

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR AT CAMP COURT ABBOTTABAD.

Service Appeal No. 6883/2020

Date of institution 18.06.2020

Sajid S/O Muhammad Ayub, R/O Village Shahkoki P/O Lassan
Nawab Tehsil and District Mansehra, Ex PST GPS Mandgran Circle
Phulra Mansehra.

VERSUS

Secretary, Elementary and Secondary Education Department
Peshawar and three others.


ORDER
19.01.2022

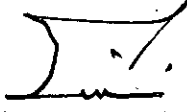
Mr. Ikram-ul-Qayyum, Advocate, for the appellant present.
Mr. Touseef Ahmed, ADEO (Litigation) alongwith Mr. Kabirullah
Khattak, Additional Advocate General for the respondents present.

Learned counsel for the appellant stated at the bar that the
he wants to withdraw the instant appeal without any condition. In
this regard, written endorsement of learned counsel for the
appellant was obtained at the margin of order sheet.

In light of the above, the appeal in hand stands dismissed
as withdrawn. Parties are left to bear their own costs. File be
consigned to the record room.

ANNOUNCED
19.01.2022


(Rozina Rehman)
Member (J)
Camp Court A/Abad

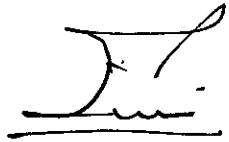

(Salah-ud-Din)
Member (J)
Camp Court A/Abad

*I want to withdraw my appeal with out any condition
Rozina Rehman*

20.12.2021

Learned counsel for the appellant present. Mr. Touseef Ahmed, ADO (Litigation) alongwith Mr. Riaz Ahmed Paindakhel, Assistant Advocate General for the respondents present.

Respondents have failed to submit their written reply/comments even today. Vide pervious order dated 11.10.2021 it was directed that the respondents shall positively submit reply on the next date failing which their right for submission of reply/comments shall be deemed as struck off. The right of submission of written reply/comments of respondents thus stands struck off. To come up for arguments on 17.03.2022 before the D.B at Camp Court Abbottabad.



(Salah-Ud-Din)
Member (J)
Camp Court Abbottabad

19.02.2021 Appellant present through counsel.

Preliminary arguments heard. Record perused.

Points raised need consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for written reply/comments. To come up for written reply/comments on 17.06.2021 before S.B at Camp Court, Abbottabad.

Appellant Deposited
Security & Process Fee

22/2/21

(Rozina Rehman)

Member(J)

Camp Court, A/Abad

16.06.2021

Due to COVID- 19, tour to Abbottabad has been cancelled, therefore, case to come up for the same as before on 11.10.2021.

Reader

11.10.2021

Clerk of counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl. AG alongwith Muhammad Tauseef, ADEO for the respondents present.

Written reply of the respondents is still awaited. Respondents are directed to furnish reply/comments on the next date positively, failing which their right for submission of written reply/comments shall be deemed as struck off. Case to come up on 20.12.2021 before the S.B at camp court, Abbottabad.

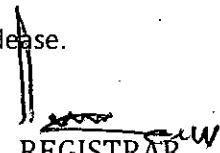
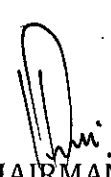
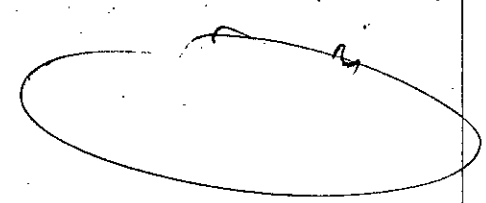
Chairman
Camp Court, A/Abad

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 6883 /2020


1S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	08/07/2020	<p>The appeal of Mr. Sajid resubmitted today by post through Mr. Ikram-ul-Qayum Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR</p>
2-		<p>This case is entrusted to touring S. Bench at A.Abad for preliminary hearing to be put up there on <u>20-11-20</u>.</p> <p> CHAIRMAN</p>
	20.11.2020	<p>Learned counsel for appellant is present. He requested for adjournment that he has not prepared the brief of the instant appeal. Adjournment granted. File to come up for preliminary hearing on 19.02.2021 before S.B at Camp Court, Abbottabad.</p> <p> (MUHAMMAD JAMAL KHAN) MEMBER CAMP COURT ABBOTTABAD</p>

The appeal of Mr. Sajid son of Muhammad Ayub Ex-PST GPS Mandgran received today i.e. on 18.06.2020 is incomplete on the following score which is returned to the counsel for the appellatant for completion and resubmission within 15 days.

- 1- Memorandum of appeal may be got signed by the Counsel.
- 2- Affidavit may be got attested by the Oath Commissioner.
- 3- Annexures of the appeal may be attested.
- 4- Annexures of the appeal may be flagged.
- 5- Copy of appointment order in respect of appellatant mentioned in para-1 of the memo of appeal is not attached with the appeal which may be placed on it.
- 6- Wakalat nama in favour of appellatant may be placed on file.
- 7- Six more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 1268 /S.T,

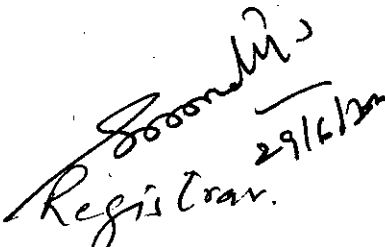
Dt. 18/6 /2020.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Ikram-ul-Qayyum Adv.
High Court Mansehra.

→ one more copy/set of the appeal alongwith annexures i.e. complete in all respect may also be submitted with the appeal

NO 1337/ST
Dt 29-06-20


Registrar.
29/6/20

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUN

KHWA PESHAWAR

6883
Service appeal No..... of 2020

SAJID..... APPELLANT

VERSUS

a. Secretary, Elementary and Secondary Education
Department Peshawar..... Respondents

APPEAL

INDEX

<u>S#</u>	<u>DESCRIPTION OF DOCUMENTS</u>	<u>ANNEXURE</u>	<u>PAGES#</u>
1.	Memo of appeal		
2.	<u>Affidavit</u>		
3.	Correct addresses of parties		
4.	Copies of Appointment order and Services Book	A	
5.	Copy of SANCTION	B	
6.	Copy of latter dated 08-10-2018	C	
7.	Copy of Notification dated 15-02-2020	D	
8.	Copy of departmental appeal	F	

DATED 27.06-2020

SAJID

Through;

Nawal Qayyum
IKRAM UL QAYYUM

BABARILYAS

ADVOCATES HIGH
COURT DISTRACT
COURT MANSEHRA

①

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUN

KHWA PESHAWAR

Khyber Pakhtunkhwa
Service Tribunal

Service appeal No. ⁶⁸⁸³..... of 2020

Diary No. 5077

Dated 18/6/2020

SAJID ^{sp} MUHMMAD AYUB
VILLAGE SHAHKOKI P/O LASSAN NAWAB TEHSIL
AND DISTRICT MANSEHRA, EX PST GPS MANDGRAN
CIRCLE PHULRA (MANSEHRA)
..... APPELLANT

VERSUS

1. Secretary, Elementary and Secondary Education Department Peshawar
 2. Director, Elementary and Secondary Education Department Peshawar.
 3. District Education Officer (Male) Mansehra.
 4. Sub Division Education Office (Male) Mansehra.
- Respondents

Filed to-day
Registrar

APPEAL UNDER SECTION 4 OF KPK SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED NOTIFICATION ENDTST; NO.1664-69 DATED 15.02.2020 WHEREBY RE AJUSTMENT ORDER ENDTST; NO.12775-78 DATED 08.10.2018 OF THE APPLANT WAS WITHDRAWN, WHICH IS ILLEGAL UNLAWFUL BESED ON MALAFIDE PERSONAL VENGEANCE, THE SAME IS LIABLE TO BE SET ASIDE AND ALSO AGAINST NOT TAKING ANY ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN STATUTORY PERIOD.

PRAYER:-

On acceptance of the appeal, the impugned NOTIFICATION No. 1664-69 Dated 15.02.2020 may graciously be set-aside being illegal, void, without Lawful

Re-submitted to-day and filed.

Registrar
18/6/2020

2

authority, of having no legal effect and factually erroneous and appellant be reinstated into service as PST with all back benefits and other admissible allowances as per law on the subject and any other order as may deem fit and appropriate in the fact and circumstances of the case.

Respectfully Sheweth:-

1. That, appellant was appointed against vacant post of PST at GPS BANJO HANGRAI CIRCLE KAGHAN Mansehra vide appointment Order Endst: No.3072-2327 Dated 22.02.2006 by Competent Authority (Respondent No 03)

(Copy of appointment order and SB are annexed as annexure "A").

2. That, appellant performed his duties and continued his services, due to domestic reasons appellant duly applied for E/Leave Without Pay w.e.f 14-10-2008 to 15-10-2010 for 2 years which was sanctioned vide order No.17213-15 Dated 16.09.2009 by respondent No.3

(Copy of sanction order dated 16.09.2009 is annexed as annexure "B").

3. That the appellant applied for another spell of Leave due to domestic reasons, which was duly sanctioned and after observing Leave without pay, appellant was re adjusted as PST at GPS Pludran Phagal Circle Kaghan Mansehra Vide Notification Endst: No. 12775-78 dated 08.10.2018 by Respondent No. 3.

(Copy of Notification dated 08.10.2018 is annexed as annexure "C").

4. That the appellant has served devotedly and utmost endeavour and the best of his ability from the date of adjustment vide 08.10.2018, all of a sudden, and to the

3

utter surprise that after serving 1 ½ year the appellant adjustment order vide dated 08-10-2018 was withdrawn through issued vide impugned Notification Endst: No. 1664-69 dated 15-02-2020 by respondent No.3, the same was issued without issuing shows cause, proper inquiry and without affording opportunity of personal hearing which is not maintainable at law as well as against the Rules by Respondent No. 3.

(Copy of impugned Notification dated 15.02.2020 is annexed as annexure "D").

5. That, appellant filed a departmental appeal against impugned Notification vide dated 15-02-2020, before appellate authority (Respondent No 02) on 30-03-2020, and waited for, but no reply has been received by the respondent to the appellant so for.

(Copy of departmental appeal dated 30.03.2020 is annexed as annexure "E").

6. That, felling aggrieved from the impugned Notification dated 15.02.2020 passed by Respondent No. 03, but no action should be taken on said second appeal, that the appellant, having no other remedy except to file the present appeal before this worthy Tribunal for interference inter alia on the following amongst other grounds:-

GROUND:

- A. That, the impugned Notification vide dated 15-02-2020 of withdraw of adjustment order date 08-10-2018 is perverse, discriminatory, mala fide, against the law and liable to be set aside.
- B. That, the impugned notification vide dated 15.02.2020 against the law, rules, and also against prevailing rules , regulation and without cogent and plausible justification,

4

was issued without proper inquiry, show cause and without observing legal and codal formalities hence the impugned order is not sustainable in eye of law and liable to be set aside.

C. That, there is no cavil to the service legal proposition that regular inquiry must be held in denied and disputed question of fact, but department (respondent No.3) with malafide intention dispensed with holding of proper inquiry into the present case, due to which the impugned notification dated 15-02-2020 is not legally sustainable.

(Copy of departmental appeal dated 30.03.2020 is annexed as annexure "F").

D. That, the appellant was never provided an opportunity to rebut the allegation levelled against him neither appellant was confronted with any evidence to justification of Leave period w.e.f 16-10-2010 to 07-10-2018, on the basis of statement of inquiry officers wherein officers stated that On file was found in office of respondent hence the impugned notification vide dated 15-02-2020 is inherently flawed and legally unsustainable.

E. That no regular inquiry was held in the alleged allegation as mentioned in impugned notification dated 15-02-2020, hence the allegation setup by respondent has only remained the allegation and it has not been proved at all.

F. That, neither any statement of allegation was prepared nor the charge sheet was issued to the appellant and he was condemned un heard.

G. That, no proper and lawful procedure was adopted by respondent, order was on the base, baseless ground, after though and fabricated manner hence the impugned notification in not sustainable.

- H. That, respondent/authorities were biased against the appellant and they wilfully and with malafide intention did not associate the appellant with any procedure.
- I. That, the alleged allegation of the respondent to the effect appellant that without justification of sanctioned leave wherein Respondent No. 3 issued vide Notification Endst No.1664-69 dated 15-02-2020, if the authority framed set of charges/allegation upon the appellant then Respondent No.3 duty bound to initiate proper inquiry and grant opportunity of personal hearing to the appellant but Respondent No. 3 failed to abide the legal preposition just to deprive the appellant of his vested right which is guaranteed in judgments of Apex Court vide Judgment reported 2011 SCMR 1504 and also against the rules 7(a) of Khyber Paktunkhwa E&D rules 2011.
- J. That neither any show cause notice was issued and sent to the appellant nor any proper inquiry was initiated against the appellant and illegal order was issued whereby adjustment order was withdrawn
- K. That neither statement of allegation was prepared nor any charge sheet was issued to the appellant and he condemned unheard and major penalty was imposed against the appellant.
- L. That, facts and circumstance of the case suggest that appellant has been made a scapegoat by respondent No.3 for ulterior motive and with malafide.
- M. That, whatever angle, the legality and propriety of the impugned notification is analyzed, it is liable to be declared void, patently illegal, unlawful, without jurisdiction and of having no legal effect without second thought.

6

- N. That, in fact the entire proceeding and action against the appellant were wrong, illegal against the rules and regulation and hence void-ab-intio.
- O. That, this fact may not be left to fade in oblivion that withdrawal of adjustment order of appellant is arbitrary, one sided and ex-parte therefore, notification has no legal sanctity and is nullity in the eye of law.
- P. That, there is no other efficacious and prompt remedy available to the appellant except the invocation of jurisdiction of this Hon'ble Tribunal.
- Q. That, appellant seeks the permission of this Hon'ble Court to agitate any other grounds available at the time of arguments

PRAYER:-

On acceptance of the appeal, the impugned NOTIFICATION NO. 1664-69 dated 15.02.2020 may graciously be set-aside being illegal, void, without Lawful authority, of having no legal effect and factually erroneous and appellant be reinstated into service as PST with all back benefits and other admissible allowances as per law on the subject and any other order as may deem fit and appropriate in the fact and circumstances of the case.

Dated 28-04-2020

Through:

Ikrām ul Qayyūm
SAJID
(APPELLANT) *Sajid*
IKRAM UL QAYYUM
BABAR ILYAS
ADVOCATES HIGH COURT DISTRICT
COURT MANSEHRA

VERIFICATION:

SAJID SO MUHAMMAD AYUB VILLAGE
SHAHKOKI P/O LASSAN NAWAB TEHSIL AND DISTRICT
MANSEHRA, EX PST GPS MANDGRAN CIRCLE PHULRA
(MANSEHRA) do hereby solemnly affirm and declare that the
contents of fore-going Appeal are true and correct to the best of
my knowledge and belief and nothing has been concealed or
suppressed from this Hon'ble Tribunal.

Sajid
SAJID

(7) (8)

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUN
KHWA PESHAWAR

Service appeal No..... of 2020

SAJID.....APPELLANT

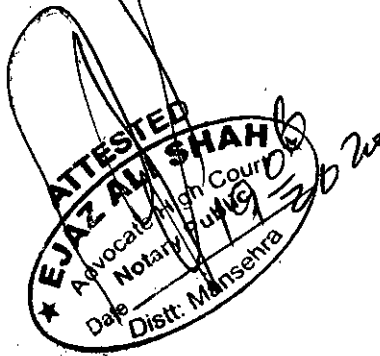
VERSUS

1. Secretary, Elementary and Secondary Education
Department Peshawar..... Respondents

APPEAL

AFFIDAVIT

I SAJID SO MUHMMAD AYUB VILLAGE
SHAHKOKI P/O LASSAN NAWAB TEHSIL AND
DISTRICT MANSEHRA, EX PST GPS MANDGRAN CIRCLE
PHULRA (MANSEHRA) DO HERBY SOLEMNLY AFFIRM AND
DECLARE ON OATH THAT THE NO SUCH SUBJECT
MATTER APPEAL HAS EVER BEEN FILED BEFORE THIS
HONORABLE COURT NOR PENDING NOR DECIDED. THAT
THE CONTENTS OF FOREGOING AFFIDAVIT ARE TRUE
AND CORRECT TO THE BEST OF MY KNOWLEDGE AND
BELIEF AND NOTHING HAS BEEN CONCEALED OR
SUPPRESSED FROM THIS HONOURABLE TRIBUNAL.



SAJID

DEPONENT

Sajid

(S)

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUN

KHWA PESHAWAR

Service appeal No..... of 2020

SAJID.....APPELLANT

VERSUS

1. Secretary, Elementary and Secondary Education
Department Peshawar..... Respondents

APPEAL

COORECT ADDRESSES OF THE PARTIED

APPEALLANT

SAJID SO MUHMAD AYUB VILLAGE
SHAHKOKI P/O LASSAN NAWAB TEHSIL AND
DISTRICT MANSEHRA, EX PST GPS MANDGRAN CIRCLE
PHULRA (MANSEHRA)

RESPONDENTS;

DATED 28-04-.2020

SAJID



Through;

IKRAM UL QAYYUM

BABAR ILYAS

ADVOCATES HIGH COURT DISTRICT COURT MANSEHA

Ikram ul Qayyum

3

P.T.C (Male)
Aomure A

OFFICE OF THE EXECUTIVE DISTRICT OFFICER SCHOOLS & LITERACY MANSEHRA

ORDER

Consequent upon the approval of the District Selection Committee, the Competent authority, is please to appoint the following Trained eligible PST (Male) Disable, Deceased's son, Open Merit, and U/C wise Candidates purely on merit/policy in BPS-7 @ (Rs.2555-140-6755) plus usual allowances as admissible under the rules posted in the schools as noted against each with effect from the date of taking over charge in the interest of the public service subject to the following terms and conditions.

Disable candidates

Sr	M/L No.	Name & Father's Name	Address	U/C	Place of Posting	Remarks
1	1	Muhammad Saifur S/O Chah Zeb	Bafakot	Tallana	GPS Bagar Hangrai	A/V/Post

Deceased's Son

Sr	M/L No.	Name & Father's Name	Address	U/C	Place of Posting	Remarks
1	1	Nazar Muhammad S/O Muhammad Yousaf	Jabori	Jabori	GPS Jaicha No.2	A/V/Post

Open Merit

Sr	M/L No.	Name & Father's Name	Address	U/C	Place of Posting	Remarks
1	1	Muhammad Saqique S/O Muhammad Yousaf	Darwaza	Phulra	GPS China Ghazi Kot	A/V/Post
2	2	Muhammad Arif Khan s/o Firdos Khan	Haji Abad	Jehrian	GPS Narrah Adh	-do-
3	3	Muhammad Shuaib S/O Qazi Masood ul Haq	Bandi Shungli	Bandi Shungli	Msq Jalil Abad (Ophi)	-do-
4	4	Nadeem Ahmad S/O Muhammad Din	Garlat	Garlat	GPS Kanoch	-do-
5	5	Muhammad Sajid S/O Muhammad Ayub	Selki	Lassan Nawab	GPS Banjo Hangrai	-do-
6	6	Hameed ul Haq S/O Abdul Rehman	Bandi Shungli	Bandi Shungli	GPS Ban	-do-
7	7	Shekh Zia ul Din S/O Shekh Shuaib ul Din	Naghlazi	City No.2	GPS Nadi Hari Wala	-do-
8	10	Kafaqat Hussain S/O Muhammad Miskeen	Kaghan	Kaghan	GPS Rajwal	-do-
9	11	Munawwar Shah S/O S.Sarwar Shah	Mera Jia	Hanshrian	GPS Shangrata	-do-
10	12	Khurshid Ahmad S/O Muhammad Sharif	Kaushian	Garlat	GPS Beshla Manoor	-do-
11	13	Habib ur-Rehman S/O Gohar Aman	Sherpur	Malik Pur	GPS Khan Chor Basha	-do-
12	14	Muhammad Aslam s/o Abdul Latif	Sangar	Ghanool	GPS Kot Dal Bani (Sun)	-do-
13	16	Rizwan Ali S/O Manzoor Hussain	Labarkot	Labarkot	GPS Kalsan	-do-
14	17	Azar Iqbal S/O Abdul Rashid	Bherkund	Bherkund	GPS Fareed Abad	-do-
15	18	Munir ul Islam S/O Muzat Khan	Guli Bagh	Trangri S/Shah	GPS GPS Ghanool	-do-
16	19	Muhammad Arshad S/O Sher Zaman	Batangi	Shohal Mazullah	GPS Gali Sathani	-do-
17	20	Muhammad Ayaz S/O Ghulam Haider	Rehar	Behali	GPS Jabar Gali	-do-
18	21	Jamshaid S/O Habib ur-Rehman	Numshera	Katori	GPS Ranja Chatter plain	-do-

Ikram-ul-Qayyum
Advocate High Court
Mansehra

[Signature]

82

70

- 9) Their services are liable to termination on one month prior notice from either side in case of resignation without prior notice. Their one month pay / allowance, if any shall be forfeited to Government.
- 10) They will not contribute any amount toward G.P Fund however they will contribute C.P Fund @ 5% of the minimum of the pay and the 5% contribution will be made by the Government.
- 11) They shall be required to furnish copies of all their certificates / Degrees along-with the original
- 12) They shall be required to furnish copies of all their Certificates/Degrees along-with the original receipt and photo copies thereof pertaining to the verification fee of the concerned examining Agencies i.e Board/ University to the District Officer-Schools & Literacy/DDOs. The District Officer/DDO concerned shall arrange verification of all the Certificates/ Degrees of the appointee and will issue a clearance certificate to each appointee for the release of his/her pay. His/her playbills should not be submitted to the Accounts Officer Manshra before verification of all certificates/ Degree from the concerned institutions of each candidate.
- 13) They should produce Age & Health certificate from the Medical Superintendent DHQ Manshra.
- 14) The Head of Institution/DDO must check their original certificates / degrees.
- 15) The average candidates should not be handed over charge, the age lime is 18 to 35 years.
- 16) No traveling allowance/ Daily allowance (TA/DA) etc is allowed.
- 17) Charge report should be submitted (in duplicate) to all concerned.
- 18) The candidates are directed to take over charge w.e.f 01/03/2006.

Attested at SNO 6

[Signature]

(Syed. Shik. Jee)

EXECUTIVE DISTRICT OFFICER,
SCHOOLS & LITERACY MANSEHRA

Principal
Govt. High School
Manshra

Endorsement No. 3072-3277 / (M) Appdt. 2006/102 (S&L) Manshra dated 22/03/2006

Copy forwarded for information and necessary action to:-

- 1. The Director Schools & Literacy NWFP Peshawar.
- 2. The District Nazim Manshra.
- 3. The District Accounts Officer Manshra.
- 4. The Deputy District Officer (Male) Manshra.
- 5. The Principal / Headmasters concerned.
- 6. The Budget & Account Officer local office
- 7. PS to Minister for Education NWFP Peshawar.
- 8. PS to Secretary to Government of NWFP Schools & Literacy Peshawar.
- 9. PS to District Coordination Officer Manshra.
- 10. PS to Executive District Officer Schools & Literacy Manshra.
- 11. Candidates concerned.
- 12. Office files.

[Signature]
Munir-ul-Qayyum
Advocate High Court
Manshra

[Signature]
DISTRICT OFFICER (MALE)
SCHOOLS & LITERACY MANSEHRA

P. No-00351748

3

Note— The entries in this page should be renewed or re-attested at least every five years and the Signatures to lines 9 and 10 should be dated.

1. Name: MUHAMMAD SAJID

2. Race: AWAN

3. Residence: VILLAGE SHAKUKI PE LASSAN NAWAB DISTRICT PUNJAB

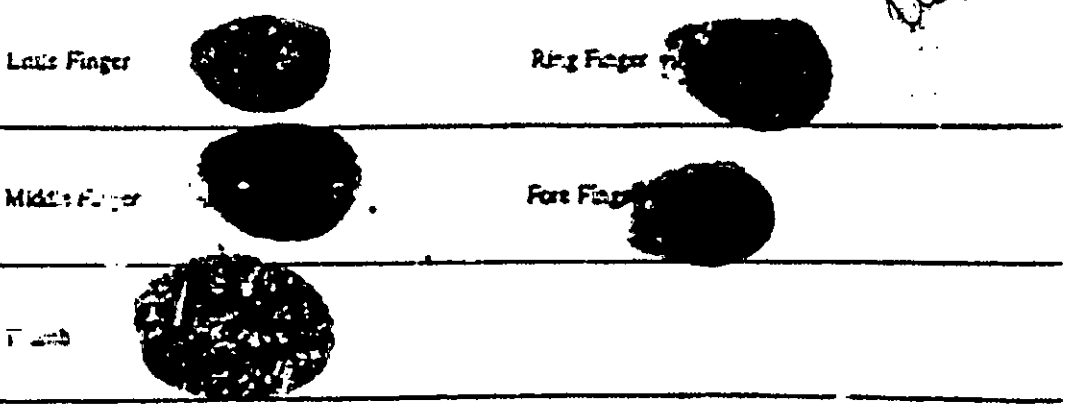
4. Father's name and residence: MUHAMMAD AYUB
VILLAGE SHAKUKI.

5. Date of birth by Christian era as nearly as can be ascertained: (18-0-1979)
Eighteenth January 1979

6. Exact height by measurement: 5-6

7. Personal marks for identification: 1 mark on left side of face

8. Left hand thumb and Finger Impressions of (Non-Casualty) Officer.



9. Signature of the person: [Signature]

10. Signature and Designation of the Head of the Office or other Authority: DDO (M)

PA



1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary	If Officiating state (ii) Substantive appointment, or (iii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive Post	Additional Pay for officiating	Other emoluments falling under the term "Pay"	Date of Appointment	Special Government Service
PST Post			BPS-7	(2555-		14-7-8155)	
CAI Paraje Mangrao	Per/Temp		2555/-			12-06	دستی
CA	CA		2695/-			12-06	دستی
Revised Pay BPS No. 7 @ Rs-2940-160-7780							
CA	CA		3100/-			1-7-07	دستی
BPS No. 9 @ Rs-2770-165-7720							
CA	CA		2770/-			1-3-06	دستی
CA	CA		2935/-			12-06	دستی
Revised BPS No. 9 @ Rs-3185-190-8885							
CA	CA		3375/-			1-7-07	دستی
CA	CA		3565/-			1-12-07	دستی
G.P.S MUND GRAM			3565/-	3565/-		4-6-08	دستی
<div style="border: 1px solid black; padding: 10px; width: fit-content; margin: auto;"> <p>01-03-2000</p> <p>18-01-1979</p> <p>15-01-27</p> </div>							

Sl. No.	Date of appointment	Name of the candidate	Signature of the candidate	Category		Signature of the Head of the office	Remarks
				Final	(Interim) or (Probationary)		
1	11-06-06	...	...		(M)	Appointed as 1st of G.P. Range Mangra	
2	1-3-2006	Revised App No 9	...			vide EDO (Sd/-) Mangra	No. 3071-3337/10221/11/11/2006
3	30-11-06	Inc. and...	...			DDO (M)	12-12-2006
4	30-07-06	Revised Pay - Fixation	...			DDO (M)	30-07-06
5	30-09-06	Inc.	...			DDO (M)	Drawn pay of allowances w.e.f 1-3-06 to 30-9-06 amounting to Rs-26790/-
6	4-08-06	Trd.	...			DDO (M)	
7	30-06-06	Pay scale Revised	...			DDO (M)	Service regular w.e.f 1-3-2006 to 30-11-2006 according to Reg. R.O. and other record of this office
8	8-11-06		...			DDO (M)	
9	10-08-06		...			DDO (M)	Pay Computerised w (3/2007) @ 269.5/- PM
10	10-06-2006		...			DDO (M)	Sanctioned of B.P. No. 9 vide EDO (Sd/-) Mangra vide issued Notification No. 5169-80 dated 10-06-2006

DDO Contract


 Head of the Office
 Mangra

16

Sl. No.	Name of the Party	Address	Date of Application	Amount	Remarks
1
2
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(5)

Case No.	Particulars	Amount	Received	Balance	Remarks
21988	...	12	17
21987	...	12	17
21986	...	12	17	...	...
21985	...	12	17	...	...
21984	...	12	17	...	...
21983	...	12	17	...	...
21982	...	12	17	...	...
21981	...	12	17	...	...
21980	...	12	17	...	...
21979	...	12	17	...	...
21978	...	12	17	...	...
21977	...	12	17	...	...
21976	...	12	17	...	...
21975	...	12	17	...	...
21974	...	12	17	...	...
21973	...	12	17	...	...
21972	...	12	17	...	...
21971	...	12	17	...	...
21970	...	12	17	...	...
21969	...	12	17	...	...
21968	...	12	17	...	...
21967	...	12	17	...	...
21966	...	12	17	...	...
21965	...	12	17	...	...
21964	...	12	17	...	...
21963	...	12	17	...	...
21962	...	12	17	...	...
21961	...	12	17	...	...
21960	...	12	17	...	...
21959	...	12	17	...	...
21958	...	12	17	...	...
21957	...	12	17	...	...
21956	...	12	17	...	...
21955	...	12	17	...	...
21954	...	12	17	...	...
21953	...	12	17	...	...
21952	...	12	17	...	...
21951	...	12	17	...	...
21950	...	12	17	...	...
21949	...	12	17	...	...
21948	...	12	17	...	...
21947	...	12	17	...	...
21946	...	12	17	...	...
21945	...	12	17	...	...
21944	...	12	17	...	...
21943	...	12	17	...	...
21942	...	12	17	...	...
21941	...	12	17	...	...
21940	...	12	17	...	...
21939	...	12	17	...	...
21938	...	12	17	...	...
21937	...	12	17	...	...
21936	...	12	17	...	...
21935	...	12	17	...	...
21934	...	12	17	...	...
21933	...	12	17	...	...
21932	...	12	17	...	...
21931	...	12	17	...	...
21930	...	12	17	...	...
21929	...	12	17	...	...
21928	...	12	17
21927	...	12	17
21926	...	12	17
21925	...	12	17
21924	...	12	17
21923	...	12	17
21922	...	12	17
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21916	...	12	17
21915	...	12	17
21914	...	12	17
21913	...	12	17
21912	...	12	17
21911	...	12	17
21910	...	12	17
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21908	...	12	17
21907	...	12	17
21906	...	12	17
21905	...	12	17
21904	...	12	17
21903	...	12	17
21902	...	12	17
21901	...	12	17
21900	...	12	17

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Rooh-ul-Qayyum Advocate High Court

10 Date of commencement of leave	11 Reason of commutation such as promotion transfer, appointment, etc.	12 Signature of the head of the office or other assessing officer	13 Leave		14 Signature of the head of the office or other assessing officer	15 Reference to any circular, provision of service or price of Government Service
			Allocation of period of leave on an average up to four months for which leave salary is payable to another Government			
			Period	Government to which allocable		
			5-6-2018	360		

16/6/2018
 By *[Signature]*
 M.A. (C-7) [unclear] [unclear] [unclear]
 un-declared [unclear] [unclear] [unclear]

Note: Payable 11-2018

Approved by [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]

[unclear]
 [unclear]
 S.D.F.O. (M)
 BALAKOT

(17) (12)

13

12	13		14	15	
Nature of head of the office or other attesting officer	Nature and duration of leave taken	Leave		Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant
		Allocation of period of leave on average pay upto how many months for which leave salary is debitable to another Government	Government to which debitable		
		Period	Government to which debitable		
		R. U.P. 1-10-2018 to 7-10-2018 leave without pay			
		D. K. (M) Mumbai adjustment No. 12725-7A/114			
		Avt. 6-10-2018 R. 5287 in 2/2018.			

4

18

Amnshere (B)

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (ELEMENTARY & SECY: EDUCATION) MANSEHRA

SANCTION GRANT OF LEAVE

Under the provision of revised leave rules, 1981, sanction is hereby accorded to the grant of leave in respect of following teachers as due and admissible to the under rules and as per detail below:-

<u>Sl. No</u>	<u>NAME & DESGN/SCHOOL</u>	<u>PERIOD OF LEAVE</u>	<u>REMARKS</u>
1.	Javid Tegal PST, GPS, Sidwal.	12.9.09 to 30.9.2009 (2 Months)	61 days Leave without Pay.
2.	S. Waqar Hussain Shah PST GPS, Chajar Payeen.	22.8.09 to 19.12.09 (120 days)	on F/Pay.
		(ii) 20.12.09 to 22.12.09 (03 days)	on Half Pay.
3.	Fasal Akber PST, GPS, Dhara.	01.9.09 to 30.11.02 (91 days)	on Full Pay.
4.	Sajid PST, GPS, Mandgran.	14.10.08 to 15.10.2010 (730 days)	without Pay.
5.	M. Idrees PST, GPS, Baffa Nera No.1 Baffa.	22.8.09 to 21.8.2010 (365 days)	with out Pay.

NOTE:-

Necessary entries to this effect should be made in the service book and other relevant record.

Sd/ x x x x x
EXECUTIVE DISTRICT OFFICER
ELEMENTARY & SECONDARY EDUCATION
MANSEHRA

Enclatt: NO 172-13-45 Dated, the Mansehra: 16/9/2009.

Copy to the:-

1. District Account Officer Mansehra.
2. Principal/Headmasters concerned a/w service book.
3. SDO (E&A) local office.

M. Iqbal
Advocate High Court
Mansehra

M. Iqbal
DISTRICT OFFICER (MALE)
ELEMENTARY & SECONDARY EDUCATION
MANSEHRA

(19) (78)

(200) *Amnure* E

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) MANSEHRA

ADJUSTMENT

Consequent upon the approval of the competent authority, Mr. Sajid PST GPS Mundgran Circle Phulra is hereby adjusted at GPS Pludran Phagal Circle Kaghan, against vacant post, on his own pay and grade in the interest of public service with immediate effect.

Note:

1. No TA/DA is allowed.
2. Charge report should be submitted to all concerned.

Sd/-
DISTRICT EDUCATION OFFICER
(MALE) MANSEHARA

Endst: No 12775-78 Dated 08/10/2018.

Copy for information to the:

1. District Accounts Officer Mansehra.
2. District Monitoring Officer Mansehra.
3. SDEO (M) Mansehra/Balakot.
4. Teachers Concerned.
5. Office order file.

[Signature]
DY: DISTRICT EDUCATION OFFICER
(MALE) MANSEHARA

[Signature]
Karam-ul-Qayyum
Advocate High Court,
Mansehra

20 (A) D

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) MANSEHRA.

NOTIFICATION

Mr. Sajid PST GPS-Mundgran Circle Phulra Tehsil Mansehra:

WHEREAS: Mr. Sajid PST GPS-Mundgran Circle Phulra Tehsil Mansehra was readjusted as PST vide Order No: 12775-78 Dated: 8/10/2018 after availing leave and thereafter proceeded under the rules as below:

1. WHEREAS: a letter received from District Accounts Office Mansehra under memo No DAO/MA/2019-20/194-95 dated 26-12-2019 for un-authorized regularization of absence period.
2. WHEREAS: In response to that letter, committee was constituted under memo: No 1452-53/Estt:(M)/Inquiry dated 11-02-2020. That committee recommended "as the order issued under Endstt: No 12775-78 dated 08-10-2018 be set aside and that order may be withdrawn"
3. AND WHEREAS: The competent authority District Education Officer (M) Mansehra after having perused the evidences and record on the subject case is of the view that the re-adjustment order is not backed by any proceeding/record and approved the recommendations of the committee.


NOW, Therefore, in exercise of the power conferred under the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules 2011 sub rule 2.(1)h(i), ii, the Competent Authority District Education Officer (M) E&SE Mansehra and after observing all codal formalities and accepting the recommendations of the committee is pleased to withdraw the order under Endstt: No 12775-78 dated 08-10-2018 and declared it as "Null & Void".

Sd/--

DISTRICT EDUCATION OFFICER
(MALE) MANSEHRA.

Endstt: No 1664-69 /F.No 21/Adjustment on returned from Leave/PST dated 15/02 /2020

1. Director E&SE Khyber Pakhtunkhwa Peshawar.
2. District Accounts Officer Mansehra.
3. District Monitoring Officer.
4. B&AO Local Office
5. SDEO(M) Concerned.
6. Mr.Sajid PST GPS-Mundgran Circle Phulra Tehsil Mansehra
7. Office File.


DY: DISTRICT EDUCATION OFFICER
(MALE) MANSEHRA


Khan-ul-Qayyum
Advocate High Court
Mansehra

To,

Director,
E & SE Education Deptt.
Peshawar.

Subject: Appeal against the order vide
Erufft No. 1664-69 dated 15-02-2020
whereby adjustment order vide
dated 8-10-2018 was withdrawn.

Respect fully Shaukth.

- 1) That the appellant was appointed as P.S.T. at GPS Manjra (Manshra) vide dated 22-02-2016.
- 2) That the appellant was serving with almost attributes and applied for leave without pay. w.e.f. 14-10-2020 to 15-10-2020 which was duly sanctioned.
- 3) That after observing leave, appellant was re-joined.
- 4) That, appellant applied for leave without pay due to domestic reasons, w.e.f. 16-12-2020 upto 07-12-2020, which was duly sanctioned, and verified by DAO (Manshra).

PTD

- 5. That, after absence leave, the appellant was re-adjusted vide order dated 8/10/2018, at GPS Phedran Phagal.
- 6. That, all and sudden, the re-adjustment order dated 8/10/2018, after 2 years of Caps. was withdrawn, through impugned notification vide dated 15²/₂₀₂₀ without explanation show cause, and without adopting codal formalities.

It is, therefore, above fact, and circumstances, most graciously prayed that, order vide dated 15-2-2020, may be set aside, and order vide dated 8/10/2018 re-stored, with all back benefits.

Your Obediently Obedient

Muhammad Sajid (GPS)
 GPS Mandgram Circle
 Phulwar (Manshera) / 4/3
 Phedran Phagal (Kashan)
 Manshera.

Village Lassan Nawab
 Teh. & Distt. Manshera.

Dated = 10⁰³/₂₀₂₀

~~Ilkhan-ur-Rahman~~
 Advocate High Court
 Manshera

DBAM No. _____

199

BU No. _____

1 0 - 2 8 1 8

Name of Advocate _____

S.No _____

33569

Fee Rs. 100/-



2020-21
General Secretary
District Bar Association
Mansehra

وکالت نامہ

بعدالت: ریڈر سردس ہرود ہونل لکارد۔ امداد نامہ
عنوان: سجاد بنام: شرکت و عملہ
منجاب: امداد نامہ نوعیت مقدمہ: سوس اسل

باعث تحریر آنکہ

دریں مقدمہ عنوان بالا میں اپنی طرف سے برائے پیروی و جواب دہی بمقام اسٹیشن ہاؤس لکارد کے لئے
الکرام العیوم دمار الہاس امداد نامہ
کو بدیں شرائط وکیل مقرر کیا ہے کہ میں ہر پیشگی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا رہوں گا اور بوقت پکارے
جانے وکیل موصوف کو اطلاع دیکر حاضر کروں گا۔ اگر کسی پیشگی پر منظر حاضر نہ ہوا اور غیر حاضری کی وجہ سے کسی طور پر مقدمہ
میرے خلاف ہو گیا تو وکیل موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل موصوف صدر مقام کچھری کے علاوہ
کسی اور جگہ کچھری کے مقررہ اوقات سے پہلے یا بروز تعطیل پیروی کرنے کے مجاز نہ ہوں گے۔ اگر مقدمہ کچھری کے علاوہ
کسی اور جگہ سماعت ہوا یا کچھری کے اوقات کے آگے پیچھے سماعت ہونے پر منظر کو کوئی نقصان پہنچے تو وکیل موصوف ذمہ دار
نہ ہوں گے اور وکیل موصوف کو عرضی دعویٰ اور درخواست اجراء ڈگری و نظر ثانی اپیل نگرانی دائر کرنے نیز ہر قسم کی درخواست
بیان حلفی و تصدیق کرنے اور اسپر دستخط کرنے کا بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کے اجراء کرانے اور قسم کا روپیہ وصول
کرنے اور رسید دینے اور داخل کرنے کا ہر قسم کا بیان دینے اور سپر دہاشی و راضی نامہ و دستبرداری و اقبال دعویٰ کا اختیار بھی ہوگا
بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم انتہائی یا فیصلہ قبل از ڈگری اجراء ڈگری بھی وکیل موصوف
کر بشرط ادائیگی علیحدہ مقررہ ادا کرنے کا مجاز ہوگا اور بصورت ضرورت بدوراں مقدمہ یا اپیل و نگرانی کسی دوسرے وکیل یا پیرسٹر کو
بجائے خود یا اپنے ہمراہ مقرر کریں اور مشیر قانونی کو بھی اس امر میں وہی اختیارات حاصل ہوں گے جیسے وکیل موصوف کو
اور اگر پوری فیس تاریخ پیشگی سے پہلے ادا نہ کروں گا تو وکیل موصوف کو پورا اختیار ہوگا کہ مقدمہ کی پیروی نہ کریں اور ایسی حالت
میں میرا مطالبہ وکیل موصوف کے برخلاف نہیں ہوگا مجھے کل ساختہ پرداختہ وکیل موصوف مثل ذات خود منظور و قبول ہوگا۔
لہذا وکالت نامہ لکھ دیا ہے اور دستخط / انگوٹھا ثبت کر دیا ہے تاکہ سند رہے۔ مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے۔

مورخہ

20 جون

ACCEPTED

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A A

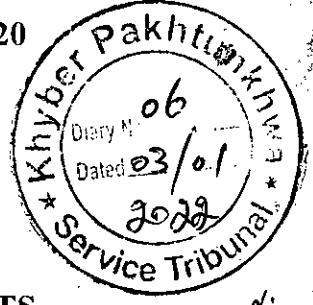
BEFORE THE HONOURABLE KHYBER PAKHTUN KHAWA
SERVICE TRIBUNAL PESHAWAR CAMP COURT
ABBOTTABAD.

Service Appeal No.6883/2020

Sajid S/o Muhammad AyubAPPELLANT

VERSUS

Govt. of Khyber Pakhtunkhwa through Secretary Elementary and
Secondary Education, K.P.K., Peshawar and Others.....RESPONDENTS



SERVICE APPEAL

APPLICATION OF EARLY HEARING

RESPECTFULLY SHEWETH:

1. That the above captioned appeal is pending for adjudication before this Honourable Tribunal and the next date of hearing is fixed on 17-03-2022.
2. That the matter with regard to the service of appellant was resolved by the respondent.
3. That after redressal of grievances of the appellant, no need to compress the said appeal.
4. That the matter is relate to the services of the appellant and is liable to be dispose off as early as possible.

PRAAYER

It is therefore humbly prayed that the appeal my kindly be fixed for disposals before the next bench of camp court Abbottabad.

Sajid.....Appellant

Through

Ikram Ul Qayyum.

Barbar Ilyas _____ Advocate High Courts.

Mansehra

I Sajid S/o Muhammad Ayub Village Shahkoki post office Lissan Nawab District Mansehra Ex-PST GPS Mandgran Circle Phulra Mansehra do, hereby solemnly affirm and declare that content of Early Hearing in service Appeal is true to the best of my conviction and belief and nothing has been concealed from this Honorable Tribunal.

Deponent

Sajid

Put up to the working chain with relevant appal

31/12/22.

Dandu

Fix in coming four.
17-1-22
04/01/2022