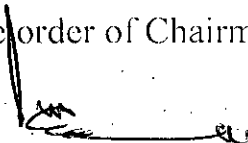


FORM OF ORDER SHEET

Court of _____

Case No. - _____ 1908 /2022


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	23/12/2022	<p>The appeal of Mr. Aftab Ahmad resubmitted today by Mr. Shan Asghar Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on _____. Notices be issued to appellant and his counsel for the date fixed.</p> <p style="text-align: right;">By the order of Chairman  REGISTRAR</p>

The appeal of Mr. Aftab Ahmad son of Kachkol Khan r/o Mohallah Sher Khan Khel Jamrud District Khyber received today i.e. on 12.12.2022 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

Copies medical prescriptions mentioned in para-4 of the memo of appeal is not attached with the appeal which may be placed on it.

No. 3564 /S.T,

Dt. 13/12 /2022


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Shan Asghar Adv.
High Court Peshawar.

Respected Sir,

Re submitted as the documents/prescriptions as mentioned in Para no 4, that are not necessary documents and not provided by my client, hence re submitted, idhi
23/12/22
and be placed before the bench.

BEFORE THE CHAIRMAN KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.


Service Appeal No. 1908 /2022

Aftab Ahmad.....Appellant
Versus

Govt. of K.P. through Secretary Health and others..... Respondents

INDEX

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2.	Application for condonation of delay		6-7
3.	Memo of addresses		8
4.	Copy of application to Tehsildar with better copy	"A"	9-10
5.	Copy of appointment order with better copy	"B"	11-12
6.	Copy of Office order dated 26.07.2018 with better copy	"C"	13-14
7.	Copy of departmental appeal	"D"	15-18
8.	Copy of letter dated 14.06.2022	"E"	19
9.	Copy of rejection order with better copy	"F"	20-21
10.	Copy of application with better copy	"G"	22-23
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Appellant
Through 

Shan Asghar
Advocate Supreme Court

Dated: 12/12/2022

1

BEFORE THE CHAIRMAN KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.

Service Appeal No. 1908 /2022

Aftab Ahmad son of Kachkol Khan
R/o Mohallah Sher Khan Khel,
Jamrud, District KhyberAppellant

Versus

- 1) Government of Khyber Pakhtunkhwa through Secretary Health, Civil Secretariat, Peshawar.
- 2) Director General Health Service (HRM) Khyber Pakhtunkhwa, Peshawar.
- 3) District Health Officer, Peshawar.
- 4) SHO police station Jamrud, District Khyber.
- 5) Political Tehsildar, Jamrud..... Respondents

APPEAL U/S 4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL
ACT, 1974 AGAINST THE IMPUGNED
ORIGINAL ORDER NO.1530-8 DHO/PF
DATED 26.07.2018 AGAINST WHICH
DEPARTMENTAL APPEAL DATED
24.05.2022 WAS FILED BEFORE
RESPONDENT NO.3 WHICH WAS
DECLINED AT A BELATED STAGE VIDE
IMPUGNED FINAL ORDER DATED
29.08.2022 WHICH IS STILL NOT
RECEIVED THROUGH PROPER CHANNEL
FOR WHICH APPLICATION ON 22.11.2022
WAS SUBMITTED BUT NO RESPONSE,
HENCE ON OWN EFFORTS IMPUGNED
ORDER OBTAINED FROM THE OFFICE
CONCERNED, AGAINST WHICH THE
INSTANT SERVICE APPEAL FILES WITHIN

STIPULATED PERIOD OF 30 DAYS, HENCE
THE APPEAL IS WITHIN TIME.

Prayer:

On acceptance of this appeal, the impugned original order No.1530-8 DHO/PF dated 26.07.2018 and impugned final order dated 29.08.2022 may kindly be set aside and the appellant be reinstated in service with all consequential back benefits with promotion, if due, or handed over pension or salaries to the appellant any other relief to whom the appellant is found entitled during hearing may also be granted.

Respectfully Sheweth;

Brief facts giving rise to the instant appeal are as under:

- 1) That the appellant was appointed as Malria supervisor in the year 01.12.1995 in Health Department.
- 2) That appellant was abducted in the year 2017 September for ransom and was carried to Afghanistan by the culprits for which son of appellant filed application on 25.09.2017 to respondent No.5. (Application on 25.09.2017 is attached).
- 3) That after more than 02 years of detention appellant escaped from the detention of abductors and appellant reached home on dated 10.10.2019 and with the help of guidance of my family.
- 4) That appellant had some mental/ psyche in past due to this incident appellant used to visit doctors for treatment. (Copy of prescriptions of treatment is attached). Appellant remained in detention for more

3

than 02 years, at the hands of abductors where appellant suffered severe mental/ psyche problems.

- 5) That when appellant reached home, he was suffering from acute mental/ physiological problems and since then appellant remained under regular treatment and now appellant completely recovered and feeling quite well and normal. After recovery a week ago when appellant approached respondents for resuming official duties, astonishingly appellant received impugned order dated 26.07.2018, whereby appellant had been dismissed from service on the ground of willful absentees. (Documents attached).
- 6) That absence of appellant was not delivered or intentional rather the same was due to unavoidable circumstances, in the shape of abduction, detention for more than 02 years and on return home, appellant remained under treatment till 10.02.2022 which was beyond appellant control and power. Furthermore, no codal formalities has been fulfilled while passing the impugned order dated 26.07.2018 and the laws, rules and regulations on the subject noted above have been violated.
- 7) That appellant had served 22 years and during service appellant had performed his duties with utmost efficiency and punctuality and his performance was upto the mark. Apart from these appellant was not been heard before passing the impugned order. Besides these appellant is the only earning hand of family and his whole family is depend upon him for financial needs.

GROUND:

- A) That the impugned orders are against the law, facts and material available on record, hence not tenable in the eyes of law, which is violative of Article 4 and 10-A of the Constitution of Islamic Republic of Pakistan.

“All citizens shall be treated in accordance with law”

4

As per mandate of Article 10-A of the constitution due process of law must be complied which is a paramount provision, hence rules and regulations are subservient to the constitutional provisions.

- B) That the respondents has passed the impugned original order with retrospective effect which is void ab-initio hence no limitation runs against a void order. Service of the appellant could not be terminated/ dismissed with retrospective effect (2011 SCMR 1220).

No limitation runs against a void order (1985 SCMR 1178)

- C) That the respondents initiated exparte proceedings against the appellant on the charge of absence from duty without complying with the provisions of rules, which requires that the appellant be served with a notice, if he fails to report for duty then publication be made in two (02) newspaper calling upon him to report for duty. Hence no such mandatory process was followed by the official respondents, therefore, the impugned original order dated 26.07.2018 and impugned final order dated 29.08.2022 may safely be termed as violative of rules, hence the same are not sustainable in the eyes of law and liable to be set aside on this ground alone.
- D) That no regular inquiry had been conducted against the appellant to establish the charge of absence from duty. Coupled with the fact that the appellant filed an application for his abduction but the same was not responded.
- E) That the impugned orders are violative of section 24-A of General Clauses Act as the competent authority and appellate authority failed to pass a speaking order with reason viz-a-viz the allegations without even issuing a show cause notice to the appellant before dismissing his service.

It is pertinent to mention to serve the appellant with a show cause notice is a mandatory requirements of law and the impugned

5

termination order is void ab-initio on this ground as well as liable to be set aside.

- F) That no opportunity of personal hearing was afforded by the competent authority nor by the appellate authority, which is another instance, which could be considered as a flagrant violation of E&D Rules.
- G) That appellant would like to offer some other additional grounds during the course of arguments when the stance of the respondents is known to the appellant.

It is, therefore, most humbly prayed that keeping in view the above mentioned facts and circumstances, appellant may very graciously be reinstated into service with all back benefits or handed over pension and salaries and the period which he remained absent due to the above reason, may kindly be treated as leave without pay or as this hon'ble Tribunal deems fit it proper may kindly be granted.

Appellant

Through 

Shan Asghar
Advocate Supreme Court

&

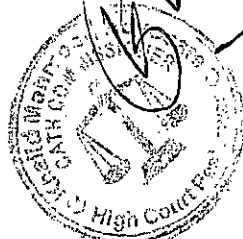


Mehran
Advocate, Peshawar

AFFIDAVIT

I, do hereby affirm and declare on oath that the contents of the appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.


Deponent



6

BEFORE THE CHAIRMAN KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.

Service Appeal No. _____/2022

Aftab Ahmad.....Appellant

Versus

Govt. of K.P. through Secretary Health and others..... Respondents

APPLICATION FOR CONDONATION OF DELAY

Respectfully Sheweth;

- 1) That the above noted appeal is being filed before this Hon'ble Court wherein no date has yet been fixed.
- 2) That on 24.05.2022 departmental appeal was filed and till 22.11.2022 no response was given for which application was submitted to the respondent No.2 on 22.11.2022.
- 3) That that after that due to personal effort copy of impugned order dated 29.08.2022 was obtained from the office of respondents concern on 05.12.2022, hence got knowledge.
- 4) That departmental appeal was dismissed on 29.08.2022 hence knowledge of the same was got on 05.12.2022, hence this application for condonation of delay, if any.
- 5) That the delay, if any, is not intentional but is for the above reason.
- 6) That valuable rights of the appellant/ petitioner are involved in the case and it will be in the interest of justice and according to the law if the alleged delay is condoned and the appeal is heard and decided on merits.
- 7) That superior courts of the country always favour decisions of the cases on merit rather on technicalities.

7

It is, therefore, prayed that the delay in filing of re-submission of file may kindly be condoned and it may be decided on merits and decided according to the law.

Appellant/ Petitioner

Through 

Shan Asghar
Advocate Supreme Court

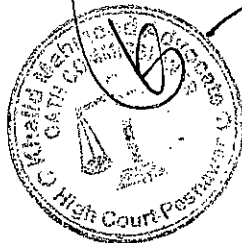
&



Mehran
Advocate, Peshawar

AFFIDAVIT

I, do hereby 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.



16 Deponent

8

BEFORE THE CHAIRMAN KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.

Service Appeal No. _____/2022

Aftab Ahmad.....Appellant
Versus

Govt. of K.P. through Secretary Health and others..... Respondents

ADDRESSES OF THE PARTIES

APPELLANT:

Aftab Ahmad son of Kachkol Khan
R/o Mohallah Sher Khan Khel,
Jamrud, District Khyber

RESPONDENTS:

- 1) Government of Khyber Pakhtunkhwa through Secretary Health,
Civil Secretariat, Peshawar.
- 2) Director General Health Service (HRM) Khyber Pakhtunkhwa,
Peshawar.
- 3) District Health Officer, Peshawar.
- 4) SHO police station Jamrud, District Khyber.
- 5) Political Tehsildar, Jamrud.

Appellant
Through

Shan Asghar
Advocate Supreme Court

(Annexure "A")

9

Amendment A

دین ۱۹۷۷ء

کے لئے ایک ایسی کمیٹی تشکیل دی جائے گی جو اس کی رپورٹ پیش کرے گی۔

دیکھ کر یہ سب سے زیادہ اہم ہے کہ اس کمیٹی کے رکنوں میں سے کم از کم ایک شخص کو

جو اس وقت ڈپٹی ڈائریکٹر ایئر لائنز ہے۔ اس کے علاوہ اس کمیٹی کے رکنوں میں سے

ایک شخص کو جو اس وقت ڈپٹی ڈائریکٹر ایئر لائنز ہے۔ اس کے علاوہ اس کمیٹی کے رکنوں میں سے

ایک شخص کو جو اس وقت ڈپٹی ڈائریکٹر ایئر لائنز ہے۔ اس کے علاوہ اس کمیٹی کے رکنوں میں سے

اس کمیٹی کے رکنوں میں سے ایک شخص کو جو اس وقت ڈپٹی ڈائریکٹر ایئر لائنز ہے۔

اس کے علاوہ اس کمیٹی کے رکنوں میں سے ایک شخص کو جو اس وقت ڈپٹی ڈائریکٹر ایئر لائنز ہے۔

اس کے علاوہ اس کمیٹی کے رکنوں میں سے ایک شخص کو جو اس وقت ڈپٹی ڈائریکٹر ایئر لائنز ہے۔

میں لائسنس ہوگی

25.9.77

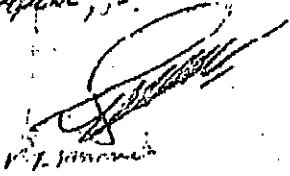
الکھنڈا

کاغذی، الیکٹرونک اور آڈیو ویڈیو کے شعبوں میں

میں لائسنس ہوگی

Pm/1503

For information & report




1977

(10)

بھنور جناب پولیٹکل تحصیلدار صاحب جمرو دخیبر

درخواست بمراد گمشدگی رپورٹ

جناب عالی۔

گزارش ہے کہ سائل قوم کو کی خیل تپہ شیر خان خیل سے تعلق رکھتا ہے سکنہ ٹیڈی بازار جمرو دخیبر ایجنسی کا مستقل رہائشی ہے۔ سائل کے والد محکمہ ہیلتھ میں ملازم ہے مورخہ 22.2.2019 کو گھر سے ڈیوٹی دفتر کے لئے نکلا تھا جو کہ ابھی تک گھر واپس نہیں آیا۔ والد کے دوستوں اور دفتری کے دوستوں سے بھی معلومات کے لیے لیکن معلوم نہ ہو سکا گھر میں پریشا ہے۔

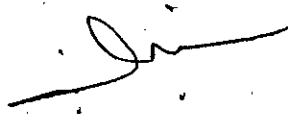
لہذا آپ صاحبان سے درخواست کی جاتی ہے کہ سائل کا والد مسمی آفتاب احمد ولد حاجی پچکول مرحوم کی گمشدگی کی رپورٹ درج کروا سائل کے والد کو بازیاب کرایا جائے

عین نوازش ہوگی

25.09.17

العارض

آپ کا مختص ابو ذر ولد آفتاب احمد شیر خان خیل جمرو دخیبر ایجنسی



11

Amendment "B"

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BETTER COPY

12

OFFICE OF THE DISTRICT HEALTH OFFICER PESHAWAR.

OFFICE ORDER

Mr. Aftab Ahmad Khan S/o Kachkol Ahmed Khan is nominated as Malaria Supervisor in BPS-5 (1400-66-2390) vacant post with usual allowances admissible under the rules.

District Health Officer,
Peshawar.

No 807-11/DHO
Copy forwarded to the:-

Dated Peshawar the 01.20.1995

1. DHO Peshawar.
2. Admn Officer DHO Office, Peshawar.
3. Asstt: Entmologist DHO Office Peshawar.
4. Account Section (M).
5. Individual Concerned.

For information N/ action.

District Health Officer,
Peshawar.





OFFICE OF THE DISTRICT HEALTH OFFICER,
PESHAWAR.

Phone No. 091 9225387
Fax No. 091 9225388

13

Amended 'C'

OFFICE ORDER.

1. Dr. Gul Mohammad District Health Officer Peshawar being competent authority, am of the opinion that you, Mr. Aftab Ahmad S/O Kachkol Khan, Malaria Supervisor, BPS-12, attached to Basic Health Unit, Sarband, Peshawar, resident of Mohallah, Sher Khan Khel, Post Office, Khaas Jamrud, Khyber Agency, has rendered yourself liable to be proceed against as you committed the following act/omissions within the meaning of Rule-3(b) (d) of the Khyber Pakhtunkhwa Government Servant (E&D) Rules 2011:

You are willfully absent since long, an explanation was issued vide this office explanation No.17710/DHO/Exp, dated 22/11/2017 to explain the reason of your willful absence. You didn't reply within stipulated period so far.

2. You were charge sheeted vide this office letter No.18406-12/DHO/P.F. dated 30/11/2017 and an inquiry committee consisting of the following officers were constituted under Rule 10 (1) (a) of the (Ibid) rules and gave you the opportunity to attend the office for personal hearing and show the cause of your willful absence within 15 days in normal circumstances but you failed to comply.

i. Dr. Ikhtiar Ali, Additional DHO, Peshawar.

ii. Dr. Mohammad Asif, Additional DHO, Peshawar.

3. According to E&D Rules 2011 Section No.9 a show cause notice was published in the leading newspapers, (floated in "Daily Mashriq" dated 29th December, 2017) upon which you once again failed to report for duty, so the competent authority is pleased to impose upon you the major penalty in light of E &D Rules 2011, Section 4 (b) (iii) i.e. **REMOVAL FROM SERVICE** with effect from the date of your absence.

Sd/XXXXXX
District Health Officer,
Peshawar.

No. 1530-38 /DHO/P.F.

Dated Peshawar the 26-07 /2018

Copy forwarded to the: -

1. Deputy Commissioner Peshawar.
2. PA to Director General Health Services Khyber Pakhtunkhwa Peshawar.
3. District Nazim, City District Govt. Peshawar.
4. Deputy District Health Officer, Peshawar.
5. Medical Officer Incharge, Basic Health Unit, Sarband, Peshawar.
6. Account Section of this office.
7. Litigation office DHO Office Peshawar.
8. Account Section of this office.
9. Mr. Aftab Ahmad S/O Kachkol Khan, resident of Mohallah, Sher Khan Khel, Post Office, Khaas Jamrud, Khyber Agency. (To be sent on registered Dak).

For information & necessary action.

District Health Officer,
Peshawar.

BETTER COPY

14

**OFFICE OF THE DISTRICT HEALTH OFFICER,
PESHAWAR.**

OFFICE ORDER

I Dr. Gul Mohammad District Health Officer Peshawar being competent authority, am of the opinion that you, Mr. Aftab Ahmad S/o Kachkol Khan, Malaria Supervisor, BPS-12 attached to Basic Health Unit, Sarband, Peshawar, resident of Mohallah. Sher Khan Khel, Post Office Khas Jamrud, Khyber Agency, Has rendered yourself liable to be proceed against as you committed the following act/ omissions within the meaning of Rule-3(b) (d) of the Khyber Pakhtunkhwa Government Servant (E&D) Rules 2011:

You are willfully absent since long, an explanation was issued vide this office explanation No.17710/DHO/Exp, dated 22/11/2017 to explain the reason of your willful absence. You didn't reply within stipulated period so far.

2. You were charge sheeted vide this office letter No. 18406-12/DHO/P.F, dated 30.11.2017 and an inquiry committee consisting of the following officers were constituted under Rule 10(1) (a) of the (Ibid) rules and gave you the opportunity to attend the office for personal hearing and show the cause of your willful absence within 15 days in normal circumstances but you failed to comply.

- i. Dr. Ikhtiar Ali, Additional DHO, Peshawar.
- ii. Dr. Mohammad Asif, Additional, DHO, Peshawar.

3. According to E&D Rules 2011 Section No.9 a show cause notice was published in the leading newspapers, (floated in Daily Mashriq dated 29th December, 2017) upon which once again failed to report for duty, so the competent authority is pleased no impose upon you the major penalty in light of E&D Rules 2011, section 4(b) (iii) i.e. Removal from Service with effect from the date of your absence.

SD/xxxx
District Health Officer,
Peshawar.

No. 1530-35/DHO/P.F

Dated Peshawar the 26.01.2018

Copy forwarded to the:-

1. Deputy Commissioner Peshawar.
2. PA to Director General Health Services Khyber Pakhtunkhwa Peshawar.
3. District Nazim, City District Govt Peshawar.
4. Deputy Distirct Health Officer, Peshawar.
5. Medical Officer Incharge, Basic Health Unit, Sarband, Peshawar.
6. Account Section of this office.
7. Litigation Office DHO Office Peshawar.
8. Account Section of this office.
9. Mr. Aftab Ahmad S/o Kahkol Khan, Resident of Mohallah, Sher Khan Khel, Post Office, Khaas Jamrud, Khyber Agency (to be sent on Registered Dak).

For information & Necessary action.

District Health Officer,
Peshawar.

To

The Health
Secretary, Peshawar.

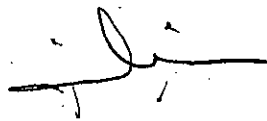
15

Annex "D"

SUBJECT: Departmental Appeal

Respected Sir

with due respect it is stated
- that I had been serving as Maloria
Supervisor BPS-12 in Health Dept IC.P.16
since 1995. On September 2017 I
was abducted for ransom and was
carried to Afghanistan by abduction.
My son namely Abuzar had filed an
application dated 25-09-2017 lodging
report of the incidence and for my
recovery is attached herewith) as "A" for my
more than two years of detention
I escaped from the detention of
abductors and I reached home on
dated 10-10-2019 and with the
help of guidance of my family

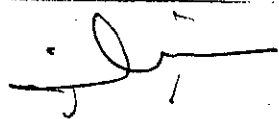


As I had some mental/psychic
 in past due to this incident
 I used to visit doctors for
 treatment (copy of treatment
 prescriptions are attached) (B1-4)
 remained in detention for more
 than two years, all the hands
 of abductors where I suffered
 severe mental/psychic problems.

* When I reached home I was
 suffering from acute mental/
 Psychological problems and since
 then I remained under regular
 treatment and now I completely
 recovered and feeling quite well
 and normal. After recovery a
 week ago when I approached

[Signature]

my office for resuming official
duties, astonishingly I received the (17)
impugned order dated 26-7-2018
whereby I had been dismissed
on the ground of wilful absenteeism
As stated already my absence was
not deliberate or intentional rather
-the same was due to unavoidable
circumstances, in the shape of abduction
detention for more than two years and
on return I remained under treatment
till 10-02-2022 which was beyond
my control and power. Furthermore,
codal formalities has not been
fulfilled while passing the impugned
order dated 26-7-2018 and the
laws, rules and regulations on the
subject noted above have been
violated, moreover I had served
in my department for more than
22 years and during service I had
performed my duties with utmost
efficiency and punctuality, and
my performance was up to the



(4)
mark. Apart from these, I have (18)
not been heard before passing
the impugned order. Beside these
I am - the only earning hand of
my family and my whole family
is depend upon me for financial
needs.

It is therefore, most
humbly prayed that keeping
in view the above mentioned
facts and circumstances, I
may very graciously be re-
instated into service with all
back benefits.

En. malang Supervisor
B.H.U Sarband.

Appellant
Aftal Ahmad s/o Kachla
R/o post office Sher Khan
Jamrud District Khysor.
CNIC - 21202-1344175-7
MOB - 0300-9032776
Through

Council

Zainas Bibi Adh





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. 8027-28 /AE.VI,

Dated Pesh: the 14 / 6 / 2022.

19

Annex "E"

To

✓
The District Health Officer
Peshawar.

Subject: **DEPARTMENTAL APPEAL**

Memo:

Enclosed please find herewith a copy of Section Officer-III Govt. of KP Health Department Peshawar letter No. SOH-III/8-60/2022(Aftab Ahmad) dated 24.05.2022 alongwith its enclosures which is self explanatory for further necessary action with the remarks to furnish your detailed comments in this regard so as to proceed further.

7

ADDITIONAL DG (HRM)
DIRECTORATE GENERAL HEALTH
SERVICES, KP PESHAWAR

C.C

Section Officer-III Govt. of KP Health Department Peshawar.

03/06/22



**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 of the Director General Health Services Peshawar, P.O. Box No. 10809, Peshawar, K.P. Peshawar

No 12252-54 /AE-VI

Dated 28/02 /2022

To

Mr. Aftab Ahmad S/O Sher Kachkol Khan,
Ex-Malaria Supervisor (BPS-12),
Post Office Sher Khan Khass, Jamrud District Khyber.,
0300-9032776

Subject: **DEPARTMENTAL APPEAL.**
Memo:

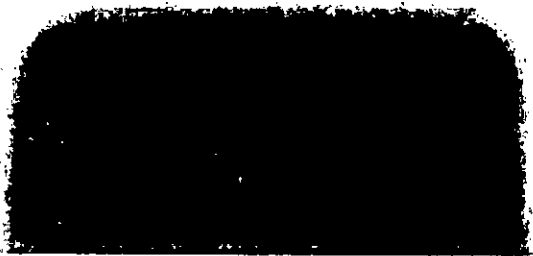
Reference your departmental appeal received through Health Department Peshawar vide letter No. SOH-III 8-60/2022 (Aftab Ahmad) dated 24/05/2022 on the subject noted above.

Your request for re-instatement into Govt. Service cannot be acceded to and it is regretted to, as the DHO Peshawar has been completed all the codal formalities under the E&D Rules 2011.

ADD: DIRECTOR GENERAL (HRM)
DIRECTORATE GENERAL HEALTH
SERVICES, KP PESHAWAR

Cc:

1. Section Officer-III Health Department Khyber Pakhtunkhwa Peshawar w/r to his letter No. SOH-III/8-60/2022 (Aftab Ahmad) dated 24/05/2022.
2. DHO Peshawar w/r to his letter No.10809/DHO /Appointment dated 20/06/2022.



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Annex "F"

BETTER COPY

21

**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.

No. 12252-54/AE-VI

Dated 29.08.2022

To

Mr. Aftab Ahmad S/o Sher Kachkol Khan,
Ex Malaria Supervisor (BPS-12)
Post Office Sher Khan Khass Jamrud District Khyber.
0300-9032776

Subject: **DEPARTMENTAL APPEAL**

Memo.

Reference your departmental appeal received through Health
Department Peshawar vide letter No.SOH-III/8-60/2022 (Aftab Ahmad) dated
24.05.2022 on the subject noted above.

Your request for re instatement into Govt: Service cannot be accded to
and it is regretted to, as the DHO Peshawar has been completed all the codal
formalities under the E&D Rules 2011.

Addl: Director General (HRM)
Directorate General Health
Services, KP Peshawar

CC:

1. Section Officer III Health Department Khyber Pakhtunkhwa Peshawar
w/r to his letter No. SOh-III/8-60/2022 (Aftab Ahmed) dated
24.05.2022.
2. DHO Peshawar w/r to his letter no. 10809DHO/ Appointment dated
20.06.2022.



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Annex 'G'

بخدمت جناب ایڈیشن ڈائریکٹر جنرل سب (HR:II)

ڈائریکٹریٹ جنرل ہیلتھ سروس پشاور

درخواست بمراد ادراک دینے کے لئے ریٹائرمنٹ ڈیپارٹمنٹ ایف ڈی مورس 24/05/2022

جناب عالی! سائل سب ذیل عرض کرتا ہے۔

- (۱) یہ کہ سائل نے ایک عہدہ ڈیپارٹمنٹ ایف ڈی مورس کے دفتر مورس 24/05/2022 تاریخ تک۔
- (۲) یہ کہ مورس 24/05/2022 سے تا حال سائل کو مستند ڈیپارٹمنٹ ایف ڈی مورس کے حقوق نہ تو یو ایو گیا اور نہ ہی تحریراً کوئی فیصلہ ارسال کیا گیا ہے کہ کہ سائل کو اپنی سروس کے لئے معلومات حاصل ہوئے یا دیگر قانونی کارروائی کرے۔
- (۳) یہ کہ سائل نہایت ہی فریب اور ناچار بندہ ہوں اور میں وجہ ادراک فرمائی جائے۔

لہذا استدعا ہے کہ سائل کو ڈیپارٹمنٹ ایف ڈی مورس کے حقوق کوئی نتیجہ ایف ڈی مورس کے اجاب ایف ڈی مورس کے لئے کیا جائے جس کے لیے آپ جناب کی میں نوازش ہوگی۔

الرقوم 22/11/2022

آفتاب احمد ولد شیر کھول خان (سابقہ ٹیچر سپروائزر)

ساکن: بھروہ، ضلع ٹھیکر

آعداد الملو

شناختی کارڈ: 6-175-134-135-2002

رابطہ نمبر: 0300-9032776

بخدمت جناب ایڈیشنل ڈائریکٹر جنرل صاحب (HRM)

ڈائریکٹریٹ جنرل ہیلتھ سروس پشاور

23

درخواست بمراد اداری و مہیا کرنے انفارمیشن ڈیپارٹمنٹل اپیل مورخہ 24.05.2022

جناب عالی۔ سائل حسب ذیل عرض رساں ہے

۱۔ یہ کہ سائل نے ایک عدد ڈیپارٹمنٹل اپیل حضور والا کے دفتر میں مورخہ 24.05.2022 دائر کی تھی
۲۔ یہ کہ مورخہ 24.05.2022 سے تا حال سائل کا متعینہ ڈیپارٹمنٹل اپیل کی فیصلہ کے متعلق نہ تو بلوایا
گیا اور نہ ہی تحریر کوئی فیصلہ ارسال کیا گیا ہے کہ سائل کو اپنی سروس کے متعلق معلومات حاصل ہو سکے یا
دیگر قانونی کارروائی کر سکے۔

۳۔ یہ کہ سائل نہایت ہی غریب اور لاچار بندہ ہوں اور بدیں وجہ اداری فرمائی جائے

لہذا استدعا ہے کہ سائل کو ڈیپارٹمنٹل اپیل کے متعلق کوئی نتیجہ / آگاہی / جواب / فیصلہ سے آگاہ کیا جائے
جس کے لئے آپ جناب کی عین نوازش ہوگی۔

المرقوم 22.11.2022

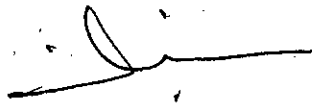
سائل

آفتاب احمد ولد شیرنگول خان (سابقہ ملیریا سپروائزر)

ساکن جمرو ضلع خیبر

شناختی کارڈ 7-1394175-21202

رابطہ نمبر 0300-9032776



کہ صحت جناب ایس ایچ او صاحب کو ایس ایچ او صاحب کے پاس

درخواست براد بازاری رپورٹ

24

Annex "H"

جناب عالی

سائل کے ذیل کے مسائل کے

بارہ سائل میں آئیے۔ الحمد للہ کچھوں کو قوم کوئی ضرر نہیں پہنچا ہے

کے ساتھ ساتھ بازار پرورد ضلع حیدر سے تعلق رکھنے والے سائل 2017 میں

اعوانیوں کی رپورٹ درخواست کے ساتھ لکھی ہے آپ کو یہ

2 سال بعد اعوانیوں کے چھوڑ دیا سائل کے حکم صحت میں سرکار

ملازم تھا جو اب غیر حاضری کی صورت میں لکھی ہے برقی

کیا ہے یہ سائل باوقافی کی رپورٹ درج کرنا مشکل ہے

عین لٹا رہتا ہے

شکر و تحسین

العارفین

درخواست کنندہ کی درخواست
کے بارے میں ممکن ہے کہ
میں اس کے بارے میں

ایک کچھ اسباب

جناب عالی

سختی انتہائی درد کی حالت میں
میں نے اس کے بارے میں
میں نے اس کے بارے میں

ASHA PS

18-11-19

Assia Nisa
19/11/2018

بخدمت جنات ایس ایچ او صاحب پولیس سٹیشن جمروڈ

25

درخواست بمراد بازیابی رپورٹ

جناب عالی۔

سائل حسب ذیل عرض رساں ہے

یہ کہ سائل مسمی آفتاب احمد ولد کچول قوم کوکی خیل تپہ شیر خان خیل سکنہ ٹیڈی بازار جمروڈ ضلع خیبر سے تعلق رکھتا ہے سائل 2017 میں اغواء ہو گیا تھا رپورٹ درخواست کے ساتھ لف ہے آپ تقریباً 2 سال بعد اغوا کاروں نے چھوڑ دیا سائل محکمہ صحت میں سرکاری ملازم تھا جواب غیر حاضری کے صورت میں نوکری سے برخاست کیا ہے لہذا سائل کی بازیابی کی رپورٹ درج کر کے مشکور فرمائے

عین نوازش ہوگی۔

العارض

آپکا مخلص آفتاب احمد مذکورہ

جناب عالی۔

مسمی آفتاب احمد ولد کچول قوم کوکی خیل تپہ ملک خان خیل سکنہ ٹیڈی بازار جمروڈ سے تعلق رکھتا ہے اور اسکو 22.07.2019 اغوا کاروں نے اغوا کیا تھا درجہ بالا بیان حقیقت پر مبنی ہے۔

جمروڈ 19.11.2019 چوکی

سائل

(26)

وکالت نامہ

بعدالت ہیئین K.P.K سر فیسن ٹریبونل کورٹ پشاور

آفتاب احمد ولد لیکول خان
محکمہ شہر خان فیصلہ حمود
گورنمنٹ آف ک.پ.ک
منابع صیبت Appellant دعویٰ باجزم

تھانہ ایف آئی آر تاریخ

باعث تحریر آنکہ مقدمہ مندرجہ بالا عنوان اپنی طرف سے واسطے پیروی وجوہد ہی

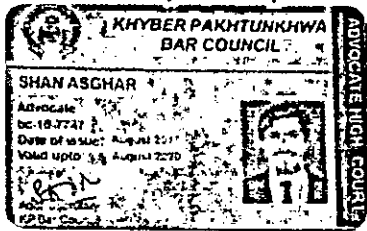
بمقام پشاور کیلئے شان اصغر A.S.C

کو بد شرط وکیل مقرر کیا ہے۔ کہ میں ہر پیشی کا خود یا بزریعہ مختار خاص رو برو عدالت حاضر ہوتا رہوں گا۔ اور بوقت پکارنے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا اگر پیشی پر من مظہر حاضر نہ ہوا اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے برخلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہونگے۔ نیز وکیل صاحب موصوف صدر مقام کچہری کی کسی اور جگہ یا کچہری کے مقررہ اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہونگے۔ اگر مقدمہ علاوہ صدر مقام کچہری کے کسی اور جگہ سماعت ہونے یا بروز تعطیل یا کچہری کے اوقات کے آگے پیچھے پیش ہونے پر من مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا مختار نہ

واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہونگے۔ مجھے کوکل ساختہ پرداختہ صاحب موصوف مثل کردہ ذات خود منظور و قبول ہوگا۔ اور صاحب موصوف کو عرضی دعویٰ و جواب دعویٰ اور درخواست اجراءے ڈگری و نظر ثانی اپیل و نگرانی ہر قسم کی درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کے اجراء کرنے اور ہر قسم کے روپیہ وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور سپرد تالیفی دراضی نامہ فیصلہ برخلاف کرنے اقبال دعویٰ دینے کا بھی اختیار ہوگا۔ اور بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم اتناعی یا ترقی یا گرفتاری قبل از اجراء ڈگری بھی موصوف کو بشرط ادائیگی علیحدہ مختار نہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو بھی اختیار ہوگا یا مقدمہ مذکورہ یا اس کے کسی جزوی کاروائی کے واسطے یا بصورت اپیل، اپیل کے واسطے دوسرے وکیل یا پیرسٹر کو بجائے اپنے یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانون کے ہمزوہی اور ایسے ہی اختیارات حاصل ہونگے جیسے کے صاحب موصوف کو حاصل ہیں۔ اور دوران مقدمہ میں جو کچھ ہر جانہ انواء پڑے گا۔ اور صاحب موصوف کا حق ہوگا۔ کہ مقدمہ کی پیروی نہ کریں اور ایسی صورت

میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا لہذا مختار نامہ لکھ دیا کہ سندر ہے

مورخہ 22-12-12 منظوم مختار نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔



آفس نمبر A-402 بلاک 4 فلور شی ٹاور یونیورسٹی روڈ پشاور

سند
ATTESTED

Handwritten signature

APPELLANT