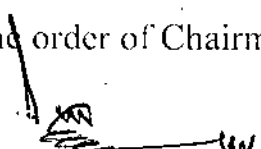


# FORM OF ORDER SHEET

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

Case No.- \_\_\_\_\_ **270/2023**

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/2/2023	<p>The appeal of Syed Adnan Ali Shah resubmitted today by Mr. Daris Khan Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on _____. Parcha Peshi is given to appellant/counsel.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

The appeal of Syed Adnan Ali Shah Ex- Chowkidar Girls High School Jaganath Tehsil Razzar District Swabi received today i.e. on 13.01.2023 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Copy of impugned order dated 17.10.2022 is not attached with the appeal which may be placed on it.
- 2- Copy of departmental appeal and its rejection order are not attached with the appeal which may be placed on it.
- 3- Annexures A to E referred to in the memo of appeal are not attached with the appeal.
- 4- Check list is not attached with the appeal.
- 5- Affidavit be got attested by the Oath Commissioner.
- 6- The documents that are to be provided must be legible and duly attested.
- 7- Five more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 210 /S.T,

Dt. 18-01 /2023

*Amirullah*  
REGISTRAR  
for SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Daris Khan Adv.  
High Court Pesh.

NOTE

The File Resubmet

Objection 1 → Removed

Objection 2 → Removed

Objection 3 → Removed

Objection 4 → Removed

Objection 5 → Removed

Objection 6 → Removed

Objection 7 → Removed

Resubmitted after removing objections & fulfilling all requirements.

*Daris Khan*  
~~Adv.~~ ASE  
2/2/2023

*[Signature]*  
02.02.2023

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

Service Appeal No 270/2023

Syed Adnan Ali Shah. . . . . APPELLANT

VERSUS

Director Education & others. . . . . RESPONDENTS

**I N D E X**

S.No.	Description of Documents	Annex	Pages
1.	Service Appeal		1-5
2.	Affidavit		6
3.	Application for Condonation of Delay with Affidavit		7-8
4.	Copy of Appointment Order	A	9-12
5.	Copy of Show Cause Notice and Reply	B	13-14
6.	Copy of Questionnaire and Answers	C	15-16
7.	Copy of Order dated 17.10.2022	D	17-22
8.	Copy of Departmental Appeal and Order dated 01.12.2022	E	23 24
9.	Wakalatnama		24

*Syed Adnan Ali Shah*  
Appellant

Through

**DARIS KHAN**

Advocate,  
Supreme Court of Pakistan  
Cell: 0343-9664100

Dated: 13.01.2023

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

Service Appeal No. 270/2023

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 2971

Dated: 13-1-2023

Syed Adnan Ali Shah S/o Syed Liaqat Ali Shah

Ex-Chowkidar, Girls High School, Jaganath,

Tehsil Razar, District Swabi. . . . . **APPELLANT**

**VERSUS**

1. Director Education, Khyber Pakhtunkhwa, Peshawar.
2. Assistant Director (Admn), Directorate of Elementary & Secondary Education, Peshawar.
3. District Education Officer (Female), Swabi.

.....**RESPONDENTS**

**APPEAL U/S 4 OF THE SERVICES TRIBUNAL  
ACT, 1974 AGAINST THE IMPUGNED ORDER/  
LETTER DATED 01.12.2022 PASSED BY  
RESPONDENT NO.2, WHEREBY THE  
DEPARTMENTAL APPEAL OF THE APPELLANT  
WAS REJECTED AND UPHELD THE ORDER  
DATED 17.10.2022 PASSED BY RESPONDENT  
NO.3, WHEREIN THE APPELLANT HAS BEEN  
REMOVED FROM SERVICE.**

Filed so-day

Registrar

**PRAYER:**

On acceptance of this appeal, the impugned orders dated 01.12.2022 & 17.10.2022 of the respondents may kindly be set aside and the service of the appellant may be restored with all back benefits.

**Respectfully Sheweth:**

The appellant humbly submits as under:-

1. That the appellant was appointed as Chowkidar on 16.10.2021. (Copy of Appointment Order is annex "A").
2. That the appellant was performing his duty regularly, punctually and with full devotion.
3. That after performing his night duty on 06.09.2022, the appellant went to home.
4. That on 06.09.2022, respondents have issued a show cause notice to the appellant, which was duly replied on 10.09.2022 vide diary No.2095. (Copy of Show Cause Notice and Reply is annexure "B").
5. That on 26.09.2022, the appellant appeared before the respondents and a questionnaire was given to

him, which was answered. (Copy of Questionnaire and Answers is annexure "C").

6. That thereafter the respondents have issued an order dated 17.10.2022 and imposed major penalty of removal from service upon the appellant. (Copy of Order is annexure "D").
7. That the appellant preferred a departmental appeal against the impugned order dated 17.10.2022 to respondent No.1, however, the same was also rejected, vide order 01.12.2022. (Copy of Departmental Appeal and Order dated 01.12.2022 is annexure "E").
8. That the appellant time and again approached the respondents to issue an order on the representation of the appellant, but in vain.
9. That on 12.01.2023, the appellant visited the office of respondents, where the appellant came into knowledge about the order dated 01.12.2022, whereby his appeal was rejected.
10. That the appellant being aggrieved from the impugned orders dated 17.10.2022 & 01.12.2022 of

the respondents, prefers the instant appeal, inter alia, on the following grounds;

**GROUND S:**

- A. That the impugned orders/letters are law, rules and policy.
- B. That the major penalty of dismissal from service has been imposed upon the appellant on registration of a fake FIR and the appellant is on bail and the trial is still pending.
- C. That the appellant has been implicated in a concocted case and he is innocent, there is no previous involvement and criminal history to the credit of the appellant.
- D. That departmental proceedings against the appellant is the result of favoritism, nepotism and political victimization.
- E. That inquiry has not been conducted as per law and rules, therefore, the impugned orders/letters are not sustainable in the eyes of law.

F. That other grounds may be raised at the time of arguments, with the permission of this Hon'ble Tribunal.

It is, therefore, prayed that on acceptance of this appeal, the impugned orders dated 01.12.2022 & 17.10.2022 of the respondents may kindly be set aside and the service of the appellant may be restored with all back benefits.

سید عبدالملک  
Appellant

Through

**DARIS KHAN**

Advocate,

Supreme Court of Pakistan

Dated: 13.01.2023



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

Service Appeal No. \_\_\_\_\_/2023

Syed Adnan Ali Shah. . . . . **APPELLANT**

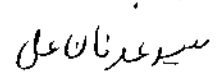
**VERSUS**

Director Education & others. . . . . **RESPONDENTS**

**AFFIDAVIT**

I, Syed Adnan Ali Shah S/o Syed Liaqat Ali Shah, Ex-Chowkidar, Girls High School, Jaganath, Tehsil Razar, District Swabi, 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 Tribunal.



  
**DEPONENT**

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

In Re:

Service Appeal No. \_\_\_\_\_/2023

Syed Adnan Ali Shah. . . . . **APPLICANT/APPELLANT**

**VERSUS**

Director Education & others. . . . . **RESPONDENTS**

**APPLICATION FOR CONDONATION**  
**OF DELAY, IF ANY, IN FILING THE**  
**TITLED APPEAL.**

**Respectfully Sheweth:**

1. That the accompanying Appeal is being filed before this Hon'ble Tribunal, which is yet to be fixed for its hearing.
2. That the applicant/appellant came into knowledge about the impugned order/letter dated 01.12.2022 on 12.01.2023 and approached this Hon'ble Tribunal, hence this application.
3. That the delay in filing the titled Appeal is neither intentional nor willful, but due to aforesaid reasons.

4. That valuable rights of the applicant/appellant are involved, therefore, it is just, fair as well as in the larger interest of justice that the delay in filing the titled appeal be condoned.

It is, therefore, prayed that by accepting this application, the delay, if any, in filing the titled Appeal may please be condoned in the best interest of justice.

سید عذرا علی  
Applicant/Appellant

Through

**DARIS KHAN**

Advocate,

Supreme Court of Pakistan

Dated: 13.01.2023

### AFFIDAVIT

I, Syed Adnan Ali Shah S/o Syed Liaqat Ali Shah, Ex-Chowkidar, Girls High School, Jaganath, Tehsil Razar, District Swabi, do hereby solemnly affirm and declare on oath that the contents of the instant **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



سید عذرا علی  
DEPONENT



FR/11EX - H

9

**DISTRICT EDUCATION OFFICE (FEMALE) SWABI**(Office phone & Fax No 0938280339, [emisfswabi@yahoo.com](mailto:emisfswabi@yahoo.com))**APPOINTMENT OF CLASS-IV SERVANTS.**

Consequent upon the recommendations of the Departmental Selection Committee as contained in its minutes of the meeting held on 25-09-2021, the competent authority is pleased to order the appointment of the following candidates in BPS-03 @ (Rs.9610-390-21310/-) plus usual allowances as admissible under the rules and posted against the post of Class IV mentioned against their names. They will be governed under the Civil Servant act, 1973 amended Khyber Pakhtunkhwa ACT 2005, further amended vide Govt of Khyber Pakhtunkhwa act, 2013 with pension and gratuity in the best interest of public service on the terms and conditions given below.

**25% Retired Sons Quota**

S#	Name/Father's Name	D/O Father/Mother's Retirement	D/O Birth of Candidate	Home Address	Name of Post	Name of Station/School where appointed
1	Irfan Ali S/O Qamar Ali	16/10/2003	07/12/1977	VPO Gar Munara The: & Distt: Swabi	Chowkidar	GGHS Hund (Newly Created Post)
2	Said Muhammad S/O Salih Muhammad	01/07/2008	10/03/1989	Moh: Qambar Khel Post office Kabgani Village Sokailai (G)	Chowkidar	GGPS Yousaf Shah Banda (Takall)
3	Muhammad Haroon	01/06/2009	01/01/1986	Moh: Tawas Khani VPO Zaida The: & Distt: Swabi	N/Q	GGMS Lahor
4	Muhammad Kashif S/O Sakbar Khan	30/06/2012	10/04/1995	Moh: Khdar Khel VPO Adina The: Razzar Distt: Swabi	Chowkidar	GGCMS Parnoli
5	Lai Muhammad S/O Sultan Muhammad	07/10/2012	01/06/1986	Village Jamal Abad Post Office Darra The: & Distt: Swabi	N/Q	GGHSS Shahmansoor
6	Fawad Muhammad S/O Saleh Muhammad	09/07/2012	02/04/1996	Moh: Changan VPO Zaida The: & Distt: Swabi	Chowkidar	GGPS Sarwar Shah koty
7	Khalif Ur Rehman S/o	14/07/2012	01/01/1987	Moh: Muntaz Abad VPO Sard Cheena The: Razzar Distt: Swabi	Chowkidar	GGPS Akhtar Abad
8	Nosheen Begum D/O Muzamil Khan	17/03/2012	03/02/1988	Moh: Meer Ahmad Khel VPO Salim Khan The: & Distt: Swabi	Lub/Att:	GGHSS Kunda
9	Muhammad Fazil S/O Fazal Hayat	09/11/2012	02/02/1980	Village Haryan Post office Manki The: Lahor Distt: Swabi	Chowkidar	GGPS Gani Chatra (G)
10	Ilitisham Ul haq S/O Nazir Gui	10/11/2012	01/03/1994	Moh: Porj Kaly Bazargai The: Lahor Distt: Swabi	Sweeper	GGHS Jalsaj
11	Ishfaq Ali S/O Yar Muhammad	15/11/2012	01/04/1997	Village Ahad Khan Post office K,S,K The: Razzar Distt: Swabi	Sweeper	GGMS Sheikh Jana (Swabi)
12	Muneeba D/O Faiz Muhammad	30/11/2012	24/02/1985	Moh: Lal Khel VPO Baja The: & Distt: Swabi	Sweeper	GGHS Maneri Payan

**100 % Deceased Quota**

S#	Name	D/O Death Father, Husband/Wife	D/O Birth of Candidate	Home Address	Name of Post	Name of Station/School where appointed
1	Awais Khan S/O Late: Ajam Zeb	22/05/2002	20/02/2002	Moh: Haryan Post office Manki The: Lahor Distt: Swabi	Chowkidar	GGHS Sheikh Dheri
2	Javid Ali Hu/Late: Zebshan	07/08/2008	03/03/1979	Moh: Molan VPO Sudher The: Razzar Distt: Swabi	Chowkidar	GGPS No.1 Sheikh Dheri

16/11/2021

~~RESTRICTED~~

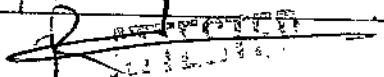
02 % Disable

(10)

S#	Name/Father's Name	D/O Birth	Home Address	Name of Post	Name of Station/School where appointed
1	Abdul Ahad S/O Fazal Wahab	22/03/1995	Moh: Piran Chota Ismaila VPO Ismaila The: Razzar Distt: Swabi	N/Q	GGHS Ismaila
2	Muhammad Arshad Khan S/O Muhammad Akbar Khan	10/01/1976	Moh: Khan Khel VPO Jehangira The: Lahor Distt: Swabi	N/Q	GGHSS Jehangira (Swabi)

## General Quota

S#	Name/Father's Name	D/O Birth	Home Address	Name of Post	Name of Station/School where appointed
1	Sheer Ali Khan S/o Akbar Khan 16202-3816346-1	06/11/1996	Mohallah Largu Pull VPO Maneri Payan Tel & Distt: Swabi	Chowkidar	GGPS Kula Dhand (Maneri Payan)
2	Aizaz Zaheer S/o Noor Ul Akbar 16202-8114903-3	05/04/1997	Mohallah Mada Khel VPO Bam Khel The & Distt: Swabi	N/Q	GGMS Lalu Dheri (NCP)
3	Hussain Ahmad S/o Abdul Basir 16202-5421473-1	01/04/1987	Mohallah Younas Khel VPO Bam Khel The & Distt: Swabi	Sweeper	GGMS Lalu Dheri (NCP)
4	Muhammad Waqid S/o Fazal Qadir 16202-7936578-7	20/04/1992	Mohallah Hassan Khel VPO Panj Pir The & Distt: Swabi	Chowkidar	GGPS Shagai Panj Pir
5	Hukam Khan S/o Hussain Khan 16202-0979870-1	01/07/1981	Mohallah Usman Khel VPO Baja The & Distt: Swabi	Chowkidar	GGPS Maroofa Banda Baja (NCP)
6	Shazia Bibi W/o Hakeem Zada 16202-6283412-8	01/01/1987	Mohallah Ziarat Cham VPO Boqo The & Distt: Swabi	Sweeper	GGMS Boqo (NCP)
7	Arsalan Ali Khan S/o Amar Ali Khan 16202-1848236-5	07/03/1988	Mohallah Ahmad Khel VPO Marghuz The: & Distt: Swabi	Sweeper	GGMS Marghuz
8	Waseem Islam S/o Islam Shah 16202-1976034-7	03/10/1987	Mohallah Dheri Koroona Serai Post Office Gohati The & Distt: Swabi	Chowkidar	GGPS Seuri Gohati
9	Muhammad Asif S/o Muhammad Adil 162026843309-7	04/02/1986	Mohallah Orya Khel VPO Marghuz The: & Distt: Swabi	N/Q	GGHS Marghuz
10	Qamar Zaman S/o Rahim Daq. 16202-0990182-7	01/03/1981	Mohallah Bara Khan Khel VPO Marghuz The: & Swabi	Chowkidar	GGPS Thand Koi
11	Naseem Khan S/o Najim Khan 16201-4390249-7	30/04/1985	Moh: Habib Khel VPO Hund The: Lahor Distt: Swabi	Lab/Attend:	GGHS Hund
12	Kaleem Ullah S/o Wali Rehman 16201-4481293-1	28/10/1994	Moh: Ghazi Gul Ghara VPO Jehangira The: Lahor Distt: Swabi	Chowkidar	GGPS Chaki Kund Jehangira (Newly Created Post)
13	Shehzad Ali S/o Maqbul Ali 16201-2745529-7	26/02/2003	Moh: Awan VPO Jehangira The: Lahor Distt: Swabi	Chowkidar	GGPS Adnan Abad (Newly Created Post)
14	Sher Muhammad S/o Khair Muhammad 16201-7209524-7	19/03/1987	Moh: Welayat Khel VPO Tordher The: Lahor Distt: Swabi	N/Q	GGHSS Tordher (NCP)
15	Bashir Muhammad S/o Muhammad Shoaib 16201-6834566-5	02/04/1989	Moh: Saini VPO Tordher the: Lahor Distt: Swabi	N/Q	GGHSS Tordher (NCP)
16	Salman Khan S/o Mushtaq	20/12/1997	Ali Moh: Saini VPO Tordher The: Lahor Distt: Swabi	Chowkidar	GGHSS Tordher (NCP)
17	Buhar Ali S/o Sheer Jhang 16201-2600960-9	12/03/1995	Moh: Saini VPO Tordher The: Lahor Distt: Swabi	Chowkidar	GGHSS Tordher (NCP)
18	Mst, Rumaisa W/o Muhammad Azam 42401-3230720-2	17/01/1990	Moh: Serai VPO Tordher The: Lahor Distt: Swabi	Lab/Attend:	GGHSS Tordher (NCP)

  
 16/11/2021

19	Mst, Sehrish D/o Zakir Hussain 16201-4893383-8	03/04/1995	Moh: old Bazar Tordher VPO Tordher The: Lahor Distt: Swabi	Lab/Attend:	GGHSS Tordher (NCP)
20	Mst, Shahida W/o Qaisar Ali. 16201-1580395-4	01/01/1986	Moh: Bag Haram Tordher VPO Tordher The: Lahor Distt: Swabi	Sweeper	GGHSS Tordher (NCP)
21	Arshad Ali S/o Faqir Muhammad 16203-0354078-5	24/04/1993	Moh: Mazid Khel VPO Kalabat The: Topi Distt: Swabi	Lab/Attend:	GGHSS Kalabat
22	Tayyab Zaman S/o Rafi Ullah 16202-3279356-9	01/01/1980	Moh: Sofi Abad VPO Kotha The: Topi Distt: Swabi	Chowkidar	GGPS No:3 Kotha
23	Muhammad Amin S/o Abdul Qayum 16202-6793201-9	01/07/1980	Moh: Botaqa VPO Topi The: Topi Distt: Swabi	Chowkidar	GGPS No.3 Topi
24	Muhammad Awais S/o Muhammad Tahir 16203-0380235-9	03/03/1997	Moh: Bahti Abad VPO Kotha The: Topi Distt: Swabi	Chowkidar	GGPS No.2 Kotha
25	Saif Nawaz Khan S/o Khan Muhammad Khan	20/01/1984	VPO Dewal Gari (Gadoon)	Chowkidar	GGPS Dewal Gari Bala
26	Muhammad Junaid S/o Abdul Qadeer 162026257164-9	05/06/1990	Moh: Khalil Khel Post office kabgani Village Panwal Gadoon The: Topi Distt: Swabi	Chowkidar	GGPS Panawal (G)
27	Sajjad Ali S/o Gul Nabi Khan 16202-6584972-5	14/07/1991	Moh: Khalilzai Takail The Topi Distt: Swabi	Chowkidar	GGPS Mian Noor Abad Takail (Takail)
28	Muhammad Miraj S/o Muhammad Nawaz Khan 16203-0416357-3	10/03/2000	Moh: Kanazi Batakara The: Topi Distt: Swabi	Chowkidar	GGPS No.1 Batakura
29	Yasir Khan S/o Muzamil 16204-0393309-5	04/05/1997	Village Meher Ali Post Office Parmoli The: Razzar Distt: Swabi	Chowkidar	GGPS Meher Ali
30	Mst. Beena W/o Kasif Khan 16202-6517801-6	01/11/1990	Moh: Lodha Khel VPO Kalu Khan The: Razzar Distt: Swabi	Lab/Attend:	GGHSS Kalu Khan
31	Shabir Ahmad S/o Said Ghaffar 16202-0503543-7	03/04/1986	Moh: Parra Kalu Khan VPO Kalu Khan The: Razzar Distt: Swabi	Chowkidar	GGPS No.1 Kalu Khan
32	Muhammad Ibrahim S/o Shamsul Hadi 16204-0368045-5	11/02/1995	Moh: Umar Zai VPO Shewa The: Razzar Distt: Swabi	Chowkidar	GGCMS Ghulam Khel Shihwa
33	Saif Ullah S/o Laiq ada	20/04/2000	Moh: Ameer Khel VPO Turlandi The Razzar Distt: Swabi	N/Q	GGHSS Turlandi (NCP)
34	Sajid Ali S/o Ali Said 16202-4665608-5	20/05/2003	Village Kaddi Post office Dagai The: Razzar Distt: Swabi	N/Q	GGMS Kaddi Dagai
35	Maryam Nazir W/o Said Nazir Hussain Shah 16201-7260706-6	01/01/1988	Bangla Check Yahussain Post office Jaganath	Lab/Attend:	GGHS Jaganath (NCP)
36	Said Adnan Ali S/o Syed Liaqat Ali Shah 16201-8164396-7	01/02/1989	Bangla Check Yahussain Post office Jaganath	Chowkidar	GGHS Jaganath (NCP)
37	Shakil Ahmad S/o Waseem Khan 16201-7544941-5	25/03/1991	Moh: Rashaka Abad Doulat Post office Dobian	Chowkidar	GGPS Babu Dheri
38	Muhammad Ismail S/o Khan Zaman 16201-8418535-7	01/03/1999	Moh: Och khawar Post Office Bazargai The: Lahor Distt: Swabi	Chowkidar	GGPS Centre Sapruona
39	Habib Ur Rehman S/o Lal Muhammad	03/03/1992	Moh: Tarkha banda Sard China The: Lahor Distt: Swabi	Chowkidar	GGPS No.4 Jalbai
40	Ijaz Ali S/o Mukhtiar Gul 16204-0416199-1	20/02/2001	Moh: Khumara Khel VPO Naranji The: Razzar Distt: Swabi	Chowkidar	GGPS Haji Abad Naranji

*[Handwritten Signature]*

(12)

41	Mobin Khan Mesri Khan 16202-0876310-9	20/02/1981	Moh: Said Khani VPO Naranji The: razzar Distt: Swabi	Chowkidar	GGPS No.1 Naranji
42	Faraz Khan S/o Raze Khan 16204-0376611-7	15/04/1998	Moh: Rashaki Village Dagai The: rzzar Distt: Swabi	Chowkidar	GGPS Rashaka bachai
43	Noor Jamal S/o Lal Zada 162040332835-9	01/01/1993	Moh: Bahdar Khel VPO Naranji The: Razzar Distt: Swabi	Chowkidar	GGPS Shuh Dher Shewa
44	Shehzada S/o Habib Ghulau	01/02/1990	Moh: Qasam Abad VPO Maini The: Topi Distt: Swabi	Chowkidar	GGPS Qasim Abad Maini (NCP)
45	Bakht Sheer S/o Rahman Sheer 16203-0354961-5	06/04/1992	VPO Batakara The Topi Distt: Swabi	Chowkidar	GGPS No.2 Batakara
46	Abdus Samad S/O Aurang Zaib 16203-0398730-3	20/03/1998	Moh: Nika Khel VPO Topi The: Topi Distt: Swabi	Chowkidar	GGPS Sher Baz Banda
47	Hamid Ali S/O Aurang Zaib	01/07/1986	VPO Turlandi The: Razzar Distt: Swabi	Chowkidar	GGHSS Turlandi (NCP)
48	Majid Ali S/O Amjid Ali		VPO Ismaila The: Razzar Distt: Swabi	Chowkidar	GGPS No.1 Ismaila

**Terms and Conditions**

1. These appointments are purely temporary and liable to termination without assigning any reason and without any prior notice.
2. They will have to produce "Fresh" Health and Age Certificate from the Medical Superintendent DHQ Hospital Swabi before taking over charge.
3. They should not be handed over charge if their age is below 18 or above 40 years.
4. They should take over charge within 15 days of the issuance of this order, in case of failure with in specific period their appointment will be expired automatically and no subsequent appeal etc; shall be entertained.
5. In case of resignation they will have to submit one month's prior notice otherwise their one month pay will be forfeited to the Government. After tendering resignation, they will not leave their job until the acceptance of their resignation by the competent authority nor shall they be granted any leave.
6. They will be governed by the service rules framed by the Government from time to time.
7. They must be permanent domiciled of District Swabi.
8. TA/DA etc; is not allowed to any one.
9. Charge reports should be submitted to all concerned.
10. Mr. Irfan Ali S/o Qamar Ali Atumattacly 10 years' Upper age relaxation being retired Armed Personal. According to the Government of Khyber Pakhtun Khawa rules & Policy.

(SOFIA TABASSUM)  
DISTRICT EDUCATION OFFICER  
(FEMALE) SWABI

Endst: No. 3092-CX-IV Appointment

Dated Swabi the 16/10/2021

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

1. PS to Honorable Minister for E&SE Govt; of Khyber Pakhtunkhwa.
2. Secretary to Govt; of Khyber Pakhtunkhwa E&SE Department, Peshawar.
3. Director (E&SE) Khyber Pakhtunkhwa, Peshawar.
4. District Accounts Officer, Swabi.
5. Principal/Headmistress concerned schools.
6. ADEO (B&A) Local office.
7. ADEO (Estasb;) Local Office
8. Superintendents (Secondary) Local Office.
9. SDEOs (F) Concerned.
10. Candidates concerned.

DISTRICT EDUCATION OFFICER  
(FEMALE) SWABI

SHOW CAUSE NOTICE

I Sofia Tabbasum, District Education Officer (Female) Swabi, under the Khyber Pakhtunkhwa Government Servant (Efficiency & Discipline) Rules 2011, do hereby serve upon you, Syed Adnan Ali Shah Chowkidar GGHS Jaga Nath Swabi, this show Cause notice as follows:-

- That Mst: Haseena D/O Noor Rehman has been appointed vide this office Endst No.2185-94 dated 31-08-2022 as Lab Att: under Gen Quota.
- That when she attended the school for taking over charge, you did not allow her for taking over charge and closed the school.
- That you gave her threats not to come to school and also locked the school till the withdrawal of appointment order.
- That you have also arose the local community for protest.
- That you have given the land on market price, but the Govt: gave you job on humanitarian grounds.
- That you have also stopped the school staff not to attend for duty.

That By reason of the above, you appear to be guilty of inefficiency and disobedience in your duty under Rules 3(a), (b) and (d) in Rule 1 (i), (ii), (iv) and (vi) of the Khyber Pakhtunkhwa Servants (Efficiency and Discipline) Rules 2011 and have rendered yourself liable to all or any of the penalties specified in Rule-04 of the Rules ibid.

As a result therefore, I as the competent Authority have tentatively decided to proceed against you under the above mentioned rules. You are, therefore, required to show cause as to why one of the major or minor penalty under Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011, should not be imposed upon you and also intimate whether you desire to be heard in person. If no reply to this office is received within (07) days of its delivery, it shall be presumed that you have no defence to put in and in that case Ex-parte action will be taken against you which may culminate your removal from service.

(SOFIA TABBASUM)  
District Education Officer  
(Female) Swabi

Endst No 2285 Dated 6/9/2022

Copy of the above is forwarded for information & necessary Action to the:-

- Director Elementary & Secondary Education Khyber Pakhtukhwa Peshawar.
- Deputy Commissioner Swabi.
- Education Monitoring Authority Swabi.
- District Police Officer with the request for necessary action please.
- Mr. Syed Adnan Ali Shah Chowkidar GGHS Jaga Nath Tehsil Razzar & District Swabi (Through registered cover).

*[Signature]*  
District Education Officer  
(Female) Swabi



(14)

The District Education officer (Female),  
District Swabi.

2090

Subject: **REPLY TO THE ALLEGED SHOW CAUSE NOTICE VIDE DATED 06-09-2022, ENDST NO. 2285.**

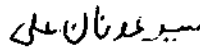
20/9/22

Respected Sir/Madam.

1. That Mr. Syed Adnan Ali Shah Chowkidar GGHS Jaganath Swabi, has nothing to do with Para No 1, hence no concern with the same.
2. That para No 2 of the Show Cause Notice is incorrect, therefore denied in Toto.
3. That Para No 3 is also incorrect, therefore denied in toto.
4. That Para No 4 is also incorrect, hence denied.
5. That Para No 5 is incorrect, as since his birth there is no landed property owned by him, hence this para is denied in toto.
6. That Para No 6 is also incorrect, hence denied, the alleged Show Cause Notice is based on surmises and conjectures and liable to withdrawn.
7. That the allegations against Mr. Syed Adnan Ali Shah are baseless with ulterior motives based on surmises and conjectures as Mr. Syed Adnan Ali Shah is not involved in the alleged incident.  
That Mr. Syed Adnan Ali shah is ready to take Oath that the allegation against his are false and baseless.
8. That the matter alleged in the above cited notice is already pending in the court vide Case FIR No:682 dated 06-09-2022, hence the Show Cause notice in hands is infructuous. (Copies Attached)

It is, therefore, submitted that the Show Cause notice may kindly be withdrawn.

YOUR'S OBEDIENT



Syed Adnan Ali Shah  
Chowdidar  
GGHS Jaghnath.



سوالنامہ

نام:- سید عدنان شاہ ولد لیاقت شاہ

- 1- آپ نے 2002/09/6 کو گورنمنٹ گرازا ہائی سکول جگناتھسکول کو کیوں تالا لگا کر بند کیا۔ وضاحت کریں۔
- 2- آپ نے گاؤں کے مسجد کے لاؤڈ سپیکر پر کیوں اعلان کر کے بچوں کو سکول آنے سے روکھا۔
- 3- کیا آپ کو معلوم نہیں کہ یہ سکول آپکی ذاتی ملکیت نہیں بلکہ حکومت وقت کی پراپرٹی ہے۔
- 4- کیا سرکاری ملازم ہوتے ہوئے اس طرح کا فعل سر انجام دینا کتنا خطرناک ہو سکتا ہے۔
- 5- کیا آپ نے سول سزونٹ کنڈکٹ رولز 1987 کی خلاف ورزی نہیں کی ہے۔
- 6- کیا آپ کو معلوم ہے کہ کنڈکٹ رولز کی کسی بھی شق کی خلاف ورزی میں کنڈکٹ کے زمرے میں آتا ہے جسکی سزا آپکی ملازمت سے بر خاستگی پر منتج ہو سکتی ہے۔
- 7- ان جملہ سوالات کے جوابات قانون کے دائرے میں رہتے ہوئے بمع ثبوت دیجیے۔

~~RESTRICTED~~

سواننامہ کا جواب  
جناب عالی؟  
چولیدار

ایم سید عدنان علی شاہ ولد بیات علی شاہ  
گورنمنٹ گزٹنگ سول کالج ٹاؤن ہواب

سوال نمبر 1 کا جواب

جناب عالی؟

1 جناب ایم عدنان - میں نے 7.00 بجے 9/2022 کو ڈیوٹی ختم کر لی  
اور آٹھ بجے دن 1:35 پر ڈیوٹی شروع ہوئی اس واقعہ سے  
متعلقہ میں ناخبر تھا۔

جواب 2 میں 1:35 بجے 9/2022 پر خام ہوا اور آٹھ بجے دن پولیس والے  
5:45 پر آیا اور مجھ فقارے جانر بند کیا جناب میں تو بچاؤ ایلم  
تھا۔ اور نہ میں نے تاملہ لکھوایا ہے۔

جواب 3 مجھ لیے بھی پتہ نہیں ہے۔ اور اب میں سرکاری ڈیوٹی کر رہا ہوں۔ ہر کام میں  
ڈیوٹی کرنا روزانہ کے مطابق۔

جواب 4 مجھ پتہ نہیں۔ اور میں سرکاری ملازم ہوں۔ میں نے نہ تاملہ لکھایا ہے۔ اور نہ سکول میں  
اب تک رکاوٹ ڈالی ہے۔

جواب 5 جناب عالی۔ روزانہ کے مطابق ڈیوٹی کر رہا ہوں۔ اور اب تک کو ایسا کوئی کام کیا ہے۔  
میں نے مددگاری نہیں۔

جواب 6 میں ملکہ روزانہ پابند رہتا ہوں اور میں ایسا کوئی کام کر دیتا ہوں جو قابل شکایت ہے۔

جواب 7 جناب عالیان ذہن سے بے گوانائی ہے۔ سکول بھاری سے اور بھاری سے اسٹاف سے معلومات کہہ رہا ہوں اور وہ اس  
واقعہ سے خبردار ہے۔ ہم نے نہ سکول بند کیا ہے۔ اور نہ ہی کوڈ پیپر پر اعلان کیا ہے۔ روز سہ ڈیوٹی  
درمقابلہ آٹھ بجے دن ہی واقعہ 7.00 بجے ڈیوٹی ختم ہوئی 1:35 پر شروع ہوئی ڈیوٹی پر خام تھا۔

سید عدنان علی

ایم سید عدنان علی ولد بیات علی شاہ  
چولیدار پوسٹ ٹاؤن گورنمنٹ

~~intest~~



(17)

Annex "D" 3/5

**DISTRICT EDUCATION OFFICE (FEMALE) SWABI.**

(Office phone & Fax No.0938280339, [emisfswabi@yahoo.com](mailto:emisfswabi@yahoo.com))

**ORDER**

**WHEREAS**, disciplinary proceedings were initiated against Syed Adnan Ali Shah, Chowkidar Govt. Girls High School Jagan Naath, Swabi, under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011. The accused was served with show cause due to not allowing the new appointee Class-IV, for taking over charge and kept close the school.

**AND WHEREAS**, he arose the local community for protest and also stopped the school staff from their official duty. Moreover he gave threats to the new Class-IV appointee.

**AND WHEREAS**, after receiving reply to the show cause, the accused opted for personal hearing, according he was personally heard on 26/09/2022.

**AND WHEREAS** after going through the material on record, reply to the show cause and subsequent personal hearing the accused is found guilty of misconduct.

**NOW, THEREFORE**, in exercise of the powers, conferred upon the undersigned (Sofia Tabassum DEO Female Swabi) under Section 4(1) (b)(iii) of the Khyber Pakhtunkhwa (Efficiency & Discipline) rules, 2011, the Competent Authority is pleased to impose the major penalty of "**Removal from Service**" upon Syed Adnan Ali Shah, Chowkidar Govt. Girls High School Jagan Naath, Swabi **with immediate effect**.

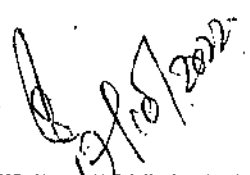
(SOFIA TABASSUM)

**DISTRICT EDUCATION OFFICER  
(FEMALE) SWABI**

Endst:No. 2814-6 /Dated Swabi the:- 17/10/2022.

Copy of the above is forwarded for information and n/action to the:-

1. Director E&SE Khyber Pakhtunkhwa Peshawar.
2. Deputy Commissioner, Swabi
3. District Accounts Officer Swabi.
4. District Monitoring Officer (DMO) Swabi.
5. Principal, GGHS Jagan Naath, Swabi.
6. Syed Adnan Ali Shah, Chowkidar Govt. Girls High School Jagan Naath, Swabi, Under Registered cover.
7. Master file.

  
**DISTRICT EDUCATION OFFICER  
(FEMALE) SWABI**

بخدمت جناب ڈائریکٹر ایجوکیشن (فی میل) خیبر  
پختونخواہ، پشاور

سید عدنان علی شاہ ولد سید لیاقت علی شاہ  
چوکیدار گریجویٹ سکول جگنا تھہ، تحصیل رز و ضلع صوابی (ایپلانٹ)

بنام

ڈسٹرکٹ ایجوکیشن آفیسر، صوابی (رسپانڈنٹ)

انڈیکس

صفحہ نمبر	دستاویز	نمبر شمار
301	اپیل	-1
4	درخواست	-2
5-10	نقل آرڈر محررہ 16/10/2021	-3
11	نقل FIR لف ہے	-4
12-13	کاپی شوکا ز نوٹس اور Reply	-5
14	نقل آرڈر مورخہ 17/10/2022	-6
15-18	نقل رجسٹر حاضری	-7

ایپلانٹ سید عدنان علی  
سید عدنان علی شاہ  
ولد سید لیاقت علی شاہ  
چوکیدار GGHS، جگنا تھہ، ضلع صوابی۔

~~AAAK~~



(20)

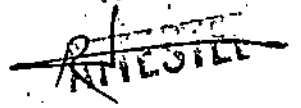
3- یہ کہ مورخہ 06/09/2022 کو ہی اپیلانٹ کے خلاف ایک جھوٹی اور بے بنیاد مقدمہ ایف آئی آر نمبر 682 زیر دفعات 34/ 186, 341, 506 پی پی سی تھانہ یار حسین میں درج رجسٹر ہوا تو من اپیلانٹ کو اسی دن سہ پہر کو مقامی پولیس نے گرفتار کیا اور من اپیلانٹ دو دن بعد ضمانت پر رہا ہوا۔ (نقل FIR لف ہے)۔

4- یہ کہ مورخہ 06/09/2022 کو من اپیلانٹ کے خلاف ریسپانڈنٹ نے ایک Show Cause جاری کیا جس کا قاعدہ Reply مورخہ 10/09/2022 کو ڈائری (انٹری) نمبر 2095 داخل دفتر کیا گیا۔ (کاپی شو کاز نوٹس اور Reply لف ہیں)۔

5- یہ کہ مابعد مورخہ 26/09/2022 کو اپیلانٹ بذات خود ریسپانڈنٹ کے پاس پیش ہو کر سوالنامہ کے جوابات بھی تحریری جمع کئے۔ (حاضری، سوالنامہ اور جوابات کی کاپی لف ہے)۔

6- یہ کہ مورخہ 17/10/2022 کو من اپیلانٹ کے خلاف Major penalty لگا کر من اپیلانٹ کو نوکری سے برخواست کیا گیا۔ (نقل آرڈر مورخہ 17/10/2022 لف ہے)۔

7- یہ کہ آرڈر مورخہ 17/10/2022 بوجہات ذیل ناقابل بحالی اور حقوق اپیلانٹ پر کالعدم وغیر موثر ہے۔

A handwritten signature in black ink is written over a rectangular stamp. The stamp contains the word "REGISTERED" in a bold, sans-serif font, with "ATTESTED" written below it in a smaller font. The signature is written in a cursive style.

### وجوہات:

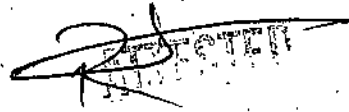
الف۔ یہ کہ جملہ معاملہ میں تا حال کوئی پراپر انکوائری نہیں ہوئی۔

ب۔ یہ کہ تا حال ریسپانڈنٹ نے سکول ہذا کا دورہ نہیں کیا تا کہ اصل حقائق ریکارڈ پر لائے جاسکیں۔

(21)

- ج۔ یہ کہ من اپیلانٹ کو باقاعدہ چارج شیٹ نہیں دیا گیا اور نہ ہی اپیلانٹ کو کسی مجاز انکوائری ایفسر نے مرتکب جرم قرار دیا ہے جس کی بنیاد پر من اپیلانٹ نوکری سے محروم کیا جاسکے۔
- د۔ یہ کہ من اپیلانٹ کے خلاف جملہ کارروائی مقامہ سیاست دانوں کی ایما پر عمل میں لائی گئی ہے۔
- ذ۔ یہ کہ من اپیلانٹ مورخہ 06/09/2022 کو ٹائٹ شفٹ کی ڈیوٹی صبح 7 بجے ختم کر کے گھر خود چلا گیا۔ (نقل رجسٹر حاضری لف ہے)۔
- ر۔ یہ کہ من اپیلانٹ نا کردہ گناہ ہے اور کبھی بھی سکول کو بند کرنے کا تصور بھی نہیں کر سکتا ہے اس بابت من اپیلانٹ شہادت پیش کرے اور باقاعدہ قرآن پاک پر حلف اٹھانے کو تیار ہے، اور اگر سکول بند تھا تو جملہ سٹاف اور اساتذہ کی حاضریاں کیسے لگ گئی۔
- ز۔ یہ کہ من اپیلانٹ کو Hearsay اور Surmises and conjectures کی بنیاد پر بغیر کسی باقاعدہ انکوائری کے Major penalty لگائی گئی ہے جو کہ خلاف قانون، خلاف انصاف اور خلاف روز بنیادی انسانی حقوق ہے۔
- لہذا استدعا ہے کہ منظور ی اپیل ہذا من اپیلانٹ کو بمعہ Back benefits اپنی نوکری پر بحال فرمایا جاوے۔

اپیلانٹ سید عدنان علی  
سید عدنان علی شاہ  
ولد سید لیاقت علی شاہ  
چوکیدار GGHS، جگتا تھ، ضلع صوابی۔





بخدمت جناب ڈائریکٹر ایجوکیشن (فی میل) خیبر

پختونخواہ، پشاور

سید عدنان علی شاہ ولد سید لیاقت علی شاہ  
چوکیدار گریڈ ہائی سکول جگناتھ، تحصیل رز و ضلع صوابی (سائل)

بنام

ڈسٹرکٹ ایجوکیشن آفیسر (فیمیل) صوفیہ تبسم، صوابی (مسئول علیہا)

اپیل بنا راضی حکم "Removal from service"

محررہ 17/10/2022

درخواست برآمد ملتی کرنے حکم محررہ 17/10/2022 تا تصفیہ اپیل منسلکہ

- 1- جناب عالی! سائل حسب ذیل عرض رساں ہے۔  
یہ کہ اپیل منسلکہ آپ جناب کے حضور آج ہی داخل کی جا رہی ہے جس میں تاحال کوئی تاریخ پیشی مقرر نہ ہے۔
- 2- یہ کہ سائل کی اپیل ایک مضبوط اپیل ہے جس کے بادی النظر میں بحق سائل فیصلہ ہونے کے قوی امکانات موجود ہیں۔
- 3- یہ کہ اپیل منسلکہ کی مخصوص نوعیت کے پیش نظر توازن سہولت بھی سائل کے حق میں ہے۔
- 4- یہ کہ مندرجات درخواست ہذا کو اپیل منسلکہ کا جزو لازم تصور کیا جائے۔

لہذا استدعا ہے کہ منظوری درخواست ہذا، فیصلہ محررہ 17/10/2022 تا تصفیہ اپیل منسلکہ ملتی کر کے سائل کو اپنی ڈیوٹی سرانجام دینے کی اجازت دی جائے۔

سائل سید عدنان علی  
سید عدنان علی شاہ  
ولد سید لیاقت علی شاہ  
چوکیدار GGHS، جگناتھ، ضلع صوابی۔





(23) Annex E

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION  
KHYBER PAKHTUNKHWA PESHAWAR.

No. /F.No /A-20/C-IV/Syed Adnan Ali Shah

Dated Peshawar the 1-12-2022

Phone: 091-9225344

Email: ddadm.es@gmail.com

To

The District Education Officer  
(Female) Swabi.

Subject: **APPEAL FOR RE-INSTATEMENT.**

Memo:

I am directed to refer to your Letter No. 3186 dated 17/11/2022 on the subject cited above and to state that appeal in r/o Mr. Syed Adnan Ali Shah Chowkidar GGHS Jagannath District Swabi has been rejected.

*sdj*

Assistant Director (Admn)  
Directorate E& Secondary Education  
Khyber Pakhtunkhwa, Peshawar

Endst. No: 3347/48

Copy forwarded to the: -

1. Mr. Syed Adnan Ali Shah Chowkidar GGHS Jaghnath District Swabi
2. PA to Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
3. Master File.




*30/11/2022*

Assistant Director (Admn)  
Directorate E& Secondary Education  
Khyber Pakhtunkhwa, Peshawar

*M*  
*20/11/22*

*R*

(24)

50	66099			
ایڈویکیٹ: <u>داریس ضامن ادریس</u>		پشاور بار ایسوسی ایشن، خیبر پختونخواہ		
بار کونسل ایسوسی ایشن نمبر: <u>10-6267</u>				
رابطہ نمبر: <u>0342-9644100</u>				
<u>0300-9849354</u>				

بعدالت جناب:

منجانب: <u>مستند</u>	دعوی: <u>Service Appeal</u>
<u>صدر عدالت عالی</u>	علت نمبر: _____
<u>بنام</u>	مورخہ: _____
<u>ڈرامہ نمبر 100</u>	جرم: _____
	تھانہ: _____

صدر عدالت عالی

صدر عدالت عالی

### باعت تحریر آنگہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ آن مقام لسٹ ہو۔ کیلئے داریس ضامن ادریس کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ بر حلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق ذریعہ پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز دائر کرنے اپیل گرانہ و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو وہی جملہ مذکورہ با اختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

المرقوم: 13-01-2023

العبد گواہ شد العبد

مقام لسٹ ہو کے لیے منظور ہے۔

نوٹ: اس وکالت نامہ کی فوٹو کاپی ناقابل قبول ہوگی۔