the respondent No. 4, it is quite clear that the Post against which the Appellant has been promoted is still in field meaning thereby the Appellant is still on the roll of the department, so it is in the interest of justice not to re-advertise the posts but to adjust on her respective post and also release her pay also.
- G. **That** since the issue relates to the monthly salaries and adjustment of the appellant in service, therefore the matter being recurring, hence no time limitation runs in the instant matter.
- H. **That** the appellant has been appointed by the competent authority, duly took over charge of her post and performed her duties thus valuable rights have been created in her favour the same cannot be undone or snatched away from them illegally.
- I. **That** the appellant seek the permission of this Honourable Court to rely on additional grounds at the hearing of this petition.

It is, therefore prayed that the Service Appeal may please be allowed in favour of appellant as prayed for.



Through:

Asad
Appellant

[Signature]
YASIR SALEEM
Advocate High Court

&

[Signature]
Afarsyab Wazir
Advocate High Court

CERTIFICATE:

It is certified that that appellant has not previously moved any service appeal regarding the instant matter.

[Signature]
ADVOCATE

AFFIDAVIT:

It is do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon;able Tribunal.

Asad
DEPONENT

(6)

IN THE COURT OF SERVICE TRIBUNAL KHYBER PAKHTUNKHWA
PESHAWAR

Service Appeal No. _____/2022

Asad Ullah

.....Appellant

VERSUS

Government of Khyber Pakhtunkhwa & others

.....Respondents

ADDRESSES OF PARTIES

APPELLANT:

Asad Ullah PTC Government Primary School Zar Gul Khan Kot North
Waziristan District

RESPONDENTS:

1. **Government of Khyber Pakhtunkhwa**, through the Secretary Elementary & Secondary Education, Peshawar.
2. **Secretary Elementary & Secondary Education**, (FATA Secretariat Merged Areas) Warsak Road Peshawar.
3. **Director Elementary & Secondary Education**, (FATA Secretariat Merged Areas) Warsak Road Peshawar
4. **District Education Officer**, North Waziristan.

Through:

Asad
Appellant

Yasir Saleem
YASIR SALEEM

Advocate High Court

&

Afarsyab Wazir
Afarsyab Wazir

Advocate High Court

EDUCATION OFFICER NORTH WAZIRISTAN AGENCY
Appointment Order

As per recommendation of Selection Committee and approval of the worthy Director Education FATA. The following male / female PTC is hereby appointed against the vacant post in BPS-09 plus usual allowances as admissible under the rules mentioned against each with immediate effect from their taking overcharge against the post noted against each in the best interest of public.

S#	Name	Place of Posting	Remarks
1	Ruqia PTC	GGPS Adam Khan Kot	AVP
2	Bushra Qadir PTC	GGPS, Akhtar Nawaz Kot	
3	Zaibun Nisa PTC	GGPS, Ghulam Sher Khan Kot.	
4	M. Shahid PTC	GPS, Awal Knari Kot.	
5	Ijaz-ur- Rehman PTC	GPS, Gul Rauf Kot.	
6	Asad Ullah PTC	Zar Gul Khan Kot.	
7	Imran Ullah PTC	GPS, Noor Khan Mada Khel.	
8	Taskin PTC	GGPS, Rehmat Ullah Kot.	
9	Amra Haider PTC	GGPS, Muhammad Amin Kot.	
10	Sawal Haider PTC	GGPS, Sher Dad Kot.	
11	Jabreela PTC	GGPS, Shahzad Gul Kot.	
12	Smima Naz PTC	GGPS, Muhammad Noor Din Kot.	
13	Abid Rehman PTC	GPS, Darpa Khel.	
14	Razia PTC	GGPS Zar Muhammad Kot.	
15	Noor Zahid PTC	GPS, Muhammad Aslam Kot.	
16	Abdul Qayum PTC	GPS, Inayat Khan Kot.	
17	Usma Rashid PST	GGPS Rasool Khan kot.	
18	Janzeba PST	GGPS Zindai kot.	

Terms & Conditions

1. Their appointments are made on contract / temporary basis and liable to be terminated any time and without any notice.
2. They should bring their medical certificate from Medical Supdt AHQ Hospital Miranshah. If they fail to assume their charges within 15 days, their orders will be treated as cancelled.
3. Their original CNICs should be produced to the accountant local office.
4. Their services will be terminated if they found absent for days continuously from the date of taking over.

Ali Akbar

Ali Akbar
 Agency Education Officer
 North Waziristan Agency

Encl: No 1035-41

ANESTER

Dated: 2/1/12 2013

Copy to the:-

1. Director Education FATA, Governor Secretariat, Peshawar.
2. Political Agent North Waziristan Agency Miranshah.
3. Agency Accounts Officer, NWA.
4. AAEO circle concerned.
5. Head Teacher concerned.
6. The Accountant Local Officer.
7. Candidates Concerned.

Ali Akbar
 Agency Education Officer
 North Waziristan Agency

(8) صا۔ دارالترجمہ، جامعہ اسلامیہ، لاہور۔
Amr B مسترد۔ درخواست برائے ریٹائرمنٹ اور
Pay

صفا جانے کے لئے گزشتہ کا حکم ہے، کہ اس کے لئے یہاں سے ریٹائرمنٹ کے لئے
دو نوٹس دیئے گئے ہیں اور وہ بھی written order دیتے ہیں۔ اور یہ نوٹس
میں بہت تندی سے آگے بڑھے اور اس کے ساتھ ساتھ اس کے نام
کے ساتھ ساتھ یہاں سے ریٹائرمنٹ کے لئے اگر یہ نوٹس کے لئے
یہاں سے ریٹائرمنٹ کے لئے اگر یہ نوٹس کے لئے
یہاں سے ریٹائرمنٹ کے لئے اگر یہ نوٹس کے لئے

Dated 16/11/2014

سیدنا محمد رسول اللہ
ذوالفقار علیہ السلام

ABO NWA

Please resolve the
Matter of the teachers are
terminated, give them termination
order if not they do have
right for salary. Why they have
been kept under stress. If
they were reported absent then
there must be a written proof to
show.

Jalal 16-11-14
DE PATA

Allied

Director Education
PATA.

Allied

ATTESTED

Amk 'C'



Office Of The Agency Education Officer North Waziristan Agency Miranshah

Re- Adjustment Order

According to the order of the worthy Director education FATA, Khyb Pakhtunkhwa, Peshawar order dated 16-1 --2014. The following candidates are hereby adjusted / release of pay against the vacant of post of PTC mentioned against their name with immediate effect in the larger interest of justice.

Note: - Necessary entries should be made in their service books.

- | | |
|------------------------|------------------------------|
| 1. Ruqia PTC | GGPS Adam Khan Kot |
| 2. Bushra Qadir PTC | GGPS, Akhtar Nawaz Kot |
| 3. Zaibun Nisa PTC | GGPS, Ghulam Sher Khan Kot. |
| 4. M. Shahid PTC | GPS, Awal Khan Kot. |
| 5. Ijaz-ur- Rehman PTC | GPS, Gul Rauf Kot. |
| 6. Asad Ullah PTC | Zar Gul Khan Kot. |
| 7. Imran Ullah PTC | GPS, Noor Khan Mada Khel. |
| 8. Taskin PTC | GGPS, Rehmat Ullah Kot. |
| 9. Amra Haider PTC | GGPS, Muhammad Amin Kot. |
| 10. Sawal Haider PTC | GGPS, Sher Dad Kot. |
| 11. Jabreela PTC | GGPS, Shahzad Gul Kot. |
| 12. Smina Naz PTC | GGPS, Muhammad Noor Din Kot. |
| 13. Abid Rehman PTC | GPS, Darpa Khel. |
| 14. Razia PTC | GGPS Zar Muhammad Kot. |
| 15. Noor Zahid PTC | GPS, Muhammad Aslam Kot. |
| 16. Abdul Qayum PTC | GPS, Inayat Khan Kot. |
| 17. Umera Rashid PST | GGPS Rasool Khan Kot. |
| 18. Jarzaba PST | GGPS Zinda Kot. |

[Signature]
Agency Education Officer
North Waziristan Agency

Encl: No. 265-68 / R-Adj: PTC/MRN/AEO dated 7/5 /2014

Copy to the:-

1. Director Education FATA KPK, Peshawar w/r to his order dated 16-12-2013.
2. Agency Accounts Officer North Waziristan Agency.
3. AAEO Circle Concerned.
4. Accountant-Local office is directed to prepare their bills with immediate effect and onward submission in favour of the Teachers mentioned above accordingly.

[Signature]

[Signature]
Agency Education Officer
North Waziristan Agency

ATTESTED

[Signature]

Annex D
(10)

The Add: Acc. General
AGPS Sub Office Pesh.

Subject Appeal For Justice

R/Sri,

with great respect it is stated that our pays was stopped by the ER. Also NW agency of without any cogent reason/written order. The AEO has released our pays but the account officer NW agency did not entertain our claims and uses delay tactics.

Therefore it is humbly prayed that necessary order may kindly be passed to entertain our claims without any further delay cases which have already been got delay, for which we shall be grateful to you for this regards.

Yours

Yours Sincerely

Dated 6/3/14

- 1- Ruzia PTC and others
- Jahanzeb
- Jahanzeb PTC and others
- M. Zabit Ishaan PTC and others
- 2- Ihsanullah T.T. and others

Pl look into the matter

and process it

Attest

y

AAO / Mr. Sub

7/3/14

ATEYSTE

y

Account E' (11)

Accountant General

Pakistan Revenues, Sub Office, Peshawar
Ph II 091-9211278 Fax# 091-9211301

Legal Cell/General Corr/2013-14/113

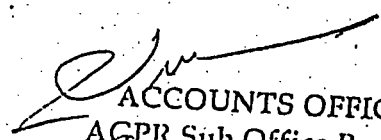
Dated; 07.03.2014

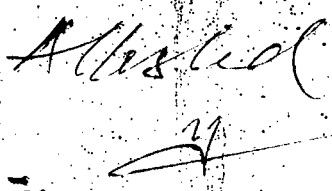
The Agency Accounts Officer
North Waziristan Agency
Miranshah

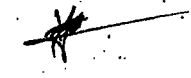
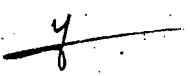
APPEAL FOR JUSTICE

I am directed to enclosed herewith a copy of appeal submitted by MS
Rugia PSI and others and Jehanzeba PTC and others which is self-explanatory.

The additional Accountant General AGPR sub Office Peshawar has
recorded his directive on the face of the said appeal you are therefore requested
to entertain the claims submitted by the applicants after completing all collateral
formalities.


ACCOUNTS OFFICER
AGPR Sub Office Peshawar




ATEISTED


Ann R (19) (15)

Office of the Agency Education Officer North Waziristan Agency

From

The Enquiry Committee

To

The Agency Education Officer
North Waziristan Agency

Subject:- Enquiry

Memo:

Kindly refer to your order dated 4/2/2014 on the subject noted above and to state that we the undersigned checked the record and determined that the contain mentioned in the appeal filed by Ruqia and Others to the Director Education FATA on date 11/1 /2014 is based on fact and found that neither they were terminated nor released their pays upto now. They are deserve for the same as requested in the appeal please.

1- Mr Umar Niaz Khan Supdt

Chairman

2- Taj Muhammad AAEO

Member

3- Sadiq Ali AAEO

Member

Agreed and Physically Checked

Attested

[Handwritten signature]
A. Eo / 5/4/14

[Handwritten signature]

ATTESTED

[Handwritten signature]

AMX 9 (13) (15)

OFFICE OF THE DISTRICT EDUCATION OFFICER NORTH WAZIRISTAN
TRIBAL DISTRICT

No. 7347 /Appoint/ DEO/NWTD

Dated 7/6/2018

To

The Director Education
Newly Merged Districts Khyber
Pakhtunkhwa, Warsak Road Peshawar

Subject: APPEAL FOR ADJUSTMENT / RELEASE OF PAY

Memorandum
Kindly refer to your remarks on the body of an appeal to resolve the issue in respect of Fahim Junior Clerk on the subject cited above and to state that Ex. DEO has been issued order on 24-01-2014 in the light of notification dated 24-01-2013 (copy attached).

It is further stated that Ex. DEO has issued order in respect of Ruqia PTC and others after enquiry (copy attached).

Pay bill of the above officials have been submitted to the accounts office NWD, Miranshah and returned with the remarks that bills will entertain / passed after post verification (copy attached).

It is further added that neither they were terminated nor release their pays up till now. They are performing their duties regularly to the entire satisfaction of their superior up till. But presently there are no vacant posts of PTC / Junior Clerk to adjust them for release of pay as they need vacancies. As and when the posts are available / exist in the office of undersigned, they will be adjusted for the release of pay accordingly to avoid more litigation, please.

Report is submitted for further necessary action, please.

*Allo...
✓*

District Education Officer
North Waziristan Tribal District

3956
11-7-18

ATTESTED
y

The Honorable Director Edu. AND
PATA WASSAL ROAD PESH. H (14) (17)

Subject: Appeal for release of pays in r/o
Ruzia PTC and others & Fahimullah J/c and other

Now, with great respect it is stated that
the Ex-SE PATA has been stopped on pays without
any written order verbally.

In this connection your good office has been issued
clear directions to BHO North for release of pays
but no action has been taken on this direction
neither we were terminated nor release over
pays up till now.

If we were terminated then
kindly give us termination order if we were not
terminated then release our pays without any further
delay the case, which have already been delayed
if you issued direction one way or another way, we shall
pray for your good health and long leave.

Dated 12/3/18
N.E.O. (C.A.M) Shames
As per minutes
Discontinued
Muzeeb

Yours Obediently,
Suzia
Ruzia PTC. NWA and
others & Fahimullah J/c
and others.

Director Education
PATA
19/3/18

Attested
✓

ATTESTED
✓

Annex I (15)

(Signature)

The Honourable Director Education.

FATA Warsak road Pesh.

Subject: Appeal for release of salaries in v/o Ruzja and Fahimullah S/c

R/Sir, with great respect it is stated that the Ex Director Edu FATA has been stopped our pays without any written order verbally.

In this connection your good office has been issued a clear directions to AEO NWA for release of pays but no action has been taken on your these directions but using a delay tactics.

It is worthly mentioned that neither we were terminated nor released our pays upto now.

Therefore it is brought into your kind notice that if we were terminated than issue direction to give us termination order for court of law, if we were not terminated than issue direction to AEO NWA for releasing our pays which have already been delayed.

Hence it is once again requested in your kind honor that a necessary order may kindly be passed to AEO NWA to release our pays one way or another way to resolve the issue once for all please.

Dated 5/1/019

Yours obediently
Ruzja and others
Fahimullah S/c

(Signature)

List of appellants are attached.

<u>Bushra</u>	Bushra Eader.	- 2
<u>Zabunsa</u>	Zabun nisa	- 3
<u>M. Shahid</u>	Mohd Shahid	- 4
<u>Ijaz Reh</u>	Ijaz-ur-Rehman.	- 5
<u>Asadullah</u>	Asadullah.	- 6
<u>Imran</u>	Imranullah	- 7
<u>Tasim</u>	Tasim	- 8
<u>Sawal</u>	Sawal Haider.	- 9
<u>Jebroela</u>	Jebroela	- 10
<u>Samia</u>	Samina Naz	- 11
<u>Abid</u>	Abid-Lehman	- 12
<u>Razia</u>	Razia	- 13
<u>Noor Zahid</u>	Noor Zahid.	- 14
<u>A. Rayan</u>	Abdul Rayan	- 15
<u>Umra</u>	Umra Rashid.	- 16
<u>Jahanzeb</u>	Jahan zeba	- 17

Atteshd

J

Milid

8



**DIRECTORATE OF EDUCATION
NEWLY MERGED TRIBAL DISTRICTS**
 WARSAK ROAD PESHAWAR, PAKISTAN
 PHONE. 091-9210166 FAX 091-9210216

No. 1666 /Date Pesh: the 30/11 /2019

To

✓ The District Education Officer,
North Waziristan District.

Amx J
(15)
(16)

Subject: APPEAL FOR ADJUSTMENT/RELEASE OF PAY.

Memo:

I am directed to refer to this office letter No. 300 dated 7/1/2019 on subject noted above and to enclose herewith an application in respect of Mr. Fahimullah Junior Clerk and Mst: Ruqia PST and others of North Waziristan District and to ask you to implement the directions on the body of the previous applications dated 09.01.2019.

I am further directed to ask you to follow the directions put up by Director Education Erstwhile FATA on the body of enclosed application under intimation to this office positively please.

Encl: A.A.

Mingil
 Deputy Director (F/A)

Endst: No. _____/-

Dated Pesh: the _____/2019. *29/11/19*

Copy to the :-

1. District Accounts Officer NWD for necessary action.
2. PA to Director Education NMTD,

 Deputy Director (F/A).

~~ATTESTED~~

Annex K. (17)

OFFICE OF THE DISTRICT EDUCATION OFFICER
NORTH WAZIRISTAN TRIBAL DISTRICT AT MIRANSHAH.

No. 10611 /DEO/NWTD Dated: 16/02/2019



FATA
N.W.D

(17)

TO:

The Director Education
Newly Merged District KPK Peshawar.

Subject: APPEAL FOR ADJUSTMENT/RELEASE OF PAY.

Memo:

Reference your letter No:1665 dated 30/01/2019 the undersigned was directed to release the salaries and adjust the applicants if there is no termination order and cogent reason in this connection the Ex.District Education Officer submitted a detail report along with enquiry report vide letter No:4347 dated 7/06/2018.

This office searched a lot, but we found no termination order on the record of this office. Moreover, this office has advertised the posts of all categories for filling up through ETEA. Hence this office is unable to release/adjust the applicants as they need vacancies.

Report is submitted for your perusal and further necessary action please.

Allesed
[Signature]

[Signature]
DISTRICT EDUCATION OFFICER
North Waziristan Miranshah.

The Honorable Secy Edu B&SD
ICP Peshawar.

Subject: Appeal for release of pay stopped
without any logical reason/illegal

R/W, with great respect it is brought into your
kind notice that our pays were stopped without
any logical reason/illegal. We have already lodged
appeal to Director Edu merged Distt. The DE(M) Distt
was kind enough and issued order vide no 1666
dt 30/1/2019 and No 2149-51 dt 7/2/19 (Copy attached)
The District Edu officer conducted enquiry in this
regard (Copy attached). After enquiry Bills were prepared
and submitted to the Distt. Accounts officer, but returned
due to some observation, then the same was removed
and resubmitted to the DAO office. (Copy attached)
The Ex DAO stopped the process and we filed appeal
to AG ICP. The AG ICP was kind enough and issued
direction to process the claim. (Copy attached)
When a new DEO was posted and stopped all the
lengthy correspondence without any legal reason.

Therefore it is humbly requested in your gracious
honour that a necessary order may kindly be
passed to DEO North for release of salaries
without stopped by the Ex DEO; for which we are strugg-
ing for the last year

Dated 11/8/2020

Yours obediently
Rajia Razaq
Rajia Razaq ST and others

- Copy to the
- (1) The worthy AG ICP Peshawar.
 - (2) The DE(M) Distt ICP
 - (3) Distt. Accounts Officer North

Attest
J
ATETSTED

SO (PE)

11/8

Please ask
Report from DEO
concerned.

List of appellants are attached.

- Bushra Bushra Qader. - 2
- Zabunisa Zabun Nisa - 3
- M. Shahid Mohd Shahid - 4
- Ijaz Reh Ijaz ur Rehman. - 5
- Asadullah Asadullah. - 6
- Imran Imranullah - 7
- Tasim Tasim - 8
- Sawal Sawal Haider. - 9
- Jebroela Jebroela - 10
- Samia Samina Naz. - 11
- Abid Abid. Rehman. - 12
- Razia Razia - 13
- Noor Zahid Noor Zahid. - 14
- Abdul Bayram Abdul Bayram - 15
- Umera Umera Rashid. - 16
- Jahanzeb Jahanzeb - 17

Attested

J

Attested

J

Amr N (20)



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
Block "A" Opposite M PA's Hostel, Civil Secretariat Peshawar
Phone No. 091-9223587

No. SO(PE)/E&SED/5-1/ Gen Misc/2022
Dated Peshawar the August 11th, 2022

To

✓
The District Education Officer (Male)
District North Waziristan.

Subject: - APPEAL FOR RELEASE OF PAYS IN R/O NASIRUDDIN TT RUOIA
PSTAND OTHERS

I am directed to refer to the subject noted above and to enclose herewith a copy of self-explanatory application submitted by Mr. Nasiruddin TT and others along with its enclosure, for further necessary action.

2 You are therefore, directed to resolved the issued under intimation to this office.

Encl.As above.

(MUHAMMAD ISHAQ)
SECTION OFFICER (PE)

Copy forwarded to the D/S to Secretary, E&SE Department Khyber Pakhtunkhwa.

SECTION OFFICER (PE)

11/8/22

The Ex Commi The Member provide the already proper recommendation for award submission to the District Command to be that is reported and submit to the D/O for signature.

ATTACHED

7

Annex 0 21

To

The District Education Officer,

North Waziristan District.

Subject: PHYSICAL VERIFICATION FOR IMPLEMENTATION OF DIRECTOR EDUCATION MERGED DISTRICT

Kindly refer your office No30410-12 dated 23-07-2022 on the subject noted that and to state in pursuance of director Education FATA order No. 1666-68 dated 30-01-2019 on the subject noted above. We the following committee members thoroughly checked and verified the teachers whose salaries were stopped without any cogent reason and they are performing their duties regularly to the entire satisfaction of their superiors and they are regular employees of this department. In view of the above facts we the enquiry committee members recommended for releasing the outstanding salaries of the following teachers.

Report is submitted for further necessary action being low paid Government servants.

- | | |
|---|--|
| 1. Ruqia PST GGPS Adam Khan Kot | 11. Jabrila PST GGPS Shahzad Gul Kot |
| 2. Bushra Qadar PST GGPS Akhtar Nawaz Kot | 12. Samia Naz PST GGPS Muhammad Noor Din Kot |
| 3. Zaiba Nisa PST GGPS Ghulam Sher Khan Kot | 13. Noor Zahid PST GPS Muhammad Aslam Kot |
| 4. Muftah Shahid PST GPS Awal Khan Kot | 14. Abdul Qayyum PST GPS Inayat Khan Kot |
| 5. Ijaz Ur Rehman PST GPS Gul Rauf Khan Kot | 15. Umra Rashid PST GGPS Rasool Khan Kot |
| 6. Asad Ullah PST GPS Zar Gul Kot | 16. Razia PST GGPS Zainad Kot |
| 7. Imran Ullah PST GPS Muhammad Aslam Kot | 17. Abid Rahman PST GPS Darpa Khel |
| 8. Taskin PST GGPS Rahmat Ullah Kot | 18. Janzeba PST GGPS Zainda Kot |
| 9. Amra haidar PST GGPS Muhammad Amin Kot | |
| 10. Sawal Haldar PST GGPS Sher Dad Kot | |

Enquiry Committee Members:

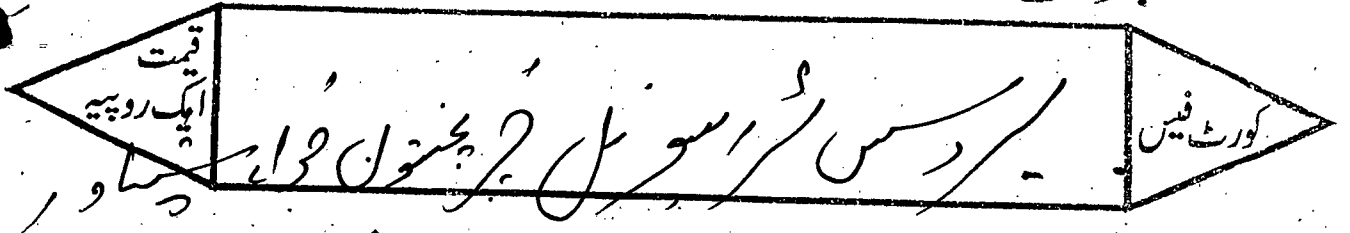
1. Sami ullah V/Principal GHSS Idak:
2. Habib Ullah H/Master GHS Tall Village:
3. Mr. Shanabaz Khan S/Clerk DEO Office:
4. Mr. Arbab Khan J/Clerk DEO Office:

[Handwritten signatures and initials for the Enquiry Committee Members]

The above physical verification report is correct and hence verified by the enquiry officers and submitted for further action please.

[Handwritten notes and signatures on the left side of the page]

[Handwritten notes and signatures at the bottom of the page]



مورخہ
 مقدمہ اسد اللہ بی ایس لی . بنام ایجوکیشن ڈیپارٹمنٹ
 دعویٰ
 جرم

باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کارروائی متعلقہ ان مقام سٹیٹس کے لئے افراسیٹک وزلر لا سکر سلم مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کمال اختیار ہوگا نیز وکیل صاحب کو راضی نامہ و مقرر ثالث و فیصلہ پر حلف دیئے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرانے اجراء اور وصولی چک روپیہ اور عرضی دعویٰ اور درخواست ہر قسم کی تصدیق زر اس پر دستخط کرنے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری یک طرفہ یا اپیل کی برآمدگی اور منسوخی دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنی بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا اور دوران مقدمہ میں جو خرچہ و ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ اس کے مستحق وکیل صاحب موصوف ہوں گے۔ نیز بقایا و خرچہ کی وصولی کرنے کا بھی اختیار ہوگا۔ اگر کوئی تاریخ پیشی مقام دورہ پر ہوگا تھانہ باہر ہو تو وکیل صاحب پابند ہوں گے کہ پیروی مقدمہ مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سندر ہے۔

المرقوم
 ماہ
 ۲۰۲۲ء
 العبد گواہ شد العبد

Afrasiyab Khan Khasri Advocate

Yasir Saleem Advocate

cell. No. 0312-9888752