

S.No.	Date of order/ proceedings	Order or other proceedings with signature of Judge or Magistrate and that of parties where necessary.
1	2	3
	29.07.2021	<p style="text-align: center;">KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, <u>PESHAWAR.</u></p> <p style="text-align: center;">Service Appeal No. 4921/2020</p> <p>Kazim Ali Bangash son of Ghulam Hussain, R/O Ustanzaee Payan, Kohat. ... (Appellant)</p> <p style="text-align: center;"><u>Versus</u></p> <p>1. Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education Peshawar and others. ... (Respondents)</p> <p>Associate of the counsel for appellant and Mr. Muhammad Adeel Butt, Addl. AG alongwith Habibullah, ADO for the respondents present.</p> <p>2. In pursuance to directions contained in order dated 24.06.2021, it may be observed that copies of the record produced with application through Hassan U.K Afridi, Advocate does not serve the purpose of compliance of the said order. The appellant was given an opportunity for doing the needful on two counts. Firstly that if he had earlier resorted to the remedy provided in the service laws after he was informed about termination from service, and if so, he is to place on file copies of the relevant record. The copies of record produced through today's application pertains to a Civil Suit in which the appellant was a plaintiff and instituted for his entitlement to</p>

commutation, pension @ Rs. 10000/- P.M and other benefits w.e.f. 25.11.1967 to 12.01.1978 and onward. In view of the subject matter of the suit relating to the terms and conditions of the service, the Civil Court vide order dated 18.05.2007 held about lacking of its jurisdiction and returned the plaint to the plaintiff for presentation before the proper forum. No other record has been produced in compliance with the order dated 24.06.2021 of this Tribunal showing pursuit of the appellant thereafter before the competent forum. The other needful on part of the appellant was to bring on record, through amendment in memorandum of appeal whether he after impugned termination had remained out of service throughout till filing of this appeal and had not joined any profession or service in the meantime. The said needful has not been responded by the appellant through submission of the amended memorandum of appeal. Therefore, this appeal is dismissed in limine. File be consigned to the record room.



(AHMAD SULTAN TAREEN)
Chairman

ANNOUNCED
29.07.2021

22.12.2020

Junior counsel for appellant present.

Kabir Ullah Khattak learned Additional Advocate General present. Sajid Khan ADEO representative of respondent No.4 present and produced relevant record which is placed on file.

Again, a request was made for adjournment as senior counsel for appellant is busy before Hon'ble Peshawar High Court.

Adjourned to 17.03.2021 for preliminary hearing, before S.B.



(Rozina Rehman)
Member (J)

17.03.2021

Due to tour of Camp Court Abbottabad and shortage of Members at Principal Bench Peshawar, the case is adjourned to 24.06.2021 before S.B.



Reader

24.06.2021

Appellant with counsel and Mr. Kabirullah Khattak, Addl. AG alongwith Habibullah, ADO for the respondents present.

Departmental representative present today has furnished the copy of some service record marked as Annexures- A to E with a covering letter and the same have been placed on file.

P.T.O

The appellant himself pointed out that he had filed Civil Suit in Kohat in the year 2007 regarding his service matter, wherein the departmental authorities of Kohat and Mardan Districts were parties. That suit was disposed of with direction to him to approach the Service Tribunal. The certified copies of the record of said suit are not annexed with the Memorandum of appeal nor is there any statement in factual account of memorandum of appeal about the institution of said suit and its disposal in the manner as stated by the appellant. Moreover, it is apt to apprise with a query, whether he had earlier resorted to the remedies provided in the service law when he was informed about termination from service prior to present appeal and if yes, copies of the relevant record be placed on file. Presently, the appellant through instant appeal seeks the relief of pensionary benefits obviously presuming himself in service and had retired on the age of superannuation. Let the appellant bring this fact on record through amendment in memorandum of appeal whether he after impugned termination had ^{remained} removed out of service throughout till filing of this appeal and had not joined any profession or service in the meantime. The appellant is directed to do the needful in the given terms. The representative of the respondents is also directed to keep the efforts continue for finding out remaining service record of the appellant pertaining to District Kohat. Case to come up on 29.07.2021 before S.B.


Chairman

13.08.2020

Counsel for the appellant present.

Notice be issued to respondent No. 3 for production of entire service record pertaining to the appellant on next date of hearing.

Adjourned to 07.10.2020 before S.B.


Chairman

07.10.2020

Counsel for the appellant and Waheed Gul, ADEO and Muhammad Sajid, ADO (Legal) for the respondents present.

Representative of respondent No. 3 states that as the case pertains to the year 1977, therefore, requests for some more time to produce the requisite record.

Learned counsel for the appellant also requests to place on record the memorandum of appeal No. 1107/2007 disposed of by this Tribunal on 15.12.2007.

Adjourned to 22.12.2020 on which date the needful shall positively be done by both the parties.


Chairman

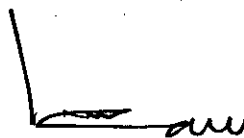

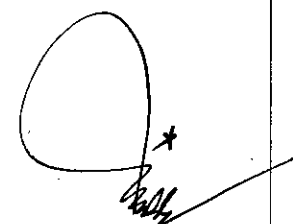
P225
P225/2007?

Form-A

FORM OF ORDER SHEET

Court of _____

Case No.- 4921 /2020


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	01/06/2020	<p>The appeal of Mr. Kazim Ali Bangash resubmitted today by Mr. Hassan U.K Afridi Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>12/06/2020</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
	12.06.2020	<p>None for the appellant present. Notices be issued to the appellant and his counsel. To come up for preliminary hearing on 13.08.2020 before S.B.</p> <p style="text-align: right;"> (MAIN MUHAMMAD) MEMBER</p>

The appeal of Mr. Kazim Ali Bangash submitted today i.e. 0.05.2020 by Mr. Hassan U.K Afridi, Advocate is incomplete on the following score which is returned to his counsel for completion and resubmission within 15 days.

- 1- Affidavit not attested by the Oath Commissioner which may be attested.
- 2- Copies of Pages No.20 to 23 and 47 are illegible which may be replaced by legible/better one.
- 3- All Annexures of appeal are not attested which may be attested.


No. 1100 /S.T,

DT. 6-5-2020


Registrar
Service Tribunal
Khyber Pakhtunkhwa
Peshawar.

Mr. Hassan U.K Afridi, Advocate Peshawar

Re submitted


01/06/2020

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Service Appeal No. 4921 /2020

Kazim Ali Bangash.....Appellant

V E R S U S

Government of Khyber Pakhtunkhwa through its
Secretary E&SE & others.....Respondents

I N D E X

S#	Description of Documents	Annex	Pages
1.	Service Appeal		1-5
2.	Affidavit		6
3.	Addresses of parties <i>with condonation of fees</i>		7-10
4.	Appointment letter 24.02.1967		11
5.	Service book		12-17
6.	Certificate		18
7.	Duty letter 1973		19
8.	Leave certificate dt.13.03.76		20
9.	Letter for grant of leave dated 11.05.76		21
10.	Letter to take over charge in Mardan dated 19.05.77		22
11.	Statement of ADO		23
12.	Charge report		24
13.	Service tribunal order dated 15.12.2007		25
14.	Medical document		26-43
15.	Complaint to chairman right to information Act		44-48
16.	Departmental appeal <i>with notes</i>		49-50
17.	Wakalatnama		51

Appellant

Through

Dated 04.05.2020

Hassan U.K Afridi
Advocate Supreme Court
Cell No. 0300-9151963

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Service Appeal No. 4921 /2020

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 3398

Dated 5-5-2020

Kazim Ali Bangash S/o Ghulam Hussain,
R/o Ustanzae Payan, Kohat.....**Appellant**

V E R S U S

1. Government of Khyber Pakhtunkhwa through its Secretary Elementary & Secondary Education, Peshawar
2. Director Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar
3. District Education Officer, Elementary & Secondary Education, K.D.A Kohat.
4. District Education Officer Elementary & Secondary Education, Mardan
5. Account General Khyber Pakhtunkhwa Peshawar
.....**Respondents**

**APPEAL U/S 4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT,
1974 FOR AWARDING PENSION WITH ALL
PENSIONARY BENEFITS INCENTIVES TO
THE APPELLANT UNDER THE LAW/RULES**

Filed to-day
Registrar
05/05/2020

Re-submitted to -day
and filed.

Registrar
11/6/2020

Prayer in Appeal

On acceptance of this appeal, the respondents may kindly be directed to award/grant pension gratuity with all pensionary benefit/incentives to the appellant under the law/rules

Any the relief, the Honourable Court may deem fit for the safe administration of justice

Respectfully Sheweth:-

1. That the appellant was appointed as Assistant Workshop Instructor, in Government Middle School Togh Bala, Kohat.
2. That the appellant served as Drawing Master in the department of respondents, up to eleven years and performed his duties well to the best satisfaction of authorities.
3. That on 10.05.1976, the appellant proceeded on study leave and subsequently the appellant after joining the school, again applied for study leave from 11.01.1977 to 10.05.1977.

4. That the appellant was transferred to Government Middle school Tora Mera, Mardan on 11.05.1977.
5. That after summer vacation, the appellant submitted another application for extension study leave but meanwhile the appellant suffering from mental problem.
6. That when the appellant recovered from illness, he inquired to join the service but he has been verbally replied that he has been terminated.
7. That the appellant applied for his termination order but no reply received by the appellant, than the appellant submitted application under the right to information Act, 2014 but still no satisfactory reply has been received.
8. That the appellant then filed departmental appeal on 16.01.2020 for his person and pensionary benefits under the law on 16.01.2020 to the respondents but still no reply received till 90 days, hence this Service Appeal on the following amongst the other grounds

GROUNDS:

- A. That denial of the respondents to give the pension with all pensionary benefits increment is against law and rules.
- B. That when appellant wanted to join the duty, he has been verbally told that he had been terminated, but no written termination order had been handed over to the appellant.
- C. That the appellant submitted application under right to information Act, 2014 to the respondent but there is no order available in record, which means the appellant had not been terminated from service and the appellant is well entitled for his pension etc.
- D. That the delay of filling the departmental representation is due to mental sickness of the appellant.
- E. That under the rules and fundamental right, embodied in the constitution, the appellant is entitled for his pension and pensionary benefits etc.

- F. That the appellant served in the department of respondent till 11 years and he is well entitled for pension etc.
- G. That some other ground may be adduced at the time of arguments with the permission of this Honourable Court.

It is, therefore humbly prayed that on acceptance of this appeal, the respondents may kindly be directed to award/grant pension gratuity with all pensionary benefit/incentives to the appellant under the law/rules

Any the relief, the Honourable Court may deem fit for the safe administration of justice.


Appellant

Through

Dated 04.05.2020


Hassan U.K Afridi
Advocate
Supreme Court of Pakistan

&


Muhammad Shafiq
Advocate High Court

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Service Appeal No. _____/2020

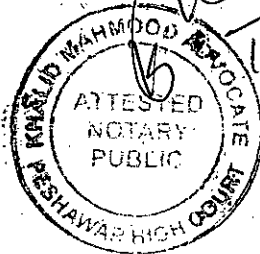
Kazim Ali Bangash.....**Appellant**

VERSUS

Government of Khyber Pakhtunkhwa through its
Secretary E&SE & others.....**Respondents**

AFFIDAVIT

I, Kazim Ali Bangash S/o Ghulam Hussain, R/o Ustanzaee Payan, Kohat, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.



DEPONENT

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Service Appeal No. _____/2020

Kazim Ali Bangash.....**Appellant**

V E R S U S

Government of Khyber Pakhtunkhwa through its
Secretary E&SE & others.....**Respondents**

ADDRESSES OF PARTIES

APPELLANT:

Kazim Ali Bangash S/o Ghulam Hussain,
R/o Ustanzaee Payan, Kohat

RESPONDENTS:

1. Government of Khyber Pakhtunkhwa through its
Secretary Elementary & Secondary Education,
Peshawar
2. Director Elementary & Secondary Education,
Khyber Pakhtunkhwa, Peshawar
3. District Education Officer, Elementary & Secondary
Education, K.D.A Kohat.
4. District Education Officer Elementary & Secondary
Education, Mardan
5. Account General Khyber Pakhtunkhwa Peshawar


Appellant

Through


Hassan U.K. Afridi
Advocate

Dated 04.05.2020

8

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Service Appeal No. _____/2017

Kazim Ali Bangash.....**Appellant**

V E R S U S

Government of Khyber Pakhtunkhwa
Through its Secretary E&SE & others.....**Respondents**

APPLICATION FOR CONDONATION
OF DELAY

Respectfully Sheweth:

1. That service appeal filed with this application, which has bright chance to succeed.
2. That the delay of filing this appeal is due to mental disorder of the appellant, because the appellant is not medically fit to peruse his case before the respondents and even before this Hon'ble Tribunal.
3. That justice demands to decide the cases on merit rather than on technicality, and limitation may not be come as hurdle in the way of justice, *Further that there is no limitation of the Penny bench*
4. That some other ground may be adduced at the time of arguments with the permission of this Honourable Court

It is, therefore humbly prayed that on acceptance of this application, the delay of filing this appeal may kindly be condoned.


Appellant

Through

Dated 14.03.2017


Hassan U.K. Afridi
Advocate High Court

10

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

C.M. No. _____/2017

In

Service Appeal No. _____/2017

Kazim Ali Bangash.....**Appellant**

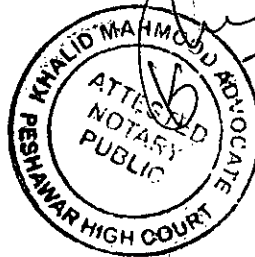
V E R S U S

Government of Khyber Pakhtunkhwa

Through its Secretary E&SE & others.....**Respondents**

A F F I D A V I T

I, Kazim Ali Bangash S/o Ghulam Hussain, R/o Ustanzae Payan, Kohat, 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

(11)

Copy of office order No. 42, dated 28.1.67 from the Director of Education, Peshawar Region, Peshawar received in this office vide his order No. 9758-TU/A-167/Tech: dated Peshawar the 28.1.67

"APPOINTMENT" 279

Annex 1
A

The following candidates are hereby appointed as part-time Workshop Instructors in the schools mentioned against each on an ad-hoc basis fixed with effect from the dates of their taking over charge. The appointment is purely as a stop-gap measure and is liable to termination at any time without any notice and assigning any reasons or on the arrival of qualified persons. They have no right of confirmation etc. even if they complete their period of probation.

<u>Name of Candidate:</u>	<u>Qualifications:</u>	<u>School at which appointed:</u>
1:- Syed Shahadat Hussain, F.Sc. (H.K.)		G.D.S. Chaddani (Kohat)
2:- Mr. Ali Khan	F.A. (Metric with Sc. & Dre)	G.D.S. Johangeri Bunde
3:- <u>Kasim Ali</u>	Matric. with Science & Drawing	G.H.S. Fagh Bala (Kohat)
4:- Mohd Nazeem		G.D.S. Shand Baghri

Note:-

1. Their charge reports with other service documents may be furnished to this office for record.
2. They should be sent to the Civil Surgeon for medical test and no pay should be drawn for them till they produce their Health & Age Certificates.
3. They will have to give one month's prior notice or forfeit one month's pay to Govt. if desire to resign.
4. Their original certificates may be checked and may not be handed over if their age exceeds 30 years or less than 18 years.
5. No P.A. is allowed.

Sd/- *[Signature]* Director ()
for Director of Education,
Peshawar Region, Peshawar.

OFFICE OF THE DISTRICT INSPECTOR OF SCHOOLS, PESHAWAR.

Order No. 1785-93 /A-1. dated Kohat, the 24 Feb '67.

Copy of the above forwarded for information and necessary action to the:-

1-4. Headmasters, G.D.S. Chaddani, Johangeri, Fagh Bala and Shand Baghri with the request that the candidates mentioned attend the schools should be given charge on the specified date after the issue of these orders.

5-6. S.O. (Kr), (K) (A) and P.O. of the local office.

Charge reports should be submitted to this office.

For/-

Attested
[Signature]

[Signature]
District Inspector of Schools, Peshawar

Copy of office order No.42, dated 23.1.07 from the Director of Education, Peshawar region, Peshawar received in this Office vide his endst No.9758-79/A-167/Tech. dated Peshawar the 28.1.67

Appointment

The following candidates are hereby appointed as Asstt. Workshop instructors in the school mentioned against cash on Rs.125/- P.M fixed with effect from the dates of their taking over charge. The appointment is purely a stop-gap-measure and is liable to termination at any time without any notice and assigning any reasons or on the arrival of qualified persons. They have no right of confirmation etc. even if they complete their period of probation.

<u>Name of candidate</u>	<u>Qualification</u>	<u>School at which appointed</u>
1: Syed Shabadat Hussain	PSc (N.M)	G.H.S Ghadozai (Kohat)
2: Mir Ali Khan	F.A (Matric with SC Drg)	GHS jahangerai Banda
3: Kazim Ali	Matric with Science Drawing	G.H.S Togh Bala (Kohat)
4. Mohd. Nazeef	B.A	G.H.S Ghand Baghr)

- Note
1. Their change report with other service for test and no pay should be drawn for then till the produce their Heath Age Certificate
 2. They should be sent to the civil Engineer for written test and no pay should be drawn for them til they produce their Health Age certificate
 3. They will have to five one Months prior notice or forfeit one month pay to Govt. if desire
 4. Their original certificate may be charged and may not handed over if their age exceeded 30 years
 5. NO T.A is allowed

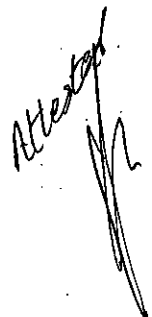
Sd/-XXXX Dy. Director
for Director of Education
Peshawar

OFFICE OF THE DISTRICT INSPECTOR OF SCIENCE

Endst. No.1785-93/A-1, dated Kohat 24, Feb, 67

- 1.4 Headquarters, G.H.S Khadezai, Jehangira TOgh Bala, Dhund Saghri with the remarks that the candidate is attend the schools should be five Date after the issue of these orders.
- 5-8. A.S.J (Kr), (K), (A) and P.S of the Charge report should be submitted

Sd/-XXXX Dy. Director
for Director of Education


Attest


11
Duplicate (12)

SERVICE BOOK
OF A.W.I.

Gandhiji Bala
Kohat

Mr. Kamran Ali BANQASH of
Ustuzga Payan - Teh + Dist Kohat

Attested


Price: Rs. 10.00

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

1. Name *Kazim Ali Bangash*

کازیم علی

2. Race *Pathan "Bangash"*

3. Residence *V.P.O. Ustuzai Payan Distt. Kohat*
اوستوزی پان

4. Father's name and residence
Ghulam Hussam V.P.O. Ustuzai Payan Kohat
غلام حسین

5. Date of birth by Christian era as nearly as can be ascertained
20-2-1949 Twenty February N.H. forty nine

6. Exact height by measurement
5-7

Date

7. Personal marks for identification
wound mark on left leg

8. Left hand thumb and Finger impression of (non-gazetted) officer

Little Finger

Ring Finger

Middle Finger

Fore Finger

Thumb

9. Signature of Government servant

Muzaffar

10. Signature and designation of the Head of the Office, or other Attesting Officer.

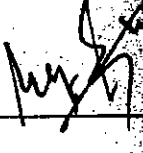
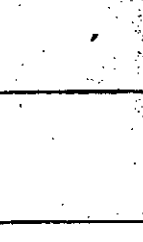
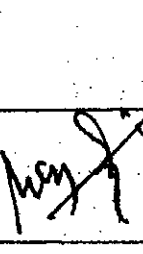
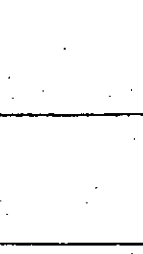
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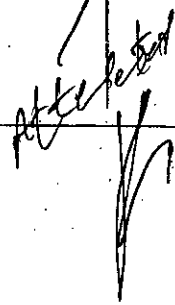
D/S Kohat

Attested
[Signature]

Attested
D/S Kohat

(14)

1 Name of post	2 Whether substantive or officiating and whether permanent or temporary	3 If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. R.	4 Pay in substantive post	5 Additional Pay for officiating	6 Other emolument falling under the term "Pay"	7 Date of appointment	8 Signature of Government servant
A.W.1 GMS Tugh Bala	Temp.			Rs 125/- P.M		25-2 67 (F.N)	
A.W.1 GMS Abrahimzai Khat	Temp.			Rs 125/- P.M		20-6 67 (F.N)	 D1
D.M G.H.S Hangul	Temp.			Rs 115/- P.M		10-9 68	 S D1
A.W.1 GMS Tugh Bala	Temp.			Rs 193/-		713 73 (F.N)	

Accepted


16

1	2	3 *	4	5	6	7	
Name of Post	Whether substantive or officiating and whether permanent or temporary	If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive Post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	and of the head St or other ficer in Governn of 1 to 8
D.M. S.M.S.	Temp.		Rs 225/-			27 ¹⁰ / ₇₅ <u>27 ¹⁰/₇₅</u>	[Signature]
Nassat Wheh K.T.			6.				
D.M. S.M.S. Tera Manu Mardan			225/-				

Attested

[Signature]

CERTIFICATE.

18

Certified that Mr Kazim Ali Drawing Master
had served in Education Department with effect from
25-2-1967 to 12-1-1978.

District Education Officer
(Male) Kohat.

W. M. S. S.

Attest
[Signature]

The District Inspector of Schools,
Kohat.

1973
19

To

The Head Master,
Govt Middle School, Ustarzai Bala.

Subject:- Supervisory Staff.

Memorandum:-

It is to inform you that Mr Kazim Ali, Drawing Master of your School has been appointed as invigilator in the F.A. Examination-1973 at Govt College, Mansehra 'B' Centre. He may be relieved today to report to the Superintendent of the Centre concerned tomorrow the 9th F.N. without fail.

S. I. Khan
District Inspector of Schools,
Kohat.

Attest

The District Inspector of Schools
Kohat

To

The Head Master,
Govt. Middle School, Ustarzai, Bala

Subject: Supervisory staff

Memorandum

It is to inform your that Mr. Kazim Ali, Drawing Master of Your School has been appointed as invigilator in the F.A Examination-1978 at Govt. College, Mansehra (5) Centre. He may be relieved today to report to the superintendent of the Centre concerned tomorrow the 9th F.N without fail.

Sd/-XXXXXX
District Inspector of Schools
Kohat

Attested
T
K

LEAVE CERTIFICATE.

This is to certify that Mr. Kazim Ali Drawing Master of G Middle School, Nasrat Khel (Distt: Kohat) has been proceeded on leave i.e. from 1.1.1976 to 31.5.1976 (Five months)

Dated. 13/2/1976.


A. Aman
District Inspector of Schools,
Of Schools Kohat.
6/2

Attest

LEAVE CERTIFICATE

This is to certify that Mr. Kazim Ali Drawing Master of Govt. Middle School, Nasrat Khel (District Kohat) has been proceeded on leave i.e. from 01.01.1976 to 31.05.1976 (Five Months)

Sd/-XXXXX
District Inspector of Schools
Kohat

Attested


NO. 1484 / Dated Kohat the 11-5-176.

21

From: The Distt: Inspector of Schools,
Kohat.

TO: The Principal,
Law College, Peshawar University,
Peshawar.

Sub: GRANT OF LEAVE FOR STUDY PURPOSE.
Re: o:

One Mr. Kazim Ali S/O Ghulam Hussain of Usterzai Payan
Distt: Kohat has taken admission in your College to qualify Law.

He is actually a Govt: servant working as drawing Master
at G.M.S. Nosrat Khel. He applies for leave in piece meal which is con-
trary to Govt: rules.

It is requested that exact date of his admission in your
College and date on which complete course expires may please be intimate
to the undersigned to regularise his leave.

Alman
D.I. Schools, Kohat.

Andst: No. 1485 / Dated Kohat the 11.5.176.

Copy to Mr. Kazim Ali Law Student, Law College
Peshawar University with the remarks that he should apply a fresh for
course period so that he may be granted leave as admissible under the
rules.

Distt: Inspector of Schools
Kohat.

y

Attested
[Signature]

No.1484/ Dated Kohat the 11-5-76

From: The District Inspector of Schools
Kohat

To: The Principal,
Law College, Peshawar University

Subject: GRANT OF LEAVE FOR STUDY PURPOSE

One Mr. Kazim Ali Son of Ghulam Hussain of Usterzai Payan District, Kohat has taken admission in your College to qualify Law.

He is actually a Govt. Servant working as Drawing Master at G.M.S Nasrat Khel. He applies for Leave in place meal which is contrary to Govt. rules.

It is requested that exact date of his admission in your college and date on which complete course, expires may please be intimated to the undersigned to regularizes his leave.


Sd/-XXXXX

D.I. Schools Kohat

Endst: No.1485/ dated Kohat the 11.5.76.

Copy to Mr. Kazim Ali Law Student, Law College Peshawar University with the remarks that he should apply a fresh for course period so that he may be granted leave as admissible under the rules.

District Inspector of Schools
Kohat

Attest


22

OFFICE OF THE DIRECTOR OF EDUCATION N.W.F.P. PESHAWAR.

RESUMPTION OF DUTY.

On return from Leave Mr Kazim Ali Drawing Master Govt Middle School, Nasrat Khel, Kohat is hereby allowed to take over charge at Govt Middle School, Toru Mardan against vacant Drawing Master post with effect from 11-5-1977.

Charge report should be sent to this office.

(MOHAMMAD MOHSIN)

Dy: Director of Edu (Schools)
N.W.F. Province, Peshawar.

11241-43

Encls No. 12/Kazim Ali dated 19/5/77

Copy forwarded for information and necessary action to the:-

- 1) Inspector of Schools, Peshawar Division, Peshawar.
- 2) District Inspector of Schools, Kohat.
- 3) District Inspector of Schools, Mardan.

Dy: Director of Schools,
N.W.F.P. Peshawar.

Encls - No: 3631-33 @ 30/5/77

C.M. J. & information & availability

- 1) H.R. S.M.S. Form
- 2) A.D. 1858-72
- 3) Govt

J. 2th2
Dy Mardan

Attested
[Signature]

OFFICE OF THE DIRECTOR OF EDUCATION NWFP PESHAWAR

RESUMPTION OF DUTY

On returned from Leave Mr. Kazim Ali Drawing Master Govt. Middle School, Nasrat Khel, Kohat is hereby allowed to take over charge at Govt. Middle School, Toru Mardan against vacant Drawing Master post with effect from 11-5-1977.

Charge report should be sent to this office.

(MUHAMMAD MOHSIN)

Dy: Director of Edu. (Schools)
N.W.F.P Province, Peshawar

Endst No.11241-43/ 12/ Kazim Ali dated 19.05.77

Copy of forwarded for information and necessary action to the:

- 1) Inspector of Schools, Peshawar Division, Peshawar
- 2) District Inspector of Schools, Kohat
- 3) District Inspector of Schools, Mardan

Sd/-XXXX

Dy: Director of Edu. (Schools)
N.W.F.P Province, Peshawar

Attes ted
[Signature]

80

23

CW-1. Statement of Nazrul Islam, A.D.O School, Kohat
Kohat on oath.



It is stated that Mr. Kazim Ali Bangesh S/O Ghulam Hussain Ex-DM had served in Edu: deptt: w.e.f 25.2.1967 to 10.5.1977 including study leave w.e.f 11.1.1977 uptill 10.5.1977 and also that transfer to Distt: Mardan vide order No. 11241 ~~111~~-43 which is already exhibited as Ex.PW 3/3. The record regarding the service of Mr. Kazim Ali Bangesh advocate in district Mardan be requisitioned from E.D.O E & L) Mardan. The record to be produced by EDO Mardan is relating to the period after 11.5.1977. My service identity card is Ex.CW 1/1
XX.....for plaintiff (Nil opportunity given)

27

RO&AC.

16.1.2007

Syed Iftikhar Shah
(Syed Iftikhar Shah)
Civil Judge-III/ J.M ,
Kohat.

Attested by
Copping Branch Kohat

Attested


CW-1 Statement of Nazrul Islam, A.D.O Schools, Kohat on Oath:

It is stated that Mr. Kazim Ali Bangash Son of Ghulam Hussain Ex.DM had served in Education Department w.e.f. 25.02.1967 to 10.05.1977 including study leave w.e.f. 11.01.1977 uptill 10.05.1977 and also that transfer to District Mardan vide order No.11241-43 which is already exhibited as Ex.PW 3/3. The record regarding the service of Mr. Kazim Ali Bangash advocate in District Mardan be requisitioned from EDO E&L) Mardan. The record to be produced by EDO Mardan is relating to the period after 11.05.1977. my service identity card is Ex.CW 1/1.

XX..... for plaintiff (Nil Opportunity by given).

RO &AC
16.1.2007

Sd/-XXXXX
Syed Iftikhar Shah
Civil Judge-III/J.M
Kohat

Attested


B

(24)

Certificate of Transfer of Charge

Certified that we have on ~~the~~ after noon
of the day
respectively made over & received the charge
of the Post of Drawing master vide DCP
O.O No NIL dated & Dis Encl- NO NIL
D. NIL x Proceeding on study leave for four months w.e.f. 10/1/77 to 10/5/77

Station - GMS Nasratkhal

Dated - 10.1.1977

Signature of Relieved Govt Servant -
KAZAMALI S.H.

Signature of Relieving Govt Servant -

No 657-2 Dated 10.1.77

Forwarded to the Director of Education Peshawar in duplicate for information & n/a.

Said on Behalf
HEAD MASTER 10/1/77
GOVT MIDDLE SCHOOL
NASRAT KHIL
DISTT KOHAT

Attested
for

CERTIFICATE OF TRANSFER OF CHARGE


Certified that we have on after room of the day, respectively made over received the charge of the post of Drawing master vide DEP Q.O No.NIL dated and Dis Endst No.NIL X proceeding on study leave for four months w.e.f 11.01.77 to 11.05.77

Station: GMS Nasratkhel
Dated 10.01.1977
Kazamzali D.M
Sig of Relieved Govt. Servant

Sd/-xxxx
Sig of Relieving Govt.
Servant

No.657-2 dated 10.01.77
Forwarded to the Director of Education Peshawar in
Duplicate for information n/action

Sd/-XXXX
HEAD MASTER
GOVT. MILDDE SCHOOL
NASRAT KHEL
DISTRICT KOHAT

Attested


BEFORE THE SERVICES TRIBUNAL NWFP PESHAWAR

25

Appeal No. 1105/07

Kazim Ali Bangash ~~...~~ S/O Ghulam Hussain R/O Usterzai Payan, Distt Kohat.

Versus

1. Secretary Education, NWFP. Pshwar.
2. Director Education, NWFP. Pshwar.
3. Executive Distt Officer Education, Mardan.
4. DCO, Mardan.
5. EDO, Education, Kohat.

Stamp: NWFP Provincial Services Tribunal
 Diary No. 304
 Dated 31/10/07

Appeal against the order No. Nil, dated Nil of respdt No 2 whereby the Services of the appellant was terminated and the respdt No.2 did not dispose off departmental appeal within statutory period of three months, therefore the appeal may be accepted and the appellant may be reinstated in services or he may be given pensionary benefits with retrospective effect.

4. 15.12.2007

Appellant with counsel present.
 Preliminary arguments heard partly. During the course of arguments, learned counsel for the appellant agreed to withdraw the instant appeal with permission to sue afresh on the same cause of action. Order accordingly. File be consigned to the record.

Signature of the appellant with a circular stamp.

ANNOUNCED
 15.12.2007

CHAIRMAN 15/12/07

Handwritten notes and stamps:
 Date of presentation of appeal: 15-12-07
 Number of copies: 4
 Copyies for: 4
 Date of completion: 15-12-07
 Date of delivery: 15-12-07
 Signature: M. S. Khan

Dr. Syed Ibne Ali

M.B.B.S (SIND)
S.M.O.L.M.H. Kohat
And D.H.Q. Kohat



ڈاکٹر سید ابن علی

ایم۔ بی۔ بی۔ ایس (سندھ)

سینٹر میڈیکل آفیسر ایل۔ ایم۔ ایچ کوہاٹ
اینڈ ڈسٹرکٹ ہیڈ کوارٹر ہسپتال کوہاٹ

26

Name Kez Ali

Date 12/3/2008

Dr. Motival
Dr. Divohil
102 d. C. 11
Complete my report
[Signature]

Tab Ciprox 750mg

Cap Pyricam 20mg

Tab Famolid 20mg-40mg

[Signature]

Dr. Syed Ibne Ali



ڈاکٹر سید ابن علی

27

M.B.B.S (SIND)
S.M.O.L.M.H. Kohat
And D.H.Q. Kohat

ایم۔ بی۔ بی۔ ایس (سندھ)
سینٹر میڈیکل آفیسر ایل۔ ایم۔ ایچ کوہاٹ
اینڈ ڈسٹرکٹ ہیڈ کوارٹر ہسپتال کوہاٹ

Name Kazim Ali

Date 15/7/2008

Q.

Tab. Valax 4R.

۲ تا ۳ گلیں رات د

Tab. Rivofen

۲ تا ۳ گلیں رات د

Complete rest

Tab Ciprox 750mg

Cap Pyricam 20mg

Tab Famotid 20mg-40mg

Attested

Dr. Syed Ibne Ali



ڈاکٹر سید ابن علی

M.B.B.S (SIND)
S.M.O.L.M.H. Kohat
And D.H.Q. Kohat

ایم۔ بی۔ بی۔ ایس (سندھ)

سینئر میڈیکل آفیسر ایل۔ ایم۔ ایچ کوہاٹ
اینڈ ڈسٹرکٹ ہیڈ کوارٹر ہسپتال کوہاٹ

Name Kazim Ali

Date 26/10/2024

بہ

Tab. Valer.

بہ

Tab. Revolut

بہ

Complete Rest

Tab CiproX 750mg

Cap Pyricam 20mg

Tab Famotid 20mg-40mg

Attestation

Dr. Sardar Muhammad Alam
Asstt: Professor & Incharge
Department of Neurology
PGMI Lady Reading Hospital Peshawar

Clinic :-
4 B, Habib Medical Complex
Opposite Mission Hospital
Dabgari Garden Peshawar
Tel :- 217629-2501960

Name Kazim Ali Age 55y Sex M. Date 25/12/19

Hx D.D.
A.N
M.D

28

Tab Venaxa ✓
500, 63 1/2

Tab Naxi 0.5mg ✓
500, 63 1/2

Tab Prothiadin 0.25
500, 63 1/2

Pluq ①
25/12/19

[Signature]

Dr. Sardar Muhammad Alam
FRCP (Edin)
Assist. Professor & Incharge
Department of Neurology
PGMI Lady Reading Hospital
Peshawar

[Signature]

Lt Col Dr. Sohail Ali

MBBS, DIP PSYCH (AFPGMI), MCPS, FCPS

CONSULTANT PSYCHIATRIST

COMBINED MILITARY HOSPITAL KOHAT.

29

15.4.09.

Kazim Ali

1. To Velay KR 75mg
 1H.
 To Stelazine 5mg
 1H.
 To Hexidyl 2mg
 1H.
 To Xolmap long
 5-1, A
 To Atira 2mg
 3-1, A

G. B. Moh, A

24/4/09.

To Velay KR 75mg
1H

To Recept long
 $\frac{1}{2} + \frac{1}{2}$
2 2

To Escital 2mg
3-1, A

G. B. Moh, A

FOR APPOINTMENT:

(I) 0922-5216158 - (II) 0300-7320813

Attested
/s/

Dr. Sardar Muhammad Alam

Asstt: Professor & Incharge
Department of Neurology
PGMI Lady Reading Hospital Peshawar

Clinic :-
4 B, Habib Medical Complex
Opposite Mission Hospital
Dabgari Garden Peshawar
Tel :- 217629-2501960

Name Kazim Ali Age 55 Sex M. Date 26/8/10

A.N.
D.D
M.D

30

Tab Valpro 0.25g
① ① ①

Tab Sildenafil 2mg
1-1-1

Tab Moxipidyl 2mg

Tab NITS. 0.7mg
1-1

me to 1-1

- (Handwritten signature)

Tab Pipemidyl 2mg
1-1-1 ①

(Handwritten signature)

Dr. Sardar Muhammad Alam
FRCP (Edim)
Assist. Professor & Incharge
Department of Neurology
PG.MI. Lady Reading Hospital
Peshawar.

Attested
(Handwritten signature)

Dr. Sardar Muhammad Alam

Asstt: Professor & Incharge
Department of Neurology
PGMI Lady Reading Hospital Peshawar

Clinic: 32
4 B, Habib Medical Complex
Opposite Mission Hospital
Dabgari Garden Peshawar
Tel :- 217629-2501960

Name Kazim Ali Age 55 Sex M Date 30/12/11

Old
D.D
M.D
Headach
Ansonia

Tab Vilex RL 375mg
- - - 1

Tab Rivotril 0.5
3-15 - 2

Tab Omega 40mg
① ①

Tab Ester 10mg
10 - 1

Tab Bacifol
10 - 1

The pt is confined to bed
since long and could
not follow his ordinary
personal/walk on account
of his protracted illness

5/3/12 Tab Vilex RL 375mg
- - - 1

Tab Ester 10mg
10 - 1

Cap Bacifol 10mg
10 - 1

Complete Bed Rest
13.6.12
(12/12/11)

Attested
[Signature]

[Signature]
Dr. Sardar Muhammad Alam
FRCP (Edin)
Assist. Professor & Incharge
Department of Neurology
PG.MI. Lady Reading Hospital
Peshawar.

Dr. Sardar Muhammad Alam

Asstt: Professor & Incharge

Department of Neurology

PGMI Lady Reading Hospital Peshawar

Clinic: (33)

4 B, Habib Medical Complex

Opposite Mission Hospital

Dabgari Garden Peshawar

Tel :- 217629-2501960

Name

صاحبزادہ

Age

55yrs

Sex

M

Date

25/12/11

Hx.

D. D.

M. D.

Head ach

Yes. (Came from - Surg
w/ F)

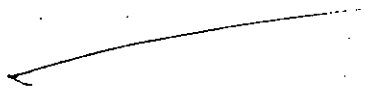
No. Khand, o. Sur
w/ F

Cap 6500 - young
w/ F

HP (Colon) Con Gal
C. M.

Advice Rest - 06 weeks.

and 3.4/11



Dr. Sardar Muhammad Alam
Asstt. Professor & Incharge
Department of Neurology
PGMI, Lady Reading Hospital
Peshawar

Attested

Dr. Sardar Muhammad Alam
Asstt: Professor & Incharge
Department of Neurology
PGMI Lady Reading Hospital Peshawar

Clinic :- 34
4 B, Habib Medical Complex
Opposite Mission Hospital
Dabgari Garden Peshawar
Tel :- 217629-2501960

Name Kajim Age 55yr Sex ♂ Date 31-12-13

known case of

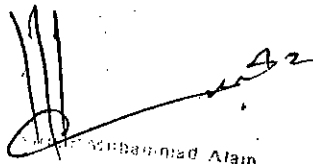
D-D
M-D
—


C. S. T.

July 10/92

improved

Advised visit six months


Dr. Sardar Muhammad Alam
FRCP (Edin)
Asstt: Professor & Incharge
Department of Neurology
PGMI Lady Reading Hospital
Peshawar

Attested


Dr. Sardar Muhammad Alam

Asstt: Professor & Incharge
Department of Neurology
PGMI Lady Reading Hospital Peshawar

Clinic: (3D)
4 B, Habib Medical Complex
Opposite Mission Hospital
Dabgari Garden Peshawar
Tel :- 217629-2501960

Name Kagun Ali Age 55yrs Sex M Date 15/01/16

Headache

725. Prostanidin 75mg
725 mg for

ECG

745 Kampro, 8mg

745 Clupexol - 1mg
745 745 mg

745 08 month
745 745

[Signature]

Dr. Sardar Muhammad Alam
FRCP (Edin)
Assist. Professor & Incharge
Department of Neurology
PGMI, Lady Reading Hospital
Peshawar.

Attested
[Signature]

Dr. FARID AFRIDI
M.B.B.S, R.M.P



38
ڈاکٹر فرید افریدی

DHQ Hospital KDA Kohat

Mob: 0345-9655399
Mob: 0333-9616199

ایم بی بی ایس، آرا ایم پی
نزد ڈسٹرکٹ ہیڈ کوارٹر ہسپتال
KDA کوہاٹ

Name Kazim Ali Age _____ Sex _____ Date 01-02-2017

Clinical Record

Rx

Depression
illness
800

BP 100/70 mmHg

Admission
B E G

AB 500g
PACOL - CP

38 - Risperidone 3 mg
BID

28 - Kamadin 500 mg
BID

Cap. olanzapine 5mg
BID

28 - Simvastatin 20 mg
BID

Cap - Nefopam 400 mg
BID

DR. FARID AFRIDI
M.B.B.S, R.M.P
Poly Clinic KDA, Kohat

Attested
[Signature]

Dr. FARID AFRIDI
M.B.B.S, R.M.P



39
ڈاکٹر فرید آفریدی

DHQ Hospital KDA Kohat

ایم بی بی ایس، آرا ایم پی

Mob: 0345-9655399
Mob: 0333-9616199

نزد ڈسٹرکٹ ہیڈ کوارٹر ہسپتال

KDA
کوهاٹ

Name کاظم عیسیٰ Age 39 Sex Male Date 5-10-17

Clinical Record

Rx


Depression illness

C. S. T.

دوا با 0 پ 0 کس

- Im- Newcayl
- 2m Depo-medrol-80mg
- Im Neurokin c10,


DR FARID AFRIDI
MBBS, RMP
Poly Clinic KDA, Kohat

Attested


Dr. FARID AFRIDI
M.B.B.S, R.M.P



40
ڈاکٹر فرید افریدی

DHQ Hospital KDA Kohat

ایم بی بی ایس، آرا ایم پی

Mob: 0345-9655399

نزد ڈسٹرکٹ ہیڈ کوارٹر ہسپتال

Mob: 0333-9616199

KDA
کوہاٹ

Name _____ Age _____ Sex _____ Date 03-09-18

Clinical Record

Rx

C. S. 7
دوا دیا گیا ہے
پہلے سے
پہلے سے

A.
Depression
11 mes

DR. FARID AFRIDI
M.B.B.S, R.M.P
Poly Clinic KDA, Kohat

Attested
[Signature]

Dr. FARID AFRIDI
M.B.B.S, R.M.P



ڈاکٹر فرید افریدی

ایم بی بی ایس، آرا ایم پی

نزد ڈسٹرکٹ ہیڈ کوارٹر ہسپتال

KDA کوہاٹ

DHQ Hospital KDA Kohat

Mob: 0345-9655399

Mob: 0333-9616199

Name کاظم علی Age Sex Date 10-10-19

Clinical Record

Rx

9
Am. Avilox 15mg 10
10.1

Asb - Dependolm
10.1

بانی دوائیاں فارمی کراچی

Attested

DR. FARID AFRIDI
M.B.B.S, R.M.P
Poly Clinic KDA, Kohat

Dr. FARID AFRIDI
M.B.B.S, R.M.P



ڈاکٹر فرید افریدی

ایم بی بی ایس، آرا ایم پی

نزد ڈسٹرکٹ ہیڈ کوارٹر ہسپتال

KDA کوہاٹ

DHQ Hospital KDA Kohat

Mob: 0345-9655399

Mob: 0333-9616199

Name

کاظمی

Age

Sex

Date

02-12-19

Clinical Record

Rx

C. S. T.

Depression
illness

Attested

DR FARID AFRIDI
M.B.B.S, R.M.P
Poly Clinic KDA, Kohat

Dr. FARID AFRIDI

M.B.B.S, R.M.P

DHQ Hospital KDA Kohat

Mob: 0345-9655399

Mob: 0333-9616199



ڈاکٹر فرید افریدی

ایم بی بی ایس، آرا ایم پی

نزد ڈسٹرکٹ ہیڈ کوارٹر ہسپتال

KDA کوہاٹ

Name KARIM, AZI Age Sex Date 05-02-20

Clinical Record

Rx

Improved

Tab. Ciproxin 500mg
150

Tab. Dyleonin
200

Tab. Anifi 200mg
100

قرص سیپروکسین 500
150
قرص دیلونین
200
قرص انیفی 200
100

Attested

DR. FARID AFRIDI
M.B.B.S, R.M.P
Poly Clinic KDA, Kohat



GOVERNMENT OF KHYBER PAKHTUNKHWA
INFORMATION COMMISSION
7th Floor, Tasneem Plaza, Near Benevolent Fund Building,
6th Saddar Road, Peshawar
Email: complaints.kpti@kp.gov.pk
Ph: +92-91-9212643
Fax: +92-91-9211163

No. KPIC/AR/1-6020/19
Dated: 27 DEC 2019

To:

Mr. Kazim Ali Bangash,
Mohallah Tana Khel, Astarzai Payan,
Tehsil & District Kohat.

Sub:

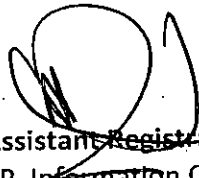
**COMPLAINT AGAINST NON SUPPLY OF INFORMATION
(COMPLAINT NO. 6020).**

Memo:

I am directed to refer to the subject noted above and to enclose please find the requisite Information received from District Education Officer (Male) Mardan vide letter no. 14817, dated: 17-12-2019 regarding your case.


You are advised to confirm in writing the receipt of complete and relevant information within **Seven** days of the receipt of this letter.

In case we do not receive any response from you, your case will stand disposed of.


Assistant Registrar
KP. Information Commission,
Peshawar.

Copy to:-

District Education Officer (Male), Mardan.


Assistant Registrar
KP. information Commission,
Peshawar.

Attested


Rejoinder

45

OFFICE OF THE DISTRICT EDUCATION OFFICER
(MALE) MARDAN

No. 14817 /Dated 17-12-2019

TO

The Assistant Registrar,
KP Information Commission,
Khyber Pakhtunkhwa, Peshawar.

KP RTI COMMISSION
Duty No: <u>7041</u>
Date: <u>18-12-19</u>
Section:

SUBJECT: COMPLAINT AGAINST NON SUPPLY OF INFORMATION COMPLAINT NO:06020

Memo:

Reference your letter No:7841-42 dated 08 OCT 2019 on the subject cited above.

I have the honor to re submit the requisite information in r/o Mr. Kazim Ali Bangash Ex-DM GHS Toru Maira district Mardan duly signed by the Principal concerned as required by your good office please.

Enclosed- as above.

AB
Enclosure and Transist
to the complainant
19.12.2019

[Signature]
 DISTRICT EDUCATION OFFICER
 (MALE) MARDAN

[Signature]
SK

Attested
[Signature]

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) MARDAN

9603

Dated 3 / 9 / 2019.

FIRST REMINDER

46

The Principal
GHS Tour Maira Mardan.

SUBMISSION OF SERVICE BOOK/TERMINATION ORDER:

Enclosed please find herewith the application of Mr. Kazim Ali Bangash Ex-DM of your school received in this office for the purpose cited above. You are hereby directed to search out the record of the above named Ex-DM and submit to this office at an early date for taking further necessary action.

District Education Officer
(Male) Mardan.

Attest
/



OFFICE OF THE PRINCIPAL GHS TORU MAIRA, MARDAN

NO: 1241

Dated: 16/09/2019

To,

The District Education Officer (M),

Mardan

Subject: Submission of service book/ termination order of Mr Kazim Ali Bangash Ex DM.

Memo:-

Reference your letter No: 9623, Dated, 03/ 09/2019 after having made painstaking efforts could not find Service Book / Termination Order of the above mentioned teacher.

Only his attendance in the Teacher's Attendance Register found dated 30/05/1977 and 31/05/1977 two days.

In the month of June 1977, he remained absent and he had been marked absent by the concerned Head Master.

Next month in August he had been present for one day dated 22/08/1977 then he remained on casual leave from 23/08/1977 to 31/08/1977.

In the month of September he remained present dated 01/09/1977 to 03/09/1977 three days and one day on C/leave dated 04/09/1977.

After 04/09/1977 he has no record at this school.

Attached: Photocopies of the Teachers Attendance Register

Dr. Juma Khan

Principal

GHS Toru Maira, Mardan
PRINCIPAL
Govt. High School
Toru Maira Mardan

Attest

OFFICE OF THE PRINCIPAL GHS TORU MAIRA, MARDAN

No.1241

Dated 16.09.2019

To

The District Education Officer (M),
Mardan

Subject: Submission of service book/termination order of Mr. Kazim Ali
Bangash Ex.DM

Memo

Reference your letter No.9623, dated 03.09.2019 after having made painstaking efforts could not find service Book/Termination order of the above mentioned teacher.

Only his attendance in the Teachers Attendance Register found dated 30.05.1977 and 31.05.1977 two day

In the month of June 1977, he remained absent and he has been marked absent by the concerned Head Master

Next month in August he had been present for one day dated 22.08.1977 then he remained on causal leave from 23.08.1977 to 31.08.1977.

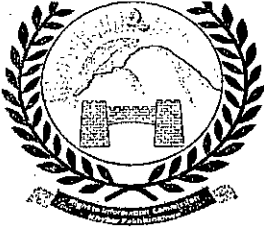
In the month of September he remained present dated 01.09.1977 to 03.09.1977 three days and one day on C/leave dated 04.09.1977.

After 04.09.1977 he has no record at this school

Attached: Photocopies of the Teachers Attendance Register

SD/-xxxxx
Dr. Juma Khan
Principal

Attended

GOVERNMENT OF KHYBER PAKHTUNKHWA
KP INFORMATION COMMISSION
7th Floor, Tasneem Plaza, Near Benevolent Fund Building,
6th Saddar Road, Peshawar
Email: Complaints.kprti@kp.gov.pk
Ph: 92-91-9212643
Fax: +92-91-9211163

REMINDER

No. KPIC/AR/1-6020/19
Dated: 08 OCT 2019

7841-42

To

The District Education Officer (M)/FIO,
Mardan.

48

Sub:

**COMPLAINT AGAINST NON-SUPPLY OF INFORMATION
(COMPLAINT NO: 06020).**

I am directed to refer the Summon letter No. RTIC/AR/1-6020/19/7230-31
dated 16th September, 2019.

Your Reply to the above mentioned letter is still awaited.

It is to direct to provide the requisite information within five days positively of
the receipt of this letter under intimation to this Commission.

Assistant Registrar
KP Information Commission
KPK, Peshawar.

Copy to:-

Mr. Kazim Ali (Complainant)

Assistant Registrar
KP Information Commission
KPK, Peshawar.

Attested
K

To

through Proper Channel

The Director
Eliminary secretary Education
Khyber Pakhtune Khwa Peshwar

99

Subject: Departmental Representation for awarding
pensionary benefits to the appellat

Respected Sir,

1. That the appellat was appointed on 25-02-1967 as District Workshop Inspector.
2. That the appellat served in the Education Deptt: with devotion for about 11 years regularly.
3. That on 10-05-1976, the petitioner proceeded on study leave and subsequently the petitioner after joining the school again applied for study leave from 11-1-1977 to 10-5-1977.
4. That the DDS Peshawar directed that after expiring of the study leave, the appellat shall resumed the duty on 11-5-1977 in GMS Tora Mardan.
5. That the petitioner took charge as D.M in GMS Toru Mardan on 11-5-1977.
6. That from 01-6-1977 summer vacations commenced after expiry of the summer vacations the petitioner resumed his duty and also submitted another application vide which another period of study leave was requested.
7. That the officers of the school told the appellat to go back to his school and the leave requested would be sanctioned and in this regard petitioner will be informed accordingly.
8. That when the petitioner after completion of the study leave when went back to his school for joining his duty he was informed that his services have been terminated.
9. That regarding termination of service the petitioner was neither served any notice not any inquiry was conducted. The petitioner deserved to be informed through registered post or through newspaper, but the Deptt: failed to adopt any of the steps mentioned above.
10. That the appellat is well entitled for his pension is still the appellat has not been terminated. It is therefore, humbly prayed that the pensionary benefit may kindly be allowed to the appellat in accordance with law.

Dated 16-01-2020

Yours Obediently

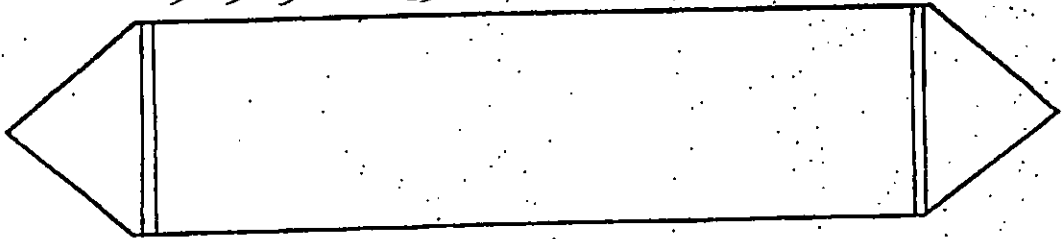
Kazim Ali Bangaoh s/o
Ghulam Husain, R/O
Ustazamee Pagan, Kohat
Cell- 0333-9635414

Copy for.

- 1) Secretary Education Peshawar KPK
- 2) EDO Kohat
- 3) EDO Mardan

Mehar

بعدالت سرویس ٹریبونل خیر بخشو خواہ



2 مخائب

کاظم علی بنگش بنام گورنمنٹ

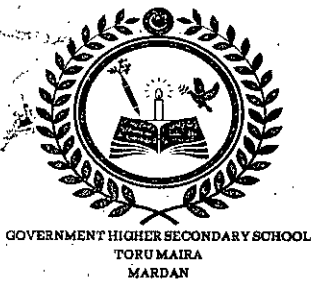
موزخہ
مقدمہ
دعویٰ
جرم

باعث تحریر آئیکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ آن مقام سرویس ٹریبونل خیر بخشو خواہ کیلئے حسن بلو کے امیر پی ای ڈی و گورنمنٹ ایڈووکیٹ شخص اور ایڈووکیٹ مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار دیا گیا۔ نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالثہ فیصلہ پر حلف دیئے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور صولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق ذرائع پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری کی طرفہ یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ لیا اپنے بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ با اختیارات حاصل ہوں گے اور اس کا ساختہ پرواختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ دہر جائد التوائے مقدمہ کے سبب سے دہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ مندر ہے۔

المرقوم 05 05 2020

بمقام سرویس ٹریبونل خیر بخشو خواہ کے لئے منظور ہے۔



**OFFICE OF THE PRINCIPAL
G.H.S.S TORU MAIRA
MARDAN**

Email: ghstorumera@gmail.com

NO: 1352

Dated: 13/10/2020

To,

The District Education Officer (M),
Mardan

Subject: Revised Submission of service book/ termination order of Mr Kazim Ali
Bangash Ex DM.

Memo:-

Reference your letter No: 9623, Dated, 03/09/2019 after having made painstaking efforts could not find Service Book / Termination Order of the above mentioned teacher.

Only his attendance in the Teachers' Attendance Register found dated 30/05/1977 and 31/05/1977 two days.

In the month of June 1977, he remained absent and he has been marked absent by the concerned Head Master.

Next month in August he has been present for one day dated 22/08/1977, then he remained on casual leave from 23/08/1977 to 31/08/1977.

In the month of September he remained present dated 01/09/1977 to 03/09/1977 three days and one day on C/leave dated 04/09/1977.

On 04/09/1977 he has been marked on Casual Leave in the teachers' Attendance Register at this school.

Since 04/09/1977 to 19/09/1977 he has been marked absent by the concerned Head Master.

In the month of October 1977 and January 1978 only his name has been written in the Attendance Register without any detail i.e present, casual leave, absent or on duty etc.

Attached:

Photocopies of the Teachers Attendance Register

13/10/2020
Dr. Juma Khan
Principal
GHSS Toru Maira,
Mardan

**PRINCIPAL
G.H.S.S Toru Maira
Mardan**

رجسٹر حاضرین مدرسہ

گورنمنٹ ہائی اسکول کوئٹہ

1972

بابت
 (3) P.A. (3) P.A. (5) منشی محمد
 P.E.T. Dry Plaster

روز	نمبر	نوع	اداسی	دستخط	نمبر	نوع	اداسی	دستخط	نمبر	نوع	اداسی	دستخط
1												
2												
3												
4												
5												
6												
7												
8												
9												
10												
11												
12												
13												
14												
15												
16												
17												
18												
19												
20												
21	Boy	12/	Boy	6/30	12/	Boy	6/30	12/20	Boy	6/30		
22	Boy	10/20	Boy	6/30	10/20	Boy	6/30	10/20	Boy	6/45		
23	Boy	12/	Boy	6/30	12/	Boy	6/30	12/20	Boy	6/30		
24	Boy	12/	Boy	6/30	C/leave			12/20	Boy	6/30		
25	Boy	14/	Boy	6/30	14/	Boy	6/30	12/20	Boy	6/35		
26	Boy	12/	Boy	6/30	12/	Boy	6/30	12/20	Boy	6/30		
27	Boy	12/	Boy	6/30	12/	Boy	6/30	12/20	Boy	6/35		
28	Boy	14/	Boy	6/30	14/	Boy	6/30	12/20	Boy	6/35		
29	Boy	12/	Boy	6/30	12/	Boy	6/30	12/20	Boy	6/45		
30	Boy	12/	Boy	6/30	12/	Boy	6/30	12/20	Boy	6/45		
31	Boy	14/	Boy	6/30	14/	Boy	6/30	10/20	Boy	6/45		

روز	نمبر	نوع	اداسی	دستخط	روز	نمبر	نوع	اداسی	دستخط
1	2	t	1	3	3				

گورنمنٹ ہائی اسکول کوئٹہ
 رجسٹر حاضرین مدرسہ

Handwritten signature and stamp

ماری
 ان کی

5. مغل محمد FA			6. مراد فتح محمد FA			7. Bظہر حسین			8. عبدالرحمن		
P.E.T.			T.T.			Drg. Master			Drg. Master		
روز	اد	دستخط	اد	دستخط	اد	دستخط	اد	دستخط	اد	دستخط	اد
1	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
2	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
3	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
4	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
5	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
6	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
7	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
8	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
9	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
10	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
11	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
12	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
13	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
14	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
15	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
16	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
17	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
18	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
19	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
20	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
21	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
22	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
23	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
24	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
25	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
26	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
27	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
28	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
29	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30
30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30	7/30

2	1	6	4	2	12	10	2
<p>تعداد</p> <p>تعداد</p> <p>تعداد</p> <p>تعداد</p>							

عماد ساہوکار
بیکل ایڈوائزر

BEFORE SERVICE TRIBUNAL PESHAWAR.

SUBJECT: - PROVISION OF REQUIRED SERVICE RECORD IN
R/O KAZIM ALI EX-DM.

I am to refer to the subject noted above and to state that:-

1. Mr. Kazim Ali Ex-DM was appointed on AWI post at GHSS Togh Bala Kohat vide order No 1785-93/A-1D,D dated 24.2.1967 (Annexure A & B)
2. A letter received regarding submission of service record in R/O Kazim Ali Ex-DM from Principal GHS Usterzai Bala Kohat stated therein that the whole record was checked but no service record found in respect of Kazim Ali(copy attached annexure "C"
3. Mr. Kazim Ali has transferred to District Mardan, a letter wrote to District Education Officer Male Mardan for submission of service record vide this office No 5103/ Litigation/Kazim Ali Ex-DM dated 3.11.2020 and reminder No 6189/ Litigation/Kazim Ali Ex-DM dated 15.12.2020 but no response received till the date(copy attached as Annexure "D & E").

Hence information regarding required service record is submitted please.



District Education Officer,

(Male) Kohat.

"A"



Principal Govt. Higher Secondary School Togh Bala Kohat

7

No. 1948 J-

Dated 16/11/2020

To:

The District Education Officer
(Male) Kohat.

Subject: SERVICE RECORD IN R/O KAZIM ALI EX-DM

Memo:-

Reference your letter No 5105-7, dated 03-11-2020.

With the remarks that the required service record of Mr. Kazim Ali EX-DM was appointed on A.W.I Post vide order No. 1785-93/A-1 D,D dated 24-02-1967. He has served on this post w.e.f 25-02-1967 to 19-06-1967(A.N) then he transferred vide order D.I.S Endst No.6719-23/A-1 D,D dated 16-06-1967. Other information about his record are not available.

M. [Signature]

PRINCIPAL
GHSS Togh Bala, KT.

[Signature]

[Handwritten notes and signatures]

[Handwritten notes and signatures]

[Handwritten notes and signatures]

B²⁷

CERTIFICATE.

Certified that Mr, Kuzim Ali remained on the strength of G.M.S Togh Bela Kohat as A.W.I w.e.f 25-02-1967 to 19-6-1967 (A.N) vide his appointment order Endst: No. 1785-93/A-1 D, D dated 24-02-1967 and Transfer order D.I.S Endst: No. 6719-23/A-1 L.D dated 16-6-1967.

M. 12/6/1967
Principal,
G.M.S Togh Bela
G.H.S. Kohat
Kohat

M. Ahmad
Prin

Attested
[Signature]

Assistant District Officers
(M) Elem: and Secy: Edu
Kohat.

"C"



OFFICE OF THE HEADMASTER,
GOVT. HIGH SCHOOL, PATERZAI WALA, KOHAT
Email Address: subhaul@kko.gov.pk



Encls: No. (4)

Date: Paterzai, 10-12-2020

To

The Education Officer
(Male) Kohat.

Subject: SUBMISSION OF SERVICE RECORD IN R/O KAZIM ALI EX-DN
Memo:

Reference your office letter Encls: No. 60931/Urger/Secy, Kohat, Ex-DN,
Dated Kohat the, 10-12-2020

The whole available record of this school was checked meticulously
but service record of the said teacher was not found in the present records of this
school for requisite information.

Handwritten notes:
A.P.O. (R/S)
3/6/21
1/12/20

Signature of Head Master
Head Master
GHS Paterzai Wala, Kohat

Signature of District Officer
District Officer
(M) Exem. and Secy: Edu
Kohat.

"D"

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) KOHAT

No 5103 /Litigation/Kazim Ali Ex-DM,

Dated Kohat the 03 /11 /2020.

To

The District Education Officer,
(M) Mardan.

SUBJECT:- SUBMISSION OF SERVICE RECORD IN R/O KAZIM ALI EX-DM

Mem:-

Mr. Kazim Ali was appointed as DM at GHS Tooh Bala Kohat in 1967 vide DTS Kohat endst: No 1785-93, dated 24.2.1967 and transferred from Kohat to GfAS Toru Mardan against the DM Post. He filled a writ petition in service Tribunal Peshawar and record pertaining to his service is required to the apex court.

Therefore the same may be provided at an early date for onward submission to the quarter concerned.

[Signature]
District Education Officer
(Male) Kohat. 02/11/2020

Endst: No 5104 /F-No & Date as above,

Copy of the above is forwarded to the:-

1. Registrar Khyber Pakhtun Khwa Service Tribunal Peshawar.

[Signature]
Assistant District Officers
(M) Elem: and Secy: Edu
Kohat.

[Signature]
District Education Officer
(Male) Kohat. 02/11/2020

[Handwritten mark]

1ST REMINDER.

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) KOHAT

No 6189 /Litigation/Kazim Ali Ex-DM,

Dated Kohat the 15 / 12 /2020.

To

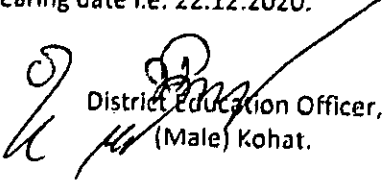
The District Education Officer,
(M) Mardan.

SUBJECT: - SUBMISSION OF SERVICE RECORD IN R/O KAZIM ALI EX-DM

Memo:-

Reference this memo No ~~5103~~ 5103 /2020. date of 3-11-2020.

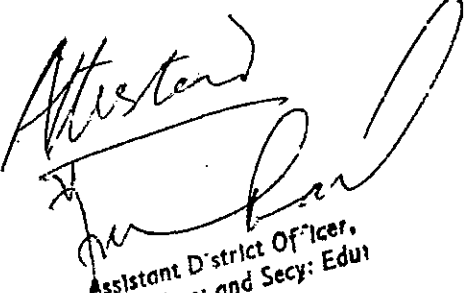
You are requested to expedite the requisite information at an early date for onward submission to the service tribunal Peshawar before next hearing date i.e. 22.12.2020.

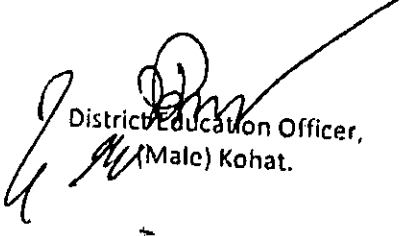

District Education Officer,
(Male) Kohat.

Endst: No 6190 /F-No & Date as above.

Copy of the above is forwarded to the:-

1. Registrar Khyber Pakhtun Khwa Service Tribunal Peshawar.


Assistant District Officer,
(M) Elem: and Secy: Edu
Kohat.


District Education Officer,
(Male) Kohat.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 4921/2020

Kazim Ali Bangahs S/o Ghulam Hussaion
R/o Usterzai Payan KohatAppellant

Versus

Government of Khyber Pakhtunkhwa through its Secretary
Elementary & Secondary Education Peshawar etc.

APPLICATION FOR SUBMITTING SOME IMPORTANT AND
NECESSARY DOCUMENTS

R/Sheweth:

1. That the above service appeal has been pending before this, hon'ble Tribunal, in which date is fixed for 29-07-2021.
2. That the applicant wants to submit some necessary documents which are very important for just decision of case.

It is therefore, humbly prayed that on acceptance of this application the applicant may allowed to submit the said documents.

Appellant
Through: Hassan U.K Adfridi Advocate
Supreme Court of Pakistan
Dated 29-07-2021



بعدالتجارت - سیدتیٹ اللہ شاہ صاحب سولجیج III و سات
(17)

مدت 137/1 روم 29 1/6 منسہ 18 5/7

ما نظم علی گیش بنام انڈیز ٹیلیوژن سڈت کمپنی

استوار - جنرل سی 4765

مڈ شمار - لغدار - نوعیت

17-17 - اندر کس؟ روٹ - مدنی کوئی - فوسٹ وارٹان و شمار لیزات

18-23-6 - فوسٹ گروہان - بیان - درخواست خواہر جوابت - درخواست

19-30-7 - بیان - PW2-3-4 - PW1 - Ex 1/2 - Ex 1/3 - Ex 1/4 - Ex 1/5

20-37-7 - PW1 - Ex 1/6 - Ex 1/7 - Ex 1/8 - Ex 1/9 - Ex 1/10

21-43-6 - Ex 1/11 - Ex 1/12 - Ex 1/13 - Ex 1/14 - Ex 1/15 - Ex 1/16

22-50-7 - Ex 1/17 - Ex 1/18 - Ex 1/19 - Ex 1/20 - Ex 1/21 - Ex 1/22

23-61-11 - لغوات و حالت نام - درخواست - لغوات - درخواست احماری

24-79-18 - کس رسدات - AD 6-3

مرفا 6
14 5/7

(79) اوراق

سیدتیٹ جانی پر نہ مثل حدیسی کل (79) اوراق اس

1977
المنزلہ پامان

[Handwritten signature]

ATTESTED TO BE TRUE COPY
26 JUL 2021
EXAMINED
COPING BRANCH KOHAT

DANISH AFRIDI		Designation: CJJM-4		P.O. Code:		Other Holidays: 1		Non Judicial working days: NIL		Net Working Days: 21									
Total No. of days:		Sunday: 4		Leaves: 2															
Serial No.	Case Type	Pending from last month		Instituted	Transfer In	Transfer out	Total for disposal	CONTESTED DISPOSAL				ADR			UNCONTESTED DISPOSAL			Pending at the end of the current month	
		By C.A.	No. of U.S.N.					1st Inst	2nd Inst	3rd Inst	4th Inst	5th Inst	ADR (A)	ADR (B)	ADR (C)	1st Inst	2nd Inst	3rd Inst	4th Inst
1	Civil suits	297	198	54	4	-	355	1	1			9	1	7	20	20	334	271	
2	Cont. Cases	8	24	7	-	-	15	1				2		1	4	5	11	33	
3	Family Court's cases																		
4	Guardianship Cases																		
5	Succession Cases																		
6	Land Acquisition Cases																		
7	Insolvency Cases																		
8	Case under section 12(2) C.P.C.	7	21	-	-	-	7												
9	ChB Appeals (of all Judge with or without appeal)																		
10	Review & Appeal of District Court Judgments																		
11	Cases under other laws																		
12	Execution Petitions	5	15	8	-	-	13												
13	Application Petitions																		
14	Review & Appeal																		
15	Other Civil Miscellaneous applications	34	17	5	7	-	39	7				1			1	32	38	19	
Total		351	225	74	11	-	429	9				11	1	9	26	39	403	1389	

Units Required (Ref. Units Policy para 4)	33
Units Earned (A+B+C) =	33 1/2
Contested Civil Cases (Ref. Units Policy para 4)	3
Contested Cr. Trials (Ref. Units Policy para 4)	

8 Oldest cases on the diary of the court at the start of the month (Ref. letter No. 925-48 dated 25.03.2021).

S.No.	Nature, No. & Year of Case	Title of the case	Case No.
1	134/1	خان از انعم شہزادہ	1989
2	76/1	عبدالغفور بن منظور	1993
3	106/1	سید محمد رفیق	1996
4	25/1	غیر متعلقہ	
5	49/1	میر بیار بن محمد تقرب	
6	17/1	محمد بلال بن محمد	1997
7	65/1	احمد رضا بن میر علی	1998
8	142/1	زین بن محمد	1999

Serial No.	Case Type	Completed	Disposal	Transfer	ADR	Uncontested	Units
1	Case under section 12(2) C.P.C.						
2	ADR Cases						
3	Contested Disposal						
4	Uncontested Disposal						
5	ADR Cases						
6	ADR Cases						
7	ADR Cases						
8	ADR Cases						
9	ADR Cases						
10	ADR Cases						
11	ADR Cases						
12	ADR Cases						
13	ADR Cases						
14	ADR Cases						
15	ADR Cases						



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DANISH AFRIDI
 Civil Judge Cum Judicial
 Magistrate-IV Kohat.



FORM "A"


FORM OF ORDER SHEET

Court of

کوہاٹ - III - 50

Case of

137

Serial No. of Order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
<p>02-1</p> 	<p>29, 4, 2006</p>	<p>دعوتی نامہ پر منہ عدالت میں پیش کیا گیا اور عدالت نے اسے منظور کیا۔</p> <p>سید محمد علی صاحب کولہاٹ</p> <p>سید محمد علی صاحب کولہاٹ</p> <p>BOZINA BERRAN Sd/- Magistrate Section 50 Kohat. 29, 4, 2006</p>
<p>02-2</p>	<p>29.4.06</p>	<p>دعوتی نامہ پر عدالت میں پیش کیا گیا اور عدالت نے اسے منظور کیا۔</p> <p>صوبہ پاکستان</p> <p>ضابطہ عدالت</p> <p>پرنسپل کورٹ ہاؤس، کولہٹ، ڈسٹرکٹ کوہاٹ، ضلع کوہاٹ</p> <p>صوبہ پاکستان</p> <p>ضابطہ عدالت</p> <p>پرنسپل کورٹ ہاؤس، کولہٹ، ڈسٹرکٹ کوہاٹ، ضلع کوہاٹ</p>
<p>08-3</p> <p>مہاراجہ</p>	<p>29-4-06</p>	<p>عدالتی نامہ - دعوتی نامہ عدالت میں پیش کیا گیا اور عدالت نے اسے منظور کیا۔</p> <p>درست تسلیم کیا گیا۔ دعوتی نامہ عدالت میں پیش کیا گیا اور عدالت نے اسے منظور کیا۔</p> <p>AD برصوفہ عدالت میں پیش کیا گیا اور عدالت نے اسے منظور کیا۔</p> <p>17/5/06</p>

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No. of Order proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge Magistrate and that of parties or counsel where necess
1	2	3
0-4	17.5.2006 28.6	<p>مدعی حاضر۔ مدعا عینی تقصیر، زیان، رعبہ و رعبہ دہی مدعا عینہ باوجود تقصیر کا حاضر نہ ہوا۔ لہذا ایڈووکیٹ شد۔ مدعی کو یہ ایڈووکیٹ کے وہ مندرجہ بالا انڈر سٹروک کے جو اس کے پاس تھے وہ کو اس کے پاس تھے۔ گواہان آڈیو 7.6.06 کے لیے جاری</p> <p>ABDUS SAMAN KHAN CIVIL JUDGE-II/JM, KOHAT</p>
0-5	7.6.2006	<p>Plaintiff alongwith his counsel present. PW postmaster Kuchehry post office present and his exparte statement recorded. PW record keeper E.D.O (Edu:) office Mardan be summoned through registered AD post. Plaintiff is directed to supply the regis postal envelope alongwith AD card for the said purpose. Plaintiff is directed to produce his entire private exparte evidenc also, on <u>21.6.06</u></p> <p>ABDUS SAMAN KHAN CIVIL JUDGE-II/JM, KOHAT</p>
0-6	21.6.2006 28.6	<p>Plaintiff alongwith his counsel present. Defdt: already placed exparte. PW official i record keeper O/O E.D.O Mardan not present. Perusal of plttf:'s list of witnesses reveal that plttf: has mentioned the recordkeeper E Kohat at Sl:No.3 but he has not deposited the</p>

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Serial No. of Order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3

3

money for the said witness Plaintiff is directed to deposit the diet money within 3 days for recordkeeper E.D.O office Kohat. There after both the recordkeepers of E.D.O office Kohat and Mardan be summoned for 3.7.06. Plaintiff is directed to supply the registered postal envelope alongwith card for the record keeper E.D.O Office Mardan within 3 days.

MABID FARWAR KHAN
CIVIL JUDGE-III/JM,
KOHAT

0-7

3.7.06.

مدعی کا مندرجہ بیان درست ہے۔ گواہوں کو ۲۰۰۷
بہان کے لئے ریکارڈ کی تشکیل کا سلسلہ شروع ہے
اس کے لئے ریکارڈ درست ہے۔ دستخط
کے ساتھ ہی۔ دستخط دی جا رہے ہیں۔ اس کے لئے ریکارڈ
کے لئے ہی۔ دستخط۔ آڈٹ کو 20.7.06 سے
کے لئے ہی۔ دستخط

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MABID FARWAR KHAN
CIVIL JUDGE-III/JM,
KOHAT

No. of Order or Proceedings Date of Order or Proceedings Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary

1

2

3

0-8

20.7.2006

مدعی حاضر: گواہ رکنار دیکبر حاضر: 7 شہ
 تاریخ پیشی ہم حاضر تھا۔ وارنٹ ڈگری سٹیم گواہ
 رکنار دیکبر اور کٹیشن ڈیپارٹمنٹ سے 31.7.2006
 کے لئے پیشی ہو گی

0-9

31.7.2006

مدعی لجم وکیل حاضر: گواہ رکنار دیکبر حاضر: بیان
 تمام رکنار دیکبر حاصل دستاویز نہ ہر ایک اس کے لئے
 تیاریات لکھ کر رکنار دیکبر کے ساتھ طلب کرنا ہے۔ سہولت
 دی جا رہی ہے، اس بیان رکنار دیکبر کے لئے لکھ کر 5/9/06
 کے لئے پیشی ہو گی

MARID SARIWAR KHAN
 CIVIL JUDGE-III/JM,
 KOHAT

0-10

5.9.2006

مدعی حاضر: مدعی علیہ 3 تا 3۔ زکریا دیکبر
 انڈیا اور حاضر: درخواست مراد منور فی ماردان
 شہرہ پیشی شد۔ نقل ہو خواہت دیکبر مدعی کو دی
 گیا۔ پیشی ہوا۔ درخواست سے 9/9/06
 کے لئے پیشی ہو گی

MARID SARIWAR KHAN
 CIVIL JUDGE-III/JM,
 KOHAT

0-11

9.9.2006

مدعی حاضر: مدعی علیہ 3 تا 3۔ زکریا دیکبر
 حاضر: جواب درخواست ضمانت وکیل مدعی پیشی
 شد۔ پیشی ہوا۔ اس وقت درخواست سے 14/9/06
 کے لئے پیشی ہو گی

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Case of _____
Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary

Serial No. of Order or Proceedings 1	Date of Order or Proceedings 2	3
0-12	14.9.2006	<p>فصل کتبہ محمد نواز احمد و دیگر عناصر دستبرد کی بنا پر درخواست مقدمہ کی تازگی پر مشتمل شدہ و دیگر عدالتی درخواست اسی کی بنا پر درخواستیں درج ذیل کے لئے منظور کی گئی ہیں۔ اس کے بعد عدالت نے درخواستوں کو منظور کرنے سے اجازت دے دی ہے۔ معدلت دی جا رہی ہے اس کی بنا پر درخواستیں منظور کی گئی ہیں۔ 2.10.06</p>
0-13	2/10/06	<p>Parties Present. The de counsel not Present. R for Adjament. chace To come up for Argu on 12/10/06</p>
0-14	12/10/06	<p>Parties Present. Ar heard. To come u order on 13/10/06</p>

(4)

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Syed Hashim
Civil Judge
Kohat

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Order No.	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
	2	3

-15

13.10.2006
ORDER.

Parties present. Arguments heard case file and record perused.

Through this order I intend to dispose off the instant application filed by the defendants No.1 to 3 petitioners for the setting aside of the ex parte proceedings which were initiated against them on 17.5.2006.

The application in hand was strongly and vehemently contested by the learned counsel for the plaintiff / respondent through the submission of replication and arguments advanced at bar.

The learned counsel for the petitioner contends that their absence from the proceedings was neither intentional nor deliberate. The petitioners remained unable to attend the court because they were not properly served according to the law and procedure contained in Order-5 of the Civil Procedure Code. The case in hand is in its initial stages, evidence is still not recorded and as the petitioners are having valuable rights attached with the instant suit therefore it was requested that on the acceptance of the present application the ex parte proceedings initiated against the petitioners may kindly be set aside.

Conversely on the other hand the same arguments were rebutted by the learned counsel for the respondent who submitted that the petitioners were in knowle

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Serial No. of Order or Proceedings	Date of Order or Proceedings.	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	<p style="text-align: center;">3</p> <p style="text-align: center;"><u>Page-2 of order No.15.</u></p> <p>of the whole proceedings of the case, they were properly summoned through registered A.D Card despite of the service through registered A.D Card they did not attend the court. Therefore, such they are not entitled for the sitting aside of the exparte proceedings. It was also argued by the learned counsel for the respondent/pliff that the present application is filed for the further prolongation of the case as the petitioners are not interested in the proceedings and the disposal of the case in hand. Thus it was requested by the learned counsel for the respondent that the application of the petitioners may kindly be dismissed with cost.</p> <p>I have listened to the arguments advanced by both the counsel for the petitioner and respdt. The record was scanned and examined by me on the basis of which I am of the view that the application filed</p>

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by the petitioner

Signature of Judge or Magistrate where necessary

Order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
	2	3

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Page-3 of order No. 15.

grounds:-

- (a) The case is fixed in its initial stages, the evidence is still not recorded.
- (b) Secondly the petitioner is having valuable rights attached to the instant suit and therefore, is having the right to properly defend himself.
- (c) Lastly it is a golden and cherished principle of law that no body shall be condemned unheard, and the cases are to be decided on merits rather than technicalities.

Therefore for the safe administration of justice I hereby accept the application of petitioner. There is no order as to cost. The case file to come up for the submission of written statement on 20/10/06

Announced.

13.10.2006

(Signature)
 (Syed Iftikhar Shah)
 Civil Judge-III/ J.M.,
 Kohat.

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0-16

20/10/06

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Serial No. of Order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
0-17	28/10/06	<p>فریقین حاضر۔ جواب درخواست شامل مثل شتر۔ مثل برائے جثہ بردرخواست صورت 06/11/06 کو پیش ہو</p> <p style="text-align: right;">سید Syed Iftikhar Shah Civil Judge-III/Judl: Magistrate, KOHAT</p>
0-18	6/11/06 جائزہ	<p>مدی حاضر۔ منجانب مدعا علیہ کوون حاضر نے سے لہذا بطرف شتر۔ مدی کو یہ ایت شتر نہ فرمت گویان رہ خود آکر برائے طلبیہ گویان۔ حج گرانہ بعد از مال طلبیہ گویان برائے شہادت مدی بکلفہ صورت 8/11/06 کو پیش ہو</p> <p style="text-align: right;">سید Syed Iftikhar Shah Civil Judge-III/Judl: Magistrate, KOHAT</p>
0-19	8/11/06	<p>مدی حاضر۔ فرمت گویان پہلے سے داخل ہیں۔ روز بیان داور تان بطور Pw2 قلم نہ ex Pw2 شامل مثل شتر۔ بیان قاطم علی Pw3 قلم نہ شتر۔ 3 تا 3 ex Pw3 مثل مثل شتر۔ بیان مدی صحت شتر مثل برائے بکلفہ بر مقدمہ صورت 06/11/06 کو پیش ہو</p> <p style="text-align: right;">سید</p>

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Serial No. of Order or Proceeding 1	Date of Order or Proceedings 2	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary 3
0.20	22/11/06	<p>وکیل مدعی حاضر۔ بحث تکمیل فرم سماعت شد۔ مثل برائے حکم و موافقت 30/11/06 کو پیش ہو شہانہ</p>
0.21	30/11/06	<p>وکیل مدعی حاضر۔ چیز نکات و فصاحت طلب میں سبزا ریکارڈ کیے گئے E.D. بطور صورت 13/12/06 کو برائے شہادت طلب ہو شہانہ</p>
0.22	13/12/06	<p>وکیل مدعی حاضر۔ ریکارڈ کیے گئے خان محمد E.D. آفس حاضر۔ ریکارڈ سمجھایا گیا مثل برائے شہادت ریکارڈ کیے گئے بطور صورت 22/12/06 کو پیش ہو شہانہ</p>
0.23	22/12/06	<p>وکیل مدعی حاضر۔ ریکارڈ کیے گئے خان محمد E.D. آفس حاضر۔ ریکارڈ کیے گئے داخل مثل برائے ریکارڈ سمجھانے کے لیے طلب شد سماعت دن جاری مثل برائے شہادت ریکارڈ کیے بطور صورت 6/1/07 کو پیش ہو شہانہ</p>

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Case of _____

Serial No. of Order or Proceeding	Date order or Proceeding	Order or other Proceeding with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
0-24	6/1/07	<p>وکیل صدیق حافر۔ ریگاد ڈیکور خان محمد بطور E.D.O آفس نائزہ حافر۔ صلحت کے ریگاد ڈیکور کے طلب سے صلحت کی جا رہی ہے۔ ریگاد ڈیکور کے لئے صلحت کی جا رہی ہے۔</p> <p>16/1/07 کو پیش ہو</p> <p>ستارہ</p> <p>Syed Khikhar Shah Civil Judge-III/J.S.M. Magistrate, Kohat</p>
0-25	16.1.2007 16/1/07	<p>Plaintiff alongwith counsel present.</p> <p>Statement of CW Nazrul islam A.D.O (E & L) recorded as CW-1. According to the statement of Nazrul Islam A.D.O the record regarding the services of the plttff: Kazim Ali Bange from the period 11.5.1977 onwards lies with E.D.O (E&L) Mardan. Therefore, E.D.O (E&L) Mardan be summoned through registered A.D post for evidence as CW on 24.1.2007</p> <p>(Syed Khikhar Shah) Civil Judge-III/J.M , Kohat</p>

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Serial No. of Order or Proceeding	Date order or Proceeding	Order or other Proceeding with Signature of Judge Magistrate and that of parties or counsel where necessary
1	2	3

~~07-26~~
07-26

24.1.07
11/6

Plaintiff in person present. P.W. E.O. (E and L) Morden in person. He agreed to surrender the registered N.O. for 15.2.07

Sayed Shaukat Wiliq Khan
Civil Judge (III)
Judicial Magistrate Kohat

07-27

15-2-07 PW ای ڈی او (E & L) - 2-15
مدان باوجود رجسٹرڈ AD سے من کی تعمیل
کا حاضر نہیں ہے۔ لہذا وارنٹ نمبر رجسٹرڈ
AD بیزلہ بیلیف سنٹر سول ایجیٹ اور
مورہ: 2007-3-6 کیس نمٹا رہی ہو اور
جی آرڈر شہادت CW تاریخ مورہ 15/2/07

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Sayed Shaukat Wiliq Khan
Civil Judge (III)
Judicial Magistrate Kohat

07-28

6.3.07
11/6

مدعی اعلیٰ حاضر ہے۔ CW
ای ڈی او (E and L)
مدان حاضر ہے۔ عدیم (ای ڈی او)

Serial No. of Order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
<p>آرڈر 28 جاری</p> <hr/> <p>6307</p>		<p>وائٹ گزٹاری ہزارم ہسپتال</p> <p>سینئر سول جج صاحب فردان</p> <p>فریم 2-4-07 6307 جاری</p> <p>میر - وائٹ گزٹاری ہزارم ہسپتال</p> <p>A.O جناب - سینئر سول جج صاحب</p> <p>فردان کوٹھوای لاء</p> <p>Magistrate, District Court, Kohat</p>
<p>02-29</p> <p>2-4-07</p>		<p>میر صاحب صاحب جج - C.W</p> <p>500 (E) لاء فردان</p> <p>حاضر ہے - پچھلے تاریخ پر وائٹ</p> <p>گزٹاری ہزارم ہسپتال جناب سینئر</p> <p>سول جج صاحب فردان کوٹھوای</p> <p>کئی حق جو آ رہی ہو صولا سنٹر</p> <p>مگر جو باوجود تحصیل کے حاضر ہے</p> <p>ہے - لیڈا جیو وائٹ گزٹاری ہزارم</p> <p>سے ہزارم ہسپتال جناب</p> <p>سینئر سول جج صاحب فردان جاری</p> <p>میر - گورہ صاحب لاء</p>

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Serial No. of Order or Proceeding 1	Date of Order or Proceedings 2	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary 3
	<p>08-30</p> <p>12.4.07</p>	<p>شہزادہ علی احمد خان فریق کیا جائے، اس بارے میں فیصلہ 500 روپے اس لیے 400 روپے وہی کو اس بارے میں 400 روپے کا اس لیے - اس لیے اس لیے 12.4.07</p> <p>Plaintiff alongwith counsel present. cw E.DD (E & L) Marden once again absent. This witness was repeatedly summoned through registered AD and also through warrant of arrest through the bailiff of court of S.C.J Marden but the attendance of this witness could not procure. In these circumstances it just and proper to decide the case on the basis of availa evidence produced by the plaintiff. Hence to come up for exparte arguments on 17.4.07.</p>

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FORM "A"

FORM OF ORDER SHEET

Court of _____

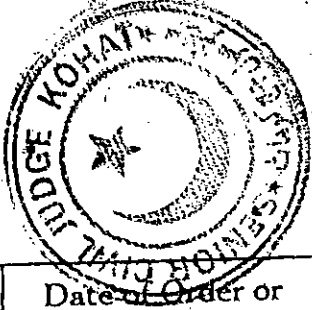
Case of _____

Serial No. of Order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
<p>01-32</p> <p>(9)</p>	<p>17-4-07</p>	<p>مدرسہ عالیہ کالج کراچی ڈیپارٹمنٹ سائنس 17-4-07</p>
<p>01-33</p>	<p>27-4-07</p>	<p>مدرسہ عالیہ کالج کراچی - ایڈیشن فقیر بخش نور شفیق حسن بنہ قصور کا آرڈر ڈیپارٹمنٹ کراچی - ایڈیشن وقت کی کمی کی بنا پر فقیر شایب خان 27-4-07</p> <p>Sayed Shaukat Ullah Shah Civil Judge / District Magistrate III</p>

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25 JUL 2021

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No. of Order Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3

08-34

12-5-07

موسیٰ علی صاحب نے اپنے مقدمے میں
 آٹھ ہزار روپے کے لئے ایک حکم برسرِ عدالت
 گزارا ہے۔ مگر وہیں سے کوئی چیز
 نہیں مل سکی۔ اس لئے اس کی جرح
 سے عدالت نے حکم دیا ہے۔
 جس سے اس کی جرح سے اس کی جرح
 کا حکم دیا گیا ہے۔ 14-5-07 کو دیکھا گیا ہے۔
 [Signature]

Sayyed Cheukat Ullah Shah
 Civil Judge / Magistrate II
 Kohat

08-35

14-5-07

موسیٰ علی صاحب نے اپنے مقدمے میں
 Jurisdiction ہے۔ Case - Law
 سے عدالت نے حکم دیا ہے۔
 وہیں سے کوئی چیز نہیں مل سکی
 اس لئے اس کی جرح سے اس کی جرح
 کا حکم دیا گیا ہے۔ 18-5-07
 [Signature]

Sayyed Cheukat Ullah Shah
 Civil Judge / Magistrate II
 Kohat

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0-36

16.5.2007
 ORDER.

Plaintiff in person present.
 This order shall dispose off the suit
 in hand, instituted by the plaintiff for dec
 laration, settlement of accounts, recovery,

[Signature]

FORM "A"

FORM OF ORDER SECRET

Court of _____

Case of _____

Serial No. of Order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3

PO

J. J. J.
18.5.07

Page-2 of order No. 35.

of interest, recovery of damages, ex-gratia and other expenses.

It is the case of plaintiff that he served as a drawing master in Edu: Deptt: for about 11 years w.c.f 25.11.1967. The plaintiff performed his duty efficiently and without any complaint ~~from any quarter~~ from any quarter. That on 1.1.1976 plaintiff proceeded on study leave and till 12.1.1976 on different occasions plaintiff had submitted applications for leave and that on 1.12.2005 plaintiff submitted application for pension and other benefits and lastly on 8.4.2006, plaintiff sent a notice to the defendants through his counsel. That plaintiff is entitled to commutation, pension at the rate of Rs. 10000/- per month and

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Serial No. of Order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3

Page-3 of order No.36.

other benefits. That without any reason plaintiff was terminated from the service, without any notice and hearing and hence defendants acted maliciously and violated the principles of natural justice. That defendants were time and again asked to acknowledge the rights of the plaintiff but their refusal resulted in the suit in hand.

Due to non appearance of the defendants they have been proceeded against ex parte.

The following ex parte evidence has been recorded.

Wali Mohammad Qureshi postmaster kucheher post office has been examined as PW-1, Dawar Khan S/O Bakhtawar Khan, P.E.T. Govt: Middle School Nusrat Khel as PW-2, Plaintiff himself appeared as PW-3.

Noor Islam A.D.O (School & Literacy) Kohat has been examined as a court witness (CW-1). This witness stated that plaintiff served in the education deptt: as D.M w.e.f

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NWFP (Criminal) No. 209

FORM "A" FORM OF ORDER SHEET

Court of _____

Case of _____

Serial No. of Order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3

17

Page-4 of order No.36.

25.11.1967 till 10.5.1977 including study leave w.e.f 11.1.1977 till 10.5.1977. Plaintiff also testified that plaintiff served in Edu: Deptt: as D.M. Plaintiff produced service book copy of which is Ex. PW. He further stated that he sent application for re-adjustment and appointment against the original post but the authorities remained silent. That during this interaction with the department it came to his knowledge that his service has been terminated without any fault and without any explanation or opportunity of being heard.

Admittedly plaintiff was appointed as D.M in the Edu: Deptt: and he served from 25.11.1967 till 1.1.1976, when he was placed on study leave. Admittedly plaintiff was terminated from the service. Now

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1	2	3

Page-5 of order No.36.

claims, service benefits, such as gratuity, commutation and monthly pension etc.:. Since the plaintiff is a civil servant within the meaning of Section-2, clause-(b) of the Civil Servants Act 1973. According to section-3 of the N.W.F.P Service Tribunal Act 1973, the services Tribunal has the exclusive jurisdiction in respect of matters relating to the terms and conditions of Civil Servants, including disciplinary matters. There is no doubt, whatsoever that the termination from service and recovery of pension etc: are matters relating to the terms and conditions of service. Therefore the matter agitated through the suit in hand falls within the exclusive jurisdiction of N.W.F.P Service Tribunal and the jurisdiction of this court is barred.

During the course of arguments counsel for the plaintiff insisted that this court has got jurisdiction to adjudicate upon the matter in issue.

Signature
18.5.07

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Case of _____

Serial No. of Order or Proceedings	Date of Order or Proceedings	Order or other proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
<p style="text-align: center; font-size: 2em;">12</p>		<p><u>Page-6 of order No.36.</u></p> <p>In support of his contention learned counsel for the plaintiff referred to the following respectful judgements of the various apex courts :-</p> <p>PLJ 1999 Lahore, page-274, PLD 1961 AJ &K page-37, PLJ-1996 Supreme Court page 131, CLC 1988 page 1384 Karachi, 1994 SCMR page 2232.</p> <p>All the above mentioned respectful judgements of the apex courts are not relevant to the facts of the case in hand. Learned counsel for the plaintiff failed to convince this court that this court has got the jurisdiction to adjudicate upon the matter in issue.</p> <p>In light of the afore mentioned discussion, it is concluded that this court lacks jurisdiction and therefore the plaint is</p>

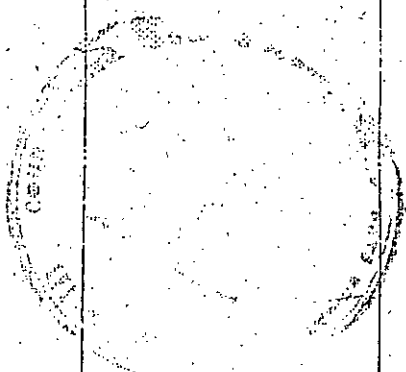
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16.5.21

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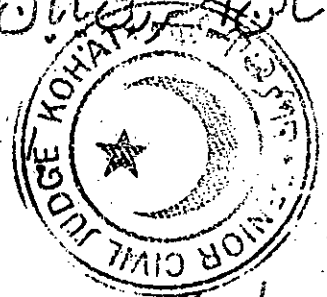
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No. of Order Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
		<p><u>Page-7 of order No.36.</u></p> <p>hereby returned to the plaintiff for presentation before the proper forum. Office is directed to return the original plaint along with documents annexed therewith, to the plaintiff. Copy of the plaint and documents be placed on the case file then the case file be consigned to Record Room.</p> <p><u>Announced:</u></p> <p>18.5.2007</p> <p>(Sayyed Shaukat Ullah S Civil Judge-III/ J.M Kohat</p>



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کاظم علی بخش مابق ڈی ایچ جی ایف سکول لاہور صین ساکن لاہور کے والدین کے لیے صلح کوٹاہ کی درخواست



Senior Civil Judge Kohat 28.4.2006

1. ایگزیکٹو ڈسٹرکٹ آفیسر (E.D.O) مردان

2. ڈائریکٹر سکینڈری ایجوکیشن صوبہ سرحد پشاور

3. صوبائی حکومت بذریعہ سکریٹری تعلیم سکینڈری ایجوکیشن صوبہ سرحد پشاور

4. D.C.O مردان

13

1. دعویٰ استغاثہ دہانے لغرض قرارداد اس امر مدعی کی مبلغ دس ہزار روپیہ

ماہر پنشن بعد حساب کمی بیشی کے ساتھ از طرف "25 تا 12 تا 78 تا 67" تادم آزاں برعاندہ

2. دعویٰ فیملی حساب نبت کموٹیشن (Commutation) بابت پنشن مدعی

3. دعویٰ دہانے 18 ہزار منافع برپنشن یا جو سب آبرو کراڑ "25 تا 67" تا حال دائرہ

4. دعویٰ دہانے مبلغ 24000 روپے نبت تک عزت زمین کونت آزاں مدعی

5. دعویٰ مبلغ 20,000 روپے نبت Ex-gratia

6. دعویٰ دہانے مبلغ 10,000 روپے دیگر اخراجات وغیرہ

7. حالت لغرض کورٹ فیس و اختیارات سماعت جنہائے مالہ مبلغ 200 روپے سے کورٹ فیس

8. بنائے دعویٰ پہلی بار مورخہ 14/1/78 دوسری بار 10/1/81 تیسری بار 18/12/84 چوتھی بار 12/12/87 پانچویں بار 12/12/90

9. چھٹی بار 9/12/93 ساتویں بار 8/12/96 آٹھویں بار 12/12/99 نویں بار 3/12/2002 دسویں بار 12/12/2005

10. آفری بار 1/8/2006 بوقت رجسٹر A.D نوٹس نمبر 100/2006 تا 100/2006 کے تحت

(نقل درج ذیل ہے) A.D مارچ 2006 (اصل انہیں)

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P.T.O see P.2

Senior Civil Judge
Kohat 29.9.2021

EDO

مدعی جب ذیل عرض کرتا ہے۔

1. ... کہ مدعی نے از 25¹¹ بجٹ ڈرائیگ ماسٹر محمد تعلیم میں تقریباً 11 سال تک نہایت جانفشانی سے خدمات سرانجام دیں۔ دوران ملازمت مدعی نے کسی کو بھی شکایت کا موقع نہیں دیا۔

2. ... کہ مدعی ممرضہ $\frac{1}{76}$ کو study چھٹی پر چلا گیا اور مختلف ادقات میں $\frac{1}{12}$ تک درخواستیں برائے چھٹی ریتا رہا ہے۔ اور ممرضہ $\frac{12}{05}$ برائے پنشن ددیگہ مراعات درخواستیں دی۔ اور آفری بار بزرگہ دیں $\frac{12}{05}$ ممرضہ $\frac{4}{06}$ مدعا علیہم کو نوٹس رجسٹریشن AD دینے۔

3. ... کہ مدعی ممرضہ $\frac{1}{78}$ کو پنشن ددیگہ فراہم نہ کر کے بالکل مقدار چھرا۔ تو فردت اس بات کی محض کہ مدعا علیہم کا عذرات پنشن از خود تیار کر کے مدعی کو پنشن دیتے۔ مدعا علیہم کی نااہلی۔ کام جوڑی اور بے امانی کی وجہ سے 11 سال تک خط و کتابت نہ رہا۔ مدین بے سکر۔ ثبوت پیش کیا جائے گا۔

4. ... کہ مدعا علیہم نے تا 4 کو اس لئے فریق مقدم بنایا گیا ہے ممرضہ مدعا علیہم نے رقم دار افسران بالکل ہیں۔ اور فروری فریق مقدم ہیں۔

5. ... کہ مدعی جملہ قانونی مراعات، منادات بالکل کا حقدار ہے۔ مگر مدعا علیہم نے انکو بریٹی اور نیز قانونی طور پر روک رکھا ہے نیز مدعی 18 پر منافع دلہا نے از فریق تنازعہ حقدار ہے۔ آزاں مدعا علیہم مطلوب ہے۔

6. ... کہ مدعی از ممرضہ $\frac{1}{78}$ 12 تا حال آئیند مبلغ 10,000 سے پنشن ناموار باجوہ مدعی بعد حساب مدعی کا حق ہو پنشن کا تا دوام حقدار ہے دلایا جاوے۔

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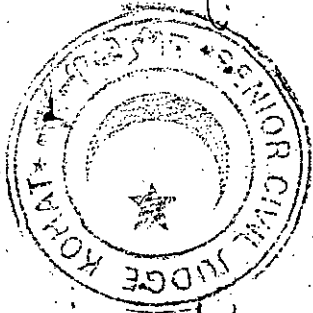
Main body of handwritten text, appearing to be a list or detailed notes, written in Urdu.

Handwritten number 15 inside a circle.

Signature and text: S. Akbar (Civil Judge) Kohat 29/6/2021

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لغات عامہ سیکرٹری، محکمہ تعلیم، کوہاٹ



کاظم علی بٹ / DE.O ڈپٹی سیکرٹری

محرمی انتظامیہ

سرٹیفکیٹ داران بری

16

زوم بری

(2) یثیم عباس کیر

(3) محمد عباس

(4) علی عباس

(5) زینب کاظم دختر

(6) فکتوم کاظم

(7) سلینہ کاظم

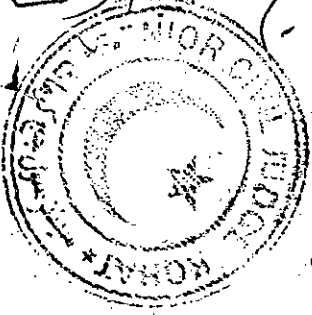
29.4.2000

کاظم علی بٹ / سرٹیفکیٹ داران بری / محرمی انتظامیہ

مہتمم

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اعداد مناسبت سندھ پولیس ایجنسی کوٹاہ



کاظم علی سنٹیشن، سری نم DEO ڈیڑو - درہانم

پہرست دستاویزات منجانب سری دعویٰ اثرائتہ

نمبر شمار	نام دستاویز	تاریخ
1	نقل سپرد سیک سری	15 اگست
2	درخواست نامے سری	15 اگست
3	نقل نوٹس سری	در صفحات
4	AD کارڈز	3 عدد
5	رپورٹ رسیدات	4 عدد
6	دکات نام	ایک عدد
7	نقل دعویٰ	4 عدد

کاظم علی سنٹیشن سری بندر ٹوبہ حیدرآباد شہزاد پور ایڈریس کوٹاہ

سینا

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عہدات جناب سول جج III صاحب کوہاٹ

کاظم علی بٹیشن ... میں ایم EDO سردان در خواست ... مدعا علیہم

7/6/2021
ABUL HASAN
CIVIL JUDGE III
KOHAT

فہرست گواہان جناب میں

فہرست گواہان جناب میں جب دیا ہے

1. میں خود دہلی گواہان مجھ کاغذات تقدم درخواست کے بعد رسیدات AD میں جناب مدعا علیہم نقل کرویں تک میں دفعہ پیش کریں۔

2. ... دیکھا در ریکورڈ میں DEO سردان - مجھ دیکھا در ریکورڈ میں - سنل فائل ... میں سردان تک میں - خطوط جناب میں - حکم فرمائی میں

3. دیکھا در ریکورڈ میں DEO کوہاٹ سابق جالا کوہاٹ مجھ دیکھا در ریکورڈ میں نسبت میں

4. دیکھا در ریکورڈ میں مدعا علیہم میں دیکھا در ریکورڈ میں نسبت میں

5. دیکھا در ریکورڈ میں ماسٹر کیوں کوہاٹ مجھ دیکھا در رسیدات AD میں

6. دیکھا در ریکورڈ میں ہاں سکول انرا اہم زوں شیوہ میں دیکھا در نسبت میں

7. دیکھا در ریکورڈ میں سکول ہاں سکول انرا اہم زوں شیوہ میں دیکھا در نسبت میں

8. دیکھا در ریکورڈ میں سکول انرا اہم زوں شیوہ میں دیکھا در نسبت میں

9. دیکھا در فریڈ جب فریڈ

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کاظم علی بٹیشن ... میں ... 19/7/2021



PW-1 Statement of Wali Mohammad Qureshi postmaster,
Kuchehry post office Kohat on oath.

.....

I have seen the original receipt No. 1218 dated 8.4.2006 which is Ex.PW 1/1. Similarly receipt No. 1219 dated 8.4.2006 is Ex.PW 1/2 and receipt No. 1220 dated 8.4.2006 is Ex.PW 1/3. and receipt No. 183 dated 27.4.2006 which is Ex.PW 1/4. The said postal receipts were issued by me alongwith AD Card. The AD Cards are Ex.PW 1/5, Ex.PW 1/6 and Ex.PW 1/7. All these are sent by my office in the name of Director Secondary Education NWFP Peshawar, Secretary Edu: Peshawar, E.D.O (Ex Mardan, D.C.O Mardan. I have seen the original receipt which is correct according to my office record.

19

XX..... Nil (Exparte evidence)

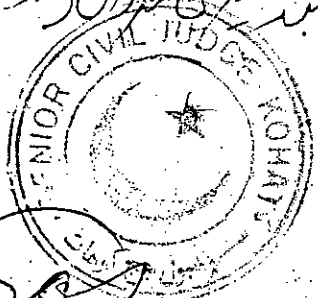
RO&AC.
7.6.2006

M - 51,29
(Aabid Sarwar Khan)
Civil Judge-III Kohat.

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بدولت دیوانے کوھاٹ

کالم علی سٹیشن بنام ای ڈی او سکول اینڈ کالج سرگودھا



مدعا علیہ

مدعی

دکوی دلا پانے

جناب عالی، درخواست نمبر اد منہوی کاروائی یکطرفہ مدعا علیہ اناس

درخواست حسب ذیل عرض ہے۔

- 1۔ یہ کہ مقدمہ نمبر ان بالا میں آج تاریخ سٹی صورت ہے۔
- 2۔ یہ کہ 06-05-17 کو مدعا علیہ کے خلاف کاروائی یکطرفہ صادر ہو چکی ہے۔
- 3۔ یہ کہ مدعا علیہ جو تادمردان سے تعلق رکھتا ہے اور اس پر سماعت بدولت کی طرح سے نہیں ہوئی۔
- 4۔ یہ کہ مقدمہ نمبر ان بالا کے ساتھ مدعا علیہ کے تسمی حقوق وابستہ ہے۔
- 5۔ یہ کہ انصاف کا تقاضا ہے کہ فریقین کو مکمل شنوائی کا موقع دیا جائے اور سیکرٹ پر فیصلہ صادر نہ کیا جائے۔
- 6۔ یہ کہ درخواست مدعا علیہ انفر منبیا ہے۔
- 7۔ یہ کہ غیر حاضری مدعا علیہ صدر عدالت ہی تکہ وجہ بلا تھی۔

لہذا استدعا ہے کہ بنظوری درخواست کاروائی یکطرفہ منسوخ کرانے کا حکم صادر فرمایا جائے۔

بزرگہ سیکل ایڈوکیٹ رائی ڈی او سکول اینڈ کالج سرگودھا

محمد

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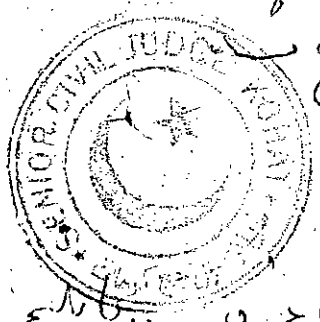
تکلیف

حلفاً بیان کیا جاتا ہے
کہ مزید درج ذیل مندرجہ
علم اور یقین کے مطابق
درست اور صحیح ہے
اور عدالت کو فراہم کیے گئے
صحت سے ہیں۔

دستخط

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26 JUL 2021
579/06

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کعدات فاب سول بجم III صاب کو باٹ

کاظم علی سندس بری نسا DEO سروان و سرن سندس

حوی درو است میا سدرن است مسوخی بلورف کاروانی

فاب عالی در محاب ذیل عرفن کرتا ہے

(21)

1. یہ بر در خواست مدعا علیہم عداوت ہے بنیاد اور غیر قانونی ہے
2. یہ بر مدعا علیہم سمنا تہی دھولی تلم کرتے ہیں۔ نیز ڈو تریل کسیر سیدت
3. یوسٹل سر دس کو باٹ جوں سمنا تہی دھولی کی آمدن کرتے ہیں
4. یہ بر منزه عداوت ہے جو بر مدعا علیہم ایسے ذرا افس سے عفلت اور مدعی کے حقون پٹریا کرنے کے قرار دیا ہے
5. یہ بر مدعا علیہم کے کاروانی مسوخی بلورف کے لئے good cause نہیں ہے

درخواست قابل مسوخی ہے

سندس استدعا ہے کہ درخواست مدعا علیہم اتا و معہ فریب مقرر خارج و مال جا

9.9.2006

کاظم علی سندس بری نسا

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بیان حلی

بیکر حکیم فرانت مالان
قلبا تصدیق کس کا ہے

9-9-2006

کاظم علی صاحب مدنی

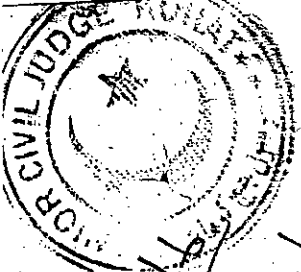
Manamir Khan, Advocate
B.A.LL.
Notary Public
District Courts Kohat

9/9/2006

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Before the civil Judge Kohat

Kazim ALI Bangish V/S EDO (S/L) mardan
others.
Suit for recovery.

Application for resection of plaint under
order 7 rule 11 CPC

Sir,

The applicant submits as under

- ① That the plaintiff has instituted a civil suit in this Court in which date is fixed for today.
- ② That the plaintiff was a civil servant and serving as Drawing master under the supervision of the defendant.
- ③ That the plaintiff sought for pension / pay and instituted suit in this regard in this court.
- ④ That this court have got no jurisdiction to hear a suit which is barred by law.
- ⑤ That any civil servant aggrieved from any final order whether original or appellate, made by a departmental authority in respect of any terms and conditions his service may prefer an appeal to the Service Tribunal under section 4 Service Tribunal Act 1973.
- ⑥ That the pay / pension come under the term and conditions of the civil servant act.
- ⑦ That the suit of the plaintiff is badly time barred and lapsed about 27 years.
- ⑧ That the cause of action arised in district mardan and the territorial jurisdiction have ant to district mardan while the plaintiff

22

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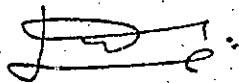
which is wrong and this court has no Territorial Jurisdiction to hear this suit.

④ that The plaintiff has not affixed the court fee

It is therefore prayed that on the acceptance of this application the suit/plaint of the plaintiff may please be rejected with cost.

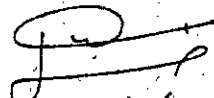
Through

Legal Advisor to EDO S/C Mardau


20/10/06

Affidavit

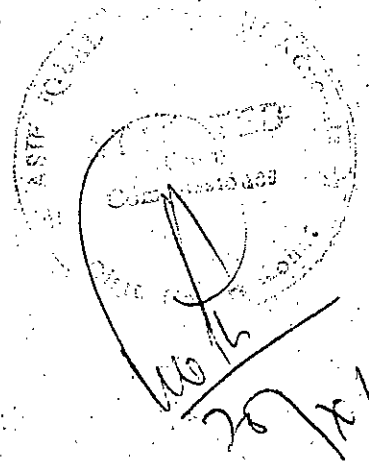
that the contents of the application is correct to the best of my knowledge and belief and nothing has been concealed from the court

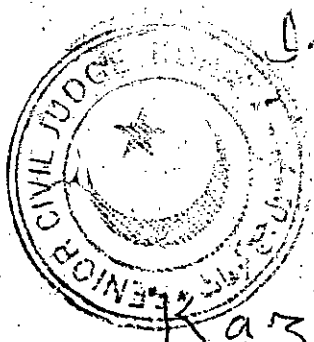

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In the court of Civil Judge, III, Kohat

Kazim Ali Bangush vs EDO. Etc.

Application U/s OTR II

0-17
28
20/01/21

Respected Sir,

The Plaintiff / Respondent submits as under

22

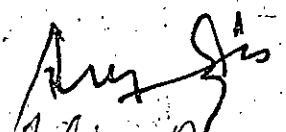
- 1, Para No 1 of application is correct. But the application is illegal, wrong, baseless w/o Affidavit is liable to be rejected
- 2, According to Para No 2 the Plaintiff was a civil servant, But now he is not a civil servant.
- 3, Para No 3 is admitted.
- 4, Para No 4 NOT admitted
- 5, Para No 5, NOT admitted, Servic Tribunal Act 1973 is not applicable on the Plaintiff.
- 6, Para No 6 is incorrect.
- 7, Para No 7 NOT admitted, the Petitioner are required to study the Plaint first.
- 8, Para 8 NOT admitted. Subordinate.

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But the Legal Advisor has not Jurisdiction to lodge such like application.

9, Para no: 9 is not admitted.

It is, therefore, requested that the application of the Petitioners/Defendants be rejected with heavy cost.

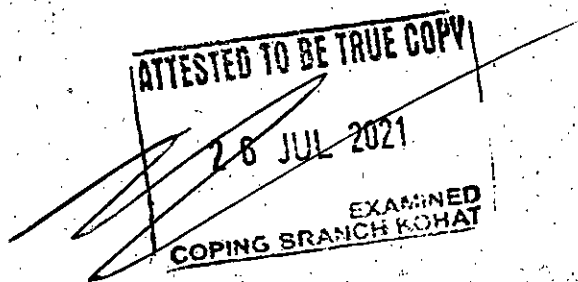

Kazim Ali Bangush
Advocate Kohat

Through:-

At 28.10.2006

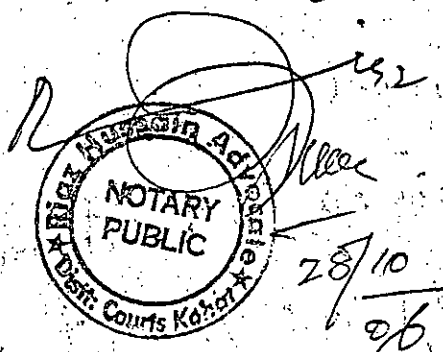

Haider Zaman Shinwar

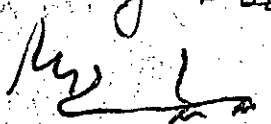
Advocate Kohat



Affidavit

That the above mentioned contents are correct to best of knowledge & belief




Kazim Ali Bangush
Distt: Courts, Kohat

PW-2. Statement of Dawar Khan S/O Bakhtawar Khan

P.E.T, Govt: Middle School, Nusrat Khel, Kohat on
oath.




.....

I have seen the charge report in respect of
the plaintiff which is correct according to our school
copy of which is Ex. PW 2/1 . I have seen the entry in
service book in respect of the plaintiff according to which
he has served in our school upto 10.5.1977 which is correct
according to our record, the copy of which is Ex.Ex.PW 2/2.

XX..... Nil (Exparte evidence)

ROSAC.

8.11.2006


(Syed Iftikhar Shah)
Civil Judge-III/ J.M ,
Kohat.

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PW-3. Statement of Kazim Ali Bangesh plaintiff on 6-

.....

I was appointed on 25.1.1967 as Drawing Master in Edu: Deptt: serving in various schools in Kohat Distt: and then my services had been transferred to Toroo Maila Mardan. I have always served to the satisfaction of my superiors till 12.1.1973 and about 11 years qualified serv at my credit and now till date , copy of my service book is Ex.PW 3/1 consisting of 3 pages . Then I proceeded on my study leave from 1.1.1976 to 31.5.1976 copy of which is Ex. PW 3/2 and 11.1.77 to 40.5.1977 copy of which is already exhibited as Ex. FW 2/1 from G. M.S Nustab Khel ar joined duty on 11.5.1977 in Govt: Middle School Toroo Mail Mardan vide ~~xxxxxx~~ Director Education order No.11241-43 dated 19.5.1977 copy of which is Ex. PW 3/3 and performed duty till 2.9.1977, then submitted an application for leave from 2.9.1977 to 12.1.1978 which is Ex.PW 3/4.

25
Kazim
8/11/08

It is misfortune that the concerned authorities are not taking any action of the legal position to proceed further and sanction leave without pay despite the fact that I had sent 9 applications on 10.1.1981, which is Ex.PW 3/5, on 18.12.1984 which is Ex.PW 3/6, on 12.12.1988 which is Ex.PW 3/7, on 10.12.1988 which is Ex.PW 3/8, on 9.12.1993 which is Ex.PW 3/9, on 8.12.1996 which is Ex.PW 3/10, on 3.12.1999 which is Ex.PW 3/11, on 3.12.2002 which is Ex.PW 3/12, on 1.12.2005 which is Ex.PW 3/13. After that

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