

BEFORE THE SERVICE TRIBUNAL KHYABER PAKHTUNKHAWA,
PESHAWARE.

Khyber Pakhtunkhwa
Service Tribunal

Case No. 2935

Execution Petition No. 377/2022

Dated 12/01/2022

Taj Muhammad -----(Appellant)

VERSUS

Education Department, Karak. -----(Respondents)

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Dated :- 30 /12/2022

Respondent No 3

District Education Officer
(Male), Karak

**BEFORE THE SERVICE TRIBUNAL KHYABER PAKHTUNKHAWA,
PESHAWARE**

Execution Petition No. 377/2022

Taj Muhammad -----(Appellant)

VERSUS

Education Department, Karak & others (Respondents)

**APPLICATION FOR RELEASING THE ATTACHEMENT ORDER OF
SALARY OF DISTRICT EDUCATION OFFICER (MALE) KARAK.**

Respectfully Sheweth

1. That the above titled execution petition for implementation the judgment dated 13/04/2022 is pending before this Hon'able court in which next date of hearing 30/12/2022 has been fixed for hearing.
2. That in previous date of hearing show cause notice has been issued against the respondents as well as attached the salary of District Education Officer (Male), Karak due to non implementation the judgment dated 13/04/2022. Details written reply of show cause has been submitted.
3. That against the judgment dated 13/04/2022 the Education Department, Karak has filed CPLA No. No. 573-P/2022 titled "Govt: of Khyber Pakhtunkhwa V.S Taj Muhammad" in august Supreme Court of Pakistan at Registry Bench Peshawar which is pending, however, the District Education Officer (Male), Karak has implemented the judgment dated 13/04/2022 of this Hon'able Tribunal subject to the final outcome of CPLA vide notification -----(Photocopy of notification is attached as Annexure "A").
4. That the judgment ibid has been implemented well within time with final outcome of CPLA.

For the aforesaid explanation it is, therefore, most humbly and respectfully prayed that by accepting the instant application the attachment order of salary may very graciously be pleased to release.

Dated:- 30/12/2022

Respondent No. 3

District Education Officer
(Male), Karak

BEFORE THE SERVICE TRIBNAL KHYABER PAKHTUNKHAWA,
PESHAWARE.

Execution Petition No. 377/2022

Taj Muhammad -----(Appellant)

VERSUS


Education Department, Karak. (Respondents)

AFFIDAVIT

I, Abdualh Khan, Assistant District Education Officer (Establishment), Karak do hereby solemnly affirm and declare on oath that all the contents of the accompanying written reply are correct to the best of my knowledge and belief, nothing is lie and nothing has been concealed from this Hon'able Court.

Dated -----30-----/12/2022

Deponent


Abdullh Khan
ADEO (Establishment)
Karak

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) KARAK
SANCTION OF COMPULSORY RETIREMENT

WHEREAS, Mr. Taj Muhammad S/o Rasool Muhammad was appointed as Qari at GHS Teri (Karak) vide Office of the District Education Officer (Male) Karak Endst: No. 8933-55 Dated 21/10/1986 at S. No 8 of the order and took over charge on 22/10/1986.

WHEREAS, He was serving in Education Department found involved in Criminal case vide FIR No. 257 Dated 21/08/2010 registered under 13-AO/14-AO Police Station Karak.


WHEREAS, He was convicted and sentenced by Session Judge Karak to undergo for three years with fine of Rs.20000/- or default thereof to undergo for 06 months on 11/05/2011 and his sentence was confirmed from august Peshawar High Court on 15/05/2012.

WHEREAS, he was removed from service with effect from the date of the decision of District Session Judge Karak i.e. 11/05/2011 vide Executive District Officer Elementary & Secondary Education Karak Endst: No. 6797-98 Dated 15/10/2012.

WHEREAS, he submitted has appeal vide No. 1075/2018 in the Khyber Pakhtunkhwa Service Tribunal, Peshawar for converting his major penalty of "Removal from services" to "Compulsory Retirement" being served as regular service man for completing 25 years of service which was accepted and announced on 13/04/2022 & submission of implementation report of execution petition No. 377/22 was received to the office of the undersigned from the Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar vide his No. 519/AD(Lit-II) Dated Peshawar the 19/08/2022.

Therefore, in view of the above Mr. Taj Muhammad S/o Rasool Muhammad, Ex-Qari, GHS Esak Khumari is hereby allowed for compulsory retirement w.e.f 11/05/2011 subject to the final outcome of CPLA.

Note: Necessary entry to this effect should be made in his service book.


DISTRICT EDUCATION OFFICER
(MALE) KARAK

Endst: No. 4465-68 /ADEO Secy: Dated Karak The 06/10/2022

Copy to the:

1. Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.
2. Registrar Khyber Pakhtunkhwa Service Tribunal, Peshawar.
3. District Accounts Officer Karak.
4. Head Master GHS Esak Khumari a/w original service book for necessary action.


DISTRICT EDUCATION OFFICER
(MALE) KARAK