

22.07.2019

Petitioner alongwith counsel and Mr. Ziaullah, DDA for the respondents present.

Learned counsel for the petitioner has produced copy of office order dated 15.07.2019 issued by DEO (Male) Charsadda, whereby, the petitioner has been reinstated and posted at GHS Jamroz Khan Killi, Charssadda as Certified Teacher from the date of decision under implementation. The petitioner confirms his taking over charge as such on 15.07.2019. He requests for consignment of instant execution proceedings.

Order accordingly.

  
Chairman

24.04.2019

Counsel for the petitioner present. Mr. Usman Ghani, District Attorney alongwith Mr. Shah Hussain, Junior Clerk for respondents present. Implementation report on behalf of official respondents submitted. A copy of the same was handed over to the learned counsel for the petitioner. Case to come up for further proceeding on 12.06.2019 before S.B.

  
(Ahmad Hassan)  
Member

12.06.2019

Counsel for the petitioner and Addl: AG for respondents present. Learned counsel for the petitioner seeks adjournment. Adjourned. Case to come up for further proceedings on 10.07.2019 before S.B.

  
(Ahmad Hassan)  
Member

10.07.2019

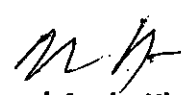
Petitioner with counsel and Addl: AG alongwith Mr. Wisal Khan, ADO for respondents present.

The representative of respondents states that some more time be given to the respondents for issuance of reinstatement <sup>order</sup> of petitioner in line with the judgment under implementation. These proceedings are adjourned to 22.07.2019 before S.B on which date the revised order/implementation report shall positively be submitted.

  
Chairman

03.01.2019

Counsel for the petitioner present. Notice be issued to the respondents for implementation report for 07.02.2019 before S.B.



Muhammad Amin Khan Kundi  
Member

07.02.2019

Counsel for the ~~petitioner~~ and Addl. AG for the respondents present.

Learned AAG requests for further time in the matter as representative of the respondents has not contacted him regarding implementation report. Adjourned to 22.03.2019 before S.B. The petitioner may submit an amended execution application containing full description of parties to the petition.



Chairman

22.03.2019

Learned counsel for the petitioner and Mr. Zia Ullah learned DDA for the respondents present. Implementation report not submitted. Representative of the respondents department absent. Last opportunity is granted. Adjourned. To come up for further proceeding on 24.04.2019 before S.B.



Member

Form- A  
FORM OF ORDER SHEET

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

Execution Petition No. 358/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	05.10.2018  9-10-18	<p>The execution petition of Mr. Shah Hussain submitted by Mr. Sial Ahmd Shalman Advocate may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"><i>[Signature]</i> REGISTRAR 5/10/18</p>
2-	15-11-2018	<p>This execution petition be put before S. Bench on <u>15-11-2018</u></p> <p style="text-align: right;"><i>[Signature]</i> CHAIRMAN</p> <p><i>Due To Retirement of Honorable Chairman the Tribunal is non functional therefore the case is adjourned to come up for the same on 3-1-2019</i></p> <p style="text-align: right;"><i>[Signature]</i> Reader</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, KPK  
PESHAWAR

Execution petition no 358/18

C M No \_\_\_\_\_ 2018

In Re:

Service Appeal No 63/2015

Shah Hussain.....(Appellant)

V E R S U S

Government of KP and others.....(Respondents)

I N D E X

S NO	DESCRIPTION OF DOCUMENTS	ANNEX	PAGE
1.	Application for impleadment implementation of order	A	01 - 03
2.	Copy of the order 16-10-2017	B	04 - 10

Appellant

Through:

(SIAL AHMAD SHALMAN)  
Advocate,  
High Court, Peshawar  
Cell # 0300-9021228

Dated:-03-09-2018

(1)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, KPK  
PESHAWAR

*Execution Petition No 358/18*

Khyber Pakhtunkhwa  
Service Tribunal

C M No \_\_\_\_\_ 2018

Diary No. 1150

In Re:

Service Appeal No 63/2015

Dated 5-10-18

Shah Hussain.....(Appellant)

VERSUS

Government of KP and others.....(Respondents)

Application for implementation of the  
order and judgment dated 16-10-2017  
passed by this Honourable Tribunal

Respectfully Sheweth: -

The Appellant humbly submits as under:-

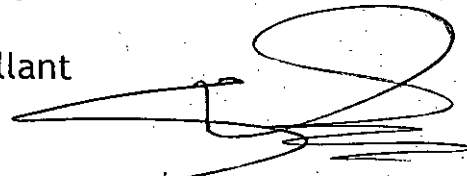
- 1) That the Applicant submitted an appeal before this Honourable Tribunal against the impugned order dated 19-09-2014 for setting aside the said order and reinstatement of the Applicant, which was allowed by this Honourable Tribunal vide order dated 16-10-2017.
- 2) That after receiving the order of this Honourable Tribunal, the Applicant approached and submitted the attested copy of the said order for implementation of the above said order on 31-03-2015 through daily diary No 285.

- 3) That the order of this Honourable Tribunal was duly communicated to the Respondents but they are not inclined to do so.
- 4) That the Applicant time and again requested the Respondents to implement the order, but they straightaway refused to do so. This act of the Respondent by not implementing the order of this Honourable Tribunal amounts to contempt of Court, hence the instant Application.
- 5) That any other legal and factual grounds will be raised at the time of arguments of this application with the permission of this Honourable Tribunal.

It is, therefore, most humbly prayed that on acceptance of this Application, the Respondents may kindly be directed to implement the order of this Honourable Tribunal to the ends of justice.

Any other relief, with this Honourable Court deemed just and proper may also be granted to the Petitioner/Appellant not specifically prayed for herein.

Through:

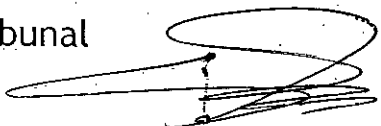
Appellant 

(SIAL AHMAD SHALMAN)  
Advocate,  
High Court, Peshawar

Dated:-03-09-2018

CERTIFICATE

No such application has earlier been filed by the Applicant before this Honourable Tribunal

  
Advocate

(3)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, KPK  
PESHAWAR

C M No \_\_\_\_\_ 2018  
In Re:  
Service Appeal No 63/2015

Shah Hussain.....(Appellant)

VERSUS

Government of KP and others.....(Respondents)

AFFIDAVIT:-

I, Shah Hussain S/O Hussain Zada R/O Hari Chand, Tehsil Tangi District Charsadda, do hereby solemnly affirm and declare on oath that all the contents of this application are true and correct to the best of my knowledge and nothing has been concealed or withheld from this Honourable Court.

**ATTESTED** DEPONENT





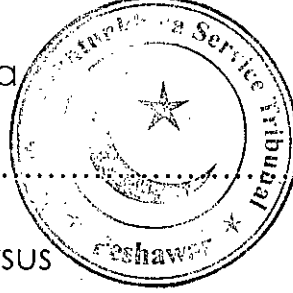
(1)

(4)

**BEFORE THE SERVICE TRIBUNAL, KPK, PESHAWAR**

Service Appeal No. 63 /2015

Shah Hussain S/o Hussain Zada  
R/o Hari Chand, Tehsil Tangi,  
District Charsadda.....



**W.P. Province  
Service Tribunal**

**Diary No. 285**

**Dated 31-3-2015**

**Appellant**

Versus

1. Govt. of Khyber Pakhtunkhwa through its Chief Secretary, Civil Secretariat, Peshawar.
2. Director (Elementary & Secondary Education), Khyber Pakhtunkhwa, Dabgari Garden, Peshawar.
3. The Executive District Officer (Elementary & Secondary Education), Charsadda.
4. The District Education Officer (Male), Charsadda.
5. Secretary Education, Khyber Bazaar, Peshawar.

**.....Respondents**

**Appeal u/s 4 of KPK Service Tribunal Act, against the impugned order of respondent No.4 dated 22.07.2014, whereby the appellant's reinstatement order No.3505/10 appointment dated 31.12.2012 was cancelled.**

**File No. 63**

**Register**

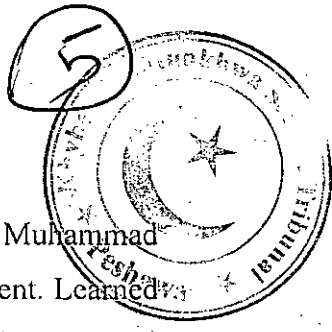
**Prayer in Appeal:**

By accepting this appeal, the impugned order of respondent No.4 dated 22.07.2014, whereby appellant re-instatement order dated 31.12.2012 was

**ATTESTED**

**Secretary  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar**

63/2015



01.06.2017

Appellant alongwith his counsel present. Mr. Muhammad Adeel Butt, Additional AG for the respondents also present. Learned counsel for the appellant requested for adjournment. Adjourned. To come up for arguments on 21.08.2017 before D:B.

(GUL ZIAB KHAN)  
MEMBER

(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

21/8/2017

Appellant in person and Mr. Muhammad Adeel Butt, AAG for the respondents present. Due to non-availability of DB, case to come up for argument on 16/10/2017 before DB.

*[Signature]*  
Reader

16.10.2017

Counsel for the appellant and Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Daud Jan, Supdt for respondents present. Arguments heard and record perused.

This appeal is also accepted as per detailed judgment of today placed on file in connected service appeal No. 62/2015 entitled "Zahid Ali -vs-Govt: of Khyber Pakhtunkhwa through its Chief Secretary, Civil Secretariat, Peshawar and 4 others". Parties are left to bear their own cost. File be consigned to the record room.

*Announced* sdf Ahmad Hassan,  
16.10.2017 Member

Certified to be true copy  
*[Signature]*  
Khyber Pakhtunkhwa  
Services Manual,  
Peshawar

sdf M. Hamid Nughal,  
Member

Date of Presentation of Application 14-11-17  
Number of Words 800  
Copying Fee 6  
Urgent 2  
Total 8  
Name of Copy [Signature]  
Date of Completion 14-11-17  
Date of Delivery of Copy 14-11-17

16

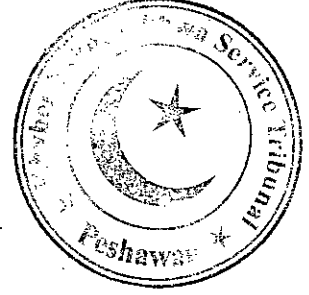
1

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Appeal No. 62/2015

Date of Institution ... 31.03.2015

Date of Decision ... 16.10.2017



Zahid Ali S/O Muslim Khan  
R/o Mohallah Sadran, Nisatta,  
District Charsadda.

... (Appellant)

VERSUS

1. Govt. of Khyber Pakhtunkhwa through its Chief Secretary, Civil Secretariat, Peshawar. and 4 others. ... (Respondents)

-----  
MR. MUHAMMAD IJAZ KHAN SABI,  
Advocate

--- For appellant.

MR. ZIAULLAH,  
Deputy District Attorney

... For respondents

MR. AHMAD HASSAN,  
MR. MUHAMMAD HAMID MUGHAL

... MEMBER(Executive)  
... MEMBER(Judicial)

JUDGMENT

AHMAD HASSAN, MEMBER.-

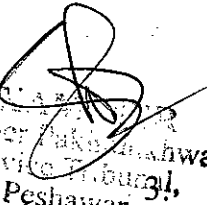
This judgment shall dispose of the instant service appeal as well as connected service appeals no. 63/2015 titled Shah Hussain and no. 326/2015 titled Muhammad Hayat as similar question of law and facts are involved therein.

**ATTESTED**

2. Arguments of the learned counsel for the parties heard and record perused.

FACTS

The brief facts are that the appellant was appointed as Arabic Teacher on 31.10.1996. He alongwith other employees were sacked in 1997. That under the provisions of Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012

  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

appellant was reinstated in service on 31.12.2012. Thereafter again vide impugned order dated 22.07.2014 he was removed from service. He preferred departmental appeal on 12.08.2014 and subsequently filed writ petition before the august High Court as the Tribunal was not functional. Later on on the directions of the Hon'able High Court the appellant preferred instant service appeal on 31.03.2015.

### ARGUMENTS

4. Learned counsel for the appellant argued that he was appointed as AT after observance of codal formalities vide order dated 31.10.1996. That his services were terminated on 26.06.1997 being not appointed on merit. Thereafter through another order dated 31.12.2012 again on the recommendations of DSC he was reinstated/appointed against the same post. On the allegations of illegal appointments an inquiry was conducted against ex-EDO Education Charsadda. Resultantly, vide impugned order dated 22.07.2014 reinstatement order of the appellant was withdrawn because his appointment was not covered under Khyber Pakhtunkhwa Sacked Employees (Appointment) Act 2012. As this Tribunal was not functional so the appellant filed writ petition no. 3590/2014 in Peshawar High Court and was disposed of vide judgment dated 12.01.2015. Proper inquiry and opportunity of defense was not afforded to the appellant before passing order of termination of services. Hence, he was condemned unheard. Moreover, well settled principle of "*Audi Altram Pertrum*" was also violated by not providing opportunity of personal hearing to the appellant. Even Mr. Attaullah, Ex-EDO in his statement before the inquiry officer admitted that the appellant was fully eligible for re-appointment/reinstatement.

**ATTESTED**

5. Learned Deputy District Attorney argued that the appellant was not only qualified for appointment and also hired on fixed pay. That the appellant does not

Deputy District Attorney,  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

(8)

fulfill the criteria given in the Sacked Employees Act for reinstatement. He was reinstated in 2012 without observance of codal formalities. All codal formalities were observed before terminating the services of the appellant

CONCLUSION.

6. Careful perusal of record would reveal that as appointment of the appellant was not made on merit so his services were terminated vide order dated 26.06.1997. Thereafter, through another order and on the recommendation of DSC he was reinstated/appointed vide order dated 31.12.2012. This order was not only issued with the approval of DCO, Charsadda but in para-4 of the appointment order it was clearly mentioned that appointment was made under Sacked Employees (Appointment) Act, 2012. It clearly manifests that the appellant was eligible for appointment as T.T and their initial appointment was made according to invogue policy. On the allegations of illegal appointment an enquiry was conducted against Mr. Attaullah Khan, Ex-EDO (Education), Charsadda. Resultantly, upon the recommendations of the enquiry officer respondents vide impugned order dated 22.07.2014 withdrew his appointment order being not covered under Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012. As regards recommendations of inquiry officer regarding Mr. Zahid it is mentioned restatement order dated 31.12.2012 and termination order were not available so his reinstatement is irregular. First it has not been termed as irregular and any conclusion finding without backing of relevant record has not legal effect. Both the documents are available on record and were repeatedly discussed during the hearing of appeal. Contention of the learned counsel for the appellant that his appointment was made on fixed pay is not based on facts. Perusal appointment order dated 31.10.1996 shows that he was appointed BPS-09 on fixed pay alongwith usual

ATTESTED

EXAMINER  
Khyber Pakhtunkhwa  
Service Commission  
Peshawar

(19)

8. It has also been mentioned in the said judgment that similarly placed colleagues of the petitioners have been reinstated by the department in pursuance the judgment of this Tribunal. As such it is a cardinal principal of law that similarly placed persons should be treated equally and without any discrimination, as enshrined in Article-4 and 25 of the Constitution.

9. As a sequel to above, the appeal is accepted and impugned order dated 22.07.2014 is set aside and the appellant is reinstated in service. The intervening period may be treated as leave of the kind due. Parties are left to bear their own costs. File be consigned to the record room.

Announced SD/- Ahmad Hassan, Member  
16.10.2017




SD/- M. Hamid Mughal, Member

Certified to be true copy  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

Date of Presentation of Application 14-11-2017  
 Number of Words 2000  
 Copying Fee 12  
 Urgent 2  
 Total 14  
 Name of Copyist [Signature]  
 Date of Completion of Copy 14-11-17  
 Date of Delivery of Copy 14-11-17

(12)

46540

قیمت 50 روپے	  
ایڈویٹ: سی ای گل شہدائیان	
بار کونسل ایسوسی ایشن نمبر: BC-10-8080	
رابطہ نمبر: 902122-90200	پشاور بار ایسوسی ایشن، خیبر پختونخواہ

بعدالت جناب:

مخانب: ڈوسری 15/11/18	دعویٰ:
	علت نمبر:
	مورخہ:
متماعہ مسین بنام گورنمنٹ	جرم:
	تھانہ:

**باعث تحریر آگہ**

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ آن مقام برائے عدالت کیلئے سی ای گل شہدائیان اور جج 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 زوریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری کی طرف سے یا اپیل کی برآمدگی اور منسوخی، نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کاروائی کے واسطے اور وکیل تیار مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو وہی جملہ مذکورہ اختیارات حاصل ہوں گے اور اس کا ساختہ پر داخستہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جائے 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: 2018

SHAWAR P. O. A. CIATI  
KHYBER

مقام کے لیے منظور ہے۔

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

Accepted

6-8-2018

BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR

Execution Petition No. 358/2018

In

Service Appeal No.63/2015

Shah Hussain

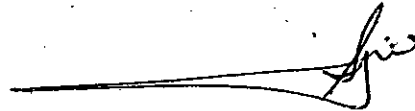
Vs

District Education Officer & others

**Written comments on behalf of Respondents**

INDEX

S No	Description	Annexure	Page
1	Comment		1-2
2	Affidavit		3
3	Copy of Judgment	A	4-5



DISTRICT EDUCATION OFFICER  
(MALE) CHARSAJDA



①

BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR

Execution Petition No. 358/2018

In

Service Appeal No.63/2015

Shah Hussain

Vs

District Education Officer & others

**Written comments on behalf of Respondents**

**Preliminary Objections:**

Respectfully Sheweth:

- A. That the petitioner has no locus standi and cause of action.
- B. That the present petition is wrong, baseless and not maintainable, it shows no strong cause to be taken for adjudication, therefore, the same petition is liable to be rejected/ dismissed.
- C. That the petition is unjustifiable, baseless, false, frivolous and vexatious. Hence the same is liable to be dismissed with the order of special compensatory costs in favour of Respondents.
- D. That no legal right of the petitioner has been violated, therefore, the petitioner has no right to file the instant petition.
- E. That the petitioner is completely estopped/precluded by his conduct to file this petition.
- G. Petitioner has not come to this Hon' able Tribunal with clean hands. The petition also suffers from mis-statements and concealment of facts and as such the petitioner is not entitled to equitable relief.
- H. That the petitioner has no right to file the instant petition and the Hon' able Services Tribunal have got no jurisdiction to adjudicate upon and the petition is liable to be dismissed.

**PARA WISE REPLY ON FACTS:**

1. That the petitioner never filed an application under Section No. 7 of the Sacked Employee Act, 2012 KPK which is mandatory and on the same analogy the Hon'ble Peshawar High Court, Peshawar dismissed the writ petitions titled Sajjad

2

Ahmad & Others WP No. 965-P/2014 and titled Zulfiqar Ali WP No. 1993-P/2017 decided on 18/10/2017, therefore, the same petition be treated alike.

2. That the impugned judgment of this Hon'ble Tribunal has been challenged by the Answering Respondents before the Apex Court of Pakistan which is pending adjudication further in identical issue the Hon'ble Supreme Court delivered a judgment in favour of Answering Respondents in CP No. 210 & 300 of 2012 titled Muhammad Azam Khan & Others.

**(Copy of judgment is annexed as Annexure A).**


3. That the issue is pending before the Hon'ble Supreme Court of Pakistan, therefore, the petitioner is advised to wait till the final disposal of the civil petition pending adjudication before the Hon'ble Apex Court of Pakistan.
4. That the Respondents have all respect for this Hon'ble Tribunal and always implemented the judgment of this Hon'ble Court. The petitioner is advised to wait till the CPLA pending before the Apex Court of Pakistan.
5. That any other arguments will be raised at the time of the hearing of the instant execution petition with the permission of this Hon'ble Tribunal.

**PRAYER.**

**IT IS, THEREFORE, MOST HUMBLY PRAYED THAT AS THE PETITIONER IS SUSPECTED THAT NOT TO BE A SACKED EMPLOYEE UNDER THE ACT, 2012. HENCE CAN'T BE APPOINTED TILL THE FINAL DICISION OF THE CPLA PENDING BEFORE THE HON'BLE APEX COURT OF PAKISTAN.**

**Respondent**

4. District Education Officer (Male) Charsadda.

  
\_\_\_\_\_

3

BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR

Execution Petition No. 358/2018

In

Service Appeal No.63/2015

Shah Hussain

Vs

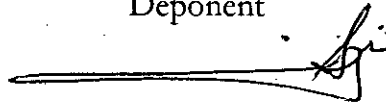
District Education Officer & others

**Written comments on behalf of Respondents**

**AFFIDAVIT**

I Mr. Siraj Muhammad DEO (M) Charsadda do hereby solemnly affirms that the contents of the Para-wise comments submitted by respondent are true and correct and nothing has been concealed intentionally from this Hon' able court.

Deponent



Siraj Muhammad  
DEO (MALE)

Charsadda CNIC: 17301-2831355-9

24652  
SUPREME COURT OF PAKISTAN  
(Appellate Jurisdiction)

Present:  
Mr. Justice Gulzar Ahmed  
Mr. Justice Qazi Faez Isa  
Mr. Justice Mazhar Alam Khan Mankhe

C.P. Nos. 210 & 300 of 2017.  
[On appeal against common Judgment Dated 28.11.2016  
passed by the Peshawar High Court, Mingora Bench (Dar-  
ul-Qaza), Sivat, in W.P. Nos. 145-M/2015 & 176-M/2013]

Muhammad Azam Khan (CT) & others [In CP.210]  
Falas Khan & others [In CP.300] Petitioner(s)

VERSUS

Government of Khyber Pakhtunkhwa through Secretary [In CP.210]  
Elementary & Secondary Education, Peshawar & others

Government of Khyber Pakhtunkhwa through Chief [In CP.300]  
Secretary, Civil Secretariat, Peshawar Respondent(s)

For the Petitioner(s)  
[In C.P.No.210]  
[In C.P.No.300]

: Mr. Zulfiqar Ahmad Bhutta, ASC  
: Mr. Muhammad Ameen K. Jan, ASC

For Govt. of KPK

: Barrister Qasim Waidood, Addl. A.G. KPK

Date of Hearing

: 11.10.2016

ORDER

GULZAR AHMED, J. — We have heard learned ASC for the petitioners. It was admitted before us that the petitioners are seeking relief under the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012. It was also admitted by the learned ASC for the petitioners that none of the petitioners was regular employee and that they have been appointed on temporary basis by the Education Minister Nawabzada Muhammad Khan Habi. The sacked employee, as defined in the Act, required that the employee has to be regular employee to avail its benefit. Admittedly such being not the position of the petitioners, thus their case does not fall within the ambit of the said Act. The

ATTESTED

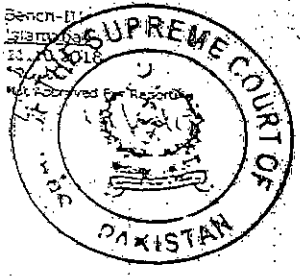
Scanned by CamScanner

Att-td

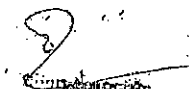
High Court, in the impugned judgment dated 28.11.2016, has adverted to all the aspects of the matter and we find no reason to interfere with the same. These petitions are, therefore, dismissed and leave refused.

19  
5

2015  
2015  
2015



Certified to be True Copy

  
Secretary  
Supreme Court of Pakistan  
Islamabad

GR No: 24642/18  
Date of Presentation: 10/10/18  
No. of Words: 6  
No. of Folios: 10  
Requisition Fee Rs: 500  
Copy Fee in: 300  
Court Fee Stamps: 800  
Date of Completion of Copy: 16/10/18  
Date of Delivery of Copy: \_\_\_\_\_  
Compared by/Prepared by: \_\_\_\_\_  
Received By: \_\_\_\_\_

Scanned by CamScanner

Attested

2018

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) CHARSADDA

OFFICE ORDER

Consequent upon the judgment delivered in Execution Petition No. 358/18 on dated 10/07/2019 in Service Appeal No.63/2015 titled Shah Hussain on dated 16/10/2017 by the Hon'ble Khyber Pakhtunkhwa Service Tribunal whereby respondents were directed to comply with the orders in the above mentioned service appeal hence, the termination order dated 19-09-2014 is hereby withdrawn and the appellant/petitioner is posted at GMS Jamroz Khan Killi Charsadda against the vacant post as **Certified Teacher** in BPS-15 (Rs: 16120-1330-56020) @Rs: 16120/- plus usual allowances as admissible under the rules on 16-10-2017 and as from the date of the decision of the Service Tribunal conditionally till the final disposal of the Civil Petition for Leave to Appeal (CPLA) pending before the Apex Court of Pakistan.

- Note: -
1. Necessary entry to this effect should be made in his Service Book.
  2. The amount paid in this regard is subject to the final decision of the Apex Court of Pakistan.
  3. His intervening period be calculated and according to the length of his service the period be treated as leave with pay and the remaining may be considered as leave without pay.

(JEHANGIR KHAN)  
DISTRICT EDUCATION OFFICER  
(MALE) CHARSADDA

Endstt: No 15465-69 / Date 15/7 / 2019

Copy for information to the:

1. District Accounts Officer, Charsadda.
2. Deputy District Education Officer (M) local office.
3. Head Master Concerned.
4. Cashier local office.
5. Master file.

  
DISTRICT EDUCATION OFFICER  
(MALE) CHARSADDA