

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL PESHAWAR.

Service Appeal No. 859/2015

Date of Institution ... 19.01.2015

Date of Decision ... 29.06.2022

Dr. Sakhawat Khan, Ex-MO (District Specialist) DHQ Hospital,
Battagram.

... (Appellant)

VERSUS

Government of Khyber Pakhtunkhwa through Chief Secretary, Civil
Secretariat, Peshawar and one other.

... (Respondents)

MR. YASIR SALEEM.

Advocate

--- For appellant.

MR. RIAZ AHMAD PAINDAKHEL,

Assistant Advocate General

--- For respondents.

MR. SALAH-UD-DIN

MS. ROZINA REHMAN

--- MEMBER (JUDICIAL)

--- MEMBER (JUDICIAL)

JUDGMENT:

SALAH-UD-DIN, MEMBER:- Shortly stated the facts necessary for disposal of the instant service appeal are that the appellant, while posted as Medical Officer in District Headquarter Hospital Battagram, was proceeded against on the ground of willful absence from duty and was removed from service vide Notification dated 13.08.2014. The departmental appeal of the appellant was not responded within the statutory period, hence the instant service appeal.

2. Respondents contested the appeal by way of submitting para-wise comments, wherein they refuted the stance taken by the appellant in his appeal.

3. Learned counsel for the appellant has argued that the appellant had applied for leave with effect from 01.02.2011, who was verbally assured that his leave application will be accepted, therefore, he proceeded on leave under the impression

that his leave will be sanctioned; that on expiry of his leave period, the appellant could not join his duty due to some domestic problems and requested for extension of leave; that no show-cause or charge sheet was served upon the appellant and he has been removed from service without complying the mandatory provisions of Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011; that no opportunity of personal hearing or self defense was provided to the appellant and he was removed from service in utter violation of relevant rules; that the impugned order of removal of the appellant is wrong and illegal, therefore, the same is liable to be set-aside and the appellant is entitled to be reinstated in service with all back benefits.

4. On the other hand, learned Assistant Advocate General for the respondents has contended that the appellant was not at all interested in performing of his duty and was in the habit of remaining absent without any sanctioned leave; that the appellant had willfully remained absent from duty with effect from 17.01.2011, therefore, show-cause notice was issued to him through registered A.D on his home address but he did not bother to attend his duty; that show-cause notice was then issued to the appellant through publication in newspapers, however the appellant did not turn up for his duty, therefore, he was removed from service after compliance of all legal and codal formalities; that the appellant was well aware of initiation of disciplinary action against him but he chose to remain absent without any justified reason; that the appellant had remained absent for considerable long period without seeking any leave/permission of the competent Authority, therefore, he has rightly been removed from service; that the impugned order was passed after complying all legal and codal formalities, therefore, the same may be kept intact and the appeal in hand may be dismissed with costs.

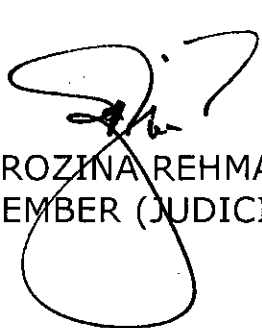
5. Arguments heard and record perused.


6. The allegations against the appellant are that he had willfully remained absent from duty with effect from 17.01.2011 till his removal from service vide Notification dated

13.08.2014. Respondents have specifically alleged in reply to para-4 on facts that proper absence notice was sent to the appellant through registered post on his home address and show-cause notice was also published in two leading newspapers but the appellant failed to reply within the stipulated period. The appellant has not filed any rejoinder to rebut the aforementioned assertion of the respondents. Available on the record is copy of absence notice bearing No. 4624-25/E-1 dated 26.02.2011, which was sent to the appellant through registered post on his home address. The appellant did not even bother to respond to the said notice. Show-cause notice was then issued to the appellant through publication in newspaper but despite that, the appellant did not turn up for joining his duty. The appellant has remained absent from duty for considerable long period without any sanctioned leave or permission of the competent Authority, which amounts to misconduct. The appellant has not put forward any plausible reason for his willful absence from duty for considerable long period. The absence of the appellant from duty was an act against service discipline and amounts to misconduct, therefore, he has rightly been removed from service.

7. Consequent upon the above discussion, the appeal in hand being without merit stands dismissed. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED
29.06.2022


(ROZINA REHMAN)
MEMBER (JUDICIAL)

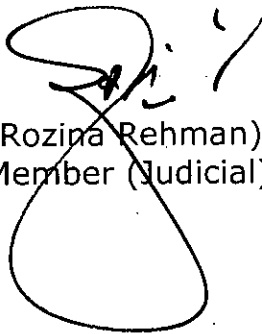

(SALAH-UD-DIN)
MEMBER (JUDICIAL)

ORDER
29.06.2022


Appellant alongwith his counsel present. Mr. Safiullah, Focal Person alongwith Mr. Riaz Ahmad Paindakhel, Assistant Advocate General for the respondents present. Arguments heard and record perused.

Vide our detailed judgment of today, separately placed on file, the appeal in hand being without merit stands dismissed. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED
29.06.2022



(Rozina Rehman)
Member (Judicial)




(Salah-Ud-Din)
Member (Judicial)

06.01.2022

Appellant in person present. Mr. Javed Ullah,
Assistant AG for the respondents present.

Appellant requested for adjournment on the ground
that his counsel is not available today, due to general strike
of the bar. Adjourned. To come up for arguments before the
D.B on 07.03.2022.



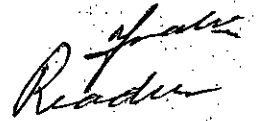
(Atiq-ur-Rehman Wazir)
Member(E)



Chairman

7-3-22

*Due to Retirement of the Hon.ble
Chairman the case is adjourned to
29-6-22*



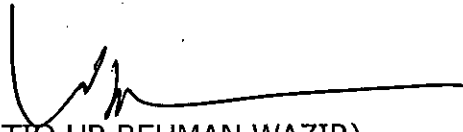
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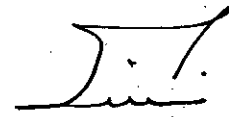
Restored vide order
dt 14/07/21

31.08.2021

Appellant alongwith Mr. Yasir Saleem, Advocate present. Mr. Muhammad Rasheed, Deputy District Attorney for the respondents present.

Learned counsel for the appellant requested for adjournment on the ground that he has not gone through the record. Adjourned. To come up for arguments before the D.B on 03.11.2021.


(ATIQ UR REHMAN WAZIR)
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)
MEMBER (JUDICIAL)

03.11.2021

Appellant present in person.

Muhammad Rasheed learned Deputy District Attorney for respondents present.

Former made a request for adjournment as his counsel is busy before Hon'ble Peshawar High Court, Peshawar. Request is accorded. To come up for arguments on 06.01.2022 before D.B.


(Rozina Rehman)
Member (J)

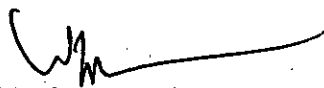

Chairman

03.09.2020

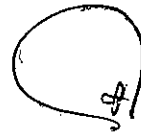
Counsel for the appellant present.

Mr. Muhammad Jan learned Deputy District Attorney alongwith Mr. Hazrat Shah Superintendent for respondents present.

Representative of respondents submitted written reply/comments, which is placed on file. Learned counsel for the appellant requests for adjournment. Adjourned. To come up for arguments on 24~~11~~.2020 before D.B.



(Attiq ur Rehman)
Member (E)



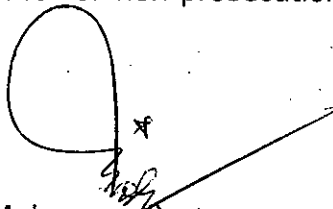
(Rozina Rehman)
Member (J)

24.11.2020

Nemo for the appellant. Addl. AG for the respondents present.

It is already past 02.30 P.M while the case has been called several times but no one appeared on behalf of the appellant.

Dismissed for non-prosecution. File be consigned to the record.



(Mian Muhammad)

Member (E)



Chairman

ANNOUNCED

24.11.2020

22.04.2020

Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 28.07.2020 before D.B.

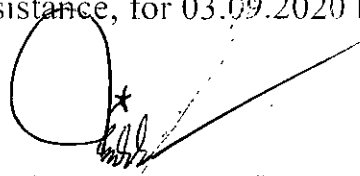

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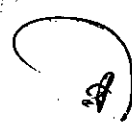
28.07.2020

Nemo for appellant.

Mr. Muhammad Jan learned Deputy District Attorney for respondents present.

From the order sheet dated 07.08.2019, it is evident that reply/comments were not submitted and the matter was posted before a D.B for arguments. Even today, no one is present on behalf of respondents, therefore, notice be issued to appellant, his counsel and respondents as well as with direction to learned DDA to make sure presence of an officer not below Grade-17 for proper assistance, for 03.09.2020 before D.B for arguments.


(Mian Muhammad)
Member (E)


(Rozina Rehman)
Member (J)

13.11.2019.

Junior to counsel for the petitioner present. Sher Baz SO (Litigation) representative of the respondent department present and requested for adjournment. Adjourn. To come up for further proceedings on 15.01.2020 before D.B.


Member


Member

15.01.2020

Appellant absent. Learned counsel for the appellant absent. Due to general strike of the Bar on the call of Khyber Pakhtunkhwa Bar Council, the case is adjourned. To come up for arguments on 09.03.2020 before D.B. Respondents as well as absent representative namely Sher Baz S.O (for respondent No.2) be noticed. Appellant be also put to notice for the date fixed.


Member


Member

09.03.2020

Learned counsel for the appellant present. Mr. Zia Ullah learned Deputy District Attorney alongwith Hazrat Shah Superintendent present and seeks adjournment. Adjourn. To come up for further proceedings on 22.04.2020 before D.B.


Member


Member

07.08.2019

Counsel for the appellant and Mr. Muhammad Jan, DDA for the respondents present.

Despite clear order on previous date regarding last chance being given to the respondents for submission of written reply/comments, the representative has not even turned up today. The matter shall, therefore, be posted before a D.B for arguments on 29.08.2019.


Chairman

29.08.2019

Learned counsel for the appellant and Mr. Zia Ullah learned Deputy District Attorney present. No one present on behalf of respondents. Hazrat Shah Superintendent representative of respondent No.2 absent. He be summoned for 13.11.2019. Respondents be also put to notice for the date fixed. Adjourn. To come up for arguments on 13.11.2019 before D.B


Member


Member

28.03.2019

None present on behalf of the appellant. Mr. Kabirullah Khattak, Additional alongwith Mr. Hazrat Shah, Superintendent for the respondents present and seeks further adjournment for filing of written reply. Adjourned to 30.04.2019 for written reply/comments before S.B.

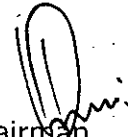


(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

30.04.2019

Counsel for the appellant and Mr. Usman Ghani District Attorney for the respondents present.

On the last date the representative of respondents was granted second adjournment for filing of written reply, however, he is not present today. Instant matter is, therefore, adjourned to 20.06.2019 on which date the requisite reply shall positively be submitted by the respondents. It shall be taken up as a last chance.



Chairman.

20.06.2019

Counsel for the appellant and Mr. Kabirullah Khattak, Additional AG for the respondents present. Representative of the department is absent despite the fact that on previous date last chance was given to the respondents to submit written reply/comments therefore, notice be issued to the respondents with the direction to direct the representative to attend the court and submit written reply. Another last chance is granted to the respondents to submit written reply. Case to come up for written reply/comments on 07.08.2019 before S.B.



(Muhammad Amin Khan Kundi)
Member

26.12.2018

Learned counsel for the appellant present. Amjid Ali Assistant representative of the respondent department present and seeks time to furnish written reply. Granted. To come up for written reply on 30.01.2019 before S.B.


Member

30.01.2019

Appellant in person present. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Jaffar Shah, Assistant for the respondents present and requested for adjournment for filing of written reply. Adjourned to 19.02.2019 for written reply/comments before S.B.


(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

19.02.2019

Learned counsel for the appellant and Mr. Kabirullah Khattak Addl; AG alongwith Mr. Harat Shah Superintendent for the respondents present. Representative of respondents requests for further time to file written reply. Adjourned to 28.03.2019 before S.B.


Chairman

Member

15.08.2018

Neither appellant nor his counsel present. As lawyers community is on strike due to killing of an advocate at D.I.Khan. Case to come up for preliminary hearing on 18.09.2018 before S.B.

18.09.2018

Chairman
Counsel for the appellant present. Preliminary arguments heard and case file perused. Vide impugned order dated 13.08.2014 major penalty of removal from service was imposed on the appellant on account of wilful absence from duty. He filed departmental appeal on 20.01.2014 which was not decided within statutory period, hence, the instant service appeal. Required formalities before passing of impugned order were not observed so the same was not tenable in the eyes of law.

Points urged need consideration. Admit subject to limitation. The appellant is directed to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply/comments for 08.11.2018 before S.B.

Appellant Deposited
Security & Process Fee

(AHMAD HASSAN)
MEMBER

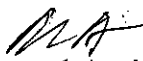
08.11.2018

Due to retirement of Hon'ble Chairman, the Tribunal is defunct. Therefore, the case is adjourned. To come up on 26.12.2018. Written reply not received.

READER


15.03.2018

Counsel for the appellant present and Mr. Kabirullah Khattak, Additional AG for the respondents present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for preliminary hearing on 11.04.2018 before S.B.


(Muhammad Amin Khan Kundi)
Member

11.04.2018

Appellant absent. Clerk of the counsel present on behalf of ~~appellant~~ Mr. Kabir Ullah Khattak, Addl: AG for the respondents present. Clerk of the counsel for appellant seeks adjournment as senior counsel is not available today. Adjourned. To come up for preliminary hearing on 03.5.2018 before S.B.


Member

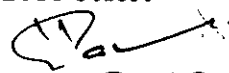
03.05.2018

The Tribunal is non functional due to retirement of the Honorable Chairman. Therefore, the case is adjourned. To come up for the same on 28.06.2018 before S.B.


Reader

29.06.2018


Clerk to counsel for the appellant present and seeks adjournment as learned counsel for the appellant is not in attendance. Adjourned. To come up for preliminary hearing on 15.08.2018 before S.B.


MEMBER

05.01.2018

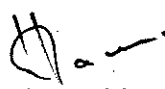
Counsel for the petitioner present. Arguments on application for restoration of appeal heard and case file perused. Through instant petition the petitioner has prayed for setting aside order dated 10.04.2017 vide which the appeal of the present appellant was dismissed due to non prosecution.

Learned counsel for the appellant stated that the case was fixed for hearing on 10.04.2017 on previous date of 03.03.2017, but the clerk of the counsel erroneously noted the date as 10.08.2017, due to which no attendance was made. That there was no delay, rather it was a mistake. Learned District Attorney agreed to the justification put forth in the restoration appeal. In view of the foregoing the appeal is allowed to be restored to be fixed for its previous proceedings on 25.01.2018 before S.B. Notice be also issued to the respondents for the date fixed.


(Gul Zeb Khan)
Member (E)

25.01.2018

Clerk counsel for the petitioner present. Mr. Kabir Ullah Khattak, Clerk to counsel for the petitioner seeks adjournment. Adjourned. To come up for preliminary hearing on 21.02.2018


(Muhammad Hamid Mugha I)
MEMBER


21.02.2018

Counsel for the appellant present and seeks adjournment. Adjourned. To come up for preliminary hearing on 15.03.2018 before S.B.


(Gul Zeb Khan)
Member

25.10.2017

Counsel for the applicant present. Record reveals that the main appeal was dismissed in default and the applicant has submitted the present application for restoration of the appeal but inadvertently in the previous order sheet implementation report was sought for the respondents. Therefore, original record be requisitioned. Notice be also issued to the respondents for attendance for 22.11.2017 before S.B.


(Muhammad Amin Khan Kundi)
Member

22.11.2017

Counsel for the petitioner present. Mr. Usman Ghani, District Attorney for the respondents also present. Learned counsel for the petitioner requested for adjournment. Adjourned. To come up for further proceedings on 20.12.2017 before S.B.


(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

20.12.2017




Clerk to counsel for the Petitioner present. Mr. Muhammad Jan, Learned Deputy District Attorney for the respondents present. Clerk to counsel for the Petitioner requested for adjournment. Adjourned. To come up for further proceedings on 05.01.2018 before S.B.


(Muhammad Hamid Mughal)
MEMBER

Form-A
FORM OF ORDERSHEET

Court of _____

Appeal's Restoration Application No. 156/2017

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	24.08.2017	<p>The application for restoration of appeal No. 859/2015 submitted by Dr. Sakhawat Khan through Yasir Saleem Advocate may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2	25-8-17	<p>This restoration application is entrusted to S. Bench to be put up there on <u>20-9-17</u></p> <p style="text-align: right;"> MEMBER</p>
	20.09.2017	<p>Counsel for the appellant and Addl: AG for respondents present. Notices be issued to the respondents for submission of implementation report. To come up for implementation report on 25.10.2017 before S.B</p> <p style="text-align: right;"> (Ahmad Hassan) Member</p>

**BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR***Restoration Application no. 156/2017*

In the matter of
 Appeal No. 859(P) CS-2015.
 Dismissed in default on ~~10-04-2017~~ 2017.

Dr. Sakhawat Khan, Ex- Medical Officer (BPS-17), District
 Headquarters Hospital, Battagram.

(Appellant)**VERSUS**

Govt. of Khyber Pakhtunkhwa through Chief Secretary Civil
 Secretariat, Peshawar and others.

(Respondents)

**Application for restoration of titled service appeal
 which has been dismissed for non-prosecution vide
 order dated ~~10-04-2017~~**

Respectfully Submitted:

1. That the above noted appeal was pending in this Honorable Court and fixed for preliminary hearing on ~~10-04-2017~~ however it was dismissed for non-prosecution on the said date.
2. That the applicant/ appellant filed application for the restoration of the instant appeal, the case was fixed for the reply of the respondent for ~~10-04-2017~~, however the clerk of the counsel for the applicant/ appellant wrongly noted the date as ~~10-08-2017~~. On ~~10-08-2017~~, he was informed that his appeal was dismissed for non-prosecution on ~~10-04-2017~~, hence the present application. (Copy of the order dated ~~10-04-2017~~ is attached herewith)
3. That the applicant prays for the restoration of the titled appeal inter alia on the following grounds:

GROUND OF APPLICATION

- A. That counsel for applicant wrongly noted the hearing date as ~~10-08-2017~~, however on the date fixed when the clerk of the counsel for the applicant inquired about the case it came to the light that the date of hearing in noted service appeal was ~~10-04-2017~~, and on the same date the appeal has been dismissed for non prosecution.

- B. That non appearance of the applicant or his counsel on the crucial date was not willful but due to the reason stated above.
- C. That the applicant is ready to pursue the case in hand diligently and vigilantly in future if the Honourable Tribunal allows restoration of the appeal.
- D. That valuable rights of the applicant are involved in the instant appeal, hence the case deserves to be decided on merit.
- E. That the superior courts have always favoured adjudication of disputes on merits rather than technicalities.

It is, therefore, prayed that on acceptance of this application, the instant appeal may please be restored and be decided on merit.

Applicant

Through,

Yasir Saleem
Advocate Peshawar

AFFIDAVIT

I, do hereby solemnly affirm and declare on oath that the contents of the above application are true and correct to the best of my knowledge and belief and that nothing has been kept back or concealed from this Honourable Tribunal.



[Signature]
Deponent

**BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR**

In the matter of
Appeal No. 859(P) CS-2015.
Dismissed in default on ~~10.08~~ 2017.

Dr. Sakhawat Khan, Ex- Medical Officer (BPS-17), District
Headquarters Hospital, Battagram.

(Appellant)

VERSUS

Govt. of Khyber Pakhtunkhwa through Chief Secretary Civil
Secretariat, Peshawar and others.

(Respondents)

**APPLICATION FOR CONDONATION OF DELAY,
IF ANY IN FILING THE TITLED APPLICATION**

Respectfully submitted:

1. That the appellant has today filed the accompanied appeal before this honorable tribunal in which no date of hearing is fixed so far.
2. That the applicant prays for condonation of delay if any in filing the instant appeal inter alia on the following grounds:-

GROUND OF APPLICATION

- A. That counsel for applicant wrongly noted the hearing date as ~~10.08~~ 2017, however on the date fixed when the clerk of the counsel for the applicant inquired about the case it came to the light that the date of hearing in noted service appeal was ~~10.08~~ 2017, and on the same date the appeal has been dismissed for non prosecution.
- B. That non appearance of the applicant or his counsel on the crucial date was not willful but due to the reason stated above.

- C. That the delay if any in filing the instant application was not willful rather due to the mistake of clerk of counsel for the applicant, therefore the same deserves to be condoned.
- D. That valuable rights of the appellant are involved in the instant case in the instant case, hence the delay if any in filing the instant case deserves to be condoned.
- E. That it has been the consistent view of the Superior Courts that causes should be decided on merit rather than technicalities including limitation. The same is reported in 2014 PLC (CS) 1014 2003 PLC (CS) 769.

It is therefore humbly prayed that on acceptance of this application the delay if any in filing the instant appeal may please be condoned.

Through

Applicant



YASIR SALEEM
Advocate High Court,
Peshawar

AFFIDAVIT

It is solemnly affirm and declare on oath that the contents of the above noted application for condonation of delay are true and correct and that nothing has been kept back or concealed from this Honourable Tribunal.




(DEPONENT)

03.03.2017

Counsel for the petitioner and Addl. AG for the respondents present. Counsel for the petitioner seeks adjournment. To come up for arguments on restoration application on 10.04.2017 before S.B.


Chairman

10.04.2017

None present for the appellant despite repeated calls. Addl. AG for the respondents present. The court time is about to over.

In view of the above, the appeal is dismissed for want of prosecution. File be consigned to the record room.


Chairman

ANNOUNCED
10.04.2017

10.04.17.

27.6.2016

Counsel for the appellant and Asstt. AG for the respondents present. Requested for adjournment. To come up for reply/arguments on restoration application on 30.08.2016 before S.B


Chairman

30.08.2016

Counsel for the petitioner and Mr. Usman Ghani, Sr.GP for respondents present. Rely not submitted. Requested for further adjournment. To come up for reply and arguments on restoration application on 25.10.2016 before S.B.


Chairman

25.10.2016

Counsel for the appellant and Assistant AG for respondents present. Written reply not submitted. Requested for adjournment. To come up for written reply/comments on 30.12.2016 before S.B.


Chairman

30.12.2016

None present for petitioner. Addl. AG for the respondents present. Perusal of record would suggest that frequent adjournments extended to petitioner and despite adjournments no active facilitation extended by the petitioner to court. One last opportunity is granted. Lets a notice be issued to counsel for the petitioner. To come up for written reply/comments on 3.3.2017 before S.B.






Chairman

*Noted
By ussop*

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 43 /2016

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	15/03/2016	<p style="text-align: center;">The application for restoration of appeal No. 859/15 submitted by Dr. Sakhawat Khan through Mr. Sajid Amin Advocate, may be entered in the relevant Register and put up to the Court for proper order please.</p> <div style="text-align: right; margin-right: 50px;">  REGISTRAR </div>
2	21.3.16	<p style="text-align: center;">This restoration application be put up before S. Bench on <u>22-3-16</u>.</p> <div style="text-align: right; margin-right: 50px;">  CHAIRMAN </div>
	22.03.2016	<p style="text-align: center;">Counsel for the appellant present. Notice to respondents be issued for 12.5.2016 before S.B. Record be also requisitioned.</p> <div style="text-align: right; margin-right: 50px;">  Chairman </div>
	12.05.2016	<p style="text-align: center;">None present for appellant. Mr. Muhammad Arshed, SO alongwith Assistant AG for respondents present. Notice to counsel for the appellant be issued for 27.6.2016 before S.B.</p> <div style="text-align: right; margin-right: 50px;">  Member </div>

Notice for 859/15

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**BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR**

Restoration Application no. 43/16

In the matter of
Appeal No. 859(P) CS-2015.
Dismissed in default on 26.01.2016.

A.W.F. Province
Service Tribunal
Diary No. 201
Dated 14-3-16

Dr. Sakhawat Khan, Ex- Medical Officer (BPS-17), District
Headquarters Hospital, Battagram.

(Appellant)

VERSUS

Govt. of Khyber Pakhtunkhwa through Chief Secretary Civil
Secretariat, Peshawar and others.

(Respondents)

**Application for restoration of titled service appeal
which has been dismissed for non-prosecution vide
order dated 26.01.2016.**

Respectfully Submitted:

1. That the above noted appeal was pending in this Honorable Court and fixed for preliminary hearing on 26.01.2016, however it was dismissed for non-prosecution on the said date.
2. That the applicant prays for the restoration of the titled appeal inter alia on the following grounds:

GROUND OF APPLICATION

- A. That counsel for applicant wrongly noted the hearing date as 26.02.2016, however on the date fixed when the clerk of the counsel for the applicant inquired about the case it came to the light that the date of hearing in noted service appeal was 26.01.2016, and on the same date the appeal has been dismissed for non prosecution.
- B. That non appearance of the applicant or his counsel on the crucial date was not willful but due to the reason stated above.
- C. That the applicant is ready to pursue the case in hand diligently and vigilantly in future if the Honourable Tribunal allows restoration of the appeal.

- D. That valuable rights of the applicant are involved in the instant appeal, hence the case deserves to be decided on merit.
- E. That the superior courts have always favoured adjudication of disputes on merits rather than technicalities.

It is, therefore, prayed that on acceptance of this application, the instant appeal may please be restored and be decided on merit.

Applicant

Through,



SAJID AMIN

Advocate Peshawar

AFFIDAVIT

I, do hereby solemnly affirm and declare on oath that the contents of the above application are true and correct to the best of my knowledge and belief and that nothing has been kept back or concealed from this Honourable Tribunal.



Deponent

ATTESTED



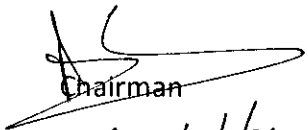
22.12.2015

Agent of counsel for the appellant present. Seeks adjournment. Adjourned to 26.1.2016 for preliminary hearing before S.B.


Chairman

26.1.2016

None present for appellant despite repeated calls. The Court time is about to over. Dismissed in default. File be consigned to the record room.


Chairman
26.01.16

ANNOUNCED

26.1.2016

5

22.09.2015

Counsel for the appellant present. Seeks adjournment.
Adjourned to 30.9.2015 for preliminary hearing before S.B.

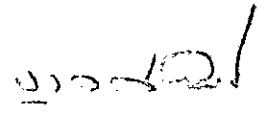
P28


Chairman

30.09.2015

Counsel for the appellant present. Seeks adjournment. Adjourned
to 12.10.2015 for preliminary hearing before S.B.


Chairman


12.10.2015

Agent of counsel for the appellant present. Seeks adjournment.
Adjourned to 27.10.2015 for preliminary hearing before S.B.

71105-80-20


Chairman

27.10.2015

Counsel for the appellant present. Seeks adjournment. Last
opportunity granted for preliminary hearing before S.B on 11.11.2015.


Chairman

11.11.2015





Counsel for the appellant present. Seeks adjournment.
Adjourned to 22.12.2015 for preliminary hearing before S.B.


Member

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 859 /2015

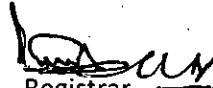
S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	29.07.2015	<p>The appeal of Dr. Sakhawat Khan resubmitted by Mr. Ijaz Anwar Advocate may be entered in the Institution register and put up to the Court for proper order.</p> <p style="text-align: right;"> REGISTRAR</p>
2	31-7-15	<p>This case is entrusted to S. Bench for preliminary hearing to be put up thereon <u>05-08-2015</u></p> <p style="text-align: right;"> CHAIRMAN</p>
3	05.08.2015	<p>Counsel for the appellant present. Learned counsel for the appellant requested for adjournment. Adjourned to 2.9.2015 for preliminary hearing.</p> <p style="text-align: right;"> Member</p>
4	02.09.2015	<p>Counsel for the appellant present. Seeks adjournment. Adjourned to 22.9.2015 for preliminary hearing before S.B.</p> <p style="text-align: right;"> Chairman</p>

The present appeal was received on 19.1.2015 which was returned to the counsel for the appellant for completion and resubmission within 15 days. To day i.e. on 09.07.2015 he resubmitted the same late by 167 days without removing the objection No. 3 & 4 (Flag-A).

Submitted for order please under rule-7(c) of Service Tribunal rules 1974.

Hon'ble Chairman

office note perused
Be Fixed before
Court &
29/07/15



Registrar 29/7/15

The appeal of Dr. Sakhawat Khan Ex- MO (Distt. Specialist) DHQ Hospital Battagram received to-day i.e. on 19.01.2015 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Memorandum of appeal may be got signed by the appellant
- 2- Index of the appeal may be prepared according to Khyber Pakhtunkhwa Service Tribunal rules 1974.
- 3- Copies of charge sheet, statement of allegations, show cause notice, enquiry report and replies thereto are not attached with the appeal which may be placed on it.
- 4- Copy of impugned notification dated 13.8.2014 mentioned in the heading of the appeal is not attached with the appeal which may be placed on it.
- 5- Annexures of the appeal may be attested.
- 6- Four more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 67 /S.T,

Dt. 22/1/2015


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Ijaz Anwar Adv. Pesh.

obj no 4:- that the copy of notification dated 13-08-2014 is not provided by the appellant.

obj no 5. Annexure of appeal are attested.

obj no 6 extra copies submitted.



BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR

Appeal No. 859 /2015

Dr. Sakhawat Khan, Ex- Medical Officer (BPS-17),
District Headquarters Hospital, Battagram.

(Appellant)

VERSUS


Govt. of Khyber Pakhtunkhwa through Chief Secretary
Khyber Pakhtunkhwa, Peshawar and others.


(Respondents)

INDEX

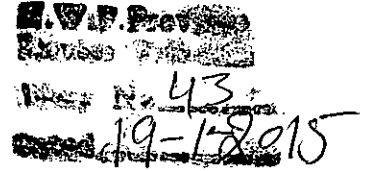
S. No	Description of Documents	Annexure	Page No
1	Memo of Appeal and affidavit		1-4
2	Removal Notification dated 13.08.2014	A	5-
5	Departmental Appeal.	B	6-9
6	Vakalatnama.		10

Through


IJAZ ANWAR
Advocate Peshawar

&

SAJID AMIN
Advocate, Peshawar.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALPESHAWAR.Service Appeal No. 859 /2015



 H.V.P. Province
 Peshawar
 No. 43
 19-1-2015

Dr.Sakhawat Khan

Ex-MO (District Specialist)

DHQ Hospital, Basttagram..... Appellant

Versus

- 1) Govt. of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat, Peshawar.
- 2) Govt. of Khyber Pakhtunkhwa through Secretary Health, Civil Secretariat, Peshawar.....Respondents

SERVICE APPEAL U/S 4 OF SERVICE
 TRIBUNAL ACT, 1974 AGAINST THE
 NOTIFICATION NO.SOE(H-11/10-25/2014)
 DATED 13.08.2014, COMMUNICATED TO THE
 APPELLANT ON 27.08.2014, WHEREBY THE
 APPELLANT HAS BEEN AWARDED THE
 MAJOR PENALTY OF REMOVAL FROM
 SERVICE AGAINST WHICH HIS
 DEPARTMENTAL APPEAL DATED 18.09.2014
 HAS NOT BEEN RESPONDED DESPITE THE
 LAPSE OF 90 DAYS OF STATUTORY PERIOD.

Prayer:

On acceptance of this appeal, notification dated
 13.08.2014 may please be set aside and
 appellant may please be reinstated in service
 with all back benefits.

Respectfully Submitted:

1. That on the recommendation of the Khyber Pakhtunkhwa (then NWPF) Public service Commission, the appellant was initially appointed as Medical Officer BPS-17 in the Health Department vide order dated 23.02.2005. ever since his appointment the appellant remained posted on different posts and performed his duties as assigned with zeal and devotion and there was no complaint what so ever regarding his performance.
2. That while serving in the said capacity, in February, 2011, the appellant while posted as District Specialist DHQ, Battagram, the appellant applied for leave. It is pertinent to mention here that the appellant was verbally assured that his leave application will be accepted, therefore, he proceeded on leave with impression that his leave will be sanctioned.
3. That on expiry of the leave period, unfortunately due to his domestic problems the appellant could not join his duties, however he duly informed the Department and requested for extension in his leave.
4. That without serving upon him any Charge Sheet Show Cause Notice or issuing any absence notice, the appellant have been removed from service vide notification dated 13.08.2014, copy of the order was however conveyed to the appellant on 27.08.2014. (Copy of the order dated 27.08.2014, is attached as Annexure A)
5. That thereafter the appellant also submitted his departmental appeal dated 20.01.2014, however the departmental appeal has not been responded despite the lapse of statutory period of 90 days. *(Copy of departmental appeal and order dated 05.01.2015, is attached as B)*
6. That the impugned order is illegal unlawful against the law and facts hence liable to be set aside inter alia on the following grounds:

GROUNDNS OF SERVICE APPEAL:

- 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 no proper procedure has been followed before awarding the penalty of removal from service to the appellant, he has not been served with any absence notice charge sheet or show cause notice nor any publication has been made in the daily news paper thus the impugned order is against the express provisions of the Government Servants (E & D) Rules, 2011, and is not tenable under the law.
- C. That the appellant has not been allowed opportunity of personal hearing before awarding him the penalty of removal from service, thus he has been condemned unheard.
- D. That no absence notice, charge sheet or show cause notice has been served on the appellant nor any publication has been made thus the impugned order is violative of the principles of natural justice.
- E. That no inquiry has been conducted before the imposition of penalty upon the appellant.
- F. That the competent authority has passed the impugned order in mechanical manner and the same is perfunctory as well as non-speaking and also against the basic Principles of administration of justice. Therefore, the impugned order is not tenable under the laws.
- G. That the appellant has never committed the any act or omission which could be termed as misconduct albeit he has been awarded the major penalty of *removal from service*. the absence of the appellant was never willful. He duly applied for the leave and was verbally assured that his leave will be sanctioned.
- H. That the appellant has at his credit a long and spotless service career, the penalty imposed upon him is too harsh and liable to be set aside.

- I. That the appellant is jobless since his removal from service.
- J. That the appellant seeks permission of this Honourable Tribunal to rely on additional grounds at the hearing of the appeal.

It is, therefore, humbly prayed that on acceptance of this appeal the orders dated 13.08.2014, may please be set-aside and the appellant may be re-instated in service with full back wages and benefits of service.

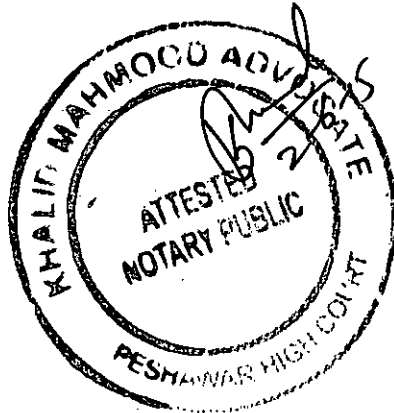
[Signature]
Appellant

Through

[Signature]
IJAZ ANWAR
Advocate Peshawar
&
[Signature]
SAJID AMIN
Advocate, Peshawar.

AFFIDAVIT

I, Dr. Sakhawat Khan, Ex- Medical Officer (BPS-17), District Headquarters Hospital, Battagram, do hereby solemnly affirm and declare on oath that the contents of the above noted appeal are true and correct to the best of my knowledge and belief and that nothing has been kept back or concealed from this Honourable Tribunal.



[Signature]
Deponent

To

The Chief Secretary,
Khyber Pakhtunkhwa,
Peshawar.

Subject: DEPARTMENTAL APPEAL AGAINST THE
NOTIFICATION NO.SOE(H-11/10-25/2014) DATED
13.08.2014 WHEREBY THE UNDERSIGNED HAS
BEEN AWARDED THE MAJOR PENALTY OF
REMOVAL FROM SERVICE.

Respected Sir,

1. That the undersigned was initially appointed as MO on 23.02.2005, ever since my appointment I remained posted on different posts and performed my duties as assigned with zeal, devotion and to the best of my abilities and there was no complaint whatsoever regarding my performance.
2. That while serving in the said capacity, in February, 2011, I while posted as District Specialist DHQ, Battagram, I applied for leave. It is pertinent to mention here that I was verbally assured that my leave application will be accepted, therefore, I proceeded on leave with impression that my leave will be sanctioned.

Atiqul
to

3. That on expiry of my leave period, unfortunately due to my domestic problems I could not join my duties, however I duly informed the Department and requested for extension in my leave.
4. That without serving upon me any absence notice or charge sheet etc, I have been removed from service vide notification dated 13.08.2014, copy of the notification was however, conveyed to the undersigned on 27.08.2014.
5. That the impugned notification is illegal, unlawful, against the law and facts, hence liable to be set aside, inter alia, on the following grounds;

GROUND S:

- A. That I have not been treated in accordance with law, hence my rights secured and guaranteed under the law are badly violated.
- B. That no proper procedure has been followed before my removal from service, I have not been served with any absence notice, charge sheet or show cause notice nor any publication has been made in the newspapers, thus the impugned notification is against the express provisions of the Government

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Servants (E&D) Rules, 2011 and is not tenable under the law.

- C. That I have not been given any opportunity of personal hearing before awarding me the penalty, hence I have been condemned unheard.
- D. That no absence notice, charge sheet or show cause notice has ever been served upon me nor any inquiry has been conducted thus the penalty so imposed upon me is also violative of the principles of natural justice.
- E. That I have never committed any act or omission, which could be termed as misconduct, I have never absented my self willfully, I duly applied for leave and was verbally assured that my leave will be sanctioned, thereafter, on expiry of my leave period I also applied for extension in my leave.
- F. That I have at any credit a long and spotless service career, the penalty imposed upon me is harsh and liable to be set aside.
- G. That I am jobless since my illegal removal from service.

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It is, therefore, humbly prayed that on acceptance of this departmental appeal, the order dated 13.08.2014 may please be set aside and the undersigned may be re-instated into service with all back benefits.

Yours obediently,

Juleh 18-09-2014

Dr. Sakhawat Khan
Ex-MO (District Specialist)
DHQ Hospital, Battagram

Dated: 18.09.2014

Attest
A

S 12
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31
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POWER OF ATTORNEY

In the Court of KPK Service Tribunal Peshawar
Dr. Sekhawat Khan

} For
} Plaintiff
} Appellant
} Petitioner
} Complainant

VERSUS

Govt of KPK and others.

} Defendant
} Respondent
} Accused
}

Appeal/Revision/Suit/Application/Petition/Case No: _____ of _____
Fixed for _____

I/We, the undersigned, do hereby nominate and appoint

IJAZ ANWAR ADVOCATE, SUPREME COURT OF PAKISTAN

and Sajid Amin Akbar my true and lawful attorney, for me in my same and on my behalf to appear at Peshawar to appear, plead, act and answer in the above Court or any Court to which the business is transferred in the above matter and is agreed to sign and file petitions. An appeal, statements, accounts, exhibits. Compromises or other documents whatsoever, in connection with the said matter or any matter arising there from and also to apply for and receive all documents or copies of documents, depositions etc, and to apply for and issue summons and other writs or subpoena and to apply for and get issued and arrest, attachment or other executions, warrants or order and to conduct any proceeding that may arise there out; and to apply for and receive payment of any or all sums or submit for the above matter to arbitration, and to employ any other Legal Practitioner authorizing him to exercise the power and authorizes hereby conferred on the Advocate wherever he may think fit to do so, any other lawyer may be appointed by my said counsel to conduct the case who shall have the same powers.

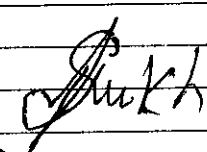
AND to all acts legally necessary to manage and conduct the said case in all respects, whether herein specified or not, as may be proper and expedient.

AND I/we hereby agree to ratify and confirm all lawful acts done on my/our behalf under or by virtue of this power or of the usual practice in such matter.

PROVIDED always, that I/we undertake at time of calling of the case by the Court/my authorized agent shall inform the Advocate and make him appear in Court, if the case may be dismissed in default, if it be proceeded ex-parte the said counsel shall not be held responsible for the same. All costs awarded in favour shall be the right of the counsel or his nominee, and if awarded against shall be payable by me/us

IN WITNESS whereof I/we have hereto signed at _____
the _____ day to _____ the year _____
Executant/Executants _____
Accepted subject to the terms regarding fee _____

Accepted
Sajid Amin
Advocate


Ijaz Anwar

Advocate High Courts & Supreme Court of Pakistan

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Service Appeal No. 859/2015

Dr. Sakhawat Khan

..... Appellant


VERSUS

1. *The Govt. of Khyber Pakhtunkhwa through Chief Secretary Khyber Pakhtunkhwa.*
2. *The Govt. of Khyber Pakhtunkhwa through Secretary Health, Civil Secretariat, Peshawar*

..... Respondents

I N D E X.

S.No	Description of documents	Annexure	Page
01	Parawise Comments		1 to 2
02.	Annex	A & B	3 to 4


(Section Officer Lit-II)
Govt. of Khyber Pakhtunkhwa
Health Department

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. 859/2015

Dr. Sakhawat Khan, Ex Medical Officer, BS-17.....Appellant

Versus

Secretary to Govt. of Khyber Pakhtunkhwa Health Department.....Respondents.

PARAWISE COMMENTS ON BEHALF OF RESPONDENTS

Respectfully Sheweth,

Preliminary Objections:

1. That the Appellant has got neither cause of action nor locus standi to file the instant Appeal.
2. That the Appellant has filed the instant appeal just to pressurize the respondents.
3. That the Instant Appeal is against the prevailing Law and Rules.
4. That the Appeal is not maintainable in the present form and also in the present circumstances of the issues.
5. That the Appellant has filed the instant appeal with mala fide intention hence liable to be dismissed.
6. That the Appellant has not come to the Tribunal with clean hands.
7. That the appeal is time barred.
8. That the Honourable Tribunal has no jurisdiction to adjudicate upon the matter. /

ON FACT

1. Correct. He was inducted in the Provincial Health Department as Medical Officer (BS-17) during February, 2005 through Public Service Commission.
2. Incorrect. An officer who applies for leave is bound to continue his job till the leave is sanctioned in his favour by the Competent Authority while in the instant case Dr. Sakhawat applied for leave and left the station of his duty prior to sanction of his leave by the Competent Authority and absented himself w.e.f 17.1.2014 un-lawfully. Furthermore as per rules leave cannot be claimed as right but it is the discretionary power of the competent authority.
3. Incorrect. As per record neither any application for the grant of extension in leave nor any information of his where about has been received.
4. Incorrect. All the codal formalities were adopted, Proper absence notice on his home address through registered letter No. 4624-25/E-I, dated 26.02.2011 was send upon him (Annex-I) and also a notice was published in two leading news papers (Annex-II) but he failed to reply within stipulated period and at last he was removed from govt. service

vide notification dated 13.03.2014 and the said order was properly delivered to him at his home address (Annex-III)

5. As per Section 19 Sub Section (2) of Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011 "If a decision on a departmental appeal or review petition, as the case may be, filed under rule 17 is not communicated within a period of sixty days of filing thereof, the affected Government servant may file an appeal in the Khyber Pakhtunkhwa Province Service Tribunal within a period of ninety days of the expiry of the aforesaid period, Where after, the authority with whom the departmental appeal or review petition is pending, shall not take any further action". Moreover, as per 17(i) the Dr. concerned failed to submit his review petition / appeal to the Chief Minister, Khyber Pakhtunkhwa who is his appellate authority while he submitted his appeal to Chief Secretary.
6. Incorrect. That the said order is lawful and issued by the competent authority.

GROUNDS

- A. Incorrect. That the appellant has been treated in accordance with law/rules. The Removal from service Notification of the doctor concerned was issued after completion of all the codal formalities as elaborated in para -4 of facts above.
- B. Incorrect. His absence case was dealt with under the Khyber Pakhtunkhwa govt. servant Efficiency & Disciplinary rules, 2011, and decided on merit by the competent authority.
- C. Incorrect. He did not bother to reply to the absence notice served upon him at his home address through registered letter and through press too. This state of affairs shows that he was not interested in govt. job. Either he was enjoying his services somewhere in lucrative organization or abroad.
- D. Incorrect. The appellant himself did not respond to the proceedings of absence notices at his home address and newspapers. Now surprisingly he is responding the termination of his service which was also served at his same home address.
- E. Incorrect. Proper procedure was adopted as narrated above in para B of Grounds.
- F. Incorrect. That the said order is speaking order & issued by the Competent Authority.
- G. Incorrect. As explained in para 02 of the facts above.
- H. Pertains to record.
- I. No comments being formal.
- J. That respondents also seek permission of this Honorable Tribunal to rely on additional grounds.

In view of the above, it is humbly prayed that the service appeal may graciously be dismissed with costs.



SECRETARY HEALTH
Respondent No.1 & 2

Draft committee

IN THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Appeal No.859/ 2015

Dr. Sakhawat Khan S/O Gul Bar Khan Ex-MO DHQ Hospital Battagram

.....Appellant.

VERSUS

1. The Govt: of Khyber Pakhtunkhwa through, Chief Secretary Peshawar.

2. Secretary, Govt: of Khyber Pakhtunkhwa, Peshawar.

.....Respondents.

FACTS OF THE CASE.

1. Correct. He was inducted in the Provincial Health Department as MO (BS-17) during February, 2005 through Public Service Commission.
2. Incorrect. An officer who applied for leave is bound to continue his job till the leave is sanctioned in his favour by the competent authority while in the instant case Dr. Sakhawat Khan left the station of his duty prior to sanction his leave by the competent authority and absented himself w.e.f. 17.01.2011 un-lawfully. Furthermore as per rules leave cannot be claim as right but it is the discretionary power of the competent authority.
3. Incorrect. As per record of ~~this~~ Directorate neither any application for the grant of extension in leave nor any information of his where about has been received.
4. Incorrect. Proper absence notice on his home address through registered letter No. 4624-25/E.I dated 26.02.2014 was served upon him (**Annex-A**) and also a notice was published in two leading news papers. (**Annex-B**)
5. Pertains to Secretary Health (no appeal is available in the personal file).
6. Pertains to Secretary Health Office.
7. No correct. After completion all the codal formalities i.e issuance of absence notice on his home address through registered letter and thereafter floated his absence in the press (as explained and Para-4) and after no response is received from the officer concerned in the stipulated period, he was removed from service by the competent authority vide Notification No. (SOE (H-II/10-25/2014 dated 13.08.2014 and the said order was properly delivered to him at his home address (**Annex-C**).

GROUND

- A. In correct. The removal from service Notification of the doctor concerned was issued after completion of all the codal formalities as elaborated in Para-4 of FACTS above.
- B. Incorrect. His absence case was dealt with under the Khyber Pakhtunkhwa Govt: Servant Efficiency & Disciplinary Rules, 2011 and decided on merit by the competent authority.
- C. Incorrect. He did not bother to reply to the absence notice served upon him at his home address through registered letter and through press too. This state of affairs show that he was not interested in Govt: job either enjoying his services somewhere in lucrative organization or else abroad.
- D. Incorrect. The appellant himself did not response the proceedings of absence notices at his home addresses, newspapers. Now surprisingly he is responding the termination of his service which was also served at his same home address.
- E. Incorrect. Proper procedure was adopted as narrated above in **Para-B of GROUND**S.
- F. Pertains to Health Secretariat.
- G. Incorrect. Fully Narrated in Para-2 of Facts above.
- H. No comments. Formal.
- I. No comments. Formal.
- J. No comments. Formal

As the instant appeal having no legal weight may be dismissed with cost.



DIRECTORATE GENERAL HEALTH SERVICES,
KHYBER PAKHTUNKHWA PESHAWAR

All communications should be addressed to The Director General
Health Services Peshawar and not to any official by name.
Office Ph (091-9210269 Exchange 091-9210187, 091-9210196 Fax (091-9210230
No _____/E.I Dated: _____/_____/2014

REGISTERED

To,

Dr. Sakhawat Khan S/O Gulbar Khan
Kandai Marozai Vill: & P.O Deh Bahadar Peshawar.

Subject: - ABSENCE NOTICE.

You are absent from duty, from DHQ: Hospital
Battagram since 17/01/2011 unlawfully.

Therefore, through this notice you are directed to
explain your position for unlawful absence from duty failing which
departmental action will be taken against you.

Ali
Assistant Director (P-I)
DIRECTORATE GENERAL HEALTH
SERVICES KHYBER PAKHTUNKHWA PESHAWAR

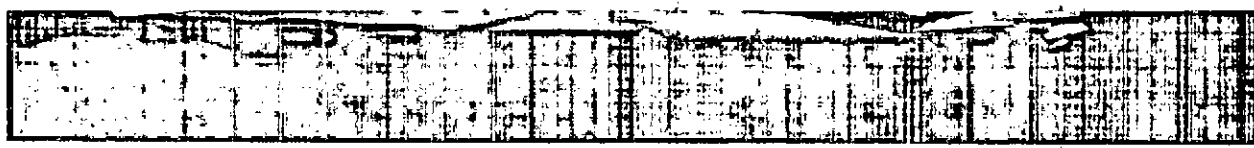
Cc to: -

M.S DHQ: Hospital Battagram for information!

Officers with the directions to resume duty but they failed to comply with the directions. New through this press notice they are finally directed to report for duty within 14 days of the publication of the notice and explain reasons for wilful absence from duties. In case of failure or party action will be taken against them under ESO rules 2011 which may lead to their removal from service. This notice is issued with the approval of the competent authority.

Sr	NAME OF DOCTOR/FATHER'S NAME	PLACE OF POSTING/IPS	DATE OF ABSENCE
1	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	06.09.2011
2	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.03.2011
3	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.04.2011
4	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	14.08.2011
5	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	10.12.2010
6	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	10.11.2012
7	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.11.2010
8	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.01.2011
9	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	25.12.2010
10	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	19.05.2011
11	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	20.07.2012
12	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	21.07.2011
13	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	04.11.2011
14	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	15.06.2011
15	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	03.07.2011
16	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	05.01.2011
17	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	06.08.2010
18	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.01.2011
19	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	31.01.2011
20	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	21.02.2010
21	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	22.09.2010
22	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	10.12.2010
23	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	22.09.2011
24	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	31.08.2010
25	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	11.01.2011
26	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	14.04.2011
27	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	11.07.2011
28	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	05.08.2011
29	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	20.02.2010
30	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	17.03.2010
31	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.10.2011
32	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	12.03.2011
33	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.03.2011
34	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	04.04.2011
35	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	07.07.2010
36	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	31.12.2011
37	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	30.10.2011
38	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	08.12.2011
39	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	30.11.2010
40	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.04.2011
41	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	29.07.2011
42	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	03.13.2011
43	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	28.11.2011
44	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	13.07.2010
45	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.07.2010
46	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	03.07.2011
47	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	25.08.2011
48	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	17.01.2011
49	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.07.2011
50	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	11.12.2011
51	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	30.09.2011
52	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	20.02.2011
53	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.03.2011
54	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	06.11.2010
55	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.07.2011
56	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	10.01.2010
57	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	10.03.2010
58	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.07.2011
59	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.11.2010
60	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.07.2011
61	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.07.2011
62	Dr. Anand Prasad S/O Smt. L. K. Khat	Dr. MO (BPS-17) FCI, LRA, Patna	01.07.2011

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GOVERNMENT OF KHYBER PAKHTUNKHWA.
HEALTH DEPARTMENT

Dated Peshawar, the 13th August, 2014

NOTIFICATION

SOE (H-II/10-25/2014): WHEREAS, disciplinary proceedings were initiated against the following doctors for their continuous willful absence from duty

S. #	NAME OF DOCTOR/FATHER'S NAME/PLACE OF POSTING	DATE OF ABSENCE
1.	Dr. Amjad Iqbal S/O Mohammad Iqbal Ex-Instructor (BPS-17) PIMT, Swat	01.03.2011
2.	Dr. Asghar Ali Shan S/O Ghulam Ali Shah Ex-MO (BPS-17) HMC Peshawar	01.01.2013
3.	Dr. Atique-Ur-Rehman S/O Fazal-ur-Rehman Ex-MO (BPS-17) BHU Mishti Mela Orakzai Agency (FATA)	10.02.2010
4.	Dr. Azhar Zahir Shah S/O Muhammad Zahir Shah Ex-JR (BPS-17) KTH Peshawar	01.11.2010
5.	Dr. Aziz-ur-Rehman S/O Muhammad Azim Ex- Demonstrator (BPS-17) SMC Swat	00.01.2011
6.	Dr. Danish Manzoor D/O Ghulam Sarwar Ex-WMO (BPS-17) BHU Shewa District Swabi	05.12.2010
7.	Dr. Ejaz Ahmad S/O Muhammad Iqbal MO (BPS-17) Health Department	19.05.2013
8.	Dr. Farhana Nawa: D/O Muhammad Nawaz Khan Ex-WMO (BPS-17) DHQH Karak.	21.02.2013
9.	Dr. Fawad Irshad S/O Muhammad Saleem Khan Ex-MO (BPS-17) DHQH Haripur	04.11.2008
10.	Dr. Fayyaz Shah S/O Syed Sanowar Shah Ex-MO (BPS-17) BHU Salam Khand District Haripur	15.06.2009
11.	Dr. Fazal Rahim S/O Shah Bali Jan Ex-MO (BPS-17) CH Kabal District Swat	08.10.2012
12.	Dr. Ghulam Muhammad S/O Jan Muhammad Ex-Junior Registrar (BPS-17) KTH Peshawar	05.01.2011
13.	Dr. Hamida Begum D/O Shereen Wali Ex-WMO (BPS-17) IKD Havatabad Peshawar	00.00.2010
14.	Dr. Hina Ejaz D/O Mohammad Ejaz Hussain Ex-WMO (BPS-17) attached to DHO Abbottabad	01.01.2008
15.	Dr. Hussan Zeb Khan S/O Sar Buland Khan Ex-TMO (BPS-17) PGMI Peshawar	01.01.2005
16.	Dr. Imtiaz Khan Afridi S/O Raza Khan Ex-MO (BPS-17) Govt: LRH Peshawar	01.06.2010
17.	Dr. Irfan Shaukat S/O Shaukat Hayat Khan MO (BPS-17) Health Department	24.09.2010
18.	Dr. Javed Iqbal S/O Noor Muhammad Ex-MO (BPS-17) CH Doosali N.W Miranshah	00.12.2010
19.	Dr. Kalsoom Bakhtiar D/O Fazole Subhani Ex-WMO (BPS-17) DHQH Timergara	20.09.2004
20.	Dr. Khalid Mehmood Khan S/O Misal Khan Bethni Ex-MO (BPS-17) BHU Dengi District Haripur	31.08.2010
21.	Dr. Khalid Zaman S/O Sakhi Jan Ex-MO (BPS-17) DHQH Abbottabad	16.07.2007
22.	Dr. Liaqat Ali S/O Qudrat Ali MO (BPS-17) Health Department (Absented himself after submitting his arrival report)	14.04.2011
23.	Dr. Loreena Gul D/O Akhtar Gul Ex-WMO (BPS-17) LRH Peshawar	15.02.2013
24.	Dr. Mansoor Ahmad Qureshi S/O Mehfooz Ahmad Qureshi Ex-MO (BPS-17) attached to DHO Nowshera	05.08.2013
25.	Dr. Mehboob Raziq Khan S/O Shamis-ur-Raziq Khan Ex-MO (BPS-17) BHU Kair Dara, Upper Dir	23.02.2005
26.	Dr. Muhammad Aftab S/O Syed Qamar Shah Ex-TMO (BPS-17) PGMI Peshawar (Under transfer to DHQH Swabi)	17.09.2009

27.	Dr. Muhammad Nihal Khan S/O Anwar ul Islam Ex-Lecturer (BPS-17) SMC Swat	01.10.2011
28.	Dr. Muhammad Fahim S/O Muhammad Qasim Ex-MO (BPS-17) District Kohat	12.03.2008
29.	Dr. Muhammad Ijaz S/O Shuja Khan Ex-MO (B-17) Attached to Narsadda	10.09.2011
30.	Dr. Muhammad Jalil S/O Muhammad Khalil Ex-MO (BPS-17) Narsadda Orakzai Agency	07.07.2010
31.	Dr. Muhammad Nasir Khan S/O Muhammad Nazir Khan Ex-MO (BPS-17) HMC Peshawar	20.10.2005
32.	Dr. Muhammad Saad Bin Zahid S/O Muhammad Zahid Ex-TMO (BPS-17) PGMI Peshawar	00.12.2012
33.	Dr. Muhammad Saeed S/O Muhammad Akram Ex-MO (BPS-17) BHU Qasim District Mardan	30.11.2010
34.	Dr. Muhammad Zia Khattak S/O Azmat Khan Ex-MO (BPS-17) KTH Peshawar	01.04.2013
35.	Dr. Naeem Khan S/O Sikandar Ali Khan Ex-MO (BPS-17) Under transfer to DHQ Hospital Bannu	29.07.2002
36.	Dr. Nigar Akhtar D/O Akhtar Nawaz Khan Ex-WMO (BPS-17) Type C Hospital Takhti Nasrati District Karak	03.10.2012
37.	Dr. Rafiullah S/O Sad-ud-Din Khan Ex-TMO (BPS-17) PGMI HMC Peshawar	20.07.2010
38.	Dr. Sajjad Hussain S/O Hussain Ali Bangash Ex-MO (BPS-17) Naseerullah Khan Babar Memorial Hospital Kohat Road Peshawar	06.08.2011
39.	Dr. Sakhawat Khan S/O Gulber Khan Ex-MO (BPS-17) DHQH Battagram	17.01.2011
40.	Dr. Samina D/O Jan Muhammad Ex-WMO (BPS-17) KTH Peshawar	01.07.2013
41.	Dr. Satwat Qadir D/O Abdul Qadir Khan Ex-WMO (B-17) Maternity Hospital Peshawar.	00.08.2007
42.	Dr. Shumaila Hadi D/O Abdul Hadi Ex-TMO (B-17) PGMI Peshawar under transfer to at the disposal of DHQ Swat	05.03.2008
43.	Dr. Syed Abdullah Shah S/O Syed Ghafoor Shah Ex-TMO (BPS-17) PGMI LRH Peshawar	05.11.2010
44.	Dr. Syed Muhammad Shahab S/O Syed Muhammad Ayaz Ex-TMO (BPS-17) PGMI Peshawar	00.07.2003
45.	Dr. Tauqir Ahmad S/O Muhammad Haroon Ex-TMO PGMI Peshawar (Under transfer to DHQH Battagram)	19.03.2009
46.	Dr. Umar Zia Khan Mahsud S/O Umar Farooq Khan Mahsud Ex-TMO (BPS-17) PGMI LRH Peshawar	00.05.2011
47.	Dr. Wajid Akram Shah S/O Syed Fazle Akram Ex-MO (BPS-17) BHU Babi Khel Mohmand Agency	00.00.2006
48.	Dr. Wasia Azhar D/O Muhammad Shakeeb Ex-WMO (BPS-17) KTH Peshawar	01.11.2010
49.	Dr. Zahid Khan S/O Mohanmad Nawaz Khan Ex-MO (Anesthesia) (BPS-17) KTH Peshawar	01.09.2005
50.	Dr. Zia-ur-Rahman S/O Habib-ur-Rahman Ex-MO (BPS-17) Govt LRH Peshawar	13.10.2012
51.	Dr. Amjad Hussain S/O Said Lal Khan Ex-TMO (BPS-17) PGMI LRH Peshawar	00.06.2011
52.	Dr. Athar Mahmood Ahmad Khan Safi S/O Shams-o-Qamar Safi Ex-MO (BPS-17) KTH Peshawar	14.08.2011
53.	Dr. Noor-ul-Ain Ainy D/O Muhammad Irshad Khan Ex-WMO (BPS-17) CH Khanispor District Abbottabad	23.11.2011
54.	Dr. Rashid Hameed S/O Fazli Hameed Ex-MO (B-17) BHU Reg District Peshawar	01.07.2009
55.	Dr. Saeed Anwar S/O Sher Afzal Khan MO (BPS-17) Health Department	25.02.2012
56.	Dr. Shahid Abdullah S/O Abdullah Khan Ex-TMO (BPS-17) PGMI Peshawar (Under transfer to DHQH Karak)	21.02.2011
57.	Dr. Emma Mumtaz D/O Mumtaz Mehdi Ex-WMO (BPS-17) Forensic Medicine Department KMC Peshawar	25.05.2012

WHEREAS, absence notice were served upon them at their home addresses
and also through press with the direction to resume duty within stipulated period.
and they failed to resume duty in the stipulated period given in the

WHEREFORE, in exercise of power conferred under Khyber Pakhtunkhwa
Servant Efficiency & Disciplinary Rules 2011, Competent Authority is
pleased to impose the major penalty of REMOVAL FROM DUTY upon the above
mentioned doctors with immediate effect. The period from the date of absence till
the date of imposition of penalty in respect of the above, shall be treated as un-
authorized absence from duty without pay.

SECRETARY HEALTH
KHYBER PAKHTUNKHWA.

OFFICE OF THE DIRECTOR GENERAL HEALTH SERVICE KPK PESHAWAR

No. 15527-699/E-I

Dated the Pesh: 25/8 /2014

Copy forwarded to the: -

1. Accountant General Khyber Pakhtunkhwa Peshawar.
 2. Deans PGMI Peshawar.
 3. Director Health Services FATA.
 4. Director PHSA Peshawar.
 5. To 11. All Chief Executives in Khyber Pakhtunkhwa.
 - 12 To 14. MS Govt: LRH/KH/HMC, Peshawar.
 - 15 To 39. All District Health Officers in Khyber Pakhtunkhwa.
 - 40 To 69. All Medical Superintendents of DHQ Teaching Hospitals in Khyber Pakhtunkhwa.
 - 70 To 76. All Principals of Medical Colleges in Khyber Pakhtunkhwa.
 77. Principal KMC Peshawar for information with the request to make arrangement for recovery from Dr. Emma Mumtaz WMO.
 78. Vice Principal PIMT Swat.
 79. I/C Govt: Maternity Hospital Peshawar.
 80. To 111. All DAOs/AAOs in Khyber Pakhtunkhwa.
 112. Assistant Director Account DGHS KPK Peshawar.
 113. DHIS DGHS Office.
 114. AE-I, AE-II & AE-IV DGHS Office Peshawar.
- For information & necessary action.

REGISTERED

115. Dr. Amjad Iqbal s/o Muhammad Iqbal Akakhel Village & PO Barikot District Swat.
116. Dr. Asghar Ali Shah s/o Ghulam Ali Shah Village & PO Pushti Khara Payan Tehsail & District Peshawar.
117. Dr. Atqi-ur-Rehman s/o Fazal-ur-Rehman C/O Younis Property Dealer Muzzafar Abad Canal Road Adjacent Danisabad University Town Peshawar.
118. Dr. Azhar Zahir Shah s/o Muhammad Zahir Shah C/O Zahir Shah House No. P-4, University Campus Peshawar University.
119. Dr. Aziz-ur-Rehman s/o Muhammad Azim Village Punjigram Tehsil Baboezi District Swat.
120. Dr. Danish Manzoor D/O Ghulam Sarwar C/O Dr. Manzoor Ali Village & PO Tur Landi Tehsil & District Swabi.
121. Dr. Ejaz Ahmad s/o Muhammad Iqbal near Masjid Sarban Village PO Lachi District Kohat.
122. Dr. Farhana Nawaz D/O Muhammad Nawaz Khan Village, Algadi Karak PO Tehsil & District Karak.
123. Dr. Fawad Irshad s/o Muhammad Salcēm Khan Village Sikandarpur Masjid Talab Tehsil & District Haripur.
124. Dr. Fayyaz Shah s/o Syed Sanowar Shah Village Main Dehoi Tehsil Ghazi District Haripur.



- Dr. Fazal Khan Shah Bali Jan Village Kala Kalay Tehsil Kabal
District
129. Dr. Muhammad s/o Jan Muhammad House No. 36-A Budhla
House No. 11, Mohallah Raja Abad Multan.
130. Dr. Begum D/O Shereen Wali House No. 3, Canal Road Suphaid
Near Albadar Hospital University Town Peshawar.
131. Dr. Hina Ejaz D/O Muhammad Ijaz Hussain House No. 785-B, Narian
Jaboon Colony Tube Well Colony Abbottabad.
132. Dr. Hussan Zeb s/o Sarbuland Khan C/O Shafat Khan O.G-III State
Bank of Pakistan, Peshawar.
133. Dr. Imtiaz Khan Afridi s/o Raza Khan Afridi House No. 22, Bilal lane
Sadiq Abad New Arbab Colony Tehsil Bala Peshawar.
134. Dr. Irfan Shaukat s/o Shaukat Hayat Khan Village Sangota Bhattai, PO
Manglawar Tehsil & District Swat.
135. Dr. Javed Iqbal s/o Noor Muhammad Village Muski PO & Tehsil Mirali
NW Agency.
136. Dr. Kalsoom Bakhtiar D/O Fazal-e-Sobhani Mohallah Mina Khel Tehsil
& district Lakki Marwat.
137. Dr. Khalid Mehmood Khan Bhattani s/o Misal Khan Bhattani Gulshan
Colony near Opp: School Fort Road DIKhan.
138. Dr. Khalid Zaman s/o Sakhi Jan Village & PO Miran Shan North,
Waziristan Agency. (C/O DHQ: Hospital Abbottabad).
139. Dr. Liaqat Ali s/o Quadrat Ali Village Kalish Tehsil & District Mansehra.
140. Dr. Loreena Gul D/O Akhtar Gul House No. 2478, Krishan Pura GT
Road Peshawar.
141. Dr. Mansoor Ahmad Qureshi s/o Mahfuz Ahmad Qureshi House No.
118, Gul Bahar No. 2, Peshawar.
142. Dr. Mehboob Raziq Khan s/o Shams-ur-Raziq Village & PO Khall
Mohalla Zoormandi District Dir.
143. Dr. Muhammad Aftab s/o Syed Qamar Shah House No. 5, Block B ASC
Housing Colony Nowshera Cantt.
144. Dr. Muhammad Ajmal Khan s/o Anwar ul Islam 05-Patti Centre Street
Rahim Abad District Swat.
145. Dr. Muhammad Fahim Qasim s/o Muhammad Qasim House No. 172,
Street No. 04, Sector J-2, Phase-II Hayatabad Peshawar.
146. Dr. Muhammad Ijaz s/o Shuja Khan Village Kuland PO Tehsil &
District Charsadda.
147. Dr. Muhammad Jalil s/o Muhammad Khalil Village Baber Mala PO &
District Hangu.
148. Dr. Muhammad Nasir Khan s/o Muhammad Nazir Khan 94-E-I Street
No. 5, Phase-1, Hayatabad Peshawar.
149. Dr. Muhammad Saad Bin Zahid s/o Muhammad Zahid Village & PO
Khunda Tehsil Lahore, District Swabi. (House No. 56, Street-5, Askari-V
Peshawar Cantt, Peshawar).
150. Dr. Muhammad Saeed s/o Muhammad Akram Village & PO Rashakai
District Nowshera.
151. Dr. Mohammad Zia Khattak s/o Azmat Khan Village & PO Lak Ismail
Khel Mohallah Zafar Khel Tehsil & District Nowshera.
152. Dr. Naeem Khan s/o Sikandar Ali Khan 41-A Circular Road Opp: UTC
University Town Peshawar.
153. Dr. Nigar Akhtar D/O Akhtar Nawaz Khan House No. 187, Street No. 09, F-1,
Phase-VI, Hayatabad Peshawar.
154. DR. Rafi Ullah s/o Sad-ud-Din Khan Village & PO Tarkha District & Tehsil
Nowshera.

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148. DR. Hussain Ali Village & PO Lodhi Khel Tehsil & District Peshawar.
 149. Dr. Gulbar Khan Kandai Marozai Village & PO Deh Peshawar.
 150. Dr. Muhammad Afzal Muhammad Afzal Abad House No. 36 Old Bara Road Peshawar.
 151. Dr. Qadir D/O Abdul Qadir Khan Flat 1-A, Army Housing Defence Colony Behind Gora Qabristan Peshawar Cantt Peshawar.
 152. Dr. Shumla Hadi D/O Abdul Hadi Rahman Village Darmangi Warsak Road PO Teran Payan Tehsil & District Peshawar.
 153. Dr. Syed Abdullah Shah s/o Syed Ghafoor Shah Sadaat Stree, Guli Bagh Hoti Mardan.
 154. DR. Syed Muhammad Shahab s/o Muhammad Ayaz Village and PO Dagi Tehsil & District Mardan.
 159. Dr. Tauqir Ahmad s/o Muhammad Haroon Village Pathcel PO Sherwan Tehsil & District Abbottabad.
 160. DR. Umar Zia Khan Mahsud s/o Umar Farooq Khan Mahsud Village Ahmad Wam, Tehsil Sararogha SW Agency.
 161. Dr. Wajid Akram Shah s/o Syed Fazle Akram Aasim House, Near Kausoor Masjid Canal Town Peshawar University.
 162. Dr. Wasia Azhar D/O Mohammad Shakeeb Al-Zahir House No. 137, Street No. 10, H-3, Phase-2, Hayatabad Peshawar.
 163. Dr. Zahid Khan s/o Muhammad Nawaz Khan House No. SD-53, Defence Officer Colony Khyber Road Peshawar.
 164. Dr. Zia ur Rehman s/o Habib ur Rehman Tehsil & District Peshawar Village & PO Badaber Mohallah Sheheed Ghari.
 165. DR. Amjad Hussain s/o Said Lal Khan Village Bazgarah (Maura) Kajoori Tehsil Bara, Khyber Agency.
 166. DR. Athar Mehmood Khan Safi s/o Shams Qamar Safi House No. 3, Near Bara Bridgh Mohallah Qada Kheil Village Chamkani Peshawar.
 167. Dr. Noor-ul-Ain Ainy D/O Muhammad Irshad Khan Prof: Arif Naseem House No. E/B-81, Street 5B, Canal Town Peshawar.
 168. Dr. Rashid Hameed s/o Fazli Hameed House No. R-26, University Campus University of Peshawar. (Village & PO Kangra Tehsil & District Charsadda).
 169. Dr. Saeed Anwar s/o Sher Afzal Khan House No. 1476/1341, Mohallah Chah Peepal Waia District DIKhan.
 170. Dr. Shahid Abdullah s/o Abdullah Khan Khattak House No. 144, Street No. 07, Sector P-1, Phase-4, Hayatabad Peshawar.
 171. Dr. Emma Mumtaz D/O Mumtaz Mehdi Model Colony Tehkal Payan Defence Twon Street No. 1, Peshawar.

For information.

[Signature]
25/8/14
Assistant Director (P-I)
DIRECTORATE GENERAL HEALTH
Services Khyber Pakhtunkhwa

Cc:-

Secretary to Govt. of Khyber Pakhtunkhwa Health Department for information.

25/8/14

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

In the Matter of
Appeal No. 859(P) CS-2015

Dr. Sakhawat Khan.....**Appellant**

V E R S U S

Govt of KPK and others.....**Respondents**

I N D E X

S.No	Description of Documents	Annex	Pages
1.	Application for placing documents along with affidavit	*	1-2
2.	Copy of Notification dated 09/04/2008	A	3-4
3.	Copy of application for leave	B	5
4.	Copy of application for extra ordinary leave	C	6
5.	Copy of Application dated 20/01/2011	D	7
6.	Copy of Notification dated 13/08/2014	E	8-12

Appellant
Through

Date: 31/08/2021

Yasir Saleem
Advocate, High Court,
Peshawar

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR

In the Matter of

Appeal No. 859(P) CS-2015

Dr. Sakhawat Khan.....**Appellant**

V E R S U S

Govt of KPK and others.....**Respondents**

APPLICATION FOR PLACING ON
RECORD ADDITIONAL DOCUMENTS
AND BE READ AS PART AND PARCEL
OF THE CAPTIONED APPEAL

Respectfully Sheweth:

1. That the above titled case is pending adjudication before this Honourable Tribunal and is fixed for.

2. That the annexed documents are very essential for the just decision of the case and the documents are as follows:
 - i. Copy of Notification dated 09/04/2008
 - ii. Copy of application for leave
 - iii. Copy of application for extra ordinary leave
 - iv. Copy of Application dated 20/01/2011
 - v. Copy of Notification dated 13/08/2014

It is, therefore, most humbly prayed that on acceptance of this application, the petitioner may please be allowed to submit/file the annexed documents before this Honourable tribunal and be read as part and parcel of the captioned case and may be treated accordingly.

Appellant
Through

Date: 31/08/2021

Yasir Saleem
Advocate, High Court,
Peshawar

AFFIDAVIT

I, **Dr. Sakhawat Khan, Ex-Medical Officer (BPS-17) District Headquarter Hospital Battagram**, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

DEPONENT

275

GOVERNMENT OF NWFP
HEALTH DEPARTMENT

361

Dated April 9, 2008

NOTIFICATION

No. SOH(E-11)3-18/2008. The Competent Authority is pleased to order that the following Medical Officers/Dental Surgeons (BS-17) appointed in prescribed manner through NWFP Public Service Commission, on contract basis shall be deemed to have been regularized in terms of section 19 of the NWFP Civil Servants Act 1973(NWFP Act. XVIII of 1973) as amended vide NWFP Civil Servants (Amendment) Act 2005 (NWFP Act No. IX of 2005) with effect from 23-7-2005, i.e. the date of commencement of the said act.

S.No Name/Father's Name/ Domicile

Date of Joining

Of

Present Place of posting

01	Dr. Abdul Jabbar s/o Mr Abdul Shaqoor, Shagla Peshawar.	1-4-75	04.03.2005	TMO PGMI Peshawar	✓
02	Dr. Farhan Ahmad s/o Ahmad, Peshawar.	1-1-77	14.02.2005	MO DHQ. Hospital Charsadda	✓
03	Dr. Sharifuz Zaman Khan, MKD Agency		17.02.2005	TMO PGMI Peshawar	✓
04	Dr. Ashfaqullah Charsadda	8-3-76	19.03.2005	MO DHQ Hospital Charsadda.	✓
05	Dr. Muhammad Fazli Mabood Khalil, Peshawar		24.03.2005	MO KTH Peshawar	✓
06	Dr. Said Amin s/o Sameen Jan. Agency.		05.03.2005	TMO PGMI Peshawar	✓
07	Dr. Altaf Khan s/o Muhammad Khan, SW Agency	2-7-74	23.02.2005	PGMI LRH Peshawar	✓
08	Dr. Inamullah Khan Charsadda	10-6-76	30.04.2005	TMO PGMI Peshawar	✓
09	Dr. Muhammad Haggani, Distt: Buner	20-1-80	05.03.2005	MO CH Totalal, Distt: Buner	✓
10	Dr. Muhammad Hussain s/o Idi, Khyber Agency.	2-11-75	28.03.2005	MO SHS Orakzai Agency.	✓
11	Dr. Kamran Khan s/o Wahab Khan, MO Bannu	7-2-75	15.02.2005	MO BHU Fatima Khel Distt: Bannu	✓
12	Dr. Abdul Sattar s/o Swabi	5-1-76	07.03.2005	TMO PGMI Peshawar	✓
13	Dr. Umar Zia Khan Ferooz Khan Mahsud, SW Agency	3-7-79	07.03.2005	TMO PGMI, Peshawar	✓
14	Dr. Ifikhar Ahmad Manshera		26.03.2005	DHQI Manshera	✓
15	Dr. Manzoor Ahmad Khan, Bannu	1-11-68	16.03.2005	MO KTH Peshawar.	✓
16	Dr. Javed Iqbal Khan, Haripur	7-7-74	24.02.2005	TMO PGMI Peshawar	✓
17	Dr. Gul Hassan s/o Sber Hassan, Peshawar	10-3-74	05.03.2005	MO KTH Peshawar	✓
18	Dr. Mian Abdul Hafeez Azim, Charsadda	9-5-74	22.03.2005	EDO (H) Office Kohistan	✓
19	Dr. Pto Ur Rehman s/o Bajaur Agency	2-5-75	02.06.2006	TMO PGMI, Peshawar.	✓
20	Dr. Fazal Ghaffoor s/o Bajaur Agency	1-4-76	17.02.2005	TMO PGMI Peshawar	✓
21	Dr. Muhammad Muhammad Said Jan, Bajaur Agency	1-4-76	28.03.2005	At the disposal of EDO (H) Dir Lower	✓
22	Dr. Muhammad Parvez Haider Khan, Bajaur agency	1-6-76	24.03.2005	MO DHQ Hospital Chitral	✓

27-976

101	Dr. Waqar Khan s/o Farid Khan, Swat	17.02.2005	MO SGTH Sakto Sharif Swat.
102	Dr. Nadeem Khan s/o Muhammad Aslam, Kurram Agency	16.02.2005	MO BHU Dattan Distt. Hangu
103	Dr. Amir Zeb Khan s/o Amir Zeb Khan, Manshira	08.02.2005	At the Disposal of EDO (H) Manshira
104	Dr. Asghar Ali s/o Abdul Qadir, Peshawar	22.02.2005	TMO PGMI Peshawar
105	Dr. Jamil Anwar s/o Sarbiland Khan, Mardan	17.02.2005	MO BHU Pirsaddo, Distt: Mardan
106	Dr. Sajjad Ahmad s/o Zahirullah Jan, Haripur	26.02.2005	MO DHQ Hospital Haripur
107	Dr. Abdul Aziz Khan s/o Abdul Rauf Khan, Swabi	17.02.2005	TMO PGMI Peshawar (Feb: 2005)
108	Dr. Syed Ahmad Shah s/o Syed Abdul Wakeel Shah, Nowshera	02.2005	
109	Dr. Bashirul Din s/o Shawal Khan, TMO DLO PGMI/HNIC Peshawar	28.02.2005	MO BHU Bher Kund Distt: Manshira
110	Dr. Javed Iqbal s/o Muhammad Qasim, Kohat	08.03.2005	MO RHC Ustarza, Kohat
111	Dr. Wadudullah Khan Afridi s/o Inayatullah Khan Afridi, Khyber Agency	02.2005	MO BHU Gabari, Distt: Kohat
112	Dr. Sakhat Khan s/o Gulbar Khan, Peshawar	23.02.2005	MO BHU Khar MKD Agency
113	Dr. Waqar Akbar s/o Hazrat Khan, Mardan	17.02.2005	MO BHU Khata Khat Distt: Mardan MO BHU Khata Khat Distt: Mardan
114	Dr. Muhammad Yahya s/o Aziz Khan, SW Agency	21.03.2005	TMO GOVT: LRH Peshawar.
115	Dr. Muhammad Ishaq s/o Tariq, Peshawar	22.02.2005	MO Govt: LRH Peshawar
116	Dr. Bakht Rokhan s/o Hamesh Gul, Swat	24.02.2005	Demonstrator SGTH/SMC Swat.
117	Dr. Shoaib Jan s/o Jehan Khan, FR Bannu	01.03.2005	MO BHU Muhammad Khe! Wazir, Bannu.
118	Dr. Abdul Baseer s/o Abdus Salam Peshawar	25.03.2005	TMO PGMI Peshawar
119	Dr. Nashir Jamal s/o Gul Manan, Karak	01.03.2005	MO DHQ: Hospital, Karak
120	Dr. Khisro Khan s/o Mir Azam Khan, Charsadda	07.03.2005	MO KTH Peshawar.
121	Dr. Mustafa Kamal s/o Nawab Ali Khan, Bannu	15.02.2005	TMO PGMI Peshawar.
122	Dr. Adil Saidullah s/o Saidullah Jan, SW Agency	25.02.2005	MO BHU Godi Toop, Bannu.
123	Dr. Asim Islam s/o Noorul Islam	09.04.2005	TMO PGMI Peshawar
124	Dr. Hikmatullah Qureshi s/o Fatah Qadeer Shah, Bannu	23.02.2005	MO KTH Peshawar
125	Dr. Syed Muhammad Asid Shah s/o Syed Muhammad Zahid Shah, Mardan	26.04.2005	MO BHU Baghicha Dhari, Mardan.
126	Dr. Jamal Azeem s/o Fazli Wahid Khan, Malakand Agency	22.02.2005	AHQH Batkhela at Malakand Agency
127	Dr. Sajjad Akbar s/o Saif Akbar, Nowshera	21.02.2005	MO AHQ Hospital, Bajaur at Khar.
128	Dr. Muhammad Usman s/o Taj Muhammad Hussain, Swabi	15.02.2005	MO BHU Shah Mansoor Distt: Swabi
129	Dr. Inayatullah Khan s/o Sheikh Farid Khan, Swat	23.02.2005	MO RHC Chaprial Swat.
130	Dr. Syed Shujaat Ali Shah s/o Syed Mubarak Shah, Kurram Agency	23.02.2005	MO SHS Kurram at AHQ Hospital Parachinar
131	Dr. Sar Dawar Khan s/o Bakht Deroz, Swat	01.03.2005	MO Saidu Group of Teaching Hospital Swat.
132	Dr. Muhammad Ibrar s/o Miftahud Din, Swat	22.02.2005	Attached to EDO(H) Peshawar
133	Dr. Inamullah Shah s/o Afshan Uddin Subhan Shah, Bannu	01.03.2005	At the Disposal A.S SW Agency
134	Dr. Hameed Khan s/o Shah Durr Khan, NW Agency	04.03.2005	TMO PGMI Peshawar
135	Dr. Abdul Hadi s/o Mirajud Din, Orakzai Agency	16.02.2005	MO SHS CH Ghiljo Orakzai Agency
136	Dr. Muhammad Idrees s/o Wajid Khanzada, SW Agency	11.04.2005	MO BHU Sra Kanda SWA
137	Dr. Muhammad Ghani Orakzai s/o Shoaib Ghani Orakzai, Orakzai Agency	19.03.2005	At the Disposal of DHS PATA.
138	Dr. Javedullah Khan s/o Mir Khair Khan	01.03.2005	TMO PGMI Peshawar

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APPLICATION FOR LEAVE.

etc:-

Item No.1 to 9 must be filled in by all the applicants.
Item No.12 applies in the case of Govt. servants of grade-17 & above.

- 1- Name of applicant. Dr. Sakhawat Khan, MO (BS-17)
- 2- Leave rules applicable. Revised leave 1981
- 3- Post Held. District ENT Specialist, DHQ hospital Battagram
- 4- Deptt: or Office. Health Deptt: KPK
- 5- Pay. Rs 13550/- PM
- 6- House Rent Allow: Conveyance Allowance or Other Compensatory Allowance drawn in the present post. (RCA@ Rs;1200/RUMA&UAARs200)
- 7- (a) Nature of Leave applied for Earned Leave day leave encashment/LPR. EOL.
- (f) Period of Leave in days. 730 days (Two years EOL with out pay)
- (g) Date of Commencement. 01/02/2011
- 8- Particulars of Rules/Rules Under which leave is admissible. Revised leave 1981
- 9- (a) Date of return from last leave.
- (b) Nature of leave. Unavoidable domestic circumstances.
- (c) Period of leave in days. 730 days (Two years EOL with out pay)

Signature of applicant. [Signature]
Dr. Sakhawat Khan
District ENT Specialist
DHQ Hospital Battagram

Date. 01.12.2010

10- Remarks and the recommendation of the controlling Officer.
Recommended according to Service Rules..

11- Certified that leave applied for is admissible under rule & Necessary conditions are fulfilled.

Signature. [Signature]
Designation. Medical Superintendent
DHQ Hospital Battagram

Dated. No. GAD/DAO-BM/2010-11 25 57/1/2011

12- Report of Audit Officer. Certified that leave Applied of above
is admissible subject to the sanction of
competent authority with revised rule 1981
Signature. [Signature]
Designation. _____

13- Orders of the sanctioning authority certifying that on the expiry of leave the applicant is likely to return to the same post or another post carrying the compensatory allowance being drawn by him. [Signature]
District Accounts Officer
Battagram

Signature. _____
Designation. _____

Dated. _____

To

The Director General Health Services
Khyber Pakhtunkhwa

Subject: Extra Ordinary Leave (EOL)

Sir;


With profound and humble submission it is stated that I am working as medical officer BPS-17, against the post of district ENT specialist at Battagram. I have certain domestic issues in my family owing to which I am unable to perform my duties effectively.

Therefore it is requested to grant me leave without pay for two years so as I can easily solve my problems. I have forwarded my application through proper channels.

Thanks

Dated 08.01.2011

Yours obediently


Dr. Sakawat Khan
District ENT specialist
Battagram

OFFICE OF THE EXECUTIVE DISTRICT
OFFICER HEALTH BATTAGRAM.

No. 119 / Dated 26 / 1 / 2011.

To,

✓
The Director General Health
Services Khyber Pukhtoon Khwa Peshawar.

Subject:-
Memo,

LEAVE APPLICATION FORM.

Enclosed please find herewith the leave application form duly verified by District Accounts Officer Battagram in respect of Dr. Sakhawat Khan ENT Specialist DHQ Hospital Battagram who is applied for two year leave with out pay with effect from 01.02.2011 for favour of further preceding please.

It is further added that Medical Superintendent DHQ Hospital Battagram stated that there are 3 posts of SMO BPS-19 sanctioned out of which 1 post of the said cadre is filed and he is also on training, 11 sanctioned posts of SMO BPS-18 in which 2 posts are filed and the rest are lying vacant and 14 posts of Medical Officer BPS-17 sanctioned out of which 5 posts of the said cader are filed out of which 4 already working and 1 on training at present. If the applicant request is considered then substitute my kindly be arranged.

[Signature]
Executive District Officer
Health Battagram

No. /

Copy to Medical Superintendent DHQ Hospital Battagram w/r to his No74-75/DOC
Dated 09.01.2011. for information please.

[Signature]
Executive District Officer
Health Battagram

GOVERNMENT OF KHYBER PAKHTUNKHWA.
HEALTH DEPARTMENT

Dated Peshawar, the 13th August, 2014.

NOTIFICATION

No. SOE (H-II/10-25/2014): WHEREAS, disciplinary proceedings were initiated against the following doctors for their continuous willful absence from duty:

S. #	NAME OF DOCTOR/FATHER'S NAME/PLACE OF POSTING	DATE OF ABSENCE
1.	Dr. Amjad Iqbal S/O Mohammad Iqbal Ex-Instructor (BPS-17) PIMT, Swat	01.03.2011
2.	Dr. Asghar Ali Shah S/O Ghulam Ali Shah Ex-MO (BPS-17) HMC Peshawar	01.01.2013
3.	Dr. Atique-Ur-Rehman S/O Fazal-ur-Rehman Ex-MO (BPS-17) BHU Mishti Mela Orakzai Agency (FATA)	10.02.2010
4.	Dr. Azhar Zahir Shah S/O Muhammad Zahir Shah Ex-JR (BPS-17) KTH Peshawar	01.11.2010
5.	Dr. Aziz-ur-Rehman S/O Muhammad Azim Ex-Demonstrator (BPS-17) SMC Swat	00.01.2011
6.	Dr. Danish Manzoor D/O Ghulam Sarwar Ex-WMO (BPS-17) BHU Shewa District Swabi	05.12.2010
7.	Dr. Ejaz Ahmad S/O Muhammad Iqbal MO (BPS-17) Health Department	19.05.2013
8.	Dr. Farhana Nawaz D/O Muhammad Nawaz Khan Ex-WMO (BPS-17) DHQH Karak	21.02.2013
9.	Dr. Fawad Irshad S/O Muhammad Saleem Khan Ex-MO (BPS-17) DHQH Haripur	04.11.2008
10.	Dr. Fayyaz Shah S/O Syed Sanowar Shah Ex-MO (BPS-17) BHU Salam Khand District Haripur	15.06.2009
11.	Dr. Fazal Rahim S/O Shah Bali Jan Ex-MO (BPS-17) CH Kabal District Swat	08.10.2012
12.	Dr. Ghulam Muhammad S/O Jan Muhammad Ex-Junior Registrar (BPS-17) KTH Peshawar	05.01.2011
13.	Dr. Hamida Begum D/O Shereen Wali Ex-WMO (BPS-17) IKD Hayatabad Peshawar	00.00.2010
14.	Dr. Hina Ejaz D/O Mohammad Ejaz Hussain Ex-WMO (BPS-17) attached to DHO Abbottabad	01.01.2008
15.	Dr. Hussan Zeb Khan S/O Sar Buland Khan Ex-TMO (BPS-17) PGMI Peshawar	01.01.2005
16.	Dr. Imtiaz Khan Afridi S/O Raza Khan Ex-MO (BPS-17) Govt. LRH Peshawar	01.06.2010
17.	Dr. Irfan Shaukat S/O Shaukat Hayat Khan MO (BPS-17) Health Department	24.09.2010
18.	Dr. Javed Iqbal S/O Noor Muhammad Ex-MO (BPS-17) CH Doosali N.W Miranshah	00.12.2010
19.	Dr. Kalsoom Bakhtiar D/O Fazle Subhani Ex-WMO (BPS-17) DHQH Timergara	20.09.2004
20.	Dr. Khalid Mehmood Khan S/O Misal Khan Bethni Ex-MO (BPS-17) BHU Dengi District Haripur	31.08.2010
21.	Dr. Khalid Zaman S/O Sakhi Jan Ex-MO (BPS-17) DHQH Abbottabad	16.07.2007
22.	Dr. Liaqat Ali S/O Qudrat Ali MO (BPS-17) Health Department (Absented himself after submitting his arrival report)	14.04.2011
23.	Dr. Loreena Gul D/O Akhtar Gul Ex-WMO (BPS-17) LRH Peshawar	15.02.2013
24.	Dr. Mansoor Ahmad Qureshi S/O Mehfooz Ahmad Qureshi Ex-MO (BPS-17) attached to DHO Nowshera	05.08.2013
25.	Dr. Mehboob Raziq Khan S/O Shams-ur-Raziq Khan Ex-MO (BPS-17) BHU Kair Dara, Upper Dir	23.02.2005
26.	Dr. Muhammad Aftab S/O Syed Qamar Shah Ex-TMO (BPS-17) PGMI Peshawar (Under transfer to DHQH Swabi)	17.09.2009

27.	Dr. Muhammad Ajmal Khan S/O Anwar ul Islam Ex-Lecturer (BPS-17) SMC Swat	01.10.2011
28.	Dr. Muhammad Fahim S/O Muhammad Qasim Ex-MO (BPS-17) CH Shakar Dare District Kohat	12.03.2008
29.	Dr. Muhammad Ijaz S/O Shuja Khan Ex-MO (B-17) Attached to DHO Charsadda	00.09.2011
30.	Dr. Muhammad Jalil S/O Muhammad Khalil Ex-MO (BPS-17) BHU Kadda Orakzai Agency	07.07.2010
31.	Dr. Muhammad Nasir Khan S/O Muhammad Nazir Khan Ex-MO (BPS-17) HMC Peshawar	20.10.2005
32.	Dr. Muhammad Saad Bin Zahid S/O Muhammad Zahid Ex-TMO (BPS-17) PGMI Peshawar	00.12.2012
33.	Dr. Muhammad Saeed S/O Muhammad Akram Ex-MO (BPS-17) BHU Qasim District Mardan	30.11.2010
34.	Dr. Muhammad Zia Khattak S/O Azmat Khan Ex-MO (BPS-17) KTH Peshawar	01.04.2013
35.	Dr. Nacem Khan S/O Sikandar Ali Khan Ex-MO (BPS-17) Under transfer to DHQ Hospital Bannu	29.07.2002
36.	Dr. Nigar Akhtar D/O Akhtar Nawaz Khan Ex-WMO (BPS-17) Type C Hospital Takhti Nasrati District Karak	03.10.2012
37.	Dr. Rafiullah S/O Sad-ud-Din Khan Ex-TMO (BPS-17) PGMI HMC Peshawar	20.07.2010
38.	Dr. Sajjad Hussain S/O Hussain Ali Bangash Ex-MO (BPS-17) Naseerullah Khan Babar Memorial Hospital Kohat Road Peshawar	06.08.2011
39.	Dr. Sakhawat Khan S/O Gulber Khan Ex-MO (BPS-17) DHQH Battagram	17.01.2011
40.	Dr. Samina D/O Jan Muhammad Ex-WMO (BPS-17) KTH Peshawar	01.07.2013
41.	Dr. Satwat Qadir D/O Abdul Qadir Khan Ex-WMO (B-17) Maternity Hospital Peshawar.	00.08.2007
42.	Dr. Shumaila Hadi D/O Abdul Hadi Ex-TMO (B-17) PGMI Peshawar under transfer to at the disposal of DHO Swabi	05.03.2008
43.	Dr. Syed Abdullah Shah S/O Syed Ghafoor Shah Ex-TMO (BPS-17) PGMI LRH Peshawar	05.11.2010
44.	Dr. Syed Muhammad Shahab S/O Syed Muhammad Ayaz Ex-TMO (BPS-17) PGMI Peshawar	00.07.2003
45.	Dr. Tauqir Ahmad S/O Muhammad Haroon Ex-TMO PGMI Peshawar (Under transfer to DHQH Battagram)	19.03.2009
46.	Dr. Umar Zia Khan Mahsud S/O Umar Farooq Khan Mahsud Ex-TMO (BPS-17) PGMI LRH Peshawar	00.05.2011
47.	Dr. Wajid Akram Shah S/O Syed Fazle Akram Ex-MO (BPS-17) BHU Babi Khel Mohmand Agency	00.00.2006
48.	Dr. Wasia Azhar D/O Muhammad Shakeeb Ex-WMO (BPS-17) KTH Peshawar	01.11.2010
49.	Dr. Zahid Khan S/O Mohammad Nawaz Khan Ex-MO (Anesthesia) (BPS-17) KTH Peshawar	01.09.2005
50.	Dr. Zia-ur-Rahman S/O Habib-ur-Rahman Ex-MO (BPS-17) Govt LRH Peshawar	13.10.2012
51.	Dr. Amjad Hussain S/O Said Lal Khan Ex-TMO (BPS-17) PGMI LRH Peshawar	00.06.2011
52.	Dr. Athar Mahmood Ahmad Khan Safi S/O Shams-o-Qamar Safi Ex-MO (BPS-17) KTH Peshawar	14.08.2011
53.	Dr. Noor-ul-Ain Ainy D/O Muhammad Irshad Khan Ex-WMO (BPS-17) CH Khanispor District Abbottabad	28.11.2011
54.	Dr. Rashid Hameed S/O Fazli Hameed Ex-MO (B-17) BHU Regi District Peshawar	01.07.2009
55.	Dr. Saeed Anwar S/O Sher Afzal Khan MO (BPS-17) Health Department	26.02.2012
56.	Dr. Shahid Abdullah S/O Abdullah Khan Ex-TMO (BPS-17) PGMI Peshawar (Under transfer to DHQH Karak)	22.02.2011
57.	Dr. Emma Mumtaz D/O Mumtaz Mehdi Ex-WMO (BPS-17) Forensic Medicine Department KMC Peshawar	25.05.2012

AND WHEREAS, absence notice were served upon them at their home addresses and also through press with the direction to resume duty within stipulated period.

AND WHEREAS, they failed to resume duty in the stipulated period given in the notices.

NOW THEREFORE, in exercise of power conferred under Khyber Pakhtunkhwa Govt: Servant (Efficiency & Disciplinary) Rules 2011, Competent Authority is pleased to impose the major penalty of (REMOVAL FROM DUTY) upon the above mentioned doctors with immediate effect. The period from the date of absence till the date of imposition of penalty in respect of the above, shall be treated as unauthorized absence from duty without pay.

SECRETARY HEALTH
KHYBER PAKHTUNKHWA.

OFFICE OF THE DIRECTOR GENERAL HEALTH SERVICE KPK PESHAWAR

No. 15527-699/E-I

Dated the Pesh: 25/8/2014

Copy forwarded to the: -

1. Accountant General Khyber Pakhtunkhwa Peshawar.
 2. Deans PGMI Peshawar.
 3. Director Health Services FATA.
 4. Director PHSA Peshawar.
 5. To 11. All Chief Executives in Khyber Pakhtunkhwa.
 - 12 To 14. MS Govt: LRH/KTH/HMC, Peshawar.
 - 15 To 39. All District Health Officers in Khyber Pakhtunkhwa.
 - 40 To 69. All Medical Superintendents of DHQ Teaching Hospitals in Khyber Pakhtunkhwa.
 - 70 To 76. All Principals of Medical Colleges in Khyber Pakhtunkhwa.
 77. Principal KMC Peshawar for information with the request to make arrangement for recovery from Dr. Emma Mumtaz WMO.
 78. Vice Principal PIMT Swat.
 79. I/C Govt: Maternity Hospital Peshawar.
 80. To 111. All DAOs/AOs in Khyber Pakhtunkhwa.
 112. Assistant Director Account DGHS KPK Peshawar.
 113. DHIS DGHS Office.
 114. AE-I, AE-II & AE-IV DGHS Office Peshawar.
- For information & necessary action.

REGISTERED

115. Dr. Amjad Iqbal s/o Muhammad Iqbal Akakhel Village & PO Barikot District Swat.
116. Dr. Asghar Ali Shah s/o Ghulam Ali Shah Village & PO Pushti Khara Payan Tehsil & District Peshawar.
117. Dr. Atqi-ur-Rehman s/o. Fazal-ur-Rehman C/O Younis Property Dealer Muzaffar Abad Canal Road. Adjacent Danisabad University Town Peshawar.
118. Dr. Azhar Zahir Shah s/o Muhammad Zahir Shah C/O Zahir Shah House No. P-4, University Campus Peshawar University.
119. Dr. Aziz-ur-Rehman s/o. Muhammad Azim Village Punjigram Tehsil Baboezi District Swat.
120. Dr. Danish Manzoor D/O Ghulam Sarwar C/O Dr. Manzoor Ali Village & PO Tur Landi Tehsil & District Swabi.
121. Dr. Ejaz Ahmad s/o Muhammad Iqbal near Masjid Sharban Village PO Lachi District Kohat.
122. Dr. Farhana Nawaz D/O Muhammad Nawaz Khan Village Algadi Karak PO Tehsil & District Karak.
123. Dr. Fawad Irshad s/o Muhammad Saleem Khan Village Sikandarpur Masjid Talab Tehsil & District Haripur.
124. Dr. Fayyaz Shah s/o Syed Sanowar Shah Village Main Dehoi Tehsil Ghazi District Haripur.

125. Dr. Fazal Rahim s/o Shah Bali Jan Village Kala Kalay Tehsil Kabal District Swat.
126. Dr. Ghulam Muhammad s/o Jan Muhammad House No. 36-A Budhla Road Chungi No. 11, Mohallah Raja Abad Multan.
127. Dr. Hamida Begum D/O Shereen Wali House No. 3, Canal Road Suphaid Dehri Near Albadar Hospital University Town Peshawar.
128. Dr. Hina Ejaz D/O Muhammad Ijaz Hussain House No. 786-B, Narian Jaboon Colony Tube Well Colony Abbottabad.
129. Dr. Hussan Zeb s/o Sarbuland Khan C/O Shafat Khan O.G-III State Bank of Pakistan, Peshawar.
130. Dr. Imtiaz Khan Afridi s/o Raza Khan Afridi House No. 22, Bilal lane Sadiq Abad New Arbab Colony Tehkal Bala Peshawar.
131. Dr. Irfan Shaukat s/o Shaukat Hayat Khan Village Sangota Bhattai, PO Manglawar Tehsil & District Swat.
132. Dr. Javed Iqbal s/o Noor Muhammad Village Muski PO & Tehsil Mirali NW Agency.
133. Dr. Kalsoom Bakhtiar D/O Fazal-e-Sobhani Mohallah Mina Khel Tehsil & district Lakki Marwat.
134. Dr. Khalid Mehmood Khan Bhattani s/o Misal Khan Bhattani Gulshan Colony near Opp: School Fort Road DIKhan.
135. Dr. Khalid Zaman s/o Sakhi Jan Village & PO Miran Shah North Waziristan Agency. (C/O DHQ: Hospital Abbottabad.).
136. Dr. Liaqat Ali s/o Qudrat Ali Village Kalish Tehsil & District Mansehra.
137. Dr. Loreena Gul D/O Akhtar Gul House No. 2478, Krishan Pura GT Road Peshawar.
138. Dr. Mansoor Ahmad Qureshi s/o Mahfuz Ahmad Qureshi House No. 118, Gul Bahar No. 2, Peshawar.
139. Dr. Mehboob Raziq Khan s/o Shams-ur-Raziq Village & PO Khall Mohalla Zoormandi District Dir.
140. Dr. Muhammad Aftab s/o Syed Qamar Shah House No. 5, Block B ASC Housing Colony Nowshera Cantt.
141. Dr. Muhammad Ajmal Khan s/o Anwar ul Islam 05-Patti Centre Street Rahim Abad District Swat.
142. Dr. Muhammad Fahim Qasim s/o Muhammad Qasim House No. 172, Street No. 04, Sector J-2, Phase-II Hayatabad Peshawar.
143. Dr. Muhammad Ijaz s/o Shuja Khan Village Kuladand PO Tehsil & District Charsadda.
144. Dr. Muhammad Jalil s/o Muhammad Khalil Village Baber Mela PO & District Hangu.
145. Dr. Muhammad Nasir Khan s/o Muhammad Nazir Khan 94-E-I Street No. 5, Phase-1, Hayatabad Peshawar.
146. Dr. Muhammad Saad Bin Zahid s/o Muhammad Zahid Village & PO Khunda Tehsil Lahore, District Swabi. (House No. 56, Street-5, Askari-V Peshawar Cantt, Peshawar).
147. Dr. Muhammad Saeed s/o Muhammad Akram Village & PO Rashakai District Nowshera.
148. Dr. Mohammad Zia Khattak s/o Azmat Khan Village & PO Dak Ismail Khel Mohallah Zafar Khel Tehsil & District Nowshera.
149. Dr. Naeem Khan s/o Sikandar Ali Khan 41-A Circular Road Opp: UTC University Town Peshawar.
150. Dr. Nigar Akhtar D/O Akhtar Nawaz Khan House No. 187, Street No. 09, F-1, Phase-VI, Hayatabad Peshawar.
151. DR. Rafi Ullah s/o Sad-ud-Din Khan Village & PO Tarkha District & Tehsil Nowshera.