

20.01.2021


Appellant present through counsel.

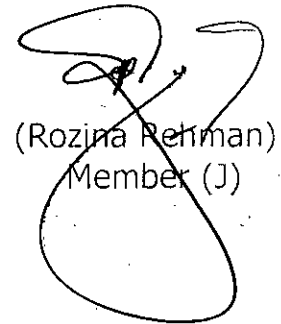
Kabir Ullah Khattak learned Additional Advocate General alongwith Hamid Salim Law Officer, Hayat Khan Assistant Director and Abdul Wahid ADEO for respondents present.

Vide detailed judgment of today of this Tribunal placed on file of connected service appeal No.1014/2019 tilted Mst. Ishrat Vs. Education Department, the impugned orders stand set aside and the appellant is reinstated in service with direction to the Department to conduct proper inquiry. They shall investigate the issue through a proper inquiry reaching to a logical conclusion to find out the real culprits who maneuvered to make it possible and thereafter, the fate of appellant be decided in the light of the said inquiry. The respondents shall conclude the proceedings within 90 days after receipt of this judgment. The issue of back benefits shall be subject to the outcome of inquiry. With no order as to costs. File be consigned to the record room.

Announced.

20.01.2021

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

  
(Rozina Rehman)  
Member (J)

09.12.2020

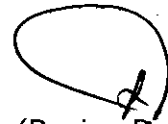
Appellant present through counsel.

Muhammad Jan, learned Deputy District Attorney alongwith Hamid Salim Law Officer, Fahim Ullah Law Officer and Murtaza Superintendent for respondents present.

File to come up alongwith connected appeal No.1014/2019, on 12.01.2021 for before D.B.



(Atiq ur Rehman Wazir)  
Member (E)



(Rozina Rehman)  
Member (J)

12.01.2021


Appellant present through counsel.

Kabir Ullah Khattak learned Additional Advocate General alongwith Hamid Salim Law Officer for respondents present.

File to come up alongwith connected appeal No.1014/2019 on 20.01.2021 before D.B.



(Atiq ur Rehman Wazir)  
Member (E)



(Rozina Rehman)  
Member (J)

12.08.2020


Due to summer vacations case to come up for the same on ~~25.08~~.2020 before D.B.

  
Reader

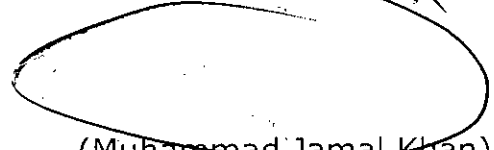
15.10.2020

Mr. Khalid Khan Mohmand, Advocate, for appellant is present. Mr. Muhammad Jan, Deputy District Attorney alongwith representative of the department Mr. Hazrat Shah, Section Officer, are also present.

Learned counsel submitted that his senior has proceeded to Dar-ul-Qaza Mingora bench of the Hon'ble Peshawar High Court, Peshawar, and cannot attend the Tribunal today. Requested for adjournment. Adjourned to 17.11.2020 on which to come up for arguments before D.B.



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



(Muhammad Jamal Khan)  
Member (Judicial)

17.11.2020

Appellant present through counsel.

Muhammad Jan, learned Deputy District Attorney alongwith Hamid Saleem Law Officer for respondents present.

To come up alongwith connected file No.1014/2019, on 09.12.2020 before D.B.



(Atiq ur Rehman Wazir)  
Member (E)



(Rozina Rehman)  
Member (J)

31.03.2020

Due to public holiday on account of COVID-19, the case is adjourned to 23.06.2020 for the same. To come up for the same as before S.B.

  
Reader

23.06.2020

Counsel for the appellant present. Mr. Kabir Ullah Khattak learned Additional Advocate General alongwith Mr. Muhammad Irfan Assistant, representative of respondents No.1 & 2 present and submitted reply on behalf of the said respondents.

Muhsin Hassan Khan present and submitted authority letter on behalf of respondent No.3 with a request for another adjournment; adjourned but on cost of Rs.2000/-. To come up for written reply/comments of respondent No.3, on 22.07.2020 before S.B

  
Member

22.07.2020

Appellant himself is present. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Mohsin, Litigation Officer on behalf of respondent No. 3 are also present.

Joint para-wise comments on behalf of respondents No. 1 & 2 have already been submitted while representative of respondent No. 3 submitted written reply today which is placed on record. Representative of respondent No. 3 also paid Rs. 2000/- as per previous order sheet dated 23.06.2020 which is handed over to appellant and receipt thereof also obtained from the appellant, which is placed on record. File to come up for arguments on 12.08.2020 before D.B. The appellant may submit rejoinder within a fortnight, if so advised.

  
(MUHAMMAD JAMAL KHAN)  
MEMBER


10.02.2020

Learned counsel for the appellant present. Written reply not submitted. M/S Irfan Ali Assistant (for respondents No.1 & 2) and Mehtab Gul Law Officer (for respondent No.3) present. Representatives of respondents requested for short adjournment to furnish reply. Granted. To come up for written reply/comments on 24.02.2020 before S.B.

  
Member

24.02.2020

Junior to counsel for the appellant present. Mr. Kabirullah Khattak, Addl. AG alongwith Hayat Khan, AD and Mehtab Gul, Law Officer for the respondents present. Respondents still seek time to submit reply/comments. Last chance is granted. To come up for written reply/comments on 12.03.2020.

  
(Hussain Shah)  
Member

12.03.2020

Counsel for the appellant and Mr. Kabirullah Khattak, Additional AG alongwith M/S Hayat, Assistant Director on behalf of respondents No. 1 & 2 and Iftikhar Bangash on behalf of respondent No. 3 present. Written reply on behalf of respondents not submitted despite last chance. Both the representatives of the department seek further time to furnish written reply/comments. Last chance is extended to 31.03.2020 for written reply/comments before S.B.

  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

19.12.2019

Junior to counsel for the appellant and Addl. AG alongwith Hayat Khan, A.D for the respondents present.

Representative of respondents seeks further time to furnish reply/comments. Adjourned to 08.01.2020 on which date the requisite reply/comments shall positively be submitted.

  
Chairman

08.01.2020

Junior to counsel for the appellant and Addl. AG alongwith Irfanullah, Assistant for respondents No. 1 & 2 present. Nemo for respondent No. 3.

Representative of respondents No. 1 & 2 seeks time. Fresh notice be issued to respondent No. 3. To come up for written reply/comments on 24.01.2020 before S.B.

  
Chairman

24.01.2020

Junior to counsel for the appellant and Addl. AG alongwith Hayat Khan, A.D for the respondents present.

Representative of the respondents seeks short adjournment for submission of reply/comments. Adjourned to 10.02.2020 on which date the requisite reply/comments shall positively be furnished.

  
Chairman

06.09.2019

Counsel for the appellant present.

Contends that through notification dated 04.04.2019 the respondent No. 2/Director Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar "disowned" the appointment/adjustment notification of the appellant ostensibly on the ground that at the time of initial appointment the appellant had provided fake/bogus documents. Even the appointment order itself was not genuine. It was argued that while dispensing with the service of appellant the respondents did not resort to mandatory departmental proceedings and the appellant was not provided with any opportunity of putting forth his defence. The respondents did not care to issue any show cause notice nor a proper/regular enquiry was conducted before issuing of impugned notification.

In view of available record and arguments of learned counsel, instant appeal is admitted for regular hearing subject to all just exceptions. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents. To come up for written reply/comments on 18.11.2019 before S.B.

Appellant Deposited  
Security & Process Fee

  
Chairman

18.11.2019

Junior to counsel for the appellant and Addl. AG alongwith Hamid Saleem Law Officer for the respondents present.

Representative of the respondents seeks time to furnish written reply/comments. Adjourned to 19.12.2019, on which date the requisite reply/comments shall positively be submitted.

  
Chairman

Form- A

FORM OF ORDER SHEET

Court of \_\_\_\_\_

Case No.- 1009/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/08/2019	<p>The appeal of Mr. Ishtiaq Ahamd presented today by Mr. Amin-ur-Rehman Yousafzai 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;"><i>[Signature]</i> REGISTRAR - 2/8/19.</p>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>06/09/19</u></p> <p style="text-align: right;"><i>[Signature]</i> CHAIRMAN</p>



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

Service Appeal No. 1009/2019

Ishtiaq Ahmad .....Appellant

....VERSUS....

Govt of Khyber Pakhtunkhwa & 02 others .....Respondents

**I N D E X**

S.No.	Description of documents	Annex	Pages
1.	Service Appeal		1-4
2.	Application for Grant of Status Quo alongwith Affidavit		5-6
3.	Addresses of the parties		7
4.	CNIC	"A"	8
5.	CV	"B"	9
6.	Educational Testimonials	"C"	10-14
7.	Notification dated: 16.09.2008	"D"	15-16
8.	Service Regularization Notification dated: 11.02.2010 alongwith Charge report and Medical Certificate dated: 12.02.2010	"E"	17-19
9.	Impugned Notification dated: 04.04.2019	"F"	20
10.	Departmental Appeal dated: 16.04.2019 alongwith diary/dispatch number	"G"	21-22
11.	Wakalatnama		23

  
Appellant

Through

Amin ur Rehman Yusufzai

  
Sajjad Mehsud

&

  
Khalid Khan

Advocates, Peshawar,  
3-A, Park Avenue, Bhattani Plaza,  
University Town, Peshawar

Cell No.0321-9022964, 0333-9981464

Dated: 30.07.2019

①

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

Khyber Pakhtunkhwa  
Service Tribunal  
Service Appeal No. 1009/2019

Diary No. 11216

Ishtiaq Ahmad S/o Rahman Shah, Ex-SST (Gen),  
R/O Village Kutarpan, P.O Char-Gulli, Tehsil & District Mardan

Dated 02/8/19  
Appellant

....VERSUS....

1. Govt of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Civil Secretariat Peshawar.
2. Director Elementary & Secondary Education, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
3. Khyber Pakhtunkhwa Public Service Commission through Chairman, Fort Road, Peshawar Cantt. .... Respondents

**SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL ACT, 1974, READ WITH ALL ENABLING PROVISIONS OF LAW, GOVERNING THE SUBJECT, AGAINST:**

NOTIFICATION ENDORSEMENT NO.5635-40, DATED: 04.04.2019 OF RESPONDENT NO.2, VIDE WHICH APPOINTMENT/REGULARIZATION NOTIFICATION DATED: 11.02.2010, OF THE APPELLANT, HAS UNILATERALLY BEEN DISOWNED.

**PRAYER-IN-APPEAL:**

On Acceptance of Instant Appeal, the Impugned Notification dated 04.04.2019 of Respondent No.2 alongwith Pre & Post Proceedings thereto, may be declared as Illegal, Unlawful, without Lawful Authority, void-ab-initio and of no legal effect, Hence, be set at naught and appellant may be reinstated in service with all back benefits, in the best interest of justice and equity.

Filed to-day  
Registrar  
2/8/19

**Respectfully Sheweth:**

1. That appellant is law abiding peaceful citizen of Pakistan and permanent resident of District Mardan.  
(Copy of CNIC, is attached as Annexure "A")
2. That appellant obtained Master Degree, in the year 2008, from University of Peshawar and having passed B.Ed Degree Course from University of Peshawar.  
(Copies of CV and Educational Testimonials, are attached as Annexure "B" & "C", respectively)
3. That appellant was appointed by the competent authority, as SST (BPS-16), on contract basis, for a period of one year, vide Notification Endorsement No.5139-5197/A-14/SST/M&F/Contract One year, dated: 16.09.2008.  
(Copy of Notification dated: 16.09.2008, is attached as Annexure "D")

4. That appellant was regularized in service, by the competent authority, with effect from 01.01.2009, under the KP Employees (Regularization of Services) Act, 2009, vide Notification Endorsement No.2221-27/A-14/SET(M) Regularization SST Contract, dated: 11.02.2010.  
**(Copy of Service Regularization Notification dated: 11.02.2010 alongwith Charge report and Medical Certificate dated: 12.02.2010, is attached as Annexure "E")**
  
5. That appellant was performing duty with zeal, devotion and outmost satisfaction of the superiors, however he has unilaterally been shunt-out from service, vide impugned Notification dated: 04.04.2019 by respondent No.2, without due process and following the law/rules governing the subject.  
**(Copies of Impugned Notification dated: 04.04.2019, is attached as Annexure "F")**
  
6. That appellant preferred departmental appeal dated: 16.04.2019 to respondent No.1 which was received vide Diary No. 1001 dated: 16.04.2019, though the statutory period of 03 months has been elapsed, but the authority did not consider the same, one way or the other.  
**(Copies of Departmental Appeal dated: 16.04.2019 alongwith diary/dispatch number, is attached as Annexure "G")**
  
7. That appellant, being aggrieved of impugned notification dated: 04.04.2019 and not considering his departmental appeal by respondent No.1, approaches this Hon'ble Tribunal, inter-alia, on the following grounds:

**GROUND S:**

- A. That impugned Notification dated: 04.04.2019 of respondent No.2 is against the law and facts available on file, hence, untenable.
  
- B. That the appellant has neither been treated in accordance with law nor he has been provided equal protection of law, rather he has not been provided fair opportunity to defend himself, as enshrined in Article-10A of the Constitution of Islamic Republic of Pakistan 1973, hence the respondent department acted without jurisdiction.
  
- C. That neither regular enquiry was conducted into the guilt of the appellant nor he has been served with mandatory Show Cause Notice, hence, condemned unheard, which attracts doctrine of audi-alterm-partem.
  
- D. That appellant being qualified was appointed after due process of law and fulfilment of all legal/codal formalities, however shunt-out from service with a single stroke of pen, without care and caution of its legal consequences, which has caused grave miscarriage of justice.

E. That appellant has served the department with zeal, devotion and to the best of his abilities, without affording a single opportunity of complaint, either to the students or their parents or to the superiors, regarding performance of official duties, therefore, the following amongst plethora of Judgments of the apex Court will be attracted.

**I. 2011 SCMR 1581**

“Appointment order found to be bogus/fake/irregular ..... Validity ..... Such charge was vague, nonspecific and did not show any lapse on part of employee or commission of any fraud by him or non-possessing of requisite qualification by him or his appointment to be made by an incompetent officer .... Department had not found performance of employee to be unsatisfactory .... Impugned order was set aside in circumstances”

**II. 2004 SCMR 303**

“Appointment of Civil Servants were made by Competent Authority. If prescribed procedure was not followed by the Concerned Authority the Civil Servants could not be blamed for what was to be performed and done by the Competent Authority. Supreme Court noted it with concern that in case the Civil Servants were to be removed then the same would amount to hitting them hard creating problems for the society at large considering each of the Civil Servants being the bread earner of his family. Appointing authorities had been acting mechanically without application of mind, therefore, the Civil Servant could not be made to suffer for whimsical and mechanical acts of the authorities.”

**III. 2016 SCMR 1299**

“The solution we have come out is simple, let them continue, if they besides the certificates or diplomas, issued by the council, possesses the requisite or equivalent qualification. Let them all also continue who improve their qualification even thereafter. Those who could not improve their qualification up till now should improve it within a period of one year, which could be reckoned from the date of commencement of the next available academic session of the respective program.”

**IV. 2010 PLD SC 483**

“Principle of Audi-alterm-Partem was always deemed to be imbedded in the statute and even if there was no such express provision, it would be deemed to be one of the parts of the statute, because no adverse action can be taken against a person without providing right of hearing to him”

F. That any other grounds, with the permission of this Hon'ble Tribunal, will be taken at the time of arguments.

It is, therefore, most humbly prayed that on acceptance of Instant Appeal, the Impugned Notification dated 04.04.2019 of

respondent No.2 alongwith Pre and Post proceedings thereto, may be declared as Illegal, Unlawful, without Lawful Authority, void-ab-initio and of no legal effect, hence be set at naught and appellant may be reinstated in service with all back benefits, in the best interest of justice and equity.

Any other relief, not specifically prayed for and deemed appropriate by this Honourable Tribunal in circumstances of the case may also be granted.

*[Signature]*  
Appellant

Through

Amin ur Rehman Yusufzai

Sajjad Mehsud

&

*[Signature]*  
Khalid Khan

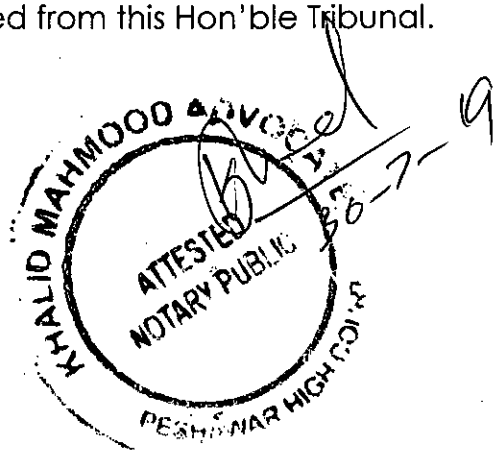
Advocates, Peshawar,  
3-A, Park Avenue, Bhattani Plaza,  
University Town, Peshawar  
Cell No.0321-9022964, 0333-9981464

Dated: 30.07.2019

**VERIFICATION:**

Verified on oath that the content of the instant Service Appeal is true and correct to the best of my knowledge and belief and nothing has been kept concealed from this Hon'ble Tribunal.

*[Signature]*  
Deponent



5

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

C.M No.\_\_\_\_/2019  
In  
Service Appeal No.\_\_\_\_/2019

Ishtiaq Ahmad ..... **Appellant**  
**....VERSUS....**

Govt of Khyber Pakhtunkhwa & 02 others ..... **Respondents**

**APPLICATION FOR STATUS-QUO TILL FINAL DECISION OF THE  
TITLED SERVICE APPEAL**

Respectfully Sheweths-

1. That the titled appeal has been filed today wherein no date has yet been fixed for hearing.
2. That facts and grounds of the titled appeal may please be considered as integral part and parcel of instant applicant.
3. That valuable rights of applicant are involved into the matter and if the subject relief has not been granted he will suffer irreparable loss.
4. That applicant has got good prima facie case in his favour and is very much sanguine of its success. Moreover, balance of convenience also lies in his favor.
5. That there is no legal bar to grant the subject relief, rather grant of status quo will prevent miscarriage of justice to be occasioned.

It is therefore, most humbly prayed that on acceptance of instant application, Status-quo may please be ordered to be maintained till final decision of the titled appeal, so as to secure the ends of justice.

  
Appellant

Through

**Amin ur Rehman Yusufzai**

**Sajjad Mehsud**

&

**Khalid Khan**

Advocates, Peshawar,  
3-A, Park Avenue, Bhattani Plaza,  
University Town, Peshawar  
Cell No.0321-9022964, 0333-9981464

Dated: 30.07.2019

6

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

C.M No. \_\_\_\_/2019  
In  
Service Appeal No. \_\_\_\_/2019

Ishtiaq Ahmad .....Appellant

....VERSUS....

Govt of Khyber Pakhtukhwa & 02 others .....Respondents

**AFFIDAVIT**

I, Ishtiaq Ahmad S/o Rahman Shah, Ex-SST (Gen), R/O Village Kutarpan, P.O Char-Gulli, Tehsil & District Mardan, do hereby solemnly affirm declare on oath that the contents of the accompanying 'Petition' are true and correct to the best of my knowledge and belief, and that nothing has been kept concealed from this Hon'ble Tribunal.

Identified By:

*Ishtiaq Ahmad*  
DEPONENT

CNIC #: 16101-0182617-7

**Amin-ur-Rehman Yusufzai**  
Advocate, Peshawar

*Amin-ur-Rehman Yusufzai*

*Ishtiaq Ahmad*  
20/11/2019  
PESHAWAR HIGH COURT

①

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

Service Appeal No.\_\_\_\_/2019

Ishtiaq Ahmad ..... **Appellant**

....**V E R S U S**....

Govt of Khyber Pakhtunkhwa & 02 others ..... **Respondents**

**ADDRESSES OF THE PARTIES**

**APPELLANT:**

Ishtiaq Ahmad S/o Rahman Shah, Ex-SST (Gen),  
R/O Village Kutarpan, P.O Char-Gulli, Tehsil & District Mardan

**RESPONDENTS:**

1. Govt of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Civil Secretariat Peshawar.
2. Director Elementary & Secondary Education, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
3. Khyber Pakhtunkhwa Public Service Commission through Chairman, Fort Road, Peshawar Cantt

  
Appellant

Through

**Amin ur Rehman Yusufza**

  
**Sajjad Mehsud**

&

  
**Khalid Khan**

Advocates, Peshawar,  
3-A, Park Avenue, Bhattani Plaza,  
University Town, Peshawar

Cell No.0321-9022964, 0333-9981464

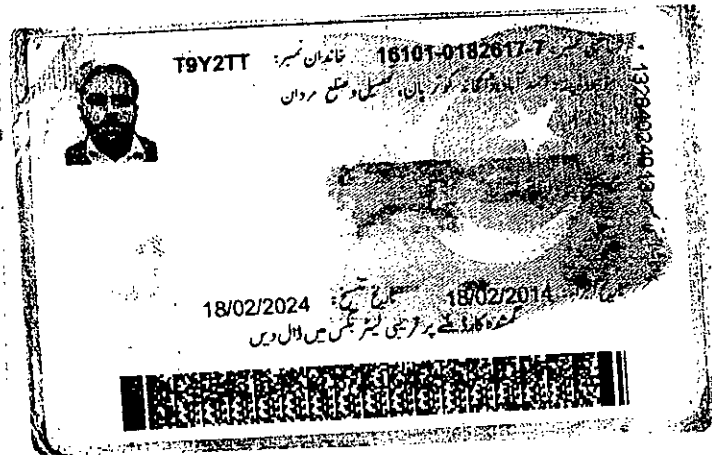
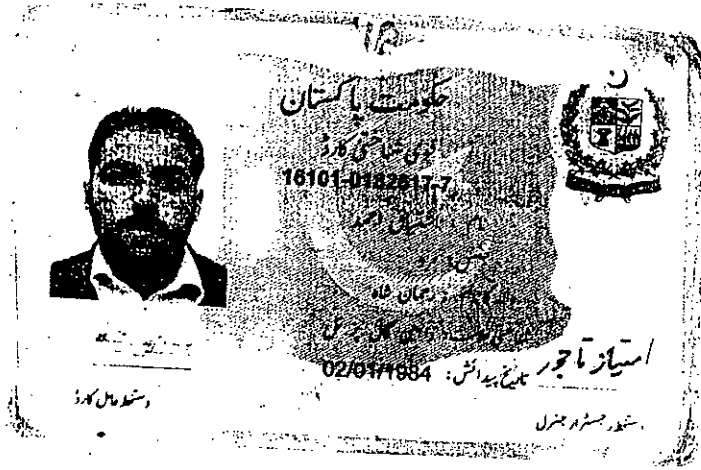
Dated: 30.07.2019



ANNEX A<sup>9</sup>

8

8



Attested  
*[Signature]*

# CURRICULUM VITAE

Ishtiaq Ahmad

Address: Village Kutarpan, P.O Chargulli, Teh & Distt Mardan  
Contact: Cell#03009187342

## Personal Information:

**Father Name:** Rahman Shah  
**Date of Birth:** 02-01-1984  
**Gender:** Male  
**Nationality:** Pakistani  
**Marital Status:** Single  
**CNIC:** 16101-0182617-7  
**Personal No.** 50174474  
**Religion:** Islam  
**Domicile:** Mohmand

## Academic Qualification:

Qualification.	Board/University	Year	Division
SSc	BISE Peshawar	2002	1 <sup>st</sup>
F.Sc	BISE Mardan	2004	2 <sup>nd</sup>
B.A	University Of Peshawar	2006	-do-
M.A (I.R)	University of Peshawar	2008	-do-

## Professional Qualification:

Qualification.	Board/University	Year	Division
B.Ed	AIOU Islamabad	2008	1 <sup>st</sup>

## Service Experience:

- Ten (10) years practical work experience as SST(G) in Govt High School Baza Tribble Distt: Kurram

ATTESTED

ANNEX 2011

10

# Allama Iqbal Open University Islamabad



Serial No. 63739

Certified that Mr. / Ms. ISHTEAQ AHMAD

Son / Daughter of RAHMAN SHAH

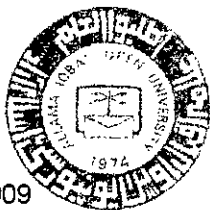
Registration No: 07NMN00386 Roll No: AD 344411

having completed the prescribed requirements in semester  
SPR, 2008 is awarded the degree of:

## Bachelor of Education

He / She has secured 65 % marks and has been placed in B grade.

*Fajid*  
CONTROLLER OF EXAMINATIONS



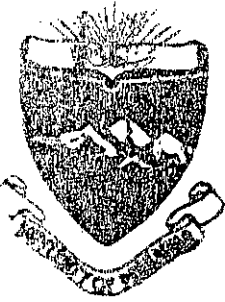
*[Signature]*  
VICE-CHANCELLOR

Result declared on: FEBRUARY 16, 2009

ISLAMABAD. DATED:

ATTESTED

N9 1040887



**University of Peshawar**  
*Pakistan*  
**Detailed Marks Certificate**



**Master of Arts in International-Relations**  
**Final**  
**Annual Examination 2008**  
**Mardan**



Name: **ISHTIAQ AHMAD**

Gender: *Male*

Roll No: **25712**

**Private**

Father's Name: **RAHMAN SHAH**

Registration No: **2004-KM-1402**

**Division:2nd**

Papers	Max Marks	Marks Obtained	
		In Figures	In Words
Public & International Law-VI	100	40	Forty Only
Politics of International Economics Relations-VII	100	43	Forty Three
Strategic Studies-VIII	100	47	Forty Seven
Foreign Policy of Iran, China, India & Afghanistan-IX	100	44	Forty Four
International Politics of Middle East-X	100	52	Fifty Two
Viva Voce	100	50	Fifty Only
<b>Previous</b>	<b>500</b>	<b>230</b>	<b>Two Hundred and Thirty</b>
<b>Final</b>	<b>1100</b>	<b>506</b>	<b>Five Hundred and Six</b>

Errors & omissions are subject to subsequent rectification

**Chances Availed: 1**

**The Examination was taken As a Whole**

Examination held From 09-Aug-2008 to 13-Sep-2008

Result Declared on Wednesday, March 10, 2010

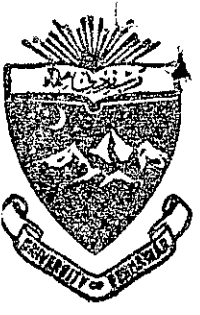
Issue Date: 10-Mar-2010

9:32 am

**ATTESTED**

**(Dr. Mohammad Shafi)**

**ADDITIONAL CONTROLLER OF EXAMINATIONS**  
**UNIVERSITY OF PESHAWAR**



# UNIVERSITY OF PESHAWAR

PAKISTAN

12

Roll No. 23490

## DETAILED MARKS CERTIFICATE

Name Shahid Ahmad Part - II Examination, 2006 Annual / Supplementary

Father's Name Rahman Ghani

Certified that the candidate secured the following detailed marks and is placed in Second Division.

Subjects	Maximum Marks	MARKS OBTAINED	
		IN FIGURES	IN WORDS
1. English	75	24	Twenty four
2. English Grammar	75	99	Twenty nine
3. Political Science	75	36	Thirty six
4. Pakistan Studies	40	28	Twenty eight
Part I Marks	285	130	
<b>TOTAL</b>	<b>550</b>	<b>247</b>	<b>Two hundred and Forty seven</b>

Errors & Omissions are Subject to subsequent rectification.

The Examination was taken as a whole / in Parts

Prepared by: A

S No 004775

Dated 9.10.2006

CONTROLLER OF EXAMINATIONS,  
UNIVERSITY OF PESHAWAR

ATTESTED

S. No. 26024

Roll No. 24907

Group. Pre Engineering

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ



# Board of Intermediate and Secondary Education

## Mardan N.W.F.P. Pakistan

### INTERMEDIATE EXAMINATION

SESSION 2004 - ANNUAL

ATTESTED

This is to certify that ISHTIAQ AHMAD son of RAHMAN SHAH  
and student of Govt. Degree College Khair Abad Mardan Registration No 89-B/KHA-02  
has passed the Intermediate Examination of the Board of Intermediate & Secondary Education,  
Mardan held in May/June - 2004 as a Regular candidate. He obtained 582 Marks  
out of 1100 and has been placed in Grade C Representing Good. The Examination  
was taken as a whole.

*Rashidul*  
Asstt. Secretary

*noor*

*[Signature]*  
Secretary

This certificate is issued without alteration or erasure.

S.No. 224842

Roll No. 54045



# Board of Intermediate and Secondary Education

Peshawar N.W.F.P. Pakistan

Secondary School Certificate Examination

SESSION 2002 – ANNUAL

(Science Group)

ATTESTED

This is to Certify that Ishtiaq Ahmad Son / Daughter of Rahman Shah  
and a student of Hira School's, Afzal Imam Colony, Takht Bhai, Mardan has passed the Secondary School Certificate Examination of the Board of Intermediate and Secondary Education, Peshawar held in March/April, 2002 as a Regular candidate. He / She obtained 555 Marks out of 850 and has been placed in Grade B Representing Very Good

The Candidate passed in the following subjects:

- |            |                     |                |              |
|------------|---------------------|----------------|--------------|
| 1. English | 3. Islamiyat        | 5. Mathematics | 7. Chemistry |
| 2. Urdu    | 4. Pakistan Studies | 6. Physics     | 8. Biology   |

He / She has been awarded Grade A on the basis of internal assessment by the Institution concerned.

Date of birth according to admission form January 2, 1984

Asstt Secretary

Secretary

This certificate is issued without alteration or erasure.

ANNEX 'D' (15)

**OFFICE OF THE DIRECTOR ELEMENTARY & SECONDARY EDUCATION NWFP, PESHAWAR**

**NOTIFICATION**

In pursuance of the powers conferred under section 25 of the NWFP Civil Servant Act, 1973 the competent authority is pleased to re-appoint the following Male/Female SST (B-16) on contract basis as a stop-gap arrangements for a period of one year w.e.f. the date of assumption of charge or till the availability of selectees of the NWFP Public Service Commission / Departmental Selection Committee whichever is earlier:-

Sr	Name	Father Name	Subject	Place of Posting
1	Manzoor Khan	Mumtaz Khan	General	GHS Surjal
2	Shams Ul Arifeen	Khurshid Khan	General	GMS Sari Khan Kalan
3	Muhammad Umar Khan	Ghulam Rabbani	Science	GHS Hadora Banda
4	Gohar Ali	Khaista Muahmmad	Science	GHS Kalam
5	Ashfaq Ahmad	Fazli Raziq	General	GHS Angori Kurram Agency
6	Muhammad Iqbal	Khan Bahadur	General	GHS Angori Kurram Agency
7	Ishtiaq Ahmad	Rahman Shah	General	GHS Baza Kurram Agency
8	Abdur Rasheed	Lal Muhammad	Science	GHS Darmalak Kohat
9	Zeeshan Akbar	Muhammad Akbar	Science	GHS Shakoor Charsadda
10	Hazrat Wali	Ghulam Hazrat	Science	GHS Udigram Dir Upper
11	Nazim Ullah	Kareem Ullah	General	GHS Chapor Chitral
12	Mahmood Alam Khan	Nazir Gul	General	GHS Kochi Kurram Agency
13	Muhammad Sohail	Ghuncha Khan	Science	GMS Suran Dara Mohmand Agency
14	Inayat Ur Rahman	Abdul Rahman	General	GHS Kalaya Orakzai Agency
15	Muhammad Ashraf	Shahzad Khan	Science	GHS Bagan
16	Hamayun Rashid	Abdur Rashid	General	GGHS Baghan
17	Sharafat Ali	Muhammad Sulleman	General	GHS Khaira Gali
18	Jawad Ali	Muhammad Banaris	General	GHS Nagri Tutail
19	Murad Ali	Hakam Khan	General	GMS Suma Karaga
20	Ghulam Mustafa	Ihsanul Haq	Science	GHS Chamiali
21	Muhammad Umar Khan	Ghulam Rubbani	Science	GHS Hadora Banda
22	Bakht Nabi	Karim Shah	General	GMS Battian
23	Muhammad Ijaz	Zarwali Khan	General	GHS Kafoor Dheri
24	Abdul Karim	Jehangir Khan	General	GHS Shahi Bala
25	Feroz Khan	Abdur Rashid	Science	GHS Charpariza
26	Zafar Iqbal	Nazar Gul	Science	GHS Zahir Abad
27	Momin Khan	Zarin Khan	Science	GHS H.M Noor Killi
28	Alamzeb	Fazal Rahim	Science	GHS Utroor
29	Muhammad Tahir	S.Gaffar Shah	General	GHS Jehangira
30	Zahoor Khan	Sameen Khan	General	GHS Jalsai
31	Bakht Zamin Khan	Muhammad Sher	General	GHS No.2 Tordher

**ATTACHED**



16

**Terms and Conditions**

1. The appointment of the above candidates will be on contract basis for the period of one year from the date of assumption of charge till the arrival of the selectees of the NWFP Public Service Commission/Departmental Selection Committee, whichever is earlier.
2. They will draw Pay in BPS-16.
3. No TA/DA is allowed.
4. If they want to resign from the service before expiry of the contract, they will have to serve one month notice in advance failing which they will have to deposit prior notice to the appointing authority one month pay in lieu of such notice, in the Government Treasury.
5. Their appointments have been made for specific schools, so shall not make any request for transfer from the School where they are posted. In case in case of such occurrence, their service shall stand terminated.
6. They should join their posts within 15-days of the issue of this notification. The Executive District Officer, Elementary & Secondary Education concerned, should furnish certificate to the effect that the candidates have joined the post or otherwise within 15-days of the issue of this Notification.
7. They shall execute an agreement with the Government before taking over charge, signed by the concerned EDOs Elementary & Secondary Education NWFP, on behalf of the Government/Director (E&SE).
8. They will not be entitled for any pension or gratuity for the service rendered by them on contract basis and shall not claim regularization for their contract service.
9. Charge report in duplicate should be submitted to all concerned.
10. Their service shall be terminated if they violate any provision of the terms and conditions specified in the agreement Bond/Dead.
11. They shall not be entitled to perform any examination duty of the BISEs/University/RDE, NWFP, during the current contract period.


**Director  
Elementary & Secondary  
Education, NWFP, Peshawar**

**Endst No.5139 – 5197/A-14/SST/M&F/Contract One Year/**

Dated : 16/09/2008

**Copy of the above is forwarded to..**

1. Accountant General, NWFP Peshawar
2. Director of Education, FATA, NWFP Peshawar
3. Distt: Accounts Officers concerned
4. Director Elementary & Secondary Education NWFP, Peshawar
5. Executive District Officers (E&SE) concerned
6. Principals/Head Masters/Head Mistress concerned
7. SST concerned
8. PS to the Minister for Education NWFP
9. PS to Secretary to Govt: of NWFP
10. All Chairman BISE/Registrars of University in NWFP, with the request to comply with the above condition as at S.No
11. PA to Director (E&SE) Local Office
12. Master File

  
**Deputy Director (Estab:)  
Elementary & Secondary  
Education, NWFP, Peshawar**

**ATTESTED**

ANNEX "E" 17

**OFFICE OF THE DIRECTOR ELEMENTARY & SECONDRY EDUCATION NWFP PESHAWAR**

**NOTIFICATION**

The competent authority has been pleased to regularize the services of the following Adhoc/contract employee against the post of SST (M) (BPS-16) with effect from 01-01-2009. under the NWFP. Employees (Regularization of Services) Act. 2009 on the terms and conditions give at the end of this Notification:-

S.No	Name of SST	Father's Name	School address	No. & date of the current contract apptt: order
1	Ashfaq Ahmad	Fazli Raziq	GHS Angori Kurram Agency	No.5139-5197 dated 16-9-2008
2	Muhammad Iqbal	Khan Bahadur	GHS Angori Kurram Agency	No.5139-5197 dated 16-9-2008
3	Ishtiaq Ahmad	Rehman Shah	GHS Baza Kurram Agency	No.5139-5197 dated 16-9-2008
4	Abdur Rashid	Lal Muhammad	GHS Darmalak Kohat	No.5139-5197 dated 16-9-2008
5	Zeeshan Akbar	Muhammad Akbar	GHS Shakoora Charsadda	No.5139-5197 dated 16-9-2008
6	Hazrat Wali	Ghulam Hazrat	GHS Odigram Dir Upper	No.5139-5197 dated 16-9-2008
7	Nazim Ullah	Karim Ullah	GHS Chapora Chitral	No.5139-5197 dated 16-9-2008
8	Mahmood Alam Khan	Nazir Gul	GHS Kochi Kurram Agency	No.5139-5197 dated 16-9-2008
9	Muhammad Sohail	Ghuncha Khan	GMS Suran dara Mohmand Agency	No.5139-5197 dated 16-9-2008
10	Inayat Ur Rahman	Abdul Rahman	GHS Kalaya Orakzai Agency	No.5139-5197 dated 16-9-2008

**Terms and Condition of their appointment**

1. His services will be considered as regular but without pension & gratuity in terms of section -19 of NWFP. Civil Servants Act.1973 as amended vide NWFP. Civil Servants (Amendment) Act. 2005. he will, however be entitled to contributory Provident Fund in such manner and at such rates as prescribed by the Government.
2. The seniority will be determined according to Section-4 of the NWFP. Employees (Regularization of Services ) Act.2009.
3. He will be required to furnish copies of all there certificates / degrees along with original receipts and Photostat copies there of, pertaining to the verification fee of the concerned Examining body ( board & University) to the Executive Distt: Officer (E&SE) concerned .
4. The Executive Distt: Officer (E&SE) concerned is directed not to release their pay until the verification of their documents.

Director  
Elementary & Secondary  
Education NWFP. Peshawar

Endost: No 2221-27 / A-14/SET (M) Regularization SST Contract Dated Pesh: the 11-02-2010

1. Accountant General NWFP. Peshawar.
2. Director of Education (FATA) NWFP. Peshawar
3. All Executive Distt: Officers (E&SE) concerned.
4. All Agency Education Officers concerned.
5. Agency Accounts Officers concerned.
6. All Disst: Accounts Officers concerned.
7. All Principals/ Headmasters concerned.
8. Teacher concerned.
9. PS to the Minister for E&SE NWFP. Peshawar.
10. PS to the Secretary to Govt: of NWFP. E&SE Deptt
11. PA to the Director E&SE NWFP. Peshawar

**ATTESTED**

Deputy Director (Establishment)  
E&SE NWFP, Peshawar

*[Signature]* 11/02/2010

کارخانہ

(18)

میں سے، رشتہ داروں کے ساتھ ساتھ، 27/2/2010ء  
12/2/2010ء کو اور دیگر تاریخوں پر کارخانہ

SEF کے تحت کارخانہ کے لئے کارخانہ میں  
کارخانہ کے لئے کارخانہ کے لئے

کارخانہ کے لئے کارخانہ کے لئے

کارخانہ کے لئے کارخانہ کے لئے  
27-22-2010ء

11-02-2010ء کارخانہ کے لئے

محمد رفیق  
سیکریٹری

vacant : 02/06/2010

Attested

Headmaster  
S.S. Bazar Kasim Agency

ATTESTED

MEDICAL CERTIFICATE

Name of Official ..... ISHTIYAQ AHMAD .....

Caste or race ..... Mohammad .....

Father's name ..... Rahman Shah .....

Residence ..... Village and P.O Gujrat Teh and Dist Muzaffargarh .....

Date of birth ..... 02-01-1984 .....

Exact height by measurement ..... 5-6" .....

Personal mark of identification ..... NIL .....

Signature of the Official ..... [Signature] .....

Signature of head office .....

Seal of Office .....

I do hereby certify that I have examined Mr. ISHTIYAQ AHMAD candidate for employment in the Office of the Education Deptt S.S.T (Gen) and can not discover that he had any disease communicable or other constitutional affection or bodily infirmity except NIL

I do not consider this as disqualification for employment in the office of the ..... His age according to his own statement (28) year and by appearance about twenty eight yrs.

[Signature]  
Secretary  
Executive Staff of Board  
Medical Service Hospital  
Muzaffargarh

[Signature]  
MEDICAL SUPERINTENDENT  
Standing Medical Officer  
Police Hospital  
Muzaffargarh  
Civil Hospital .....

LEFT HAND THUMB AND FINGER

[Impression]

[Signature]  
**ATTESTED**

IMPRESSION .....



ANNEX F

**NOTIFICATION**

1. WHERE AS: one Mr. Ishtiaq Ahmad S/O Rehman Shah who himself appointed/adjusted as SST (G) in GHS Baza Lower & Central Kurram vide Notification No. 2221-27 dated 11/02/2010 upon the production of fake/bogus appointment/adjustment order not issued by the Directorate of Education erstwhile FATA Nor by the Directorate of Elementary and Secondary Education Khyber Pakhtunkhwa.
2. AND WHERE AS, the competent authority has directed the above said accused SST to produce authentic and verified service record from the concerned authorities, but he failed to comply with the legitimate directions of high ups regarding production of requisite authentic documents/record.
3. AND WHERE AS, further an inquiry committee was constituted by the competent authority vide Notification No. 8154-63 dated 04/8/2016 who have gone through the entire case record and it has been proved that the said appointment/adjustment order for the aforesaid post advertised by Public Service Commission Khyber Pakhtunkhwa was turned out fake/bogus.
4. AND WHERE AS, it has come to the notice of the competent authority that Mr. Ishtiaq Ahmad S/O Rehman Shah, having no legal status of the said appointment/adjustment order.
5. NOW THEREFORE, under the mandatory provision and power conferred under Section-20 & 21 for General clauses Act-1897 as amended in 1956 and in pursuance of the scrutiny of selection/appointment record in r/o the above mentioned SST which was found fake/bogus, thus his appointment/adjustment Notification No. 2221-27 dated 11/02/2010 is hereby "DISOWNED" ab initio and with the direction to District Education Officer (concerned) to recover salaries and other allied benefits drawn by Mr. Ishtiaq Ahmad S/O Rehman Shah in the interest of Public Service.

Director  
Elementary & Secondary Education  
Khyber Pakhtunkhwa Peshawar

5635-40  
Endst: No. \_\_\_\_\_ dated 4/4 2019  
Copy forwarded to the:-

1. Deputy Commissioner, District Kurram with the request to take legal action.
2. District Education Officer District Kurram with the direction to take necessary steps for the recovery of outstanding amount against fake/bogus SST concerned.
3. District Account Officer District Kurram to co-operate in the matter.
4. Head Master GHS Baza Lower/Central Kurram.
5. PS to Secretary Elementary and Secondary Education Khyber Pakhtunkhwa.
6. PA to Director Elementary and Secondary Education Khyber Pakhtunkhwa.

ATTESTED

Deputy Director (Estab)  
Merged Districts

# ANNBEX بھنور جناب لکیر ٹری E&SE ڈیپارٹمنٹ KP پشاور

(21)

محکمہ اپیل برخلاف نوٹیفیکیشن محررہ 4-4-2019 جس کی رو سے ڈائریکٹر صاحب KP پشاور نے اپیلنٹ (Appellant) کے بھرتی کے احکامات بحیثیت SST بطور ایک سالہ کنٹریکٹ پر محررہ 16-04-2008 اور بعد از ارڈر مستقلی محررہ 11-02-2010 کو یکطرفہ طور پر جعلی و فرضی تیار کر اپیلنٹ (Appellant) کو ملازم ماننے سے انکار کر دیا۔

استدعا: نوٹیفیکیشن محررہ 4-4-2019 مجاز یہ جناب ڈائریکٹر صاحب E&SE ڈیپارٹمنٹ KP پشاور کو کالعدم کر کے اپیلنٹ (Appellant) کو ملازمت پر تمام مراعات کے ساتھ بحال کیا جائے۔  
جناب عالی!

۱۔ یہ کہ Appellant M.A, B.Ed تک تعلیم یافتہ ہے۔

۲۔ یہ کہ محکمہ E&SE ڈیپارٹمنٹ KP پشاور نے بزرگیو اشتہار محررہ 2008 کو online مجاز یہ نے صوبہ سرحد اب KP کے اہل امیدواروں سے SST کی پوسٹوں کے لئے درخواستیں طلب کئے۔ چونکہ Appellant تمام شرائط پر پورا اتر رہا تھا۔ اس لیے بزرگیو online اپلائی کی۔

۳۔ یہ کہ بھرتی کے مروجہ طریقہ کار سے نکلتے ہوئے Appellant میرٹ لسٹ میں جگہ بنانے میں کامیاب ہوا۔

۴۔ یہ کہ Appellant کو باقاعدہ طور پر E&SE ڈیپارٹمنٹ NWFP پشاور نے منظور کیا۔ جو کہ محکمہ نے بزرگیو نوٹیفیکیشن محررہ

16-09-2008 کنٹریکٹ بنیادوں پر تعیناتی کے احکامات جاری کر کے Against Vacatn Post گورنمنٹ ہائی سکول بازہ سنٹرل کرم ایجنسی میں تعینات کیا۔ جو کہ بعد از امرہ 11-02-2010 کو مستقل کر دیا گیا۔ تب سے لے کر متنازعہ نوٹیفیکیشن جاری ہونے تک Appellant باقاعدگی سے اپنی ڈیوٹی سرانجام دیتا رہا۔

۵۔ یہ کہ بغیر چارج شیٹ اور شو کاز نوٹس و پرسنل میمرنگ اور ریگولر انکوری کے Appellant کو یکطرفہ احکامات محررہ 04-04-2019 کی رو سے نوکری سے برخاست کیا گیا۔ بلکہ بھرتی احکامات کو جعلی و فرضی گردانہ گیا جو کہ ظلم اور نا انصافی کا منہ بولتا ثبوت ہے۔ اس لیے قابل منسوخ ہے۔

۶۔ یہ کہ Appellant کے 10 سال سے زیادہ عرصہ ملازمت کو بہ یک جنبش قلم ختم کر کے نہ صرف گھڑبھج دیا بلکہ دور ملازمت تمام تنخواہیں واپس لی جانے کے احکامات جاری کیے گئے جو کہ آئین اور قانون کے منافی ہے۔

لہذا التماس ہے بمظوری درخواست ہذا نوٹیفیکیشن محررہ 4-4-2019 کو کالعدم کر کے Appellant کو ملازمت پر بحال کیا جائے۔

آپ کا مخلص اشتیاق احمد (ایس ایس ٹی)  
جی ایچ ایس بازہ ٹرائبل ڈسٹرکٹ کرم

ATTESTED

GHS Baza Kurram

- اسم لفظہ ۱۹۶۰ء
- ۱۔ عطاء اللہ ولد محمد علی راجہ ۹۹۱۵
  - ۲۔ شاکر اللہ ولد محمد علی راجہ ۹۹۱۵
  - ۳۔ بارخان ولد علی راجہ ۹۹۱۵
  - ۴۔ عبدالجبار ولد احمد علی راجہ ۹۹۱۵
  - ۵۔ عبدالرشید ولد محمد علی راجہ ۹۹۱۵
  - ۶۔ عبدالرشید ولد محمد علی راجہ ۹۹۱۵
  - ۷۔ محمد سید ولد محمد علی راجہ ۹۹۱۵
  - ۸۔ محمد فاروق ولد محمد علی راجہ ۹۹۱۵
  - ۹۔ حفصہ اقبال ولد محمد علی راجہ ۹۹۱۵
  - ۱۰۔ محمد طارق ولد محمد علی راجہ ۹۹۱۵
  - ۱۱۔ بشیر احمد ولد محمد علی راجہ ۹۹۱۵
  - ۱۲۔ امجد علی ولد محمد علی راجہ ۹۹۱۵

- Transfer To settled
- ۲۲۔ غزالہ ولد ابرار احمد ۹۹۱۵
  - ۲۳۔ کفایت اللہ ولد محمد علی راجہ ۹۹۱۵
  - ۲۴۔ عبدالرشید ولد محمد علی راجہ ۹۹۱۵
  - ۲۵۔ اسحاق احمد ولد محمد علی راجہ ۹۹۱۵
  - ۲۶۔ اسحاق احمد ولد محمد علی راجہ ۹۹۱۵
  - ۲۷۔ اسحاق احمد ولد محمد علی راجہ ۹۹۱۵
  - ۲۸۔ فضل رازق ولد محمد علی راجہ ۹۹۱۵
  - ۲۹۔ شاد محمد ولد محمد علی راجہ ۹۹۱۵
  - ۳۰۔ سید محمد ولد محمد علی راجہ ۹۹۱۵
  - ۳۱۔ شبانہ ناز ولد محمد علی راجہ ۹۹۱۵



ATTESTED

وکالت نامہ

بعدالت دیکر طرہ و نحوہ سرس میں فریڈ سونل کے لئے

و شایق و مدد گونٹ

مخانب رو مدد گونٹ دعویٰ اجرم سرس میں سونل

تھانہ ایف آئی آر تاریخ

باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے واسطے پیروی و جوابدہی بمقام

امین الرحمن یوسفزئی ایڈووکیٹ ہائی کورٹ، فیڈرل شریعت کورٹ آف پاکستان اینڈ سجاد احمد محسود ایڈووکیٹ ہائی کورٹ،

کو بدین شرط وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا رہوں گا۔ اور بوقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دیکر حاضر عدالت کروں گا اگر پیشی پر من مظہر حاضر نہ ہوا اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور میرے برخلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام کچہری کے کسی اور جگہ یا کچہری کے مقررہ اوقات سے پہلے یا پیچھے یا بزور تعطیل پیروی کرنے کے ذمہ دار نہ ہوں گے۔ اگر مقدمہ ملاوہ صدر مقام کچہری کے کسی اور جگہ سماعت ہونے یا بروز تعطیل یا کچہری کے اوقات کے آگے پیچھے پیش ہونے پر من مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار نہیں کے واسطے کسی معاوضہ کے ادا کرنے یا مختار نامہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھے کوکل ساختہ پر داخست صاحب موصوف مثل کردہ ذات خود منظور قبول ہوگا۔ اور صاحب موصوف کو عرضی دعویٰ و جواب دعویٰ اور درخواست اجراء ذمہ داری و نظر ثانی اپیل و نگرانی ہر قسم کی درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کے اجراء کرنے اور ہر قسم کا روپیہ وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور سپرد تالی و راضی نامہ کو فیصلہ برخلاف کرنے، اقبال دعویٰ دینے کا بھی اختیار ہوگا۔ اور بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم امتناعی یا قرتی یا گرفتاری قبل از اجراء ڈگری بھی موصوف کو بشرط ادا ہوگی علیحدہ مختار نامہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو بھی اختیار ہوگا یا مقدمہ مذکورہ یا اس کے کسی جزو کی کاروائی کے واسطے یا بصورت اپیل، اپیل کے واسطے کسی دوسرے وکیل یا ایئر منز کو بجائے اپنے یا اپنے ہمراہ مقرر کریں۔ اور ایسے مشیر قانون کو ہر امر میں وہی اور ویسے ہی اختیارات حاصل ہوں گے۔ جیسے کہ صاحب موصوف کو حاصل ہیں اور دوران مقدمہ میں جو کچھ ہر جانہ التواء پڑے گا۔ وہ صاحب موصوف کا حق ہوگا۔ اگر وکیل صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہوگا کہ مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔ لہذا یہ مختار نامہ لکھ دیا کہ سندر ہے مورخہ \_\_\_\_\_ مضمون مختار نامہ من لیا ہے اور اپنی طرح سمجھ لیا ہے اور منظور ہے۔

ATTESTED & ACCEPTED:

Amin ur Rehman Yousafzai  
Advocate High Court,  
& Federal Shariat Court  
of Pakistan.

Adv. Akhbar Khan  
B.C. 18.11.57

Sajjad Ahmad Mehsud  
Advocate High Court  
Peshawar



BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR.

Service Appeal No:1009/2019

Ishtiq Ahmad Ex SST (G) B-16 District Mardan ....Appellant.

VERSUS

Secretary (E&SE) Department, Khyber Pakhtunkhwa & others: .....Respondents

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Asstt: Director (Lit: II)  
E&SE Department, Khyber  
Pakhtunkhwa, Peshawar.

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR.**

Service Appeal No: 1009/2019

Ishtiq Ahmad Ex SST (G) B-16 District Mardan.....Appellant.

**VERSUS**

Secretary (E&SE) Department, Khyber Pakhtunkhwa & others.....Respondents.

**JOINT PARAWISE COMMENTS ON & FOR BEHALF OF RESPONDENTS No:1-2.**

Respectfully Sheweth:-

The Respondents submit as under:-

**Preliminary Objections.**

- 1 That the Appellant has got no cause of action/locus standi.
- 2 That the instant Service Appeal is badly time barred.
- 3 That the Appellant has concealed material facts from this Honorable Tribunal in the instant service appeal.
- 4 That the instant Service Appeal is based on mala-fide intentions.
- 5 That the Appellant has not come to this Honorable Tribunal with clean hands.
- 6 That the Appellant is not entitled for the relief he has sought from this Honorable Tribunal.
- 7 That the instant Service Appeal is against the prevailing law & rules.
- 8 That the instant Appeal is based on mala fide intentions just to put extra pressure on the Respondents for gaining illegal service benefits.
- 9 That the instant Service Appeal is not maintainable in its present form.
- 10 That the instant Service Appeal is bad for mis-joinder & non-joinder of the necessary parties.
- 11 That the instant Service Appeal is barred by law.

- 12 That the Appellant is not competent to file the instant appeal against the Respondents.
- 13 That the impugned Notification dated 4/4/2019 of the Respondent Department is legally competent & liable to be maintained in favor of the Respondents.
- 14 That no Departmental Appeal has been filed by the appellant to the Respondent Department against the impugned Notification dated 4/4/2019.
- 15 That the appointment letter of the appellant has been declared as fake and bogus by the Respondent Department.
- 16 That the Notification dated 4/4/2019 has correctly been issued by the Respondent Department after observing all the codal formalities.

**ON FACTS.**

- 1 That Para-1 needs no comments, being pertains to the Service Record of the Appellant against the SST (G) B-16 post which has been declared fake & bogus and even disowned by the Respondent Department vide Notification dated 4/4/2019. In view of the recommendations of the inquiry committee which was constituted vide Notification No. 8154-63 dated 4/8/2016, who submitted its report that the afore said order & Appointment Notification dated 11/02/2010 of the appellant is fake & bogus with no cogent record in the Respondents No.2 & 3 offices.
2. That Para-2 also needs no comments being pertains to the academic & professional qualification of the appellant.
- 3 That Para-3 is correct, hence, needs no comments.
- 4 That para-4 is correct to the extent of Advertisement dated 26/01/2009 by the Respondent No.03, wherein, the appellant did not apply for the said post nor appeared in the interview before the Respondent No.3 for the appointment against SST (G) Male B-16 post, hence, the claim of the appellant regarding his appointment vide Notification dated 11/02/2010 is baseless & liable to be rejected in favor of the Respondents. **(Copy of the Ad; dated 26/01/2009 is Annexure-A).**
- 5 That Para-5 is incorrect & denied on the grounds that no cogent proof & legal justification has been annexed by the appellant in support of his stand regarding his recommendations against the SST (G) B-16 post by the KPK PSC & his further adjustment vide Notification dated 11/02/2010 against the said post in the Respondent Department are fake & bogus as the entire service record of the appellant has been found fake & bogus, hence, his services against the SST (G) B-16 post has been disowned & even null & void ab-initio having no legal effect in the eyes of law & rules vide Notification dated 04/04/2019 by the competent authority **(Copy of the said Notification dated 04/04/2019 is Annexure-B).**

- 6 That Para-6 is incorrect & denied on the grounds that the services of the appellant against the SST (G) B-16 post have been disowned vide Notification dated 4/4/2019 by the Respondent No.2 after observing all legal formalities under the rules & where against, no departmental has been filed by the appellant, hence the notification dated 4/4/2019 has got final under the rules against the appellant.
- 7 That Para-7 is incorrect & denied on the grounds that the services of the appellant against the SST (G) B-16 post have been disowned vide Notification dated 4/4/2019 by the Respondent No.2 after observing all legal formalities under the rules & where against, no departmental has been filed by the appellant, hence the notification dated 4/4/2019 has got final under the rules against the appellant is also fake & Bogus, hence, disowned by the Respondent Department by the competent authority, however, the Respondents further submit on the following grounds inter alia

**ON GROUNDS.**

- A **Incorrect & not admitted.** The appellant has been treated as per law, rules & policy vide the above said Notification dated 4/4/2019 by the Respondent Department in the instant case, hence, the stance of the appellant is baseless & liable to be rejected.
- B **Incorrect & not admitted.** The appellant has been treated as per law, rules & policy vide the above said Notification dated 4/4/2019 by the Respondent Department in the instant case having no question of violation of Article 10-A of the constitution of 1973, hence, the stance of the appellant is baseless & liable to be rejected.
- C **Incorrect & not admitted.** The statement of the appellant is without any cogent reason & justification on the grounds as agitated in the foregoing paras of the present reply by the Respondents as regular inquiry has been conducted vide Notification bearing endst; No.8154-63 dated 4/8/2019 by the competent authority who declared the documents & 1<sup>st</sup> appointment as fake & bogus, hence, the plea of the appellant is without any justification.
- D **Incorrect & not admitted.** The stand of the appellant is without any cogent reason & legal justification on the grounds that his 1<sup>st</sup> appointment Notification dated 11/2/2010 of the appellant have been found fake & bogus by the Respondent Department, hence, his services against the SST (G) B-16 post has been disowned by the competent authority vide Notification date 5/4/209 under the relevant provisions of law & rules.
- E **Incorrect & not admitted.** The plea of the appellant is without legal justification & liable to be rejected & the mentioned judgments of the apex courts of law do not apply upon the case of the appellant in the given circumstances of the case.

F Legal. However, the Respondents also seek leave of this Honorable Tribunal to submit additional grounds, record & case law at the time of arguments on the date fixed.

In view of the above made submissions, it is most humbly requested that this Honorable Tribunal may very graciously be pleased to dismiss the instant Service Appeal in favor of the Respondents in the interest of justice.


Dated \_\_\_/\_\_\_/2020



**Director**

E&SE Department Khyber  
Pakhtunkhwa, Peshawar.

**(Respondent No: 2)**



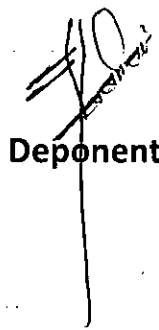
**Secretary**

E&SE Department Khyber  
Pakhtunkhwa, Peshawar.

**(Respondent No: 1)**

**AFFIDAVIT**

I, Hayat Khan Asstt: Director (Litigation-II) E&SE Department Khyber Pakhtunkhwa, do hereby solemnly affirm & declare on oath that the contents of the instant Parawise Comments are true & correct to the best of my knowledge & belief.



**Deponent**

# NWFP PUBLIC SERVICE COMMISSION

2- Fort Road Peshawar Cantt;

Website: [www.nwfppsc.gov.pk](http://www.nwfppsc.gov.pk)

Dated: 26-01-2009

## ADVERTISEMENT No. 01 / 2009.

(A)

Applications are invited for the following posts from Pakistani citizens of N.W.F.P./F.A.T.A. (including by 26-02-2009 (13-03-2009 for candidates from abroad). Incomplete applications and applications without supporting documents required to prove the claim of the candidates shall be rejected without intimation to the candidates.

### AGRICULTURE LIVESTOCK & CO-OPERATIVE DEPTT:

(S.No. 01) One (01) Post of assistant Botanist. In Livestock Research & Dev: Deptt:

**QUALIFICATION:** M.Sc Agriculture or B.Sc (Hons) Agriculture (Obtained) after "4" Years Instructions after F.Sc) from a recognized University under research programme in the subject relating to the subject groups as specified in schedule -II to which the Vacancy occurs.

**AGE LIMIT:** 21 to 33 years. **PAY SCALE:** BPS-17. **ELIGIBILITY:** Both Sexes. **ALLOCATION:** Merit.

(S.No. 02) Two (2) Posts of Research officers Fodder. In L&DD Deptt:

**QUALIFICATION:** M.Sc Agriculture or B.Sc (Hons) Agriculture (Obtained) after "4" Years Instructions after F.Sc) from a recognized University under research programme in the subject relating to the subject groups as specified in schedule -II to which the Vacancy occurs.

**AGE LIMIT:** 21 to 33 years. **PAY SCALE:** BPS-17. **ELIGIBILITY:** Male. **ALLOCATION:**

Merit	Zone-1
01	01

### CHIEF ENGINEER WORKS & SERVICE DEPARTMENT.

(S.No. 03) Five (05) Posts of Data Entry Operators.

**QUALIFICATION:** (i) 2<sup>nd</sup> Division FA/FSc with one year Diploma in Computer Science from the recognized Institute (ii) Speed of Ten thousand key depression per hour for punching/data entry/verification.

**AGE LIMIT:** 18 to 30 years. **PAY SCALE:** BPS-11. **ELIGIBILITY:** Both Sexes. **ALLOCATION:**

Zone-1	Zone-2	Zone-3	Zone-4	Zone-5
01	01	01	01	01

### DIRECTORATE OF INDUSTRIES COMMERCE MINERAL DEV: LABOUR & TECHNICAL EDUCATION DEPARTMENT.

(S.No. 04) One (01) Post of Male Inspector Mines

**QUALIFICATION:** (i) Bachelor Degree in Mining Engineering from recognized University and (ii) 1<sup>st</sup> Class Mines Manager's certificate of Competency granted under the provision of Mines Act, 1923 and (iii) Two years experience in Govt. or Semi Government Mining Industries registered under the Mines Act, 1923.

**AGE LIMIT:** 21 to 33 years. **PAY SCALE:** BPS-17. **ELIGIBILITY:** Male.

TESTED

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provisions of the rules for the time being in force.

NOTE: For History-Cum-Civics: The candidates must possess Master's Degree either in History or Political Science provided the other required subjects has studied at B.A level. The other requirement of teaching degree will, however, remain intact.

For Biology: 2<sup>nd</sup> Class Master Degree in Botany or Zoology provided that other subject have been studied at graduate level.

AGE LIMIT: 25 to 40 years. PAY SCALE: BPS-17 ELIGIBILITY: Female.

ALLOCATION:

S.No	Subject	No: of Posts	Allocation
5.	Islamiyat	02	Merit Quota
6.	Pak: Study	03	Merit Quota
7.	History-Cum-Civics	02	Merit Quota
8.	Economics	02	Merit Quota
9.	English	02	Merit Quota
10.	Statistics	02	Merit Quota
11.	Maths	02	Merit Quota
12.	Biology	02	Merit Quota
13.	Chemistry	02	Merit Quota
14.	Physics	02	Merit Quota

(S.No. 52) Sixteen Hundred Eighty One (1681) Posts of Male SETs. /S.S.Ts (Both Science & Arts) (with out graduaty and pension).

QUALIFICATION: For Secondary School Teacher (General) (i) B.A Second Division from a recognized University and (ii) B.Ed or Equivalent Qualification from a recognized University.

For Secondary School Teacher (Science) (i) BSc Second Division with at least Two of the Subjects of Physic, Chemistry, Zoology, Botany, and Mathematics -A or Mathematics-B and (ii) B.Ed or Equivalent Qualification from a recognized University.

AGE LIMIT: 21 to 35 years. PAY SCALE: BPS-16 ELIGIBILITY: Male.

ALLOCATION:

Merit	Zone-1	Zone-2	Zone-3	Zone-4	Zone-5
420	280	281	280	210	210

(S.No. 53) Thirty Four (34) Posts of Male Disabled SETs. /S.S.Ts (Both Science & Arts) (with out graduaty and pension).

QUALIFICATION: For Secondary School Teacher (General) (i) B.A Second Division from a recognized University and (ii) B.Ed or Equivalent Qualification from a recognized University.

For Secondary School Teacher (Science) (i) BSc Second Division with at least Two of the Subjects of Physic, Chemistry, Zoology, Botany, and Mathematics -A or Mathematics-B and (ii) B.Ed or Equivalent Qualification from a recognized University.

AGE LIMIT: 21 to 35 years. PAY SCALE: BPS-16 ELIGIBILITY: Male.

ALLOCATION: Merit.

(S.No. 54) Ninety Two (92) Posts of Male SETs. /S.S.Ts For Earth Quake Quota (I.E) Battagram, Mansehra, Shangla, Kohistan, Abbottabad. (Both Science & Arts) (with out graduaty and pension).

QUALIFICATION: For Secondary School Teacher (General) (i) B.A Second Division from a recognized University and (ii) B.Ed or Equivalent Qualification from a recognized University.

For Secondary School Teacher (Science) (i) BSc Second Division with at least Two of the Subjects of Physic, Chemistry, Zoology, Botany, and Mathematics -A or Mathematics-B and (ii) B.Ed or Equivalent Qualification from a recognized University.

AGE LIMIT: 21 to 35 years. PAY SCALE: BPS-16 ELIGIBILITY: Male.

ALLOCATION: Merit.

TESTED

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S.No. 55) Nine Hundred and Seventy Three (973) Posts of Female SETs. /S.S.Ts Both Science & Arts) (with out graduaty and pension).

QUALIFICATION: For Secondary School Teacher (General) (i) B.A Second Division from a recognized University and (ii) B.Ed or Equivalent Qualification from a recognized University.

For Secondary School Teacher (Science) (i) BSc Second Division with at least Two of the Subjects of, Physis, Chemistry, Zoology, Botany, and Mathematics -A or Mathematics-B and (ii) B.Ed or Equivalent Qualification from a recognized University.

AGE LIMIT: 21 to 40 years. PAY SCALE: BPS-16 ELIGIBILITY: Female.

ALLOCATION:

Merit	Zone-1	Zone-2	Zone-3	Zone-4	Zone-5
243	162	162	162	122	122

S.No. 56) Twenty One (21) Posts of Female SETs. /S.S.Ts Disabled (with out graduaty and pension).

QUALIFICATION: For Secondary School Teacher (General) (i) B.A Second Division from a recognized University and (ii) B.Ed or Equivalent Qualification from a recognized University.

For Secondary School Teacher (Science) (i) BSc Second Division with at least Two of the Subjects of Physis, Chemistry, Zoology, Botany, and Mathematics -A or Mathematics-B and (ii) B.Ed or Equivalent Qualification from a recognized University.

AGE LIMIT: 21 to 40 years. years (10 years age relaxation)

PAY SCALE: BPS-16 ELIGIBILITY: Female.

ALLOCATION: Merit.

(S.No. 57) Fifty One (51) Posts of Female SETs. /S.S.Ts For Earth Quake Quota (I.E) Battagram, Mansehra, Shangla , Kohistan, Abbottabad, (with out graduaty and pension).

QUALIFICATION: For Secondary School Teacher (General) (i) B.A Second Division from a recognized University and (ii) B.Ed or Equivalent Qualification from a recognized University.

For Secondary School Teacher (Science) (i) BSc Second Division with at least Two of the Subjects of Physis, Chemistry, Zoology, Botany, and Mathematics -A or Mathematics-B and (ii) B.Ed or Equivalent Qualification from a recognized University.

AGE LIMIT: 21 to 40 years. PAY SCALE: BPS-16 ELIGIBILITY: Female.

ALLOCATION: Merit.

TECHNICAL EDUATION AND MAN POWER TRAINING DEPARTMENT.

(S.No. 58) Two (02) Posts of Assistant Professor Commerce in Govt: Colleges of Commercial/Govt: Commercial Training Institutes.

QUALIFICATION: (i) Ph. D in the relevant subject from a recognized University with three year teaching experience in recognized college / Govt: Commercial Institutes/ Govt: Commercial Institutes/ Govt: Commerce College ass Instructor/ Lecturer.

OR (ii) Master's Degree from a recognized University in the relevant subject with Five Years experience of teaching as Lecturer / Junior Instructor in a recognized college / Govt: Commercial Institute/ Govt: Commerce College.

AGE LIMIT: 25 to 40 years. PAY SCALE: BPS-18. ELIGIBILITY: Male.

ALLOCATION: Merit.

(S.No. 59) Two (02) Posts of Assistant Professor in Computer Engineering in Govt: College of Technology & Govt: Polytechnic Institute.

QUALIFICATION: (a) Ph. D in Engineering from a recognized University / Institute with one years's teaching/ professional experience in the relevant subject as such OR (b) Master's Degree in Engineering from a recognized University/ Institute with five years teaching/ professional experience in the relevant subject as such. OR (c)

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S.No. 66) Ten (10) Posts of Male office Assistant.

QUALIFICATION: Bachelor degree from recognized University.  
AGE LIMIT: 18 to 30 years. PAY SCALE: BPS-14. ELIGIBILITY: Male.  
ALLOCATION:

Zone-1	Zone-2	Zone-3	Zone-4	Zone-5
02	02	02	02	02

S.No. 67) One (01) Post of Female office Assistant.

QUALIFICATION: Bachelor degree from recognized University.  
AGE LIMIT: 18 to 30 years. PAY SCALE: BPS-14. ELIGIBILITY: Female.  
ALLOCATION: Merit.

### CORRIGENDUM

- The Post of Research Officer for Earth Quake Quota appearing at S.No.2 Advt. No.07/2007 may be read as 02 Post for Chemistry and one for cereal Crops.
- The Post of Reader Advertised in Advtt. No. 07/2008 S.No. 39 may be read as one post instead of Two Posts.

### GENERAL CONDITIONS.

- Age, qualification and experience etc shall be reckoned on 26-02-2009 Maximum age limit as prescribed in the recruitment rules shall be relaxed upto 10 years for Govt Servants who have completed 2 years continuous service, upto 10 years for disabled persons and upto 3 years for candidates belonging to backward areas of Zone-1, Zone-3, Merged Areas of Hazara and Mardan Divisions and uper Tanawal, Districts of Swat, Upper Dir, Lower Dir, Chitral, Buner, Kala Dhaka Area, Kohistan District, Shangla, Gadoon Area in Swabi, Backward areas of Mansehra and Batagram, backward areas of Haripur District i.e., Kalanjar Field Kanungo Circle of Tehsil Haripur and Amazai Field Kanungo Circle of Tehsil Ghazi. However, a candidate shall be allowed relaxation in age in one of the above categories provided that the candidates from backward areas, in addition to automatic relaxation of three years shall be entitled to one of the relaxations available to Govt Servants, general or disabled candidates, whichever is relevant and applicable to them.
- Degrees / Diploma / Experience Certificates / Testimonials of unrecognized Institution are not accepted. Only original Degrees / Certificates are accepted. However, the candidates can apply on provisional certificate signed by the Controller of Examination of the respective Institution but candidates shall produce original degrees / certificates before their selection. Detail Marks Certificate for all the examination shall necessarily be required and these should be attached with the application forms.
- ALLOCATION of vacancies in BPS-17 and below shall be strictly in accordance with the Zonal ALLOCATION as indicated against each post(s). The applications of the candidates other than the specified zone(s) shall be ignored except for posts reserved for Merit quota. No zonal reservation stands for posts allocated to disabled quota and also for the posts in BPS-18 and above. All such posts shall be filled in on Open Merit.
- The candidates applying against disabled posts must attach with their application forms of disability certificate from the Provincial Council for Rehabilitation of Disabled Persons as well as disability certificate from the respective Medical Superintendent / Medical Board showing therein the specific disability.

ATTESTED

1/1/1

Ex-armed Forces Personnel must send copy of Discharge Certificate with their applications. Govt. / Semi Govt. / Autonomous / Semi Autonomous Bodies employes may apply direct but their Departmental Permission Certificates should reach within 30 days of the closing date. (18)

- (vi) Applications should be on the prescribed application form obtainable from the listed below branches of the NATIONAL BANK. Application Fee is Rs. 285/- (Rupees Two Hundred Eight Five only) for all the candidates. In addition to the application fee, the candidates will have to pay Rs. 15/- (rupees fifteen only) on account of Bank Charges. Separate application form will be required for each advertised category of posts. Application forms obtained other than the specified branches of the National Bank will be considered invalid and such applications will not be entertained. The applications on plain paper or Photostat shall not be accepted. Incomplete and late applications shall also be ignored.
- (vii) Application must be submitted within time as no extra time is allowed for postal transit. The applications if submitted on the last date for receipt of applications must reach the Commission's office by the closing hours.
- (viii) Applicants married to Foreigners are considered only on production of the Govt. Relaxation Orders.
- (ix) No applicant shall be considered in absentia on paper qualifications unless, he/she possesses exceptionally higher qualifications than the minimum prescribed qualification for a particular post(s).
- (x) Govt. reserves the right not to fill any or fill more or less than the advertised post(s).
- (xi) Candidates who have already availed three chances by physical appearance before the Commission and have failed for the post(s) having one and the same qualifications and scale of pay shall be ineligible.
- (xii) Experience wherever prescribed shall be counted after the minimum qualifications for the post(s), if not specifically provided otherwise against the advertised post(s).
- (xiii) In cases where the number of applications received for post(s) are disproportionately higher than the number of available vacancies, shortlisting of the candidates may be done in any one of the following manner:
- Written Test in the Subject.
  - General Knowledge or Psychological General Ability Test.
  - Academic and / or Professional record as the Commission may decide.

SPECIFIED BRANCHES OF THE NATIONAL BANK OF PAKISTAN.

Main Branches of:

- Parachinar, Mardan, Swabi, Malakand, Shangla, Chitral, Timargara, Daggar, D.I.Khan, Bannu, Karak, Kohat, Hangu, Lalaki Marwat, Abbottabad, Haripur, and Mansehra.
- Saddar Road Branch, Tehkal Payan Branch, and G.T Road (Nishtar Abad) Branch Peshawar.
- Tehsil Bazar Branch Charsadda, Nowshera Cantt: Branch, Bank Square Branch Mingora and city Branch Tank.

ATTESTED

(Atta Ur Rehman)

Secretary

NWFP Public Service Commission  
2-Fort Road Peshawar Cantt: Ph: 9212962

ATTESTED



DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION KHYBER PAKHTUNKHWA

ANNEX G

93

(B)

NOTIFICATION

1. WHEREAS one Mr. Zafer Iqbal S/O Gul Rehman who himself appointed/adjusted as SST in GMS Maazullah Khwaza District Mohmand vide Notification No. 955-59/ File No. 2/A-14/SST(M)/PSC/App'tt dated 05/03/2012 and No. 3187-3200 A/PSC (G) 2012 dated 07/03/2012 upon the production of fake/bogus appointment/adjustment order not issued by the Directorate of Education erstwhile FATA Nor by the Directorate of Elementary and Secondary Education Khyber Pakhtunkhwa
2. AND WHERE AS, the competent authority has directed the above said accused SST to produce authentic and verified service record from the concerned authorities, but he failed to comply with the legitimate directions of high ups regarding production of requisite authentic documents/record.
3. AND WHERE AS, further an inquiry committee was constituted by the competent authority vide Notification No. 8154-63 dated 04/8/2016 who have gone through the entire case record and it has been proved that the said appointment/adjustment order for the aforesaid post advertised by Public Service Commission Khyber Pakhtunkhwa was turned out fake/bogus.
4. AND WHERE AS, it has come to the notice of the competent authority that Mr. Zafer Iqbal S/O Gul Rehman, having no legal status of the said appointment/adjustment order.
5. NOW THEREFORE, under the mandatory provision and power conferred under Section-20 & 21 for General clauses Act-1897 as amended in 1956 and in pursuance of the scrutiny of selection/appointment record in r/o the above mentioned SST which was found fake/bogus, thus his appointment/adjustment Notification No.955-59/File No. 2/A-14/SST(M)/PSC/App'tt dated 05/03/2012 and No. 3187-3200 A/PSC (G) 2012 dated 07/03/2012 is hereby "DISOWNED" abolished and with the direction to District Education Officer (concerned) to recover salaries and other allied benefits drawn by Mr. Zafer Iqbal S/O Gul Rehman in the interest of Public Service.

Director  
Elementary & Secondary Education  
Khyber Pakhtunkhwa Peshawar

5647-51

Encl: No. \_\_\_\_\_ dated 4/4 2019  
Copy forwarded to the:-

1. Deputy Commissioner, District Mohmand with the request to take legal action.
2. District Education Officer District Mohmand with the direction to take necessary steps for the recovery of outstanding amount against fake/bogus SST concerned.
3. District Account Officer District Mohmand to co-operate in the matter.
4. PS to Secretary Elementary and Secondary Education Khyber Pakhtunkhwa.
5. PA to Director Elementary and Secondary Education Khyber Pakhtunkhwa.

Deputy Director (Listed)  
Merged Districts

TESTED

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

Service Appeal No. 1009/2019

Ishtiaq Ahmad.....Appellant

**VERSUS**

Government of Khyber Pakhtunkhwa & others.....Respondents

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Senior Law Officer  
Khyber Pakhtunkhwa  
Public Service Commission Peshawar

UMS88642620

1

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

Service Appeal No. 1009/2019

Ishtiaq Ahmad.....Appellant

**VERSUS**

Government of Khyber Pakhtunkhwa & others.....**Respondents**

**APPLICATION FOR DELETION OF THE (RESPONDENT NO. 03)**  
**FROM THE PANEL OF RESPONDENTS.**

**RESPECTFULLY SHEWETH:**

1. That the above mentioned appeal is pending before this Honorable Tribunal.
2. That the appellant has malafidely dragged Khyber Pakhtunkhwa Public Service Commission and the instant service appeal suffers mis-joinder of parties.
3. That the appellant was appointed on contract basis, later on regularized through an act of legislature. So the respondent No. 03 has no concern with the instant appeal, also no relief has been sought against it by the appellant.
4. That respondent No. 03 being linked to the instant appeal neither as necessary, nor proper party, seeks deletion from the panel of respondents.

J

It is, therefore, requested that on acceptance of this application respondent No. 03 may kindly be deleted from the panel of respondents.



**CHAIRMAN  
KHYBER PAKHTUNKHWA  
PUBLIC SERVICE COMMISSION  
PESHAWAR  
(RESPONDENT NO.03)**

*J*

**AFFIDAVIT**

Stated on oath that the contents of this application are true and correct & nothing has been concealed from this Honorable tribunal.

**DEPONENT**

*R. Javed*

**CHAIRMAN  
KHYBER PAKHTUNKHWA  
PUBLIC SERVICE COMMISSION  
PESHAWAR  
(RESPONDENT NO.03)**

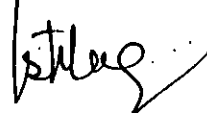
# Receipt

Title Shtia Ahmad vs Govt of KP

Appeal No 1009/2019

I have received Rs 2000/-  
from the KPPSC Representative as  
per court order

Name Shtia Ahmad

Signature 

Dated - 22/7/2020