

15.12.2022

Due to general strike of the Bar, case is adjourned to
07.03.2023 before D.B. Office is directed to notify the next date
on notice board as well as the website of the Tribunal.

SCANNED
KPST
Peshawar



(Fareeha Paul)
Member (E)



(Rozina Rehman)
Member (J)

13th Oct., 2022

Counsel for the appellant present. M. Muhammad Adeel Butt, Addl. Advocate General alongwith Director E&SE Khyber Pakhtunkhwa (respondent No. 2) in person Bahramand ADEO for the respondents present.

File to come up alongwith connected Service Appeal No. 7623/2021 titled "Shakir Ullah Vs. Government of Khyber Pakhtunkhwa" for arguments on 03.11.2022 before the D.B.



(Fareeha Paul)
Member (E)



(Kalim Arshad Khan)
Chairman

03.11.2022

Appellant present through counsel.

Muhammad Adeel Butt learned Additional Advocate General for respondents present.

File to come up alongwith connected Service Appeal No. 7623/2021 titled "Shakir Ullah Vs. Government of Khyber Pakhtunkhwa" for arguments on 15.11.2022 before D.B.



(Fareeha Paul)
Member (E)



(Rozina Rehman)
Member (J)

15th Nov. 2022

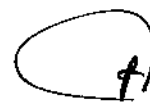
Counsel for the appellant present.

Mr. Muhammad Jan, District Attorney alongwith Bahramand, Assistant Director and Mehtab Gul, Law Officer for the respondents present.

Learned counsel for the appellant requested for adjournment in order to further prepare the brief. Adjourned To come up for arguments on 15.12.22022 before the D.B.



(FAREEHA PAUL)
Member(E)



(ROZINA REHMAN)
Member (J)

SCANNED
KPST
Peshawar

14.07.2022

Learned counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Learned counsel for the appellant requested for adjournment on the ground that he has not made preparation for arguments. Adjourned. To come up for arguments on 12.09.2022 before the D.B.



(Rozina Rehman)
Member (J)



(Salah-ud-Din)
Member (J)

12.09.2022

Appellant present through counsel.

Muhammad Jan, learned District Attorney alongwith Bahraman ADEO for respondents present..

File to come up alongwith connected Service Appeal No.7623/2021 titled "Shakir Ullah Vs. Government of Khyber Pakhtunkhwa" on 29.09.2022 before D.B.



(Fareeha Paul)
Member(E)



(Rozina Rehman)
Member(J)

29.09.2022

Appellant present through counsel.

Muhammad Jan, learned District Attorney alongwith Bahraman ADEO and Muhammad Tufail Assistant for respondents present.

File to come up alongwith connected Service Appeal No.7623/2021 titled "Shakir Ullah Vs. Government of Khyber Pakhtunkhwa" on 13.10.2022 before D.B.



(Fareeha Paul)
Member (E)



(Rozina Rehman)
Member (J)

17.06.2022

Junior of learned counsel for the appellant present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

Junior of learned counsel for the appellant sought adjournment on the ground that learned counsel for the appellant is unable to attend the Tribunal today due to death of his close relative. Adjourned. To come up for arguments on 24/06.2022 before the D.B.



(Mian Muhammad)
Member (E)



(Salah-ud-Din)
Member (J)

24th June, 2022

Counsel for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Asstt. AG alongwith Bakhtmal Jan, AD and Mehtab Gul, Law Officer for the respondents present.

During the course of arguments it came to the notice of the Bench that earlier appeal of the appellant filed against the order dated 04.04.2019 was decided by a Bench headed by Mrs. Rozina Rehman, Learned Member (Judicial) who had also handed down the judgment. Therefore, it is appropriate that this appeal be placed before the Bench of Mrs. Rozian Rehman, Learned Member (Judicial). To come up for arguments on 01.07.2022 before the D.B.



(Fareeha Paul)
Member(E)



Chairman

01.07.2022

Bench is not available, therefore, case is adjourned to 14.7.0.2022 for the same as before.



Reader

04.01.2022

Counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl. AG for the respondents present and furnished copy of enquiry report, which is placed on file. Preliminary arguments heard and record perused.

Vide my detail order of today in connected service appeal No.7623/2021 this appeal is also admitted for full hearing subject to all just and legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments. To come up for written reply/comments on 26/04/2022 before S.B.

Rs-500/-
Appellant Deposited
Security & Process Fee

05/04/22

Chairman

26.04.2022

Counsel for the petitioner present. Mr. Muhammad Adeel Butt, Addl: AG for respondents present.

Written reply/comments not submitted. Learned AAG seeks time to contact the respondents for submission of written reply/comments. Adjourned. To come up for written reply/comments on 01.06.2022 before S.B.

(MIAN MUHAMMAD)
MEMBER(E)

1st June, 2022

Counsel for the appellant present. Mr. Haseenullah, Assistant for respondent No. 1 & 2 and Mr. Hamid Saleem, Law Officer for the respondent No.3 present.

Respondent No. 1 & 2 have submitted reply/comments, which is placed on file. Respondent No.3 submitted application for deletion from the panel of respondents. Case to come up for arguments on 17.06.2022 before D.B.




Chairman

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 7688 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	28/10/2021	<p>The appeal of Mr. Abdul Hai resubmitted today by Mr. Noor Muhammad Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR</p>
2-		<p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put up there on <u>11/11/21</u>.</p> <p> CHAIRMAN</p>
	11.11.2021	<p>Counsel for the appellant present. Case to come up on 04.01.2021 before S.B alongwith connected Service No. 7623/2021 titled "Shakirullah Vs. Secretary, E&SE Department, Khyber Pakhtunkhwa Peshawar and others".</p> <p> Chairman</p>

The appeal of Mr. Abdul Hai Ex-SST GHS Tangi Charmang Distt. Bajour received today i.e. on 21.10.2021 is incomplete on the following score which is returned to the counsel for the appellatant for completion and resubmission within 15 days.


Annexure-B of the appeal is illegible which may be replaced by legible/better one.

No. 2097 /S.T.

Dt. 20/10 /2021

Mr. Noor Muhammad Khattak Adv.

R/Sir


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Resubmitted after Completion.

K

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

SERVICE APPEAL NO. 7688 /2021

ABDUL HAI

V/S

EDUCATION DEPTT:

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Dated: _____ -10.2021

APPELLANT

Through:


**NOOR MOHAMMAD KHATTAK
ADVOCATE**

FLATE NO. 04, 2ND FLOOR,
JUMA KHAN PLAZA, NEAR FATA SECRETARIAT,
WARSAL ROAD, PESHAWAR

0345-9383141

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

APPEAL NO. _____/2021

 Abdul Hai, Ex-SST (G) (BPS-16),
GHS, Tangi Charmang, District Bajour.

..... APPELLANT

VERSUS

- 1- The Secretary E&SE Department, Khyber Pakhtunkhwa, Peshawar.
- 2- The Director E&SE Department, Khyber Pakhtunkhwa, Peshawar.
- 3- The Chairman Khyber Pakhtunkhwa Public Service Commission, Fort Road, Peshawar.

..... RESPONDENTS

SERVICE APPEAL UNDER SECTION-4 OF THE SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED NOTIFICATION DATED 11.6.2021 WHEREBY THE WITHDRAWAL NOTIFICATION DATE 4.4.2019 REGARDING APPOINTMENT OF THE APPELLANT AS S.S.T (G) (BPS-16) HAS BEEN RESTORED IN UTTER VIOLATION OF LAW AND RULES AND AGAINST NO ACTION TAKEN ON THE DEPARTMENTAL APPEAL OF APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS.

PRAYER:

That on acceptance of this appeal the impugned Notification dated 4.4.2019 and 11.6.2021 may kindly be set aside and the appellant may kindly be re-instated into service with all back benefits. Any other remedy which this august Tribunal deems fit that may also be awarded in favour of the appellant.

R.SHEWETH:

ON FACTS:

- 1- That the appellant was initially appointed by the competent authority on contract basis for a period of one year vide order dated 15-11-2018 and was later on regularized w-e-f 01-01-2009 through regularization Act, 2009. Copies of the appointment and regularization order dated 05-01-2009 are attached as annexure

A& B.

facts, norms of natural justice and materials on the record hence not tenable and liable to be set aside.

- B- That the appellant has not been treated by the concerned authority in accordance with law and rules and as such the authority violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.
- C- That the impugned Notifications dated 4.4.2019 and 11.6.2021 has been issued by the respondents in violation of the Principle of locus Poenitentiae.
- D- That no charge sheet and statement of allegation has been issued by the respondents before issuing the impugned Notifications dated 4.4.2019 and 11.6.2021.
- E- That no show cause notice has been issued to appellant before issuing the impugned Notifications dated 4.4.2019 and 11.6.2021 by the respondents.
- F- That no chance of personal hearing/defense has been provided to the appellant and as such the appellant has been condemned unheard.
- G- That during service the appellant had successfully completed his probationary period and as such the Department confirmed the appellant against the post of SST (BPS-16).
- H- That the appellant was also assigned seniority in the cadre of SST (BPS-16) and was due for promotion to the next higher scale but unfortunately the authority without any reason & rhyme and without following codal formalities straight away issued the impugned Notifications dated 4.4.2019 11.6.2021 whereby the appointment Notification of the appellant dated 5.01.2010 has been disowned by the authority.
- I- That the concerned authority acted in arbitrary and malafide manner while issuing the impugned Notifications dated 4.4.2019 and 11.6.2021.
- J- That appellant seeks permission and advance other grounds and proofs at the time of hearing.

It is therefore most humbly prayed that the appeal of the appellant may kindly be accepted as prayed for.

Dated: _____ .10.2021

APPELLANT

ABDUL HAI

THROUGH:

NOOR MOHAMMAD KHATTAK

&

HAIDER ALI

ADVOCATES, PESHAWAR

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

ABDUL HAI

VS

EDUCATION DEPTT:

AFFIDAVIT

Stated on oath that the contents of the accompanying service appeal are correct to best of my knowledge and belief and nothing has been concealed from this Honorable Service Tribunal.



Abdul Hai
DEPONENT

CERTIFICATE:

Certify that no earlier service appeal has been filed by the appellant in the instant matter before this Honorable Service Tribunal.

Abdul Hai
CERTIFICATION

OFFICE OF THE DIRECTOR ELEMENTARY & SECONDARY EDUCATION NWFP, PESHAWAR

ANNEXURE A (6)

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	Muhammiad Javed Khan	Mir Qalam Shah	General	GHS Mainz Garhi Orakzai Agency
2	Maqsood Ahmad Khan	Lal Khan	General	GHS Swaro Kooto Orakzai Agency
3	Abdul Hai	Muhammad Tayyab	General	GMS Dipa Orakzai Agency
4	Naheed Ullah	Atta Ullah Jan	General	GHS Jalaka Mela Orakzai Agency

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. 5135-5197 /A-14/SST/M&F/Contract One Year/

Dated: 25 / 11 /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 S.No
11. PA to Director (E&SE) Local Office
12. Master File

ATTESTED

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

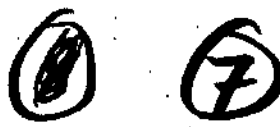
ATTESTED

**OFFICE OF THE DIRECTOR ELEMENTRY AND SECONDARY EDUCATION
PESHAWAR**

NOTIFICATION

The Competent Authority has been pleased to regularize the services of adhoc/contract employees against the post of SST(M) (BPS 16) with effect from 1-1-2009 under the NWFP Employees(Regularization of Services) Act, 2009 on the terms and conditions given in this notification:-

S.No.	Name of SST	Fathers name	School address	No.& Date of current/contact appt:
01.	Muhammad Sultan	Nosher Khan	GHS Barkhelzo Bajaur Agency	No.5139-5197 dt. 16-09-2008.
02.	Zahid Ahmad	Qazi Muhmmad	GHS Shingergul Bajaur Agency	No.5139-50107 dated 16-09-2008
03.	Khush Namyar	Walayat Khan	GHS Shingergul Bajaur Agency	No.5139-5197 dated 25.11.2008
04.	Aurangzeb	Bahadur Khan	GHS Kamadara Bajaur Agency	No.5139-5197 Dated 16-09-2008
05.	Baitullah	Said Ghulam	GHS Raghagan Bajaur Agency	No.5139-5197 Dated 16-09-2008.
06.	Fazal Ghani Khan	Waris Khan	GHS Naraza Bajaur Agency	No.5139-5197 Dated 16-09-2008.
07.	Bakht Munir	Musanif Khan	GMS Bado Bajaur Agency	No.5139-5197 Dated 16-09-2008.
08.	Muhammad Imran	Shahabud Din	GHS Kotkai Bajaur Agency	No.5139-5197 Dated 25-11-2008.
09.	Bakht Zada	Sher Hassan	GMS W/Chakhki Bajaur Agency	No.5139-5197 Dated 25-11-2008.
10.	Asadullah	Abidullah	GMS Tarkho Bajaur Agency	No.5139-5197 Dated 25-11-2008.
11.	Ihsanullah	Shahabud Din	GHS Shingergul Bajaur Agency	No.5139-5197 Dated 25-11-2008.
12.	Khan Muhammad	Bashir Ahmad	GMS Charkand Bajaur Agency	No.5139-5197 Dated 16-09-2008.
13.	Noshad Khan	Badshah Min Khan	GHS Batwar Bajaur Agency	No.5139-5197 Dated 16-09-2008.



14.	Khan Gul	Mir Rehman	GHS Batwar Bajaur Agency	No.5139-5197 Dated 16-09-2008.
15.	Abdul Majeed	Saadullah	GMS Tangi Bajaur Agency	No.5139-5197 Dated 25-11-2008.
16.	Muhammad Nazeer	Gran Said	GHS M Dara Bajaur Agency	No.5139-5197 Dated 25-11-2008.
17.	Muhammad Ayub	Mamoor Khan	GHS Top Manda Bajur Agency	No.5139-5197 Dated 25-11-2008.
18.	Roohul Amin	Hakim Said	GHS Matta Qala Bajaur Agency	No.5139-5197 Dated 25-11-2008.
19.	Umar Gul	Saifur Rehman	GMS Danishkool Mohmand Agency	No.5139-5197 Dated 25-11-2008.
20.	Farman Ali	Qasim Khan	GHS Pandyali Mohmand Agency	No.5139-5197 Dated 25-11-2008.
21.	Zahid Hussain	Sardar	GHS Pandyali Mohmand Agency	No.5139-5197 Dated 25-11-2008.
22.	Akbar Ali	Abdul Baqi Jan	GMS Suran Mohmand Agency	No.5139-5197 Dated 25-11-2008.
23.	Muhammad Nasir	Hawas Khan	GMS Ashraf Abad Mohamand Agency	No.5139-5197 Dated 25-11-2008.
24.	Bacha Khan	Umar Ali	GMS Gulbaz Mohmand Agency	No.5139-5197 Dated 25-11-2008.
25.	Aftab Alam	Gul Aman	GMS Adin Khel Mohm, and Agency	No.5139-5197 Dated 25-11-2008.
26.	Khan Said	Umar Ali	GHS Nahqi Mohmand Agency	No.5139-5197 Dated 25-11-2008.

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

NOTIFICATION

The competent authority has been pleased to regularize the services of the following Attach/contract employees against the post of SST (M) (HPS-16) with effect from 1-1-2009, under the NWFP Employees (Regularization of services) Act, 2009 on the terms & conditions given at the end of this notification.

S. No.	Name of SST	Father's name	School address	No. & date of the current contract appointment order
1	Muhammad Sultan	Nowsher Khan	GHS Barkhelvo Bajaur Agency	No. 5139-5197 dated 16-9-2008
2	Zahid Ahmad	Qazi Muhammad	GHS Shingar Gul Bajaur Agency	No. 5139-5197 dated 25-11-2008
3	Khushi Nanyar	Walayat Khan	GHS Pashad Bajaur Agency	No. 5139-5197 dated 25-11-2008
4	Aurang Zeb	Bahadar Khan	GHS Kamadara Bajaur Agency	No. 5139-5197 dated 16-9-2008
5	Baidullah	Said Ghulam	GHS Raghagar Bajaur Agency	No. 5139-5197 dated 16-9-2008
6	Fazal Ghani Khan	Waris Khan	GMS Naraza Bajaur Agency	No. 5139-5197 dated 16-9-2008
7	Bakht Munir	Musani Khan	GMS Bado Bajaur Agency	No. 5139-5197 dated 16-9-2008
8	Muhammadi Inam	Shahabuddin	GHS Kotkal Bajaur Agency	No. 5139-5197 dated 25-11-2008
9	Bakht Zada	Sher Hassan	GMS W/Chaklidi Bajaur Agency	No. 5139-5197 dated 25-11-2008
10	Azadullah	Abidullah	GMS Tankhu Bajaur Agency	No. 5139-5197 dated 25-11-2008
11	Ismatullah	Shahabuddin	GHS Shingar Gul Bajaur Agency	No. 5139-5197 dated 25-11-2008
12	Ekan Muhammad	Hashir Ahmad	GMS Charkand Bajaur Agency	No. 5139-5197 dated 16-9-2008
13	Nowshad Khan	Badshah Mir Khan	GHS Batwar Bajaur Agency	No. 5139-5197 dated 16-9-2008
14	Khan Gul	Mir Rehman	GHS Batwar Bajaur Agency	No. 5139-5197 dated 16-9-2008
15	Abdul Majeed	Saidullah	GMS Tangi Bajaur Agency	No. 5139-5197 dated 25-11-2008
16	Muhammad Nazeer	Gran Said	GMS M. Dara Bajaur Agency	No. 5139-5197 dated 25-11-2008
17	Muhammad Ayub	Mamoor Khan	GHS Topmanda Bajaur Agency	No. 5139-5197 dated 25-11-2008
18	Rohul Amin	Hakim Said	GHS Mata Qala Bajaur Agency	No. 5139-5197 dated 25-11-2008
19	Umar Gul	Saifur Rehman	GMS Damishkood Mohmand Agency	No. 5139-5197 dated 25-11-2008
20	Farman Ali	Qasim Khan	GHS Pandilai Mohmand Agency	No. 5139-5197 dated 25-11-2008
21	Zahid Hussain	Sardar	GHS Pandilai Mohmand Agency	No. 5139-5197 dated 25-11-2008
22	Alhar Ali	Abdul Baqi Jan	GMS Suran Mohmand Agency	No. 5139-5197 dated 25-11-2008
23	Muhammad Nasir	Hawas Khan	GMS Ashraf Abad Mohmand Agency	No. 5139-5197 dated 25-11-2008
24	Bacha Khan	Umar Ali	GMS Gulbaz Mohmand Agency	No. 5139-5197 dated 25-11-2008
25	Aliab Alam	Gul Aman	GMS Aun Khel Mohmand Agency	No. 5139-5197 dated 25-11-2008
26	Khan Said	Umar Ali	GHS Nahqi Mohmand Agency	No. 5139-5197 dated 25-11-2008

ATTESTED

Head Master
G.H.S. Mussa Darra
F.R. Peshawar.

ATTESTED

Deputy Director (Estab)
Merged Districts

59.	Mohammad Noor	Ghani Sarwar	GHS Beland Khel Oraakzai Agency	No.5139-5197 Dated 25-11-2008.
60.	Muhammad Javid Khan	Mir Qadam Shah	GHS Manz Garni Orakzai Agency	No.5139-5197 Dated 25-11-2008.
61.	Maqsood Ahmad Khan	Lal Khan	GHS Swarokoot Orakzai Agency	No.5139-5197 Dated 25-11-2008.
62.	Naheedullah	Attaullah Jan	GHS Jalaka Mela Orakzi Agency	No.5139-5197 Dated 25-11-2008.
63.	Abdul Hai	Muhammad Tayyab	GMS Dippa Orakzai Agency	No.5139-5197 Dated 25-11-2008.
64.	Faridur Rehman	Zarpio Khan	GMS Sabzaikhel Orakzai Agency	No.17507-30 dated 6-10-2008
65.	Anayatullah	Shah sawar	GHS Ghaljo Orakzai Agency	No.5139-5197 Dated 16-09-2008
66.	Khurshid Ali	Muhammad Aslam Khan	GMS Satara Kada Orakzai Agency	No.5139-5197 Dated 25-11-2008
67	Mansor Ahmad	Dillbaz Khan	GMS Sapri ferozkhel Orakzai Agency	No.5139-5197 Dated 25-11-2008
68.	Muhammad Zahid	Muhammad Azam Khan	GHS Mandati Orakzai Agency	No.5139-5197 Dated 25-11-2008
69.	Umar Ali	Mir Kalam Khan	GMS Lazar pati Orakzai Agency	No.5139-5197 Dated 25-11-2008
70.	Fazal Kari,	Abdul Hakim	GHS Sawarokot Orakzai Agency	No.17507-30 Dated 06-10-2008
71.	Ihteramul Haq	Sher Ayaz Khan	GHS Bazed khel Orakzai Agency	No.17507-30 Dated 06-10-2008
72.	Sorat Khan	Serajud Din	GHS Palosai Orakzaj Agency	No.5139-5197 Dated 25-11-2008
73.	Tajweemul Haq	Abdul Ghani	GHS Mandetti Orakzai Agency	No.5139-5197 Dated 25-11-2008.
74.	Ghulam Dastagir	Ghulam Rasol	GHS Mishti bala Orakzai Agency	No.5139-5197 Dated 25-11-2008
75.	Aurangzeb Khan	Mukarab Khan	GHS Ghljo Orakzai Agency	No.5139-5197 Dated 16-09-2008
76.	Asghar Khan	Sanaullah	GMS Ghozghar	No.5139-5197

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77.	Akher Zaman	Mir Zaman	GMS Toti Bagh Orakzai Agency	No.5139-5197 Dated 25-11-2008
78.	Muhammad Imran	Bahadar Nawaz	GHS Toti bagh Orakzai Agency	No.5139-5197 Dated 25-11-2008
79.	Mohibullah	Sakhi Jan	GMS Wampanra Orakzai Agency	No.5139-5197 Dated 25-11-2008
80.	Saeedullah	Modam Khan	GMS Gulistan Orakzai Agency	No.5139-5197 Dated 25-11-2008
81.	Sharifullah	Eid Nawaz	GHS Sara mela Orakzai Agency	No.5139-5197 Dated 25-11-2008
82.	Syed Mudasir Shah	Syed Chand Badshah	GHS Kurez Orakzai Agency	No.5139-5197 Dated 25-11-2008
83.	Abdur Rashid	Syed Kamal	GHS Dara Dar Mamazai Orakzai Agency	No.5139-5197 Dated 25-11-2008
84.	Fazal Hamid	Sher Zaman	GHS Kurez Orakzai Agency	No.5139-5197 Dated 25-11-2008
85.	Abul Malak Khan	Abdul Wadood Khan	GHS Avi Mala Orakzai Agency	No.5139-5197 Dated 25-11-2008
86.	Zahidulah	Faizullah Khan	GHS Manato Kurram Agency	No.5139-5197 Dated 25-11-2008
87.	Muhammad Israr Khan	Ghaffar Khan	GMS Gawaki Kurram Agency	No.5139-5197 Dated 25-11-2008
88.	Zakirullah	Gul Amir Khan	GS Manato Kurram Agency	No.5139-5197 Dated 25-11-2008
89.	Nasimullah	Ghulam Ali Khan	GHS Chapri L- Kurram Agency	No.5139-5197 Dated 25-11-2008
90.	Ibrahim Khan	Ghulam Sardar	GHS Manato Kurram Agency	No.5139-5197 Dated 16-09-2008

59	Muhammad Ali Shaer	Ghani Sarwar	GHS, Biland Khel Orakzai Agency	No.5139-5197 dated 25-11-2008
60	Muhammad Inayat Shah	Mir Qasim Shah	GHS, Manz Garmi Orakzai Agency	No.17507-30 dated 6-11-2008
61	Masood Ahmad Khan	Lal Khan	GHS Swaro Koot Orakzai Agency	No.5139-5197 dated 25-11-2008
62	Habibzai Ullah	Atta Ullah Jan	GHS, Jalaka Mela Orakzai Agency	No.5139-5197 dated 25-11-2008
63	Abdul Hai	Muhammad Tayyib	GMS, Dappa Orakzai Agency	No.5139-5197 dated 25-11-2008
64	Fareed-ur-Rehman	Zar Pto Khan	GMS, Sabzai Khel Orakzai Agency	No.17507-30 dated 6-10-2008
65	Inayat Ullah	Shah Swar	GHS, Ghiljo Orakzai Agency	No.5139-5197 dated 16-9-2008
66	Khosro Ali	Mohd Askam Khan	GMS, Staro Kada Orakzai Agency	No.5139-5197 dated 25-11-2008
67	Mansoor Ahmad	Dil Baz Khan	GMS, Sapri Feroz Khel Orakzai Agency	No.5139-5197 dated 25-11-2008
68	Muhammad Zahid	Mohd Azam Khan	GHS, Mandan Orakzai Agency	No.5139-5197 dated 25-11-2008
69	Umra Ali	Mir Kalam Khan	GMS, Inzar Pali Orakzai Agency	No.5139-5197 dated 25-11-2008
70	Fazal Karim	Abdul Hakim	GHS, Swaro Koot Orakzai Agency	No.5139-5197 dated 25-11-2008
71	Huzaimul Haq	Sher Aziz Khan	GHS, Bazeed Khel Orakzai Agency	No.17507-30 dated 6-10-2008
72	Sana Khan	Stenj Ud Din	GHS, Palossi Orakzai Agency	No.5139-5197 dated 25-11-2008
73	Taq Uccemul Haq	Abdul Ghani	GHS, Mandan Orakzai Agency	No.5139-5197 dated 25-11-2008
74	Ghulam Dasta Gorr	Ghulam Rasool	GHS, Mishti Bazar Orakzai Agency	No.5139-5197 dated 25-11-2008
75	Aurangzeb Khan	Mukarrab Khan	GHS, Ghiljo Orakzai Agency	No.5139-5197 dated 16-9-2008
76	Asghar Khan	Sana Ullah Khan	GMS, Ghuz Ghar Orakzai Agency	No.5139-5197 dated 25-11-2008
77	Akher Zaman	Mir Zaman	GMS, Tooti Bagh Orakzai Agency	No.5139-5197 dated 25-11-2008
78	Muhammad Imran	Bahdar Nawaz	GHS, Tooti Bagh Orakzai Agency	No.5139-5197 dated 25-11-2008
79	Mohib Ullah Khan	Sakhi Jan	GMS, Wam Panra Orakzai Agency	No.5139-5197 dated 25-11-2008
80	Saeedullah <i>Rehman</i>	Modam Khan	GMS, Gulistan Orakzai Agency	No.5139-5197 dated 25-11-2008
81	Sher Agha Khan	Masood Khan	GHS, Gulistan Orakzai Agency	No.5139-5197 dated 25-11-2008
82	Sharifullah	Eid Nawaz	GHS, Sara Mela Orakzai Agency	No.5139-5197 dated 25-11-2008
83	Syed Mudassir Shah	Syed Chan Bad Shah	GHS, Kurez Orakzai Agency	No.5139-5197 dated 16-9-2008
84	Abdur Rashid	Syed Kamal	GHS, Daru Dar Mamrazai Orakzai Agency	No.5139-5197 dated 25-11-2008
85	Fazal Hamid	Sher Zaman	GHS, Kurez Orakzai Agency	No.5139-5197 dated 25-11-2008
86	Abdul Malik Khan	Abdul Wadood Khan	GHS Avi Mala Orakzai Agency	No.5139-5197 dated 25-11-2008
87	Zahid Ullah	Faiz Ullah Khan	GHS, Manatoo Kurram Agency	No.5139-5197 dated 25-11-2008
88	Muhammad Israr Khan	Ghaffar Khan	GMS, Gawaki Kurram Agency	No.5139-5197 dated 25-11-2008
89	Zakir Ullah	Gul Amir Khan	GHS, Manatoo Kurram Agency	No.5139-5197 dated 25-11-2008
90	Nasimullah Khan	Ghulam Ali Khan	GHS, Chappri L/Kurram Agency	No.5139-5197 dated 25-11-2008

[Handwritten Signature]
ATTESTED

ATTESTED Deputy Director (Estab)
Merged Districts

9

77.	Akher Zaman	Mir Zaman	GMS Toti Bagh Orakzai Agency	No.5139-5197 Dated 25-11-2008
78.	Muhammad Imran	Bahadar Nawaz	GHS Toti bagh Orakzai Agency	No.5139-5197 Dated 25-11-2008
79.	Mohibullah	Sakhi Jan	GMS Wampanra Orakzai Agency	No.5139-5197 Dated 25-11-2008
80.	Saeedullah	Modam Khan	GMS Gulistan Orakzai Agency	No.5139-5197 Dated 25-11-2008
81.	Sharifullah	Eid Nawaz	GHS Sara mela Orakzai Agency	No.5139-5197 Dated 25-11-2008
82.	Syed Mudasir Shah	Syed Chand Badshah	GHS Kurez Orakzai Agency	No.5139-5197 Dated 25-11-2008
83.	Abdur Rashid	Syed Kamal	GHS Dara Dar Mamazai Orakzai Agency	No.5139-5197 Dated 25-11-2008
84.	Fazal Hamid	Sher Zaman	GHS Kurez Orakzai Agency	No.5139-5197 Dated 25-11-2008
85.	Abul Malak Khan	Abdul Wadood Khan	GHS Avi Mala Orakzai Agency	No.5139-5197 Dated 25-11-2008
86.	Zahidulah	Faizullah Khan	GHS Manato Kurram Agency	No.5139-5197 Dated 25-11-2008
87.	Muhammad Israr Khan	Ghaffar Khan	GMS Gawaki Kurram Agency	No.5139-5197 Dated 25-11-2008
88.	Zakirullah	Gul Amir Khan	GS Manato Kurram Agency	No.5139-5197 Dated 25-11-2008
89.	Nasimullah	Ghulam Ali Khan	GHS Chapri L- Kurram Agency	No.5139-5197 Dated 25-11-2008
90.	Ibrahim Khan	Ghulam Sardar	GHS Manato Kurram Agency	No.5139-5197 Dated 16-09-2008

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91.	Nimatulah	Pasti Khan	GHS Makhezai Kurram Agency	No.1876-88 dated 24-10-2008
92.	Sorat Khan	Mirrais Khan	GHS Bagan Kurram Agency	No.1876-88 dated 24-10-2008
93.	Muhammad Azim Khan	Ghazzi Majan	GMS Jalandar Kurram Agency	No.5139-5197 Dated 16-09-2008
94.	Noman Khan	Noorullah Jan	GMS Tando Kurram Agency	No.5139-5197 Dated 25-11-2008
95.	Younas	Muhammad Baseer Khan	GMS Khozena Kurram Agency	No.5139-5197 Dated 25-11-2008
96.	Nasir Muhammad	Noor Muhammad	GHS Bilamin Kurram Agency	No.5139-5197 Dated 25-11-2008
97.	Muhammad Asharaz Khan	Noor Muhammad	GHS Biamin Kurram Agency	No.5139-5197 Dated 25-11-2008
98.	Amanullah	Seenazar Khan	GHS Bilamin Kurram Agency	No.5139-5197 Dated 25-11-2008
99.	Rafiullah	Afsar Khan	GMS Tandi Kurram Agency	No.5139-5197 Dated 25-11-2008
100.	Noor Gul	Guladot Khan	GMS Taudiobo Kurram Agency	No.5139-5197 Dated 25-11-2008
101.	Fazal Karim	Zari Khan	GMS Badama Kurram Agency	No.1876-88 dated 24-10-2008
102.	Samidullah	Aziz Khan	GMS Dapa Kurram Agency	No.5139-5197 Dated 25-11-2008
103.	Zakirullah	Gul Amir Khan	GHS Manato Kurram Agency	No.5139-5197 Dated 25-11-2008
104.	Muhammad Naeem Khan	Ghafar Ali Khan	GMS Samkharak Kurram Agency	No.1876-88 dated 24-10-2008
105.	Farmanullah	Rehmatullah	GMS Arwali Kurram Kurram Agency	No.5139-5197 Dated 25-11-2008
106.	Muhammad Aziz	Ghazo Khan	GHS Ghozaheri Kurram Agency	No.5139-5197 Dated 25-11-2008
107.	Hanif Khan	Mir Rais Khan	GMS Bazo Kurram Agency	No.5139-5197 Dated 25-11-2008
108.	Gul Mir Khan	Zalaf Khan	GHS Bughdi Kurram Agency	No.5139-5197 Dated 25-11-2008
109.	Altafur	Ghaniur	GMS Thamdo	No.5139-5197

60	Muhammad Noor	Ghani Swar	GHS, Biland Khel Orakzai Agency	No.5139-5197 dated 25-11-2008
61	Muhammad Javid Khan	Mir Qasim Shah	GHS, Manz Gardi Orakzai Agency	No.17507-30 dated 6-11-2008
62	Maqsood Ahmad Khan	Lal Khan	GHS, Swaro Koot Orakzai Agency	No.5139-5197 dated 25-11-2008
63	Nahced Ullah	Atta Ullah Jan	GHS, Jalaka Mela Orakzai Agency	No.5139-5197 dated 25-11-2008
64	Nashidullah	Ahmad Khan	GHS, Spider Orakzai Agency	No.5139-5197 dated 25-11-2008
65	Fareed-ur- Rehman	Zar Pio Khan	GMS, Sabzai Khel Orakzai Agency	No.17507-30 dated 6-10-2008
66	Inayat ullah	Shah Swar	GHS, Ghiljo Orakzai Agency	No.5139-5197 dated 16-9-2008
67	Khusaid Ali	Mohd Aslam Khan	GMS, Sara Kadi Orakzai Agency	No.5139-5197 dated 25-11-2008
68	Mansoor Ahmad	Dil Baz Khan	GMS, Sapri Feroz Khel Orakzai Agency	No.5139-5197 dated 25-11-2008
69	Muhammad Zahid	Mohd Azam Khan	GHS, Mandali Orakzai Agency	No.5139-5197 dated 25-11-2008
70	Umar Ali	Mir Kalam Khan	GMS, Lizar Pati Orakzai Agency	No.5139-5197 dated 25-11-2008
71	Fazal Karim	Abdul Hakim	GHS, Swaro koot Orakzai Agency	No.5139-5197 dated 25-11-2008
72	Biteramul Haq	Sher Ayaz Khan	GHS, Bazeed Khel Orakzai Agency	No.17507-30 dated 6-10-2008
73	Surrai Khan	Siraj Ud Din	GHS, Palossi Orakzai Agency	No.5139-5197 dated 25-11-2008
74	Haq Wazirul Haq	Abdul Ghani	GHS, Mandali Orakzai Agency	No.5139-5197 dated 25-11-2008
75	Chulam Dasta Gorr	Ghulam Rasool	GHS, Mishi Bazar Orakzai Agency	No.5139-5197 dated 25-11-2008
76	Aurangzeb Khan	Mukarab Khan	GHS, Ghiljo Orakzai Agency	No.5139-5197 dated 16-9-2008
77	Asghar Khan	Sana Ullah Khan	GMS, Ghuz Gihar Orakzai Agency	No.5139-5197 dated 25-11-2008
78	Akher Zaman	Mir Zaman	GMS, Tooti Bagh Orakzai Agency	No.5139-5197 dated 25-11-2008
79	Muhammad Imran	Bahdar Nawaz	GHS, Tooti Bagh Orakzai Agency	No.5139-5197 dated 25-11-2008
80	Mohib Ullah Khan	Sakhi Jan	GMS, Wam Panra Orakzai Agency	No.5139-5197 dated 25-11-2008
81	Saeedullah w. Rehman	Modam Khan	GMS, Gulistan Orakzai Agency	No.5139-5197 dated 25-11-2008
82	Sher Agha Khan	Masood Khan	GHS, Gulistan Orakzai Agency	No.5139-5197 dated 25-11-2008
83	Sharifullah	Eid Nawaz	GHS, Sara Mela Orakzai Agency	No.5139-5197 dated 25-11-2008
84	Syed Mudassar Shah	Syed Chan Bad Shah	GHS, Kurez Orakzai Agency	No.5139-5197 dated 16-9-2008
85	Abdur Rashid	Syed Kamal	GHS, Dara Dar Mamuzai Orakzai Agency	No.5139-5197 dated 25-11-2008
86	Fazal Hamid	Sher Zaman	GHS, Kurez Orakzai Agency	No.5139-5197 dated 25-11-2008
87	Abdul Malik Khan	Abdul Wadood Khan	GHS Avi Mala Orakzai Agency	No.5139-5197 dated 25-11-2008
88	Zahid Ullah	Faiz Ullah Khan	GHS, Manatoo Kurram Agency	No.5139-5197 dated 25-11-2008
89	Muhammad Israr Khan	Ghaffar Khan	GMS, Gawaki Kurram Agency	No.5139-5197 dated 25-11-2008
90	Zakir Ullah	Gul Amir Khan	GHS, Manatoo Kurram Agency	No.5139-5197 dated 25-11-2008
91	Nasimullah Khan	Guglam Ali Khan	GHS, Chappri L/Kurram Agency	No.5139-5197 dated 25-11-2008

ATTESTED

Head Master
G.H.S. Mussa Darra
F.R. Peshawar.

ATTESTED

Deputy Director (Estab)
Merged Districts

	Rehman	Rehman	Kurram Agency	Dated 25-11-2008
110.	S, Ali Afzal	S, Muhammad Afzal	GHS Shingak Kurram Agency	No.5139-5197 Dated 25-11-2008
111.	Arbab Husain	Sardar Hussain	GHS Borki Kurram Agency	No.5139-5197 Dated 25-11-2008
112.	Aminullah	Sher Bahadar Khan	GHS Mahora Kurram Agency	No.5139-5197 Dated 25-11-2008
113.	Janat Mir Khan	Molve Khan	GHS Tarimengal Kurram Agency	No.5139-5197 Dated 25-11-2008
114.	Arif Husain	Ali Janan	GHS Alizai Kurram Agency	No.5139-5197 Dated 16-09-2008
115.	Shakeel Ahmad	Muhammad Tariq	GMS Shair Kot North Waziristan Agency	No.5139-5197 Dated 16-09-2008
116.	Noor Ayub	Matloob Khan	GHS Taj Muhammad Shera North Waziristan Agency	No.5139-5197 Dated 16-09-2008
117.	Qabool Muhammad	Rasool Muhammad	GHS Taj Muhammad Shera N/Waziristan Agency	No.5139-5197 Dated 16-09-2008
118.	Shafiudin	Muhammad Rooz	GMS Ahmad khel NWA	No.5139-5197 Dated 16-09-2008
119.	Wali Rehman	Muhammad Gul	GHS Datta Khel NWA	No.5139-5197 Dated 16-09-2008
120.	Muhammad Imran shah	Muhammad Zahir Shah	GHS Land NWA	No.5139-5197 Dated 16-09-2008
121.	Abdul Baqi Jan	Muhammad Mir Jan	GMS Mirat Khan NWA	No.5139-5197 Dated 25-11-2008
122.	Muhammad Irfan	Haji Gul Hamid	GMS Paryat NWA	No.5139-5197 Dated 16-09-2008
123.	Hazrat Bilal	Muhammad Ayub	GHS Sadaki kot NWA	No.5139-5197 Dated 16-09-2008

97	Ilakha Khan	Chulam Sardar	GHS, Manatoo Kurram Agency	No.5139-5197 dated 16-9-2008
98	Mohammadullah	Pasti Khan	GHS, Makhezai Kurram Agency	No.1876-88 dated 24-10-2008
99	Sarraf Khan	Mir Rais Khan	GHS, Bagan Kurram Agency	No.1876-88 dated 24-10-2008
100	Muhammad Azim Khan	Ghazi Murjan	GMS, Jalander Kurram Agency	No.5139-5197 dated 16-9-2008
101	Fozman Khan	Narullah Jan	GMS, Tindu Kurram Agency	No.5139-5197 dated 25-11-2008
102	Younis	Muhammad Basir Khan	GMS, Khuzina Kurram Agency	No.5139-5197 dated 25-11-2008
103	Nazir Muhammad	Noor Muhammad	GHS, Bagan Kurram Agency	No.5139-5197 dated 16-9-2008
104	Muhammad Ashraf Khan	Noor Muhammad	GHS, Bilyamin Kurram Agency	No.5139-5197 dated 25-11-2008
105	Amanullah	Sinazar Khan	GHS, Bilyamin Kurram Agency	No.5139-5197 dated 25-11-2008
106	Rafiqullah	Afsar Khan	GMS, Tandi Kurram Agency	No.5139-5197 dated 25-11-2008
107	Noor Gul	Guldot Khan	GMS, Taudiobu Kurram Agency	No.5139-5197 dated 25-11-2008
108	Fazal Karim	Zari Khan	GHS, Badama Kurram Agency	No.1876-88 dated 24-10-2008
109	Samidullah	Aziz Khan	GMS, Dappa Kurram Agency	No.5139-5197 dated 25-11-2008
110	Zakirullah	Gul Amir Khan	GHS, Manatoo Kurram Agency	No.5139-5197 dated 25-11-2008
111	Muhammad Naeem Khan	Ghaffar Ali Khan	GMS, Samkharak Kurram Agency	No.1876-88 dated 24-10-2008
112	Farmanullah	Rehmatullah	GMS, Arwali kuoramag Kurram Agency	No.5139-5197 dated 25-11-2008
113	Muhammad Aziz	Ghazi Khan	GHS, Ghuzahri Kurram Agency	No.5139-5197 dated 25-11-2008
114	Hanif Khan	Mir Rais Khan	GMS, Bazu Kurram Agency	No.5139-5197 dated 25-11-2008
115	Gul Mir Khan	Zalaf Khan	GHS, Bugholi Kurram Agency	No.5139-5197 dated 25-11-2008
116	Allahir Rehman	Ghani-ur-Rehman	GMS, Thundu Kurram Agency	No.5139-5197 dated 25-11-2008
117	S.Ali Afzal	S.Muhammad Afzal	GHS, Shingak Kurram Agency	No.5139-5197 dated 25-11-2008
118	Arbab Hussain	Sardar Hussain	GHS Borki Kurram Agency	No.5139-5197 dated 25-11-2008
119	Aminullah	Sher Bahadur Khan	GHS, Mahoora Kurram Agency	No.5139-5197 dated 25-11-2008
120	Jamat Mir Khan	Molve Khan	GHS, Tari Mingal Kurram Agency	No.5139-5197 dated 25-11-2008
121	Arif Hussain	Ali Janan	GHS Alizai Kurram Agency	No.5139-5197 dated 16-9-2008
122	Shakeel Ahmad	Muhammad Tariq	GMS Shair Kot NWA	No.5139-5197 dated 16-9-2008
123	Noor Ayub	Matloob Khan	GHS Taj Mohd Shera NWA	No.5139-5197 dated 16-9-2008
124	Qabool Muhammad	Rasool Muhammad	GHS Taj Mohd Shera NWA	No.5139-5197 dated 16-9-2008
125	Syfiuddin	Muhammad Rooz	GMS Ahmad Khel NWA	No.5139-5197 dated 16-9-2008
126	Wali Rehman	Muhammad Gul	GHS Datta Khel NWA	No.5139-5197 dated 16-9-2008
127	Muhammad Iqbal Shah	Muhammad Zahir Shah	GHS, Land NWA	No.5139-5197 dated 16-9-2008
128	Abdul Baqi Jan	Muhammad Mir Jan	GMS, Miral Khan NWA	No.5139-5197 dated 25-11-2008
129	Muhammad Irfan	Haji Gul Hameed	GMS, Paryat NWA	No.5139-5197 dated 16-9-2008

ATTESTED

Head Master,
G.H.S. Mussa Darra

ATTESTED

Deputy Director (Estab)
Merged Districts

124.	Shirinullah	Sarfaraz Khan	GMS Kohi Pari NWF	No.5139-5197 Dated 16-09-2008
125.	Afzal Noor	Muhammad Noor	GHS Tall village NWA	No.5139-5197 Dated 16-09-2008
126.	Bataullah	Nek Bahadar	GMS Dossali village NWA	No.5139-5197 Dated 16-09-2008
127.	Zaheer Ahmad	Noor Muhammad	GMS Manoty NWA	No.5139-5197 Dated 25-11-2008
128.	Noor Zali Khan	Saiur Rehman	GMS Nawab Kot NWA	No.5139-5197 Dated 25-11-2008
129.	Irshadullah	Haji Bat Khan	GHS Sadaqi NWA	No.5139-5197 Dated 25-11-2008
130.	Mr. Muhammad Daud	Shareem Gul	GHS Mami Ragma NWA	No.5139-5197 Dated 16-09-2008
131.	Azmatullah	Saleh Khan	GMS Payat NWA	No.5139-5197 Dated 25-11-2008
132.	Hasanullah	Eid Marjan	S Tall NWA	No.5139-5197 Dated 25-11-2008
133.	Samiullah	Muhammad Jalil	GHS Pir Sahid Jan NWA	No.5139-5197 Dated 25-11-2008
134.	Said Muhammad	Qadeem Khan	GMS Payo Jan NWA	No.5139-5197 Dated 16-09-2008
135.	Muhammad Noor Din	Ahmad Din	GMS Payo Jan NW	No.5139-5197 Dated 16-09-2008
136.	Muhammad Esa Khan	Mir Jalib Khan	GHS Spin Wam NWA	No.5139-5197 Dated 25-11-2008
137.	Hikmat ullah	Nllor Nawaz Khan	GHS Abaz Khel Fangi SWA	No.5139-5197 Dated 25-11-2008
138.	Naimatullah	Muhammad Iqbal	GHS Shahoor SWA	No.5139-5197 Dated 25-11-2008
139.	Attaullah	Zaidullah Khan	GHS Karikot SWA	No.5139-5197 Dated 25-11-2008
140.	Muhammad Tariq	Sher Sali Khan	GMS Wacha Dana SWA	No.1876-88 dated 24-10-2008
141.	Manzoor ullah	Sardar Khan	GHS Ladha SWA	No.5139-5197 Dated 25-11-2008
141.	Shehreyar Khan	Qismat Khan	GMS Tanai SWA	No.5139-5197 Dated 25-11-2008

142.	Ihsanullah	Raza Khan	Dab Kor SWA	No.5139-5197 Dated 25-11-2008
143.	Abdur Razaq	Noor Nawaz Khan	GMS Muhammad Yar Kot SWA	No.5139-5197 Dated 25-11-2008
144.	Muhammad Mosa Khan	Said Muhammad	GHS Shaki SWA	No.5139-5197 Dated 16-09-2008
145.	Masood ur Rehman	Muhammad Hanan	GHS Shaki SWA	No.5139-5197 Dated 25-11-2008
146.	Hassam-ud Din	Aurangzeb Khan	GHS Tirza SWA	No.5139-5197 Dated 25-11-2008
147.	Muhammad Roshan	Muhammad Kanan	GHS Chalera Makin SWA	No.5139-5197 Dated 25-11-2008
148./	Muhammad Ashraf Khan	Afsar Khan	GMS Angori Adda SWA	No.5139-5197 Dated 25-11-2008
149.	Shehreyar Khan	Bostan Khan	GHS Azan Warsak SWA	No.5139-5197 Dated 25-11-2008
150.	Ziaul Haq	Muhammad	GMS SultanKot SWA	No.5139-5197 Dated 25-1
151.	Muhammad Ishaque	Sakhi Rehman	GHS Nano SWA	No.5139-5197 Dated 25-11-2008
152.	Abdur Rahim	Daulat Khan	GHS Nano SWA	No.5139-5197 Dated 25-11-2008
153.	Muhsinullah	Misarbagh Jan	GHS Ashkar Kot SWA	No.5139-5197 Dated 25-11-2008
154.	Zahid Noor Shah	Ayaz Khan	GMS Zorriwam SWA	No.5139-5197 Dated 25-11-2008
155.	Asghar Khan	Habib Noor	GMS Azdi Khan Makin SWA	No.5139-5197 Dated 25-11-2008
156.	Munawar Khan	Hakim Khan	GMS Tor Raghzai SWA	No.5139-5197 Dated 25-11-2008

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124	Muzaffar Khan	Muhammad Ayub	GHS, Sadaqi Kot NWA	No.5139-5197 dated 16-9-2008
125	Muhammad	Sarfraz Khan	GMS Kohi Pari NWA	No.5139-5197 dated 16-9-2008
126	Alam Khan	Muhammad Noor	GHS, Tall Village NWA	No.5139-5197 dated 16-9-2008
127	Muhammad	Nek Bahadar	GMS Dossali Village NWA	No.5139-5197 dated 16-9-2008
128	Zahoor Ahmad	Noor Muhammad	GMS Mandey NWA Khel	No.5139-5197 dated 25-11-2008
129	Noor Zali Khan	Saifur Rehman	GMS Nawab Kot NWA	No.5139-5197 dated 25-11-2008
130	Ishadullah	Haji Bat Khan	GHS Sadaqi Kot NWA	No.5139-5197 dated 25-11-2008
131	Muhammad Daed	Shareen Gul	GHS Mami Rughha NWA	No.5139-5197 dated 16-9-2008
132	Azmatullah	Salch Khan	GMS, Puryat NWA	No.5139-5197 dated 25-11-2008
133	Hasanullah	Fai Mar Jan	GHS Tall Village NWA	No.5139-5197 dated 25-11-2008
134	Samullah	Muhammad Jalil	GHS Pir Sahid Jan NWA	No.5139-5197 dated 25-11-2008
135	Said Muhammad	Qadeem Khan	GHS Shamozai NWA	No.5139-5197 dated 16-9-2008
136	Muhammad Noor Din	Ahmad Din	GMS Payo Jan NWA	No.5139-5197 dated 16-9-2008
137	Muhammad Issa Khan	Mir Jaleb Khan	GHS Spinwan NWA	No.5139-5197 dated 25-11-2008
138	Hikmatullah	Noor Nawaz Khan	GHS Abass Khel Tangi SWA	No.5139-5197 dated 25-11-2008
139	Naimatullah	Muhammad Iqbal	GHS Shuhoor SWA	No.5139-5197 dated 25-11-2008
140	Attaullah	Zaidullah Khan	GHS Kari Kot SWA	No.5139-5197 dated 25-11-2008
141	Muhammad Tariq	Sher Sali Khan	GMS Wachu Dana SWA	No.1876-88 dated 24-10-2008
142	Manzoorullah	Sardar Khan	GHS Ladha SWA	No.5139-5197 dated 25-11-2008
143	Sharyat Khan	Qismat Khan	GMS Tanai SWA	No.5139-5197 dated 25-11-2008
144	Ihsanullah	Raza Khan	GMS Dab Kot SWA	No.5139-5197 dated 25-11-2008
145	Abdur Razaq	Noor Nawaz Khan	GMS Muhammad Yar Kot SWA	No.5139-5197 dated 25-11-2008
146	Muhammad Musa Khan	Said Muhammad	GHS Shakai SWA	No.5139-5197 dated 16-9-2008
147	Masud-ur-Rehman	Muhammad Hanan	GHS Shakai SWA	No.5139-5197 dated 25-11-2008
148	Hassam-ud-din Khan	Aurangzeb Khan	GHS Tiarza SWA	No.5139-5197 dated 25-11-2008
149	Muhammad Roshan	Muhammad Hanan	GHS Chalera Makin SWA	No.5139-5197 dated 25-11-2008
150	Muhammad Ashraf Khan	Afsar Khan	GMS Angoor Adda SWA	No.5139-5197 dated 25-11-2008
151	Sheryar Khan	Bostan Khan	GHS Ayan Warsak SWA	No.5139-5197 dated 25-11-2008
152	Zia-ul-Haq	Muhammad Lugman	GMS Sultan Kot SWA	No.5139-5197 dated 25-11-2008
153	Muhammad Ishaq	Sakhi Rehman	GHS Nano SWA	No.5139-5197 dated 25-11-2008
154	Abdur Rahim	Dawlat Khan	GHS Nano SWA	No.5139-5197 dated 25-11-2008
155	Muhsenullah	Misir Bagh Jan	GHS Ashkar Kot SWA	No.5139-5197 dated 25-11-2008
156	Zahid Noor Shah	Ayaz Khan	GMS Zeri Wam SWA	No.5139-5197 dated 25-11-2008

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ATTESTED

Head Master
G.H.S. Mussa Darra
Peshawar.

ATTESTED

Deputy Director (Estab)
Merged Districts

157.	Manzoorullah	Muhammad Abdul Hai	GHS Kanigoram SWA	No.5139-5197 Dated 25-11-2008
158.	Zahiduolah	Noor daraz Khan	GHS Spinkai SWA	No.5139-5197 Dated 25-11-2008
159.	Amir Rehman	Muhibullah	GHS Shinkai SWA	No.5139-5197 Dated 25-11-2008
160./	Anayatullah	Zahoor ud Din	GHS Sad Khan Kot SWA	No.5139-5197 Dated 25-11-2008
161.	Ahmad ud Din	Behre Aman	GMS Tati Langar khel SWA	No.5139-5197 Dated 25-11-2008
165.	Pir Muhammad	Muhammad Khan	GMS Senateza SWA	No.5139-5197 Dated 25-11-2008
166.	Manzoor Ahmad Khan	Afsar Khan	GHS Sam SWA	No.5139-5197 Dated 25-11-2008
167.	Saifur Rehman	Qazi ur Rehman	GHS Zad Rana SA	No.5139-5197 Dated 25-11-2008
168.	Shakirullah	Umar Khan	GHS Spin SWA	No.5139-5197 Dated 25-11-2008
169.	Hayat Hussain	Muhammad Yousaf	GHS Spin SWA	No.5139-5197 Dated 25-11-2008
170.	Nasrullah	Ataullah	GHS Krikot SWA	No.5139-5197 Dated 25-11-2008
171.	Noor Khan	Ghusa Din	GHS Chagmali SWA	No.5139-5197 Dated 25-11-2008
171.	Sajjad Haider	Muzamil Khan	GHS Janata SWA	No.5139-5197 Dated 25-11-2008
172.	Rahatullah	Afsar Khan	GHS Janata SWA	No.5139-5197 Dated 25-11-2008
183.	Sajjad Ahmad	Muhammad Nosher Kan	GHS Kotkai SWA	No.5139-5197 Dated 25-11-2008
184.	Muhammad Rehman	Gul Sade Khan	GHS Chagmali SWA	No.5139-5197 Dated 25-11-2008
185.	Abdu Samad	Fazal Khan	GHS Abas Khel Tangi SWA	No.5139-5197 Dated 25-11-2008
186.	Tariq Waseem	Asmatuallah	GHS Pir Tangi FR Tank	No.5139-5197 Dated 25-11-2008
187	Samiullah	Rehmatullah	GHS Kirrewam FR Tank	No.5139-5197 Dated 25-11-2008
118.	Inamullah	Ghulam	GHS Sobatti	No.5139-5197

157	Asghar Khan	Habib Noor	GMS Azdi Khan Makin SWA	No.5139-5197 dated 25-11-2008
158	Muhammad Khan	Hakim Khan	GMS Poor Raghza SWA	No.5139-5197 dated 25-11-2008
159	Munoorullah	Muhammad Abdul Hai	GHS Kanigurram SWA	No.5139-5197 dated 25-11-2008
160	Zaidullah	Noor Daraz Khan	GHS Spinkai SWA	No.5139-5197 dated 25-11-2008
161	Amir Rehman	Mohibullah	GHS Shinkai SWA	No.5139-5197 dated 25-11-2008
162	Inayatullah	Zahoor-ud-din	GHS Sad Khan Kot SWA	No.5139-5197 dated 25-11-2008
163	Ahmed-ud-din	Bahr-e-Aman	GMS Titai-Langer Khel SWA	No.5139-5197 dated 25-11-2008
164	Pir Muhammad	Muhammad Khan	GMS Sina-Tiza SWA	No.1876-88 dated 24-10-2008
165	Munoor Ahmad Khan	Afsar Khan	GHS Sam SWA	No.5139-5197 dated 25-11-2008
166	Saif-ur-Rehman	Qazi-ur-Rehman	GHS Zad Rana SWA	No.5139-5197 dated 25-11-2008
167	Shakirullah	Unar Khan	GHS Spin SWA	No.5139-5197 dated 25-11-2008
168	Hayat Hussain	Muhammad Yousaf	GHS Spin SWA	No.5139-5197 dated 25-11-2008
169	Hazrat Hussain	Qasim Khan	GHS Wana SWA	No.5139-5197 dated 25-11-2008
170	Nassrullah	Attaullah Khan	GHS Kari Kot SWA	No.5139-5197 dated 25-11-2008
171	Noor Khan	Ghousa Din	GHS Chagmalai SWA	No.5139-5197 dated 25-11-2008
172	Sajjad Haider	Muzammil Khan	GHS Janata SWA	No.1876-88 dated 24-10-2008
173	Rafiqullah	Ahmad Khan	GHS Janata SWA	No.5139-5197 dated 25-11-2008
174	Sajjad Ahmad	Muhammad Nowsher Khan	GHS Kot Kai SWA	No.5139-5197 dated 25-11-2008
175	Muhammad Rehman	Gul Sade Jan	GHS Chagmalai SWA	No.5139-5197 dated 25-11-2008
176	Abdur Rauf	Abdul Shakoor	GHS Sad Khan Kot SWA	No.5139-5197 dated 25-11-2008
177	Muhammad Shahid Khan	Aslam Khan	GHS Shinkai SWA	No.5139-5197 dated 25-11-2008
178	Asmatullah	Muhammad Iqbal	GHS Chafani Makin SWA	No.5139-5197 dated 25-11-2008
179	Saifullah	Mazhar-ud-din	GHS Zad Rana SWA	No.5139-5197 dated 25-11-2008
180	Arshadullah Khan	Muhammad Zaman	GMS Khan Kot SWA	No.5139-5197 dated 25-11-2008
181	Zain-ud-din	Sikander Jan	GMS Ahmad Gul Kalai SWA	No.5139-5197 dated 25-11-2008
182	Abdur Samad	Fazal Khan	GHS Abbas Khel Tangi SWA	No.5139-5197 dated 25-11-2008
183	Muhammad Zaman	Amir Zainan	GMS Qanra Haibat Khel SWA	No.5139-5197 dated 25-11-2008
184	Tafiq Waseem	Asmatullah	GHS Pir Tangi FR Tank	No.5139-5197 dated 25-11-2008
185	Muhammad Farooq Khan	Mian Khan Gul	GMS Neimat Khel FR Tank	No.5139-5197 dated 25-11-2008
186	Samiullah	Rehmatullah	GHS Kiriswan FR Tank	No.5139-5197 dated 25-11-2008
187	Inamullah	Ghulam Qasim	GHS Sahari Kach FR Tank	No.5139-5197 dated 25-11-2008
188	Melamud-ur-Rehman	Khan Zaman	GHS Dho Muhammad FR Tank	No.5139-5197 dated 25-11-2008
189	Muhammad Parvez	Hostan	GMS Baghul Judid FR Tank	No.1876-88 dated 24-10-2008

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[Signature]

[Signature]

Head Master
G.H.S. Mussa Darra
P. R. Peshawar

ATTESTED

Deputy Director (Estab)
Merged Districts

190.	Muhammad Pervez	Bostan	GMS Baghul Jadid FR Tank	No.1876-88 Dated 24-10-2008
1191.	Asghar Khan	Walayat Khan	GHS Khirgai FR Tank	No.5139-5197 Dated 25-11-2008
187.	Muhammad Rashid	Aqil Khan	GHS Darazinda FR D.I.Khan	No.5139-5197 Dated 25-11-2008
192.	Muhammad Abdulla Umair	Muhammad Saad Seraji	GMS Tsijree FR D.I.Khan	No.5139-5197 Dated 25-11-2008
193.	Abdur Rashid Khan	Ayaz Kan	GHS Mir Azam Korona FR Tank	No.5139-5197 Dated 25-11-2008

Terms and conditions of their appointment

1. Their services will be considered as regular but without pension and gratuity in terms of Section 19 of NWFP Civil Servants Act 1973 as amended vide NWFP, Civil servants (Amendments) Act 2005. They 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 NWFP Employees (Regularization of Service) Act 2009.
3. They will be required to furnish copies of all their certificates/degrees along with original receipts and photo state copies thereof, pertaining verification fee of concerned examining body (Beard /University) Education Officer concerned.
4. The Agency Education Officer concerned are directed not to release their pay until the verification of their documents.

**Director
Elementary & Secondary
Education NWFP Peshawar**

Endst: No: 684-710/ASET(M) Regularization/FATA DATED Pesh: THE 5/1/2009

100	Zoglor Khan	Willayat Khan	GHS Khingri FR Tank	No.5139-5197 dated 25-11-2008
101	Muhammad Rashid	Aqil Khan	GHS Darazinda FR D.I.Khan	No.5139-5197 dated 25-11-2008
102	Muhammad Abdullah Umair	Muhammad Saad Siraji	GMS Tsyree FR D.I.Khan	No.5139-5197 dated 16-9-2008
103	Abdur-Rashid Khan	Ayaz Khan	GHS Mir Azam Korona FR Tank	No.5139-5197 dated 25-11-2008

Terms and conditions of their appointment

1. Their services will be considered as regular but without pension and gratuity in terms of Section-19 of NWFP, Civil Servants Acts, 1973 as amended vide NWFP, Civil Servants (Amendment) Act 2005. They will, however, be entitled to Contributory Provident Fund in such a manner and at such rates as prescribed by the Government.
2. The seniority will be determined according to Section-4 of NWFP, Employees (Regularization of service) Act, 2009.
3. They will be required to furnish copies of all their certificates/degrees alongwith original receipts and photo stat copies thereof, pertaining to verification fee of the concerned examining Body (Board & University) to the Agency Education Officer concerned.
4. The Agency Education Officers concerned are directed not to release their pay until the verification of their documents.

Director
Elementary & Secondary
Education, NWFP Peshawar

Endst: No. 604-710 /A-14/SET(M) Regularization/FATA Dated Pesh: the 5/11/2010

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

Deputy Director (Establishment)
E&SE NWFP, Peshawar.

30/11/2010

Muhammad

Head Master
G.S. Mussa Darra
F.E. Peshawar

ATTESTED

ATTESTED

Deputy Director (Estab)
Merged Districts

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MEDICAL CERTIFICATE

ANNEXURE C

Name of Official *Abdul Hair*

Caste of candidate *Todkani*

Father's name *Muhammad Taj Jabe*

Residence *Village Sharif Khema Tehrawa Jai
Teh and Dissi Bajwar Agency*

Date of birth *16-4-1993*

Exact height by measurement *5-6*

Personal mark of identification *NIL*

Signature of the Official *[Signature]*

Signature of head office

Agency Education Office
Diss Agency of Hango
Seal of Office

I do hereby certify that I have examined Mr. *Abdul Hair* candidate for employment in the Office of the *elementary and Secondary education SST (G)* 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 *30* year and by appearance about *thirty only* years.

[Signature]
Regional
Sanitary Medical Board
Public Service
Peshawar

[Signature]
MEDICAL SUPERINTENDENT
Peshawar Medical Board
Peshawar Hospital
Peshawar
Civil Hospital

LEFT HAND THUMB AND FINGER

ATTESTED

IMPRESSION

ATTESTED

[Signature]
Deputy Director (Estab)
Merged Districts

NOTIFICATION

ANNEX D

15

WHERE AS one Mr. Abdul Hai S/O Muhammad Tayyab who himself appointed/adjusted as SST (G) in GHS Tangi Charmang District Bajaur vide Notification No. 684-710/A-14/SST(M)/Regularization/FATA dated 05/01/2010 and No. 365-615/A-1(General) fixed SST dated 06/01/2010 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. Abdul Hai S/O Muhammad Tayyab, 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. 684-710/A-14/SST(M)/Regularization/FATA dated 05/01/2010 and No. 365-615/A-1(General) fixed SST dated 06/01/2010 is hereby "DISOWNED" ab initio and with the direction to District Education Officer (concerned) to recover salaries and other allied benefits drawn by Mr. Abdul Hai S/O Muhammad Tayyab in the interest of Public Service.

5757-62

Director
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar

Endst: No. _____ dated 4-4-2019

Copy forwarded to the:-

1. Deputy Commissioner, Tribal District Bajaur with the request to take legal action.
2. District Education Officer Tribal District Bajaur with the direction to take necessary steps for the recovery of outstanding amount against fake/bogus SST concerned.
3. District Account Officer Tribal District Bajaur to co-operate in the matter.
4. Head Master GHS Tangi Charmang District Bajaur.
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

جناب سیکرٹری E&SE ڈیپارٹمنٹ KP پشاور
ANNEX E

محکمات اپیل برخلاف نوٹیفیکیشن محررہ 4-4-2019 جس کی رو سے ڈائریکٹر صاحب E&SE کے ڈیپارٹمنٹ KP پشاور ایپیلٹ (Appilant) کے بھرتی کے احکامات بحیثیت SST محررہ 01-01-2009 کنٹریکٹ پر بھرتی ہوا اور بعد میں 06-01-2010 کو ریگولر اہوا کو ایک طرفہ طور پر جعلی و فرضی بتلا کر ایپیلٹ (Appilant) کو ملازم ماننے سے انکار کر دیا۔ استدعا: نوٹیفیکیشن محررہ 04-04-2019 مجاز یہ جناب ڈائریکٹر صاحب E&SE ڈیپارٹمنٹ KP پشاور کو کالعدم کر کے ایپیلٹ (Appilant) کو ملازمت پر تمام مراعات کے ساتھ بحال کیا جائے۔

جناب عالی!

1. یہ کہ Appilant ضلع باجوڑ کا مستقل ذمہ داری ہونے والا ہے۔
 2. یہ کہ Appilant M.Ed, Double M.A تک تعلیمی یافتہ ہے۔
 3. یہ کہ Appilant کا تبادلہ دوسرے جگہ ہو چکا ہے۔ GHS Lakary مہمند انجنیسی سے تبادلہ ہو کر GHS Tangi Charmang باجوڑ کو 67 Condidate کے کبائٹس (01-08-2017) گواہی ہو چکا ہے۔
 4. یہ کہ محکمہ E&SE ڈیپارٹمنٹ KP پشاور نے بذریعہ اشتہار محررہ 2007 ان لائن مجاز یہ ایپلٹائی کر کے اہل امیدواروں سے SST کی پوسٹوں کے لیے درخواستیں طلب کیے۔ چونکہ Appilant تمام شرائط پر پورا اتر رہا تھا اس لیے بذریعہ Through Proper Channel ایپلٹائی کی۔
 5. یہ کہ بھرتی کی مروجہ طریقہ کار سے نکلتی ہوئے Appilant میرٹ لسٹ میں جگہ بنانے میں کامیاب ہوا۔
 6. یہ کہ Appilant کو باقاعدہ طور پر E&SE ڈیپارٹمنٹ کو منظور کیا۔ پہلے کنٹریکٹ بنیاد پر اور بعد میں ریگولر کر دیا گیا۔ یعنی 06-01-2010 کو ریگولر کر دیا گیا۔ اور تب سے لیکر متنازعہ نوٹیفیکیشن کی جاری ہونے تک باقاعدگی سے نوکری سرانجام دیتا رہا۔
 7. یہ کہ بغیر چارج شیٹ اور شو کاز نوٹس و پرسنل ہیئرنگ اور ریگولر انکوری کے Appilant کو یکطرفہ احکامات محررہ 04-04-2019 کی رو سے نوکری سے برخاست کیا گیا۔ بلکہ بھرتی احکامات کو جعلی و فرضی گردانہ کیا اور جو کہ ظلم اور نا انصافی کا منہ بولتا ثبوت ہے۔ اس لیے قابل منسوخی ہے۔
 8. یہ کہ Appilant کے 8 سال سے زیادہ عرصہ ملازمت کو بہ یک جنبش قلم ختم کر کے نہ صرف گھر بھیج دیا گیا بلکہ دو روز ملازمت کی تمام تنخواہیں واپس لی لے جانے کے احکامات جاری کیے گئے جو کہ آئین اور قانون کے منافی ہیں۔
- لہذا التماس ہے کہ منظور کی درخواست ہذا نوٹیفیکیشن محررہ 04-04-2019 کو کالعدم کر کے Appilant ملازمت پر بحال کیا جائے۔

آپ کا مخلص
عبدالحمی SST(G)
جی ایچ ایس تنگی چارمنگ باجوڑ
09/04/19

ATTESTED

Deputy Director (Estab)
Merged Districts

ANNEXURE 'F'

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20.01.2021

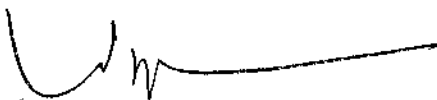
Appellant present through counsel.

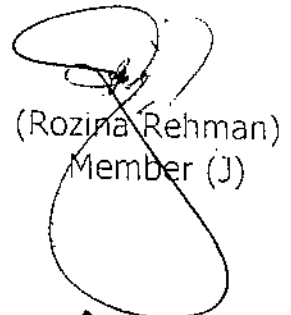
Kabir Ullah Khattak learned Additional Advocate General alongwith Hamid Salim Law Officer, Hayat Khan Assistant Director and Abdul Wahid ADEO for respondents present.

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)

Certified to be true copy


Officer
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Presentation of Application 30-6-21
Number of Words 800
Copying Fee 10-00
Urgent —
Total 10-00
Name of Copyist —
Date of Completion of Copy 01-07-21
Date of Delivery of Copy 01-07-21

19

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No: 1014/2019



Date of Institution ... 02.08.2019
Date of Decision ... 20.01.2021

Mst. Ishrat W/O Sher Afghan Khan Ex-SST (Gen), R/O Village Fazal Abad,
Tehsil Takht Bhai, District Mardan.

... (Appellant)

VERSUS

1. Government of Khyber Pakhtunkhwa through Secretary Elementary &
Secondary Education, Civil Secretariat Peshawar and two others.

... (Respondents)

Present:

Amin ur Rehman Yousafzai,
Advocate ... For appellant.

Kabir Ullah Khattak,
Additional Advocate General ... For official respondents.

ROZINA REHMAN ... MEMBER (J)
ATTIQ UR REHMAN WAZIR ... MEMBER (E)

JUDGMENT

ROZINA REHMAN, MEMBER: This judgment is intended to dispose of 40
connected service appeals which are:

1. Service Appeal No.958/2019
2. Service Appeal No. 959/2019
3. Service Appeal No.960/2019
4. Service Appeal No.961/2019


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EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

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20/1/21

5. Service Appeal No.962/2019
6. Service Appeal No.963/2019
7. Service Appeal No.964/2019
8. Service Appeal No.965/2019
9. Service Appeal No.966/2019
10. Service Appeal No.967/2019
11. Service Appeal No.968/2019
12. Service Appeal No.969/2019
13. Service Appeal No.970/2019
14. Service Appeal No.971/2019
15. Service Appeal No.972/2019
16. Service Appeal No.973/2019
17. Service Appeal No.974/2019
18. Service Appeal No.975/2019
19. Service Appeal No.1009/2019
20. Service Appeal No.1010/2019
21. Service Appeal No.1011/2019
22. Service Appeal No.1012/2019
23. Service Appeal No.1013/2019
24. Service Appeal No.1014/2019
25. Service Appeal No.1015/2019
26. Service Appeal No.1016/2019
27. Service Appeal No.1017/2019
28. Service Appeal No.1018/2019
29. Service Appeal No.1024/2019
30. Service Appeal No.1025/2019
31. Service Appeal No.1026/2019

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 EXAMINER
 Khyber Pakhtunkhwa
 Service Tribunal
 Peshawar

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32. Service Appeal No.1027/2019
33. Service Appeal No.1028/2019
34. Service Appeal No.1029/2019
35. Service Appeal No.1030/2019
36. Service Appeal No.1031/2019
37. Service Appeal No.1032/2019
38. Service Appeal No.1033/2019
39. Service Appeal No.1041/2019
40. Service Appeal No.1111/20219

In view of common questions of law and facts, the above captioned appeals are being disposed of by this order.

2. Precisely stated the facts of the case are that the appellants were appointed as SSTs. They were directed to produce service record but failed. After completion of codal formalities, they were removed from service by means of orders dated 04.04.2019 and 05.04.2019. They preferred departmental appeals but the same were not responded to, hence, the present service appeals.

3. Learned counsel for appellants submitted that the appointments were made in accordance with law by following the prescribed procedure which cannot be held fake appointments. That notifications dated 04.04.2019 and 05.04.2019 are against law and facts. That the appellants were not treated in accordance with law and they were not given an opportunity to defend themselves as enshrined in Article 10-A of the Constitution of Islamic Republic of Pakistan 1973. Learned counsel further argued that neither regular inquiry was conducted nor the appellants were served with show cause notices, hence, they all were condemned unheard. That all the appellants being qualified, were properly appointed after due process of law

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MEMBER
Peshawar
Tribunal
Peshawar

20/1/21

ATTESTED

and fulfillment of all codal formalities but they were shown out of service with a single stroke of pen without care and caution of its legal consequences which caused grave miscarriage of justice. In order to substantiate his version, reliance has been placed on 2011 SCMR 1581; 2004 SCMR 303; 2016 SCMR 1299 and 2010 PLD SC 483.

4. Conversely learned A.A.G appearing on behalf of respondents, controverted the contentions of learned counsel for appellants by contending that claim of the appellants regarding their appointment is baseless and liable to be rejected as they never applied for the said post nor appeared in any interview, therefore, their appointment was declared fake & bogus and have been disowned by the Department vide notifications dated 04.04.2019 and 05.04.2019. He submitted that they were treated as per law, rules and policy and there is no question of violation of Article 10-A of the Constitution of Islamic Republic of Pakistan 1973, hence stance of the appellants is baseless and liable to be rejected and lastly, he submitted that those appellants who claimed to have been recommended by the Khyber Pakhtunkhwa Public Service Commission, failed to produce any proof of their recommendation by Public Service Commission. Reliance was placed on 2005 SCMR 1814; 2005 SCMR 1040; 2009 SCMR 1492 and 2012 SCMR 673.

5. Before dilating upon the main issue, it merits a mention here that total 40 connected cases are intended to be disposed of through this single judgment. There are three categories of cases; category-I includes fives cases of those employees who were appointed on contract basis and subsequently were regularized in service under the KP Employees (Regularization of Service) Act, 2009 and it was on 04.04.2019 when they received notification vide which appointment record in respect of these

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EXAMINER
BY THE PUBLIC SERVICE TRIBUNAL
Peshawar

appellants was found bogus, thus, their appointment/adjustment notification dated 11.02.2010 was disowned. Category-II includes those employees who upon recommendation of D.S.C, were appointed as PTC, subsequently applied for SSTs' posts and were selected by the Khyber Pakhtunkhwa Public Service Commission. It was on 04.04.2019 when they received notification vide which appointment record in respect of these appellants was found bogus, thus, their appointment notification was disowned. Appellants of category-III are those, who were appointed as SSTs on the recommendations of KPPSC and two of them were promoted to the rank of S.S and it was on 04.04.2019 when they received notification vide which appointment record in respect of these appellants was found bogus, thus, their appointment/adjustment notification was disowned.

6. Secondary School Teachers (SST) previously known as S.E.T are usually appointed through Departmental Promotion Committee or through Public Service Commission. As per existing policy, the promotion share is 75% of various Teaching Cadre and 25% is through initial recruitment. Recruitment of SSTs were lastly made through Public Service Commission in 2012 while in the year 2008, SSTs were recruited on Adhoc/Contract Basis and later on, they were regularized. As per respondents there were rumors that various number of SSTs, SETs have been inducted in the system and working in different agencies without adopting the proper recommendation of Public Service Commission or Departmental Promotion Committee. This task was assigned to two Assistant Directors who checked the credentials of all the SSTs and submitted report where-after another Inquiry Committee was constituted and 69 SSTs were declared fake being directly inducted in the system. The Inquiry report was not available on record and it was produced upon the directions of Bench. There is a riddle as to how the

20/4/21
 ATTESTED
 EXAMINER

ATTESTED

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respondents came to know without any inquiry after a long period of service by all the appellants that their appointment order is fake. Different documents were produced by the appellants which were placed on file which show that some of the appellants applied for a post published by the Public Service Commission as they produced application forms. Appellant in Service Appeal No.964/2019 Shakir Ullah produced his application form, one Abdul Malik appellant in Service Appeal No.968/2019 also produced Call Letter for Interview from Public Service Commission. Similarly, appellant in Service Appeal No.1010/2019 also produced his Call Letter. Some documents were produced by appellant in Service Appeal No.965/2019 vide which he was directed by the Commission to rectify the deficiencies. Another letter addressed to the Secretary to Government of Khyber Pakhtunkhwa Elementary & Secondary Education vide which recommendations in favor of 21 recommendees was sent and few recommendees are still in service. Another recommendation in favor of three ladies is available on file wherein appellants Mst. Sarwat Jehan and Mst. Tahira Naz are available at Serial No. 1 & 3 whereas Mst. Rabia Shams at Serial No.2 is still in service. Similarly, other documents also show same entries. Record further shows that appellants in Service Appeals No.1027/2019 and 1033/2019 i.e. Mst. Sarwat Jehan and Mst. Seema Mujahid respectively were properly promoted as there was nothing against them. They are qualified and they served the Department for a long period. They drew their salaries and lastly, they were removed by the authority by disowning their service record. As per recommendations of the Inquiry report, 69 SSTs were neither recommended by the Public Service Commission nor promoted/recruited by the Elementary & Secondary Education Khyber Pakhtunkhwa. Their salaries were recommended to be stopped and proceedings under the Khyber

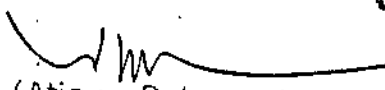
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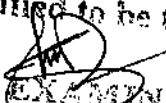
ATTESTED
 EXAMINER
 Khyber Pakhtunkhwa
 Public Service Commission
 Peshawar


Pakhtunkhwa Government Servants (Efficiency & Discipline), Rules, 2011 were recommended to be initiated. The competent authority while passing the impugned order did not bother to go through the contents of the inquiry report. The appellants have received salaries for a long period which strengthen their case. The respondents did not irk to conduct proper inquiry as to who issued such orders and who processed and submitted their salaries to the Account Office. The respondents avoided all such mandatory steps and outrightly stopped their salaries by disowning their appointment orders, thus allow the real culprits to stay behind the curtain, knowing the fact that the appellants have now developed a vested right over the posts as they have drawn salaries for a long period against the sanctioned posts. The respondents handled the case carelessly by not reaching to a logical conclusion, hence, left the appellants in a hanging position.

7. In view of the situation, the impugned orders stand set aside and the appellants are 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 appellants 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)

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar


Rozina Rehman)
Member (J)

ATTESTED



**DIRECTORATE OF ELEMENTARY &
SECONDARY EDUCATION KHYBER
PAKHTUNKHWA**

NOTIFICATION

ANNEXURE "G" (26)

In compliance to the Honorable Service Tribunal Khyber Pakhtunkhwa Peshawar Judgment dated 20-01-2021 rendered in Service Appeal #1041/2019 the impugned order/notification in respect of Mr. Abdul Hai S/O Muhammad Tayyib Ex SST (General) GHS Tangi Charnang District Bajour issued vide this Directorate under endorsement No. 5757-62 dated 04-04-2019 is hereby set aside for the purpose of de novo Inquiry.

**Director
Elementary and Secondary Education
Khyber Pakhtunkhwa, Peshawar**

Endst: No. 5579-81/A-12/Re-instatement/SST (M&F)

Dated Peshawar the 15/03 /2021

Copy forwarded to the:-

1. District Education Officer Bajour for further necessary action as per the Honorable Service Tribunal Peshawar Judgment referred above.
2. Additional Director (Estab) Merged District Khyber Pakhtunkhwa Peshawar.
3. PA to Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.

**Deputy Director (Estab)
Merged Districts**

ATTESTED

ANNEXURE


"H"

27

OFFICE OF THE HEAD MASTER GOVT; HIGH SCHOOL TANGI CHARMANG DISTRICT BAJAUR.

CHARGE REPORT.

It is certified that Mr. Abdul Hai BPS.16. Govt; High School Tangi (Charmang) District Bajaur took over charge of his duties on this day dated 20-01-2021 (F/N)(A/N) Vide Director of Education KPK Endost No. 3779-8 Dated 15-03-2021.


Head Master,

GHS-Tangi District Bajaur.

Copy forwarded to the.

No 331 -

Ddt: 16/03/2021

1. District Education officer Bajaur at Khar.
2. District Account officer Bajaur at Khar.
3. Director of Education KPK Peshawar.


Head Master,

GHS Tangi District Bajaur

MAAGCOP

~~ATTESTED~~



**DIRECTORATE OF ELEMENTARY &
SECONDARY EDUCATION KHYBER
PAKHTUNKHWA**

NOTIFICATION

ANNEXURE I

28

WHEREAS, the judgment of the Honorable Khyber Pakhtunkhwa, Service Tribunal Khyber Pakhtunkhwa Peshawar, dated 20-01-2021 rendered in Service Appeal #1041/2019 in respect of Mr. Abdul Hai S/O Muhammad Tayyib Ex SST (General) GHS Tangi Charmang District Bajour is with the direction to the competent authority to set aside the impugned order/notification issued vide this Directorate under endorsement No. 5757-62 dated 04-04-2019 and to conduct proper Inquiry.

AND WHEREAS, the Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar set aside the impugned order/notification issued by this Directorate under endorsement No. 5757-62 dated 04-04-2019, vide Notification No. 3579-81 dated 15-03-2021 and constituted an inquiry committee vide notification No. 1911-16 dated 08-02-2021.

AND WHEREAS, the inquiry committee submitted its report vide No. 778 dated 24-04-2021.

NOW THEREFORE, in the light of recommendations of the inquiry committee, the set aside notification in respect of Mr. Abdul Hai S/O Muhammad Tayyib Ex SST (General) GHS Tangi Charmang District Bajour issued vide Notification No. 5757-62 dated 04-04-2019 is hereby restored, while the notification issued vide Notification No. 3579-81 dated 15-03-2021 is hereby withdrawn with effect from the date of its issuance.

**Director
Elementary and Secondary Education
Khyber Pakhtunkhwa, Peshawar**

Endst: No. 9710-15 /A-12/Re-instatement/SST (M)
Dated Peshawar the 11/06/ 2021

Copy forwarded to the:-

1. Registrar Khyber Pakhtunkhwa Service Tribunal Peshawar.
2. District Education Officer Bajour.
3. District Accounts Officer Bajour.
4. Principal/Headmaster concerned.
5. PA to Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.
1. PA to Additional Director (Estab) Merged Districts Khyber Pakhtunkhwa Peshawar.

**Deputy Director (Estab)
Merged Districts**

A TESTED

J-29

To,

The Secretary (E&SE) Department,
Khyber Pakhtunkhwa, Peshawar.

SUBJECT: DEPARTMENTAL APPEAL AGAINST THE IMPUGNED NOTIFICATION DATED 11.6.2021 WHEREBY THE DISOWNED ORDER DATED 4.4.2019 HAS BEEN RESTORED

R.SHEWETH:

That initially the appellant was inducted/ regularized w-e-f 1-1-2009 vide notification dated 5-1-2010 as Secondary School Teacher (BPS-16). That in response the appellant got himself medically examined and also submitted arrival report. That where after the appellant started performing his duty at the concerned station quite efficiently and up to the entire satisfaction of his superiors. That after proper verification of Educational antecedents and service documents the salary of the appellant has been released/started by the concerned authorities.

That it is pertinent to mention that appellant is equipped with the qualification of M.A and professional qualification of Bachelor of Education which is over and above the requisite qualification for the post of SST (BPS-16). That it is pertinent to mention that during the said period the appellant has successfully completed his probationary period and as such the Department confirmed the appellant against the post of SST (BPS-16).

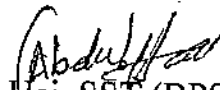
That unfortunately the authority without any reason & rhyme and without following codal formalities straight away issued the impugned Notification dated 4.4.2019 whereby the appointment Notification of the appellant dated 5-1-2010 has been disowned by the authority. Against which the appellant filed Departmental appeal followed by service appeal before the Tribunal and the august Tribunal directed the authority to re-instate the appellant into service and where after conduct denovo inquiry in the matter.

That unfortunately vide impugned Notification dated 11.6.2021 the disowned order dated 4.4.2019 has been restored without any regular inquiry.

It is therefore most humbly prayed that on acceptance of this Departmental appeal the impugned Notification dated 11.6.2021 may kindly be set aside and the appellant may be re-instated into service with all back benefits.

DATED: 07.7.2021

APPELLANT


Abdul Hai, SST (BPS-16),
GHS Tangi Charmang, District Bajaur.

VAKALATNAMA

30

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

APPEAL NO: _____ OF 2021

Abdul Hai

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education

(RESPONDENT)
(DEFENDANT)

I/We Abdul Hai

Do hereby appoint and constitute **NOOR MOHAMMAD KHATTAK Advocate, Peshawar** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. ____/____/2021

Abdul Hai

CLIENTS

ACCEPTED

NOOR MOHAMMAD KHATTAK

KAMRAN KHAN

UMER FAROOQ MOHMAND

&

SAID KHAN
ADVOCATES

1

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

Service Appeal No: 7688/2021

Abdul Hai, Ex-SST (General) District Bajour.....Appellant.

VERSUS

Secretary (E&SED), Khyber Pakhtunkhwa & others.....Respondents

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

Respectfully Sheweth:-

The Respondents No.1-2 submit as under:-

Preliminary Objections.

- 1 That the Appellant has got no cause of action/locus standi.
- 2 That the appellant is not an aggrieved person within the meaning of Article 212 of the constitution of Islamic Republic of Pakistan 1973.
- 3 That the Appellant has concealed material facts from this Honorable Tribunal.
- 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/she has sought from this Honorable Tribunal as his/her 1st appointment/adjustment Notification No. 7057-70/A-D/Apptt of SST (G)/PSC/2012 dated 05/05/2012 has been disowned vide Notification bearing Endst No. 5663-68 dated 04-04-2019 by the Respondent No.02 of being fake & bogus against the Ex-SST (General) B-16 in District Mohmand after due process of Law & procedure.
- 7 That the instant Appeal is based on mala fide intentions, just to put extra pressure on the Respondents for gaining illegal service benefits.

- 8 That the instant Service Appeal is not maintainable in its present form.
- 9 That the instant Service Appeal is bad for mis-joinder & non-joinder of the necessary parties.
- 10 That the impugned Notifications dated Notifications dated 04-04-2019 & 11-06-2021 of the Respondent Department are legally competent & liable to be maintained in favor of the Respondents.
- 11 That no Departmental Appeal has been filed by the appellant to the Respondent Department against the impugned Notifications dated 04-04-2019 & 11-06-2021, hence, the instant appeal is not maintainable.
- 12 That the recommendation letter of the appellant has been declared as fake and bogus by the Khyber Pakhtunkhwa Public Service Commission/Respondent No.03.
- 13 That the Notification dated 25-05-2012 has correctly been disowned by the Respondent Department on the grounds of being fake & bogus after observing all Codal formalities by the Respondent No.02 in view of the inquiry committee notified vide Notification bearing No. 1911-16 dated 08-02-2021 who submitted it report vide letter No. 778 dated 24-04-2021 to the Respondent Department. **(Copy of the Notification dated 08-02-2021 is attached as Annex-A).**

ON FACTS.

- 1 That Para-1 is correct to the extent of publication of an advertisement through the National Press, whereby, the Respondent No.3/ KPK PSC has invited applications for the recruitment against the SST B-16 (G) Post in the Respondent Department, wherein, no application has been filed by the appellant nor appeared in test/interview for the post in question & has produced fake & bogus recommendation letter of the Respondent No.3 by showing him/her self to have been recommended by KP PSC against the SST (G) Post in B-16 & on the basis of the said fake & bogus recommendation letters of the Respondent No.03 the appellant adjusted got himself against the noted post in District Bajour on malafide intentions in the Respondent Department. **(Copy of the advertisement is attached as Annex-B).**
- 2 That Para-2 is also in correct & denied to the extent of publication of an advertisement through the National Press, whereby, the Respondent No.3/ KPK PSC has invited applications for the recruitment against the

SST B-16 (G) Post in the Respondent Department, wherein, no application has been filed by the appellant nor appeared in interview for the post in question & has produced fake & bogus recommendation letter of the Respondent No.3 by showing his self to has been recommended by the PSC against the SST (G) Post in B-16 & on the basis of the said fake & bogus appointment order, the appellant has got adjusted her/his self against the noted post in District Bajour on malafide intentions in the Respondent Department which was resulted in constitution of inquiry committee vide Notification No. 1911-16 dated 08-02-2021 through Mr. Muhammad Saleem & Munawar Gul who have submitted their inquiry report vide letter No. 778 dated 24-04-2021 to the Respondent No.2. **(Copy of the inquiry report is Annexure-C).**

- 3 That Para-3 is incorrect on the grounds that the whole service record of the appellant has been proved by the inquiry committee as fake & bogus during their inquiry proceeding against the appellant.
- 4 That Para-4 is incorrect & denied on the grounds that the act of the Department with regard to the Notification dated 04-04-2019 is legal & even is the result of due process of Law & procedure.
- 5 That Para-5 is correct that in view of the Departmental proceedings conducted by the Respondent Department against the appellant under the relevant provision of Law & Rules in field including formal inquiry, wherein, the 1st appointment order dated 25-05-2012 of the appellant has been proved fake & bogus, hence, her/his services against the mentioned post have been disowned by the Respondent No.2 vide Notification dated 11-06-2021 after due process of Law, therefore, the claim of the appellant is illegal & liable to be rejected. **(Copy of the Notification dated 11-06-2021 is Annexure-D).**
- 6 That Para-6 is correct that vide Notification dated 15-03-2021 the appellant was reinstated in service only for the purpose of De-Novo inquiry which was concluded vide Notification dated 04-04-2019, whereby, the services of the appellant has been disowned to the extent of the 1st appointment order dated 25-05-2012 of the appellant by the Respondent Department. **(Copy of the Notification dated 04-04-2019 is Annexure-E).**
- 7 That para-7 is incorrect & denied as no Departmental appeal against the Notification dated 04-04-2019 of the Respondent No.2 has been filed by the appellant till date, hence, got finality under the Law of limitation Act 1908 against the appellant, therefore, the appeal in hand is liable to be dismissed on the following grounds inter alia:-


ON GROUNDS.

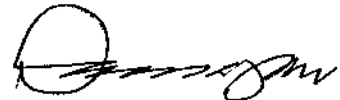
- A **Incorrect & not admitted.** The appellant has been treated as per law, rules & policy vide the above said Notifications dated 04-04-2019 & 11-06-2021 by the Respondent Department in the instant case, hence, the stand of the appellant is baseless & liable to be rejected.
- B **Incorrect & not admitted.** The appellant has been treated as per law, rules & policy having no question of violating the provision of Article-4 & 25 of the constitution of 1973 by the Department.
- 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 the Notifications dated 04-04-2019 & 11-06-2021 is legal & liable to be maintained.
- D **Incorrect & not admitted.** The stand of the appellant is without any cogent reason & legal justification, hence, denied.
- E **Incorrect & not admitted.** The plea of the appellant is without justification & liable to be rejected.
- F **Incorrect & not admitted.** The plea of the appellant is without justification & liable to be rejected as he/she has been treated as per Law & Rules by the Respondent No.2.
- G **Incorrect & not admitted.** As the whole service record of the appellant has been proved by the inquiry committee fake & bogus during their inquiry proceeding against the appellant.
- H **Incorrect & not admitted.** Hence, needs no further comments.
- I **Incorrect & not admitted.** Hence, needs no further comments.
- J **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.

5

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 ___/___/2022.


SECRETARY
E&SE Department Khyber
Pakhtunkhwa, Peshawar.
(Respondent No: 1)

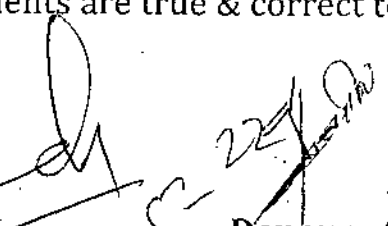


DIRECTOR
E&SE Department Khyber
Pakhtunkhwa, Peshawar.
(Respondent No: 2)

AFFIDAVIT

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




24-5-22
Deponent

(1)
✓

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION KHYBER
PAKHTUNKHWA, PESHAWAR

NOTIFICATION

In compliance to the judgment of the Honorable Service Tribunal rendered in service appeal No.1 to 40, the competent authority is pleased to constitute a committee, comprising the following officers to conduct *denovo* enquiry against the SSTs inducted in the system illegally/unlawfully into the various Districts/Sub Divisions Khyber Pakhtunkhwa.

1. Muhammad Salim Principal (BS-19) (Chairman)
GCMHS No.1 Tank
2. Ahmad Shahab Principal (BS-19) (Member)
GHSS No.2 Peshawar

Annexure A

Terms of References (ToR)

- i. To compare and cross Examine / check the lists of SSTs provided by the AEOs offices with the lists of SSTs provided by Public Service Commission.
- ii. To determine that whether the SSTs working in various Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar Department had been recommended by the Public Service Commission or otherwise.
- iii. To examine whether the adjustment / transfer orders of the said SSTs had been issued by the Directorate of Education.
- iv. To examine whether, the record viz a Personal Files etc of these SSTs exist in the Directorate of Education (FATA) and in the respective Agency Accounts Officer.
- v. To dig out their 1st date of induction in the system and present status of the inducted SSTs.
- vi. To propose proper strategy keeping in view all the relevant legal aspects for proceedings against these inducted teachers.
- vii. To propose / suggest further course of legal proceedings to be followed by the competent authority against these SSTs in case of their names do not exist in the list provided by Public Service Commission, keeping in view the following two lines.
 - a) If the competent authority proceeds against them under KPK Government Servants (Efficiency & Discipline) Rules 2011, will they not be given the status of a civil servant? While they are not.
 - b) If the competent authority straight away lodge an FIR against them in the respective political agent office / police station, avoiding KPK Government Servants (Efficiency & Discipline) Rules 2011, then the question of their status will not arise that if they were not civil servants then how they remained on the strength / acquaintance role of education department for such period of time?
- viii. To examine / scrutinize the reply in response to the statement of allegations so far issued by the competent authority and suggest further line of action to the competent authority and suggest further line of action to the competent authority.
- ix. To verify / examine / scrutinize their all relevant service record along with qualification both general and professional.

- vi. To fix responsibility on officer / official with the convenience of whom these inductions have been made.
- vii. Any other related issue / problem the committee may like to consider for probe.

(2)
40

**Director
Elementary and Secondary Education
Khyber Pakhtunkhwa, Peshawar**

Endst: No. 1411-14 / F.No. E-06/Khyber (KC now)

Dated Peshawar the 9 / 07 2021.

Copy of the above is forwarded to the:-

1. Additional Advocate (G) Service Tribunal Peshawar Khyber Pakhtunkhwa.
2. Register Service Tribunal Peshawar.
- 1-2. Chairman/Member of the Committee.
3. District Education Officer Lower & Central Kurram with the remarks to provide complete records/full cooperation to the Inquiry Committee during proceedings.
4. P A to Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.

o/c DY: DIRECTOR (ESTAB)
MERGED DISTRICTS

Annexure B

NWFP PUBLIC SERVICE COMMISSION

2- Fort Road Peshawar Cantt.

Website: www.nwfppsc.gov.pk

Date: 26-01-2009

ADVERTISEMENT No. 01 / 2009.

Annex
Adverts

Applications are invited for the following posts from Pakistani citizens of domicile 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 also 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) 2nd 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) 1st 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. **ALLOCATION:** NOTE: In case of non-availability of candidates possessing the

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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: 2nd 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:** B-8-17 **ELIGIBILITY:** Female.

ALLOCATION:

S.No	Subject	No. of Posts	Allocation
5.	Islamiyat	02	Merit Quota
6.	Pak. Study	02	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) Batiagram, Manshera, 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.

ATTENDED

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Hish



OFFICE OF THE PRINCIPAL GOVT SHAHEED SHER
NAWAZ CMHS NO.1



TANK

No. 2721

Dated: 24/04/2021.

Answer-1

The Director Elementary and Secondary Education
Department Khyber Pakhtunkhwa Peshawar.

Subject: - INQUIRY REPORT

Memo,

Reference to your kind Notification No. 1911-16/F.No.E-06/Khyber (KC now) Dated Peshawar the 08-02-2021. Enclosed find here with Inquiry report consists of (19) pages along-with supporting documents (382 pages) for further necessary process as desired please.


Enclose. (As above).

Muhammad Salim
Principal/Chairman Inquiry Committee.

APD/11/2021

28/04/21

APD/11/2021

(11) ✕ 

INQUIRY REPORT

TITLE OF INQUIRY:

Denovo inquiry on the direction of the Honorable KP Service Tribunal against the SSTs inducted in the system illegally and unlawfully in various Districts/ Sub Division Khyber Pakhtunkhwa.

INQUIRY COMMITTEE

1. Muhammad Salim Khan Principal (BPS-19) GSSNCMHS No.1Tank (Chairman Inquiry Committee)
2. Munawar Gul Principal (BPS-19) GHSS Tarnab Farni Peshawar (Member Inquiry Committee)

BACKGROUND OF INQUIRY:

The Secondary School Teachers (SSTs) previously known as SETs are usually appointed/ recruited through Departmental Promotion Committees (DPC) or Public service commission. It is provincial cadre post and the Director E&SE Department Khyber Pakhtunkhwa Peshawar is appointing authority for appointment against the said post in Khyber Pakhtunkhwa and Ex- FATA, while Director Education FATA was only limited to the adjustment of the SST, whose services were placed at his disposal for further posting in various Agencies/ FRs of Ex-FATA. Previously as per recruitment policy 50% SSTs were directly recruited/ appointed through Public Service Commission whereas 50% through departmental promotion committee from different junior teaching cadres. According to the existing policy 75% SSTs are promoted from various junior teaching cadres and 25% through initial recruitment. Recruitment of SST, were lastly made through Public Service Commission in 2012 while in 2008 a large number of SSTs were recruited on contract basis and were later on regularized since 01-01-2009.

In the 1st quarter of 2014 some reports/complaints were received to the Director of Education FATA from various quarters that some SETs/SSTs have been inducted in the system without proper recommendations of KP Public Service Commission or approval of the departmental promotion committee and all these illegally and unlawfully inducted teachers are properly working in various Agencies / FRs of FATA. On this the Director FATA assigned the task to 02 Assistant Directors to probe into the matter. They were required to check credentials of all the SSTs Male / Female working in Ex-FATA and cross match their selection and appointment orders with the record of the Directorate of Elementary and Secondary Education and that of KP Public Service Commission. Subsequently after cross checking of the data provided by the AEOs with record provided by KPPSC and Directorate of Elementary and Secondary Education, appointment orders of 158 teachers working in Ex-FATA were found/ declared as suspected and recommended for conducting broad based inquiry to probe appropriately into the matter.

Consequently, a broad based committee under the chairmanship of the then Director Education FATA was constituted with the approval of Additional Chief Secretary FATA to conduct proper inquiry in this regard. Meanwhile, the KP NAB also intervened in the said case/issue. The inquiry committee in coordination with NAB authorities decided to conduct a fresh inquiry in the said case by obtaining list of all recommended candidates from FATA (Zone I) for the post of SST under advertisement No.01/2009 from KP PSC and list of SSTs promoted/ recruited on contract basis and later on regularized against SETs / SSTs post, from the Directorate of Elementary and Secondary Education Department.

The inquiry committee completed the task and submitted report to the authorities concerned. According to the findings and conclusion of the said inquiry committee 69 SETs / SSTs working in various Tribal

and Ex FATA were found directly inducted in the system illegally and unlawfully by producing fake transfer orders

The Director Elementary and Secondary Education being competent authority in the said case disallowed against all the aforementioned SETs /SSTs and after proper verification and personal hearing, while Government orders of 46 SETs /SSTs were disowned by issuing disowned Notification in respect of each.

40 out of 46 disowned appointees filed departmental appeal to the Appellate Authority. However, their appeals were not honored. Then all the 40 appellants filed appeal before KP Service Tribunal against the disowned Notification issued by the Director Elementary and Secondary Education Department. While the remaining 06 appointees did not file appeal against their disowned Notifications and they are still out of system.

The Honorable Service Tribunal issued order in the service appeal 1-40 and set aside the disowned notifications issued by the Director E&SE Department and re-instated the appellant in service with directions to the department to conduct proper inquiry.

The operational part of the judgment is quoted as under.

"In view of the situation, the impugned orders stand set aside and the appellant are re-instated 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 culprit who maneuvered to make it possible and hereafter, the fate of the appellants be decided in the light of said inquiry. The respondents shall conclude the proceeding within 90 days after receipt of this judgment. The issue of back benefit shall be subject to the outcome of inquiry. With no order as to costs."

The Director E&SE Department Peshawar in compliance with the judgment of the Honorable Court ordered the instant inquiry vide Endst: No. 1911-16/F.No.E-06/Khyber (KC now) Dated Peshawar the 08-02-2021, with the TORs given below.(Annex A)

The Director E&SE Department Peshawar being respondent in the said service appeals also set aside the disowned Notifications issued in respect of all the 40 appellants and they were allowed to join their duties against their previous positions.

TERMS OF REFERENCES:

1. To compare and cross examine/ check the lists of SSTs provided by the AEOs offices with the list of SSTs provided by Public Service Commission.
2. To determine that whether the SSTs working in various Director E&SE Department Khyber Pakhtunkhwa Peshawar had been recommended by the Public Service Commission or otherwise.
3. To examine whether the adjustment / transfer orders of the said SSTs has been issued by the Directorate of Education.
4. To examine whether, the record viz a personal file etc of these SSTs exist in the Directorate Education (FATA) and in the respective Agency Accounts Offices.
5. To dig out their 1st date of induction in the system and present status of the inducted SSTs.
6. To propose proper strategy keeping in view all the relevant legal aspects for proceeding against these inducted teachers.

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To propose/ suggest further course of legal proceedings to be followed by the competent authority against these SSTs in case of their names do not exist in the list provided by the Public Service Commission, keeping in view the following two lines:

- a. If the competent authority proceeds against them under KPK Government Servants E&D rules 2011, will they not be given the status of a civil servant? While they are not.
- b. If the competent authority straight away lodged an FIR against them in the respective political agent office/ police station, avoiding KPK Government Servants E&D rules 2011, then the question of their status will not arise that if they were not civil servants then how they remained on the strength/ acquaintance role of education department for such a period of time?
8. To examine/ scrutinize the reply in response to the statement of allegations so far issued by the competent authority and suggest further line of action to the competent authority.
9. To verify/examine/ scrutinize their all relevant service record along with qualification both general and professional.
10. To fix responsibility on officers/ officials with the convenience of whom these induction have been made.
11. Any other related issue/ problem the committee may like to consider for probe.

PROCEDURE OF INQUIRY:

The instant inquiry committee initiated fresh process in order to obtain complete record/ data of the working as well as disowned SSTs in order to conduct proper inquiry in the instant case. Some written complaints were also found on the record submitted by those SSTs whose appointment orders were disowned, requesting for proceeding against some SSTs who were inducted directly and illegally but were not proceeded against and are still working (Annex B P 3 to 5) The committee visited Tribal Districts Orakzai, Kurram, Mohmand, Khyber, Bajour, Sub Division Darazinda D.I.Khan and Tribal District South Waziristan, as almost all the alleged illegal appointees were reported to have been working in these Districts. The available record pertaining to the instant inquiry was obtained and thoroughly examined. The committee further obtained available data of SETs/SSTs working in all the Tribal Districts and Sub Divisions, complete record of recommended candidates for the post of SST under Advertisement No.01/2009 from KPSC and recruitment record of contract employees and their regularization notifications from Director E&SE Department Peshawar. The data obtained from KP PSC and Director E&SE Department Peshawar was cross checked with the data of working SSTs provided by DEOs Tribal Districts and Sub Divisions.

The committee also cross checked the appointment and adjustment orders in respect of all the appointees who were found working but could not be verified as recommended by the KP PSC with the record maintained by the Directorate of E&SE Department Peshawar and Directorate of Ex-FATA.

Opportunity for personal hearing and cross examination the evidences was offered to all the SSTs who had produced appointment orders, taken over charge against SST post and had been working in various Tribal Districts and Sub Divisions but their recommendations against the SST posts were not verified by the Public Service Commission and their appointment orders were found suspicious (Annex C P 6 to 10) However, most of them refused to avail such opportunity on the plea that they wanted to change the instant inquiry committee and they had also submitted a written application in this regard to the authorities concerned. (Annex D P 10, 12). However ten (10) accused teachers appeared before the inquiry committee, were properly heard. (Annex E P 13 to 25)

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The following officers/ officials of Ex Directorate of FATA were also interrogated and their statements were obtained:

1. Mr. Fazali Manan Ex- Director.
2. Mr. Syed Manzar Jan Ex- Additional Director.
3. Mst. Badr -E- Haram Ex- Deputy Directress.
4. Mr. Muhammad Kashif Ex Assistant Director
5. Mr. Farid Ullah Ex Superintendent.
6. Mr. Naik Muhammad Ex- Dealing Assistant.
7. Mr. Aftab Ahmad Ex- Dealing Assistant.
8. Mr. Muhammad Anwar Ex C/O.
9. Mr. Muhammad Fayaz Dispatcher.

OBSERVATIONS

The available recruitment record of SST (M&F) provided by the Director E&SE Department Peshawar reveals that 2136 SSTs were appointed through online submission of application to Director E&SE Department Peshawar in 2008 on contract basis for 01 year. Later on they were regularized in service with effect from 01-01-2009 through proper notifications made by the Director E&SE Department Peshawar under the NWFP Employees Regularization Act 2009.

On the other hand KP PSC under Advertisement No 01 2009 offered 2852 posts of SST M/F for NWFP/FATA domicile candidates. Tests and interviews were held and PSC recommended more than 2500 candidates M/F for appointment against SETs/SSTs posts out of which 367 candidates (291 Male and 76 Female) were selected from zone 03 and recommended to be appointed in various Agencies and FRs of Ex- FATA. (Annex F P 26 to 52)

During cross checking of all the appointment orders issued by the Director E&SE Department Peshawar under various notifications and posted in almost all the Districts including FATA and regularization notification issued in this regard, appointment of only two appointees who claimed to be appointed by the DE E&SE on contract basis were found fake and forged. However, during cross checking of the SST data provided by the LEOs of all the Tribal Districts, Sub Divisions with the record provided by KP PSC, it was found that 59SSTs who had taken over charge and have been working against SST post in Ex-FATA (some of them transferred to other Districts) could not be matched with the candidates recommended by KPPSC. Hence, it is evident that they were not selected by KP PSC and their appointment orders and service against SST post are illegal, unlawful, irregular and unauthorized. Some of these illegal appointees were even not eligible to apply for the post Advertised by KP PSC because they did not possess prescribed qualifications required for the post as per Advertisement, which reveals that they have neither applied for the post through PSC nor have been gone through the recruitment process. (Annex G P 53 to 63)

After thorough examination of the mode of induction of the aforementioned appointees it was found that their way of induction and present status is not the same. Therefore they are divided into three main categories as per given detail.

CATEGORY A.

34 accused appointees whose appointment orders could neither be verified from KP Directorate nor their adjustment orders from Director Ex FATA. They have not been recommended by the KP PSC for appointment against SST post. They have managed their appointment orders through their own sources. Their detail particulars and irregularities observed by the inquiry committee are elaborated as under: (Annex H P 64 to 113)

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Name	Father's Name	Place of posting	Order No.	Remarks/ Comments of Inquiry Committee
Muhammad Bohail	Ghuncha Khan	GMS Bahai Dag Mohmand	5139-97 dt: 16-09-2008. Rg: 2221-27 dt: 11-02-2010.	He claims to be appointed by the Director E&SE D on contract basis and then regularized. However, his appointment/ regularization order was found fake and fabricated. He was offered opportunity for personal hearing and cross examination the evidences but he refused to avail such opportunity. (Annex D P 11 & 12) His appointment order was disowned. Now the said notification has been set aside on the directions of the Court and he is working.
Mufayat Ullah	Rahim Ullah	GMS Loi Shalman Khyber	13731-35 dt: 25-10-2012.	He was offered proper opportunity for personal hearing and cross examination the evidences but he refused to avail such opportunity. (Annex D P 11 & 12) His appointment order was disowned. Now the said notification has been set aside on the directions of the Court and he is working.
Luban Ali	Mohib Ali	GMS Suleman Khel Orakzai	13736-41 dt: 25-10-2012.	He was offered proper opportunity for personal hearing and cross examination the evidences but he refused to avail such opportunity. (Annex D P 11 & 12) His appointment order was disowned. Now the said notification has been set aside on the directions of the Court and he is working.
Hazrat Jan	Akhtar Jan	GMS Gato Warsak Mohmand	13736-41 dt: 25-10-2012.	He was offered proper opportunity for personal hearing and cross examination the evidences but he refused to avail such opportunity. (Annex D P 11 & 12) His appointment order was disowned. Now the said notification has been set aside on the directions of the Court and he is working.
Ishfaq Ahmad	Fazal Raziq	GMS Angori Kurram	17510-16 dt: 31-10-2012.	He was offered proper opportunity for personal hearing and cross examination the evidences but he refused to avail such opportunity. (Annex D P 11 & 12) His B.Ed result was declared on January 14, 2010 while last date of submission of application to KP PSC was 26-02-2009. (Annex G P 53) Hence, he was not even eligible to apply for the post. His appointment order was disowned. Now the said notification has been set aside on the directions of the Court and he is working.
Muhammad Iqbal	Khan Bahadar	GMS Angori Kurram	17510-16 dt: 31-10-2012.	He was offered proper opportunity for personal hearing and cross examination the evidences but he refused to avail such opportunity. (Annex

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 18/11/12

				D P 11 & 12) His appointment order was disowned. Now the said notification has been set aside on the directions of the Court and he is working.
Margis	Bahadur Khan	GGMS Khuna Bajour	12414-17 dt: 02-11-2012.	She was offered proper opportunity for personal hearing and cross examination the evidences but she refused to avail such opportunity. (Annex D P 11 & 12) Her appointment order was disowned. Now the said notification has been set aside on the directions of the Court and she is working.
Shabana Bibi	Abdul Sattar	GGHS Nayat Killi Bajour	12414-17 dt: 02-11-2012	She was properly summoned through DEO Bajour to appear before the inquiry committee for personal hearing but she failed to avail such opportunity. Her appointment order was disowned. Now the said notification has been set aside on the directions of the Court and she is working.
Inayat Ur Rehman	Abdur Rehman	GMS Laza Banda Bajour	1138-43 dt: 22-01-2013.	He was offered proper opportunity for personal hearing and cross examination the evidences but he refused to avail such opportunity. (Annex D P 11 & 12) His appointment order was disowned. Now the said notification has been set aside on the directions of the Court and he is working.
Muhammad Fariq	Sher Muhammad	GHS Inzar Patti Orakzai	1138-43 dt: 22-01-2013.	He was offered proper opportunity for personal hearing and cross examination the evidences but he refused to avail such opportunity. (Annex D P 11 & 12) His B.Ed result was declared on February 10, 2010 while last date of submission of application to KP PSC was 26-02-2009. (Annex G P 54) Hence, he was not even eligible to apply for the post. His appointment order was disowned. Now the said notification has been set aside on the directions of the Court and he is working.
Abdul Hai	Muhammad Tayyab	GHS Tangi Charmana Bajour	6231-36 dt: 23-01-2013.	He was offered proper opportunity for personal hearing and cross examination the evidences but he refused to avail such opportunity. (Annex D P 11 & 12) His appointment order was disowned. Now the said notification has been set aside on the directions of the Court and he is working.
Muhammad Naeem	Maneen Khan	GHS Mandati Orakzai	6231-36 dt: 23-01-2013.	He was offered proper opportunity for personal hearing and cross examination the evidences but he refused to avail such opportunity. (Annex D P 11 & 12) His appointment order was

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					disowned. Now the said notification has been set aside on the directions of the Court and he is working.
13.	Noor Muhammad	Muqem Khan	GHS Jalat Milla Orakzai	6231-36 dt: 23-01-2013	He was offered proper opportunity for personal hearing and cross examination the evidences but he refused to avail such opportunity. (Annex D P 11 & 12) His appointment order was disowned. Now the said notification has been set aside on the directions of the Court and he is working.
14.	Basra Begum	Fazli Wahab	GGHS Ragagan Bajour	2672-76 dt: 19-02-2013.	She was offered proper opportunity for personal hearing and cross examination the evidences but she refused to avail such opportunity. (Annex D P 11 & 12) Her appointment order was disowned. Now the said notification has been set aside on the directions of the Court and she is working.
15.	Nusrat	Hayat Khan	GGHS Bandgai Bajour	2672-76 dt: 19-02-2013.	She was offered proper opportunity for personal hearing and cross examination the evidences but she refused to avail such opportunity. (Annex D P 11 & 12) Her appointment order was disowned. Now the said notification has been set aside on the directions of the Court and she is working.
16.	Asad Rahim	Noor Rahim	GHSS Pidas Orakzai	3238-43 dt: 05-03-2013.	He was offered proper opportunity for personal hearing and cross examination the evidences but he refused to avail such opportunity. (Annex D P 11 & 12) His appointment order was disowned. Now the said notification has been set aside on the directions of the Court and he is working.
17.	Bashir Ahmad	Khan Muhammad	GHS Inzar Patti Orakzai	3238-43 dt: 05-03-2013.	He was offered proper opportunity for personal hearing and cross examination the evidence but he refused to avail such opportunity. (Annex D P 11 & 12) His B.Ed result was declared on 18, 2009 while last date of submission of application to KP PSC was 26-02-2009. (Annex P 55) Hence, he was not even eligible to apply for the post. His appointment order was disowned. Now the said notification has been set aside on the directions of the Court and he is working.
18.	Ishtiaq Ahmad	Roman Shah	GHS Baza Kurram	3236-41 dt: 05-03-2013	He was offered proper opportunity for personal hearing and cross examination the evidence but he refused to avail such opportunity. (Annex D P 11 & 12) His appointment order was disowned. Now the said notification has been set aside on the directions of the Court and he is working.

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	Tahira Naz	Fazal Dayan	GGHS Prang Ghar Mohmand		She was offered proper opportunity for personal hearing and cross examination the evidences but she refused to avail such opportunity. (Annex D P 11 & 12) Her appointment order was disowned. Now the said notification has been set aside on the directions of the Court and she is working.
15	Asma	Muhammad Akbar	GGMS Sabaz Ali Baro Khel Mohmand	11174-86 dt: 15-08-2012.	She was offered proper opportunity for personal hearing and cross examination the evidences but she refused to avail such opportunity. (Annex D P 11 & 12) Her B.Ed result was declared on January 14, 2010 while last date of submission of application to KP PSC was 26-02-2009. She is domiciled of district Charsada (Annex G P 59&60) Her appointment order was disowned. Now the said notification has been set aside on the directions of the Court and she is working.
16	Zubaida Begum	Gul Akbar	GGMS Kuta Trap Mohmand	11174-86 dt: 15-08-2012	She was properly heard. According to her statement she had applied to PSC for recruitment against SST post and had been recommended. However she failed to provide recommendation letter issued by PSC. Her statement against alleged illegality and forgery on his part was found unsatisfactory. Her appointment order has not been disowned. She has been working since taken over charge till date.
17	Alia Taj	Taj Ud Din	GGMS Sro Killi Mohmand	11174-86 dt: 15-08-2012.	She was properly heard. According to her statement she had applied to PSC and was recommended for posting. She refused any act of illegal appointment. However she failed to provide recommendation letter of PSC. Her B.Ed result was declared on July 18, 2009 while last date of submission of application to KP PSC was 26-02-2009. (Annex G P 61) Hence, She was not even eligible to apply for the post. Her appointment order has not been disowned. She has been working since taken over charge till date.
18	Ghazala Sana	Sana Ullah	GGMS Kashmir Kore Mohmand	11174-86 dt: 15-08-2012.	She was offered proper opportunity for personal hearing and cross examination the evidences but she refused to avail such opportunity. (Annex D P 11 & 12) Her appointment order was disowned. Now the said notification has been set aside on the directions of the Court and she is working.



NOTIFICATION

ANNEX-B

WHEREAS, the judgment of the Honorable Khyber Pakhtunkhwa, Service Tribunal Khyber Pakhtunkhwa Peshawar, dated 20-01-2021 rendered in Service Appeal #964/2019 in respect of Mr. Shakir Ullah S/O Zargar Ex SST (General) GHS Rahat Kor (Alimzai) District Mohmand is with the direction to the competent authority to set aside the impugned order/notification issued vide this Directorate under endorsement No. 5663-68 dated 04-04-2019 and to conduct proper Inquiry.

AND WHEREAS, the Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar set aside the impugned order/notification issued by this Directorate under endorsement No. 5663-69 dated 04-04-2019, vide Notification No. 3555-57 dated 15-03-2021 and constituted an inquiry committee vide notification No. 1911-16 dated 08-02-2021.

AND WHEREAS, the inquiry committee submitted its report vide No. 778 dated 24-04-2021.

NOW THEREFORE, in the light of recommendations of the inquiry committee, the set aside notification in respect of Mr. Shakir Ullah S/O Zargar Ex SST (General) GHS Rahat Kor (Alimzai) District Mohmand issued vide Notification No. 5663-68 dated 04-04-2019 is hereby restored, while the notification issued vide Notification No. 3555-57 dated 15-03-2021 is hereby withdrawn with effect from the date of its issuance.

Director

**Elementary and Secondary Education
Khyber Pakhtunkhwa, Peshawar**

Endst: No. 9584-89 /A-12/Re-instatement/SST (M)

Dated Peshawar the 11/06/2021

Copy forwarded to the:-

1. Registrar Khyber Pakhtunkhwa Service Tribunal Peshawar.
2. District Education Officer Mohmand.
3. District Accounts Officer Mohmand
4. Principal/Headmaster concerned.
5. PA to Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.
6. PA to Additional Director (Estab) Merged Districts Khyber Pakhtunkhwa, Peshawar.

**Deputy Director (Estab)
Merged Districts**

ATTESTED

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 7688/2021

Abdul Hai.....Appellant

VERSUS

Government of Khyber Pakhtunkhwa & Others.....Respondents

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Senior Law Officer
Khyber Pakhtunkhwa
Public Service Commission Peshawar

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 7688/2021

Abdul Hai.....Appellant

VERSUS

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

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


Khyber Pakhtunkhwa
Service Tribunal

Diary No. 112
Dated 01/06/2022

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.

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)



AFFIDAVIT

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

DEPONENTS

ATTESTED



[Handwritten signature]
01/6/22

[Handwritten signature]

**MEHTAB GUL
LAW OFFICER
FOR (RESPONDENT NO.03)**