

30th Jan, 2023

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

Even on providing last opportunity for more than once and the fixation of the case for order, granted another opportunity to the appellant and his counsel to argue the appeal before the announcement of order, the appellant failed to argue the appeal and once again requested for adjournment. It is, therefore, adjourned on payment of cost of Rs. 10000/- . To come up for arguments on 09.02.2023. before D.B.



(Muhammad Akbar Khan)
Member (E)




(Kalim Arshad Khan)
Chairman

09.02.2023

Counsel for the appellant present. Mr. Muhammad Adeel Butt, learned Additional Advocate General for respondents present.

Mrs. Rozina Rehman, Learned Member (Judicial) is on leave today, therefore, case is adjourned to 07.04.2023 for arguments before D.B.



(Fareeha Paul)
Member (E)

SCANNED
KPST
Peshawar

13th Oct., 2022

Counsel for the appellant present. M. Muhammad Riaz Khan
Paindakhel, Assistant Advocate General for the respondents
present.

Learned counsel for the appellant requests for adjournment in
order to further prepare the brief. Last opportunity is granted. To
come up for arguments on 23.11.2022 before the D.B.


(Fareeha Paul)
Member (E)


9
(Kalim Arshad Khan)
Chairman

23rd Nov. 2022

Junior to counsel for the appellant present. Mr. Kabirullah
Khattak, Addl. AG for the respondents present.

Last opportunity was granted to appellant to argue the case
but today adjourned is being sought. To come up for order on
30.01.2023 before the D.B. Learned counsel for the appellant
may argue the case before announcement.

SCANNED
KPST
Peshawar



(Fareeha Paul)
Member (E)


A
(Kalim Arshad Khan)
Chairman

06.06.2022

Clerk of learned counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Clerk of learned counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is not available today due to strike of lawyers. Adjourned. To come up for arguments on 18.08.2022 before the D.B.


(Fareeha Paul)
Member (E)


(Salah-ud-Din)
Member (J)

18.8.22

Due to summer vacation the case is adjourned to 15.9.22 for the same.


15.09.2022




Nemo for parties.

Muhammad Adeel, learned Additional Advocate General present.

Preceding date was changed on Reader note, therefore, both parties be put on notice for arguments on 13.10.2022 before D.B.


(Fareeha Paul)
Member (E)


(Rozina Rehman)
Member (J)


*Adel
Haver
5/10/22*


02.08.2021

Learned counsel for the appellant present.

Mr. Kabirullah Khattak, Additional Advocate General alongwith Javed Iqbal Stenographer for respondents present.

At the very outset, a notification bearing endorsement No.2715-20 dated 10.10.2019 was produced which shows that in compliance to the judgment of Hon'ble Pehsawar High Court, the present appellant alongwith others were conditionally appointed subject to final decision filed in the Hon'ble Supreme Court of Pakistan. When learned counsel was confronted with the notification he requested for adjournment in order to apprise the Tribunal in respect of the present situation. Case is adjourned to 09.12.2021 for arguments/ further proceedings in view of the notification produced today before this Tribunal.

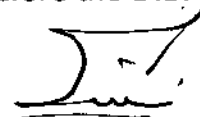

(Atiq-Ur-Rehman Wazir)
Member (E)


(Rozina Rehman)
Member (J)

09.12.2021

Counsel for the appellant and Mr. Muhammad Asif Masood, DDA alongwith Muhammad Murtaza, Superintendent for the respondents present.

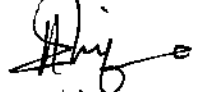
Learned AAG seeks time for preparation. Request is accorded. To come up for arguments on 30.03.2022 before the D.B.


(Salah-ud-Din)
Member(J)


Chairman

30-3-2022

Proper DB not available the case is adjourned to come up for the same as before on 6-6-2022


Reader

02.12.2020

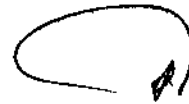
Counsel for appellant present.

Riaz Painsdakhel learned Assistant Advocate General for respondents present.

Former requests for adjournment as issue involved in the present case is pending before a Larger Bench of this Tribunal. Adjourned. To come up for arguments on 01.03.2021 before D.B



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



(Rozina Rehman)
Member (J)

01.03.2021

Due to COVID-19, the case is adjourned for the same on 01.06.2021 before D.B



READER

01.06.2021

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

Former sought adjournment on the ground that similar issue involved in the instant appeal is pending before a Larger Bench of this Tribunal, therefore, Adjourned. To come up for arguments before the D.B on 02.08.2021.



(ATIQU-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)

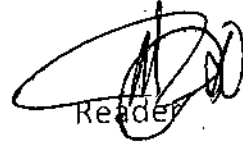


(SALAH-UD-DIN)
MEMBER (JUDICIAL)

03-4 :2020

Due to COVID19, the case is adjourned to

06/8/2020 for the same as before.


Reader

06.08.2020

Due to summer vacation case to come up for the same on

08.10.2020 before D.B.

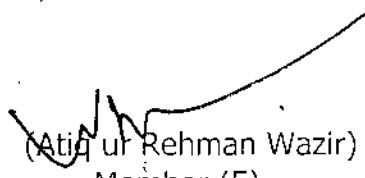

Reader


08.10.2020

Counsel for appellant present.

Mr. Kabir Ullah Khattak learned Additional Advocate General for respondents present.

Learned AAG made a request for adjournment in order to produce record/inquiry report. Adjourned. To come up for record/arguments on 02.12.2020 before D.B.


(Atiq ur Rehman Wazir)
Member (E)


(Rozina Rehman)
Member (J)

06.01.2020

Learned counsel for the appellant present. Mr. Muhammad Jan, DDA alongwith Mr. Fawad Afzal, Senior Clerk for respondents present. Representative of the respondents seeks time for submission of enquiry record. Adjourn. To come up for enquiry record and arguments on 04.02.2020 before D.B.


Member


Member

04.02.2020

Due to general strike of Khyber Pakhtunkhwa Bar Council, learned counsel for the appellant is not available today. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Muhammad Tariq, Assistant for the respondents present. Case to come up for inquiry record mentioned in order sheet dated 21.11.2019 and arguments on 09.03.2020 before D.B.


(Ahmad Hassan)
Member


(M. Amin Khan Kundi)
Member

09.03.2020


Counsel for the appellant present. Addl: AG for respondents present. Enquiry record not submitted. Respondents are strictly directed to produce enquiry report mentioned in order sheet dated 21.11.2019 positively on the next date of hearing. Adjourned. To come up for record and arguments on 03.04.2020


Member


Member

17.10.2019

Counsel for the appellant and Mr. Riaz Ahmad Paindakheil, Assistant AG for the respondents present. Learned Assistant AG requested for adjournment. Adjourned to 21.11.2019 for arguments before D.B.


(Ahmad Hassan)
Member


(M. Amin Khan Kundi)
Member

21.11.2019

Learned counsel for the appellant present. Mr. Riaz Paindakheil learned Assistant Advocate General for the respondents present. Learned Asst: AG requested that the inquiry report is not available on record, therefore, the same may be requisitioned. Respondents are directed to direct the representative to attend the court and furnished the relevant inquiry record on the basis of which the appellant was terminated vide order dated 11.12.2015 positively on the next date. Adjourned. To come up for record and arguments on 06.01.2020 before D.B.


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

14.03.2019

Junior for the appellant and Mr. Kabirullah Khattak, Additional AG for the respondents present. Junior counsel for the appellant seeks adjournment on the ground that learned senior counsel is not available today. Adjourn. To come up for arguments on 29.03.2019 before D.B.

(M. AMIN KHAN KUNDI)
MEMBER


(M. HAMID MUGHAL)
MEMBER

29.3.2019.


The bench is incomplete, therefore,
the case is adjourned to. 14-5-19

14-5-19

The bench is incomplete,
therefore the case is adjourned to. 16-10-19

16-10-19

The bench is incomplete, therefore,
the case is adjourned to. 17-10-19


Reader

03.12.2018

Junior counsel for the appellant present. Mr. Kabirullah Khattak, Additional AG for the respondents present. Junior counsel for the appellant requested for adjournment on the ground that learned senior counsel for the appellant is not available today. Adjourned. To come up for arguments on 29.01.2019 before D.B.



(Ahmad Hassan)
Member


(Muhammad Amin Khan Kundi)
Member

02.01.2019


Learned counsel for the appellant and Mr. Riaz Paindakheil learned Assistant Advocate General alongwith Sarwar Khan ADEO present. Representative of the respondents seeks time to furnish complete record. Granted. To come up for record and arguments on 30.01.2019 before D.B.


Member


Member

30.01.2019

Learned counsel for the appellant and Mr. Muhammad Jan learned Deputy District Attorney alongwith M/S Bahadur Computer Operator and Daud Jan Superintendent present. Adjournment requested. Adjourn. Adjourn. To come up for arguments on 14.03.2019 before D.B.


Member


Member

27.09.2018 Appellant in person and Mr. Ziaullah, Deputy District Attorney alongwith Mr. Daud Jan, Superintendent for the respondents present. The case was fixed for order, however, Judicial Member want to submit that perusal of the file reveal that on 23.04.2018 the bench comprising of Mr. Muhammad Hamid Mughal and Mr. Ahmad Hassan heard the arguments in all connected appeals including the present appeal but decided only five appeals out of total connected appeals and adjourned the remaining connected appeals including the present appeal for arguments. Propriety demand that the bench comprising above named members should also decide the remaining connected appeals including the present one. Hence, the case file be put up today before the learned Chairman of Service Tribunal for appropriate orders.


(Ahmad Hassan)
Member (E)


(Muhammad Amin Kundi)
Member (J)

27.09.2018 As per order of worthy chairman in service appeal No, 296/16 Sakhi Akbar vs Secretary Education etc, this case be fixed before the bench comprising of Mr Mohammad Hamid Mughal learned Member (J) & Mr Ahmad Hassan learned Member (E) for hearing and disposal *01-11-2018*

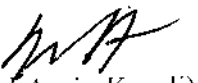

Registrar

01.11.2018 Due to retirement of Hon'able Chairman, the Tribunal is defunct. Therefore, the case is adjourned for the same on 03.12.2018 before D.B.


Reader

17.08.2018

Learned counsel for the appellant and Mr. Muhammad Jan learned Deputy District Attorney present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 28.08.2018 before D.B.



(Muhammad Amin Kundi)
Member


(Muhammad Hamid Mughal)
Member

28.08.2018


Appellant with counsel and Mr. Ziullah, Deputy District Attorney alongwith Mr. Ahmad Khan, Additional Agency Education Officer and Mr. Daud Jan, Superintendent for the respondents present. Arguments heard. To come up for order on 31.08.2018.


(Ahmad Hassan)
Member


(Muhammad Amin Khan Kundi)
Member

31.08.2018


Appellant in person and Mr. Ziullah, Deputy District Attorney alongwith Mr. Daud Jan, Superintendent for the respondents present. Adjourned. To come up for order on 18.09.2018.



(Ahmad Hassan)
Member


(Muhammad Amin Khan Kundi)
Member

18.09.2018

Appellant in person and Mr. Ziullah, Deputy District Attorney alongwith Mr. Daud Jan, Superintendent for the respondents present. Adjourned. To come up for order on 27.09.2018.


(Ahmad Hassan)
Member


(M. Amin Khan Kundi)
Member

31.05.2018


Learned Additional Advocate General present. Some points needs consideration. Learned counsel for the appellant is not available. Adjourned. To come up for further arguments on 07.06.2018 before D.B



(Ahmad Hassan)
Member


(Muhammad Hamid Mughal)
Member

~~07.06.2018~~


~~Senior is incomplete. To come up for arguments on 07.06.2018 before D.B~~
Junior to counsel for the appellant and Mr. Kabir Ullah Khattak learned Additional Advocate General alongwith Daud Jan ADO for the respondents present. Junior to counsel for the appellant seeks adjournment as senior counsel is not in attendance. Adjourned. To come up for arguments on 29.06.2018 for arguments before D.B.

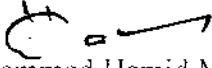

(Ahmad Hassan)
Member


(Muhammad Hamid Mughal)
Member

29.06.2018

Appellant with counsel present. Mr. Kaibrullah Khattak, Additional AG alongwith Mr. Ahmad Khan, Agency Education Officer. and Mr. Daud Jan, Superintendent for the respondents present and requested for adjournment. Adjourned. To come up for arguments on 17.08.2018 before D.B.


(Muhammad Amin Kundi)
Member


(Muhammad Hamid Mughal)
Member

10.04.2018

Counsel for the appellant and Addl. AG alongwith Daud Jan, Supdt. for the respondents present. Learned AAG seeks adjournment. Last opportunity granted. To come up for record and arguments on 23.04.2018 before the D.B.



Member



Chairman

23.04.2018

Learned counsel for the appellant and Mr. Kabir Ullah Khattak, learned Additional Advocate General alongwith Ahmad Khan AEO for the respondents present. Arguments heard. To come up for order on 09.05.2018 before D.B



(Ahmad Hassan)

Member



(Muhammad Hamid Mughal)

Member

08.05.2018

The Tribunal is defunct due to retirement of Hon'ble Chairman. Therefore, the case is adjourned. To come on 28.05.2018


READER

28.05.2018


Bench is incomplete. To come up for order on 31.05.2018 before D.B



Member

08.02.2018


Counsel for the appellant and Addl. AG alongwith Daud Jan, Superintendent for the respondents present. Due to shortage of time, arguments could not be heard. To come up for record and arguments on 29.03.2018 before the D.B.



Member


Chairman

29.03.2018


Counsel for the appellant and Addl. AG alongwith Daud Jan, Supdt. for the respondents present. Learned AAG seeks adjournment. Adjourned. To come up for record and arguments on 04.04.2018 before D.B.



Member


Chairman

04.04.2018

Counsel for the appellant and Addl; AG for respondents present. Counsel for the appellant seeks adjournment. Adjourned. To come up for record and arguments on 10.04.2018 before D.B.


(Ahmad Hassan)
Member


(M. Hamid Mughal)
Member

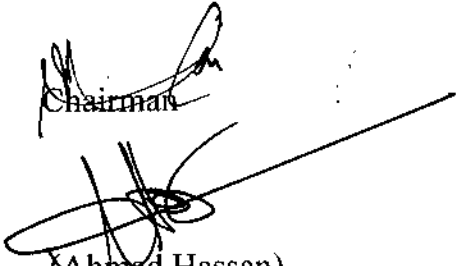
17.08.2017

Junior to counsel for the appellant and Asstt. AG alongwith Daud Jan, Superintendent for the respondents present.

Since the matter in controversy has already been resolved by the judgment of Hon'ble Peshawar High Court reported as PLD 2014-Peshawar-132, there is no need to decide this issue any further. The matter may be put up before the D.B for decision on merits. To come up for arguments before the D.B on 29.11.2017.



(M. Hamid Mughal)
Member




Chairman

(Ahmad Hassan)
Member

29.11.2017

Counsel for the appellant Mr. Ziaullah, DDA alongwith Mr. Daud Jan, Supdt for the respondents present. Representative of the respondents is directed to bring enquiry report and other documents. To come up for such record and arguments on 08.02.2018 before the D.B.



Member



Chairman

07.03.2017

Counsel for the appellant and Addl: AG for respondents present. Rejoinder submitted. To come up for arguments on 10.07.2017 before D.B.



(ASHFAQUE TAJ)
MEMBER



(MUHAMMAD AAMIR NAZIR)
MEMBER

10.07.2017

Counsel for the appellant and Muhammad Jan, Government Pleader for the respondents present. Vide our detailed order of to-day in service appeal No. 261/2016, entitled "Hamid Ullah Khan Versus Director of Education FATA, FATA Secretariat, Peshawar and others" a special bench of 3 members is constituted in which Mr. Muhammad Hamid Mughal, Learned Member (Judicial), shall also be included in addition to the present bench. To come up for arguments on the point of jurisdiction on 17.08.2017.



Member



Chairman

24.08.2016

Clerk to counsel for the appellant and Mr. Daud Jan, Supdt. alongwith Addl. AG for respondents present. Written reply not submitted. Requested for further adjournment. Last opportunity is extended. To come up for written reply/comments on 3.11.2016 before S.B.


Member

03.11.2016

Counsel for the appellant and Addl. AG for respondents present. Written reply not submitted. Requested for further adjournment. Another last opportunity is extended. To come up for written reply/comments on 12.01.2017 before S.B.


Member

12.01.2017

Counsel for the appellant and Mr. Daud Jan, Superintendent alongwith Additional AG for respondents present. Written statement by respondents No. 2 & 3 submitted. Learned Additional AG relies on the same on behalf of respondents No. 1 & 4. The appeal is assigned to D.B for rejoinder and final hearing for 07.03.2017 before D.B.


Chairman

14.4.2016

Counsel for the appellant present. Learned counsel for the appellant argued that the appellant was serving as D.M (BPS-15) GHS Kochi Kuram Agency when terminated from service vide impugned order dated 11.12.2015 on the allegations of irregularities in his appointment where-against he preferred departmental appeal on 18.12.2015 which was not responded and hence the instant service appeal on 28.03.2016.

That appointment of the appellant was made in accordance with provisions of Rule-10 of Khyber Pakhtunkhwa Civil Servants (Appointments, Promotion and Transfer) Rules, 1989 and that there was neither any illegality nor irregularity in the said appointment and, moreover, neither any enquiry was conducted nor any opportunity of hearing extended to the appellant.

Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply/comments for 15.06.2016 before S.B.


Chairman

15.06.2016

Counsel for the appellant and Asstt. AG alongwith Daud Jan, Supdt. for the respondents present. Requested for adjournment. Last opportunity granted. To come up for written reply/comments on 24.08.2016 before S.B.





Chairman

Security of Process Fee

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 303/2016

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	28.03.2016	<p>The appeal of Mst. Parveen Bibi presented today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2	29.3.16	<p>This case is entrusted to S. Bench for preliminary hearing to be put up thereon <u>12.4.16</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	12.04.2016	<p>Junior to counsel for the appellant present. Seeks adjournment. Case is adjourned for preliminary hearing to 26.4.2016.</p> <p style="text-align: right;"> Chairman</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. 303 /2016

PARVEEN BIBI

VS

EDUCATION DEPTT:

INDEX

S. NO.	DOCUMENTS	ANNEXURE	PAGE
1.	Memo of appeal	.....	1- 4.
2.	Appointment order	A	5.
3.	Domicile	B	6.
4.	Advertisement	C	7.
5.	Appointment order	D	8.
6.	Service book	E	9- 13.
7.	Educational testimonials	F	14- 18.
8.	Memo of writ petition	G	19- 25.
9.	Impugned order	H	26- 27.
10.	Departmental appeal	I	28- 29.
11.	Vakalat nama	.....	30.

APPELLANT

THROUGH:

NOOR MOHAMMAD KHATTAK
ADVOCATE

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. 303 /2016

W.F. Proceedings
Service Tribunal
Diary No. 286
dated 28-3-2016

Mst: Parveen Bibi, Ex: D.M (BPS-15),
GGMS Ossal, Kurram Agency..... **APPELLANT**

VERSUS

- 1- The Additional Chief Secretary FATA, FATA Secretariat, Warsak Road, Peshawar.
- 2- The Director of Education FATA, FATA Secretariat, Warsak Road, Peshawar.
- 3- The Additional Agency Education Officer, Lower & Central Kurram Agency at Sadda.
- 4- The Agency Account Officer, Kurram Agency.

..... **RESPONDENTS**

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974 AGAINST THE IMPUGNED ORDER DATED 11.12.2015 WHEREBY THE SERVICES OF THE APPELLANT HAS BEEN TERMINATED WITH EFFECT FROM THE DATE OF HIS APPOINTMENT AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINTY DAYS.

PRAYER:

That on acceptance of this appeal the impugned order dated 11.12.2015 may be set aside and the respondents may be directed to re-instate the appellant with all back benefits w.e.f the date of his appointment. Any other remedy which this august Tribunal deems fit that may also be awarded in favor of the appellant.

R/SHEWETH:

ON FACTS:

Brief facts giving rise to the present appeal are as under:

- 1- That initially the appellant was appointed in the respondent Department as PST on contract basis vide order dated 28.5.2010. That the services of the appellant were extended time to time. Copies of the first appointment order and domicile are attached as annexure **A and B.**
- 2- That the respondent No.3 through advertisement published in the Daily News Paper advertised various posts including the post of D.M (BPS-09) now (BPS-15). Copy of the advertisement is attached as annexure **C.**

Filed to (12)
28/3/16

- 3- That appellant having the Domicile of Kurram Agency and having the requisite qualifications for the said post applied through proper channel and after participated in the test and interview the appellant was declared successful in the said selection process. That in consequence the appellant was offered the said post through appointment order dated 18.01.2013. Copies of the appointment order, service book and Education Testimonials are attached as annexure **D, E and F.**
- 4- That in response the appellant started performing his duty at the concern station quite efficiently and up to the entire satisfaction of his superiors.
- 5- That the service book of the appellant is also been prepared by the respondent No.3 and proper entry regarding the appointment of the appellant has been made by the respondent No.3 in the said service book of the appellant. That astonishingly right from appointment the salaries of the appellant has been withheld by the respondents without assigning any reason and clear justification. Copy of the service book is already attached as annexure---- **E.**
- 6- That appellant time and again visited the concerned quarter for the release of his salaries but of no avail, feeling aggrieved from the inaction of the respondents by not releasing the monthly salary of the appellant the appellant knocked the door of the august Peshawar High Court Peshawar in writ petition No. W.P. 3602-P/2014 which is still pending adjudication before the august Peshawar High Court Peshawar. Copy of the Memo of writ petition No WP 3602-P/2014 is attached as annexure **G.**
- 7- That astonishingly the respondent No.3 issued the impugned order dated 11.12.2015 whereby the services of the appellant has been terminated with retrospective effect without conducting regular inquiry and without assigning any reason/clear justification. Copy of the impugned order dated 11.12.2015 is attached as annexure **H.**
- 8- That appellant feeling aggrieved from the impugned order dated 11.12.2015 filed Departmental appeal on 18.12.2015 before the respondent No.2 but no reply has been received so far. Hence the present appeal on the following grounds amongst the others. Copy of the Departmental appeal is attached as annexure **I.**

GROUND:

- A- That the impugned order dated 11.12.2015 issued by the respondent No.3 is against the law, 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 respondent Department in accordance with law and rules on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.
- C- That appellant has been appointed in light of the appointment, promotion and transfer Rules 1989 and as such proper advertisement has been issued for the said post of appellant but inspite of that the respondent No.3 without any reason issued the impugned order dated 11.12.2015.
- D- That no show cause notice has been served on the appellant by the respondent Department before issuing the impugned order dated 11.12.2015 against the appellant.
- E- That no regular inquiry has been conducted before issuing the impugned order dated 11.12.2015.
- F- That no chance of personnel hearing/personnel defense has been given to the appellant before issuing the impugned order dated 11.12.2015.
- G- That the impugned order dated 11.12.2015 has been issued by the respondents in violation of the principle of Locus Poenitentiae.
- H- That appellant has successfully completed his probationary period and has served the respondent Department for more than three years but inspite of that the respondent No.3 issued the impugned order dated 11.12.2015.
- I- That the respondent Department acted in arbitrary and malafide manner while issuing the impugned order dated 11.12.2015 against the appellant.
- J- That appellant seeks permission to advance other grounds and proofs at the time of hearing.

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

Dated: 19.3.2016

APPELLANT



PARVEEN BIBI

THROUGH:



NOOR MOHAMMAD KHATTAK

ADVOCATE

(0345-9383141)

A-5

OFFICE OF THE ADD:AGENCY EDUCATION OFFICER SADDA KURRAM AGENCY.

APPOINTMENT.

Consequent upon the approval by the Selection Committee, the appointment of the following PIC teacher is hereby ordered in the School noted against his name against vacant PIC post purely on Temporary basis in BPS No 7 BPS:911 passed FA/FSc in 2nd division Plus usual allowances as admissible under the rules with effect from the date of his taking over charge.

S	Name of Candidate/Father Name	School where Appointed	Remarks
1	Parveen bibi D/O Spin Gul	GPS Said Ali Mela Central Kurram Agency.	Against Vacant Post

TERMS/CONDITIONS.

1. She is directed to produce his Medical certificate from the Medical Supdt:AHQ Hospital Parachinar.
2. Her age should be between 18-33 years and 18-40 for Female..
3. Her appointment is purely made on temporary and contract basis and liable to termination at any time without assigning any notice, in case he wants to resign their post, he will have to give one month prior notice or forfeit one month pay in lieu thereof.
4. No payment will be made to the appointee until and unless their academic and professional certificate are got verified from the Issuing Authorities concerned.
5. If She failed to take over charge within 15 days, his appointment will automatically be considered as cancelled.
6. Charge reports should be submitted to this office.
7. Her appointment will be consider as regular but without Pension/gratuity on the term of section 15 of the NWFP Civil Servant Act 1973 as amended with civil servants amendment Act, 2003 but will be entitled to contribution Provident Fund at such rate as may be prescribed By the govt



Add:Agency Education Officer
Sadda Kurram Agency

No 1099-1102 /1-du Dated 28/5-2010

- Copy forwarded to the
1. Director of Education FATA NWFP Peshawar
 2. Asst:Political Agent Lower Kurram Sadda
 3. Agency Account officer Parachinar
 4. Headmaster concerned..
 5. Office file

ATTESTED




Agency Education Officer
Sadda Kurram Agency



No 1740 Ag, Dated Parachinar the 03/4/2009

OFFICE OF THE POLITICAL AGENT KURRAM AGENCY

STED
Mullab

Tehsildar
Central Kurram
18/3

KURRAM DOMICILE

Certified that Mr./Mrs. PARVEEN BIBI
Son/daughter of Mr. SPINGULL Belongs
to a recognized Tribe of ZEHRAKHT Section WATIZAI
Sub Section KHADIKHEL and his/her father is/was a permanent
bonafide resident of village PASTAWAN Kurram Agency.

He/She is an eligible candidate to avail himself/herself of the seats reserved for
Tribal Areas Kohat Division Kohat Backward Area Kurram Agency.

Mullab
Tehsildar Māhal/P.T. Alizai
Political Naib Tehsildar
PNT(CK) Central Kurram
18/3/09

[Signature]
Asstt: Political Agent
ASSISTANT POLITICAL AGENT.
19/3/09

[Signature]
Political Agent
Political Agent Kurram

ATTESTED

Office Seal

درجہ اولیٰ

کراچی کی کراچی کے پرائمری اسکولوں میں کثرت لیسٹ کی خالی اسامیوں کو خالصتاً بھرت کی بنیاد پر پوز کرنے کیلئے کراچی کے کئی اسکولوں میں کثرت لیسٹ اور اس سے
 کمزور تارخہ پوز خواتین مطلوب ہیں۔ درخواستیں مع سہولتیں اسٹار، آئی ٹی، کارڈ اور نیٹ ورک کیلئے تاریخاً 10 نومبر 2012ء کو دیا جائے گا۔ اس کے بعد پوز خواتین کی فہرست جاری کی جائے گی۔
 اسل اور سٹورڈ اور اس کے والدین درخواستیں اسٹورڈ اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

سلسلہ نمبر	اساتذہ کی فہرست	تاریخ امتحان	مقام امتحان	اساتذہ کی فہرست
1	اساتذہ کی فہرست BPS-15	30-11-2012	پارچہ پورہ	35F18
2	اساتذہ کی فہرست BPS-15	03-12-2012	پارچہ پورہ	ایٹنا
3	اساتذہ کی فہرست BPS-14	04-12-2012	پارچہ پورہ	ایٹنا
4	اساتذہ کی فہرست BPS-14	05-12-2012	پارچہ پورہ	ایٹنا
5	اساتذہ کی فہرست BPS-07	06-12-2012	پارچہ پورہ	ایٹنا
6	اساتذہ کی فہرست BPS-07	07-12-2012	پارچہ پورہ	ایٹنا
7	اساتذہ کی فہرست BPS-09	10-12-2012	پارچہ پورہ	ایٹنا
8	اساتذہ کی فہرست BPS-09	11-12-2012	پارچہ پورہ	ایٹنا
9	اساتذہ کی فہرست BPS-09	12-12-2012	پارچہ پورہ	ایٹنا
10	اساتذہ کی فہرست BPS-09	13-12-2012	پارچہ پورہ	ایٹنا
11	اساتذہ کی فہرست BPS-09	14-12-2012	پارچہ پورہ	ایٹنا
12	اساتذہ کی فہرست BPS-09	17-12-2012	پارچہ پورہ	ایٹنا
13	اساتذہ کی فہرست BPS-07	18-12-2012	پارچہ پورہ	ایٹنا
14	اساتذہ کی فہرست BPS-07	20-12-2012	پارچہ پورہ	ایٹنا
15	اساتذہ کی فہرست BPS-07	21-12-2012	پارچہ پورہ	ایٹنا
16	اساتذہ کی فہرست BPS-07	21-12-2012	پارچہ پورہ	ایٹنا
17	اساتذہ کی فہرست BPS-07	24-12-2012	پارچہ پورہ	ایٹنا
18	اساتذہ کی فہرست BPS-05	25-12-2012	پارچہ پورہ	ایٹنا

شمارہ نمبر: (1) کراچی کی کراچی کے پرائمری اسکولوں میں کثرت لیسٹ اور اس سے کمزور تارخہ پوز خواتین مطلوب ہیں۔ درخواستیں مع سہولتیں اسٹار، آئی ٹی، کارڈ اور نیٹ ورک کیلئے تاریخاً 10 نومبر 2012ء کو دیا جائے گا۔ اس کے بعد پوز خواتین کی فہرست جاری کی جائے گی۔ اسل اور سٹورڈ اور اس کے والدین درخواستیں اسٹورڈ اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(2) امیدواروں کے اساتذہ اور شاغی کارڈ میں کثرت لیسٹ اور اس سے کمزور تارخہ پوز خواتین مطلوب ہیں۔ درخواستیں مع سہولتیں اسٹار، آئی ٹی، کارڈ اور نیٹ ورک کیلئے تاریخاً 10 نومبر 2012ء کو دیا جائے گا۔ اس کے بعد پوز خواتین کی فہرست جاری کی جائے گی۔ اسل اور سٹورڈ اور اس کے والدین درخواستیں اسٹورڈ اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(3) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(4) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(5) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(6) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(7) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(8) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(9) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(10) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(11) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(12) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(13) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(14) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(15) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(16) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

(17) اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔

ATTACHED

[Handwritten Signature]

2
 اساتذہ کی فہرست اور اس کے والدین کے ذریعے حاصل کی جاسکتی ہیں۔



ADD: AGENCY EDUCATION
OFFICE SADDA KURRAM AGENCY.
PHON: 8926-11002 FAX: 892612022
No. _____ / Edu
Dated Sadda: the _____ / _____ / 2013

D-8

APPOINTMENT

Consequent upon the approval by the Selection Committee, the appointments of the following DM Female teachers are hereby ordered in the school noted against their names against vacant posts purely on Regular contract basis in BPS No 9 Plus usual allowances as admissible under the rules with immediate effect.

S. No.	Name of Candidate	Father Name	School where Appointed	Remarks
1	Samreena Sadai	Haji Ameen Khan	GGMS Tarali	Against Vacat Post
2	Shamim Bibi	Spin Gul	GGMS Dogar	Against Vacat Post
3	Parveen Bibi	Spin Gul	GGMS Ossai	Against Vacat Post
4	Bibi Jamila	Niaz Bahadar Khan	GGMS Tabikhoni/Hot	Against Vacat Post

TERMS/CONDITIONS

1. They are directed to produce their Medical certificate from the Medical Supd: AHO Hospital Sadda Kurram Agency.
2. Their age should be between 18-40 years.
3. Their appointment is purely made on temporary and Regular contract basis and liable to termination at any time without assigning any notice, in case they want to resign their post, they will have to give one month prior notice or forfeit one month pay in lieu thereof.
4. No payment will be made to the appointee until and unless their academic and professional certificate are got verified from the Issuing Authorities concerned.
5. If they failed to take over charge within 15 days, their appointment will automatically be considered as cancelled.
6. Charge reports should be submitted to this office.
7. Their appointment will be consider as regular but without Pension/gratuity on the term of section-15 of the KPK Civil Servant Act 1973 as amended with civil servants amendment Act 2003 but will be entitled to contribution Provident Fund at such rate as may be prescribed by the govt.

Add: Agency Education Officer
Lower & Central Kurram Sadda.

No. 125-33 / Edu Dated 15/11 / 2013
Copy forwarded to the.

1. Director of Education FATA KPK Peshawar.
2. Agency Account officer Parachinar.
3. Political Agent Kurram Parachinar.
4. Asst: Political Agent Central Kurram.
5. Teachers Concerned.
6. Headmistress concerned.
6. Office file.

ATTESTED

Y

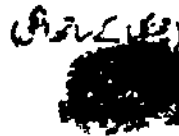
Add: Agency Education Officer
Lower & Central Kurram Sadda

1. Name (نام) Miss PARVEEN BIRI E-9
2. Nationality and Religion WATIZAI (Zehrusht) ISLAM
(قومیت اور مذہب)
3. Residence Village & P/o Bagan Tehsil Lower Kurram
(ستقل رہائش)
4. Father's name and residence SPIN SUL Address as above
(والد کا نام اور پتہ)
5. Date of birth by Christian era as nearly as 14-09-1970
can be ascertained Fourteen the September N.H. or Seventy
(تاریخ پیدائش مطابق سن مسوی)
6. Exact height by measurement _____
(قد کا پتہ)
7. Personal mark of identification _____
(نشان شناخت)
8. Left hand/right hand thumb and finger impressions of (Non-gazetted officer)
(سرکاری صورت میں بائیں اور عورت کی صورت میں دائیں ہاتھ کی انگلیوں کے نشانات)

Little Finger



Ring Finger



Middle Finger



Fore Finger

(انگشت شہادت)



Thumb

(انگلی)



9. Signature of Government Servant Parvin
(سرکاری ملازم کے دستخط)

10. Signature and designation of the Head of
the office or other Attesting officer _____
Head of Office
Upper Kurram District

(تصدیق کنندہ دفتر کے دستخط اور مہر)

Note: The entries in this page should be renewed or re-attested at least every five years and the signatures in Lines 9 and 10 should be dated. Finger prints need not be taken after every 5 years under this rule.

اس صفحے کے مندرجات کم از کم پانچ سال بعد تصدیق ہونا ضروری ہیں اور نمبر 9 اور 10 میں دستخطوں کے نئے تاریخ تکمیل چاہئے۔
انگلیوں کے نشانات کے لئے ہر پانچ سال کے بعد تصدیق کی ضرورت نہیں۔

ATTESTED

(Handwritten signature)

1.	2.	3.	4.	5.	6.	7.	8.	9.
Name of Post	Whether Substantive or officiating and whether permanent or temporary	Whether (i) substantive appointment or (ii) whether service counts for pension under rule 2.20 of C.S.R (Pn) Volume II	Pay in substantive Position	Additional pay for Officiating	Other emoluments falling under the term pay	Date of appointment	Signature of Government	Signature and designation of the Head of the Office or other Officer or other appointing Officer in absence of Government
	ماری مستقل قائم مقام	الماری بالکلیت مستقیم	تکونالو ماری ملازمت	زانی ماری مقام	ماری تکونالو دیگر ماری	تاری تقرری	مستقیم ماری ملازمت	ماری ماری
			Rs Ps	Rs Ps				
①	Passed SSC (A) Exam Session 2007 under Roll no 22448 from BISE Kohat secured 618/1000 marks verified vide AEO office Satta no 316/edu dated 15/11/2013 and BISE Kohat no 4204/sec/1001/SSC/BISEK dated 22/11/13							
②	Passed FA Exam Session 2009 (A) under Roll no 27549 from BISE Kohat secured 731/1100 marks verified vide AEO office Satta no 316/edu dated 15/11/2013 BISE Kohat no 1394/sec/1001/FA/BISEK dated 15/11/2013							
③	Passed BA Exam (A) 2011 under Roll no 30764 Peshawar No 2010-PCKU-377 from KUST at Kohat secured 309/550 marks. Result declared on 29/8/2011							
④	Passed PTC exam (spring 2011) under Roll no AC 640925 Registration no 9AKM00112 from Aioia Islamabad secured 638/1000 marks. verified vide AEO office Satta no 195 dated 14/7/2011 and Aioia Islamabad no F-1-5/1081/18126 dated 23/11/2012.							

1.	2.	3.	4.		5.		6.	7.	8.
Name of Post	Whether substantive or officiating and whether permanent or temporary	If officiating state (i) substantive appointment or (ii) whether service counts for pension under rule 3.29 of C.E.R (Pb.) Volume II	Pay in substantive position		Additional pay for officiating		Other emoluments falling under the term pay	Date of appointment	Signature of Government servant
			Rs.	P.	Rs.	P.			
P.T.C Post GSDS Saini A.C. Mala Cantment Karnal	عارضی مستقل ! قائم مقام	BPS 9 (3820-730-10720)			820		3520	29-5-2010	P.S. VIK
do	do				3820		3520	1-12-2010	P.S. VIK
do	do	BPS 9 (6200-380-17600)			6200		5800	1-7-2011	P.S. VIK
do	do				6200		5800	1-12-2011	P.S. VIK
do	do	BPS 9 (6200-380-17600)			6580		6200	28-02-2012	P.S. VIK
do	do				6960		6580	1-12-2013	P.S. VIK

ATTESTED

(Signature)

Signatures of the Post Office & attached to official address

رجسٹرڈ
مقام

16

AGD

AGD

AGD

AGD

AGD

13

9.	10.	11.	12.	13.		14.	15.
Signature and designation of the Head of the Office or other appointing officer in accordance of sections 7 to 8	Date of termination or appointment	Reason of termination (Such as Promotion, Transfer, Resignation etc.)	Signature of the Head of the Office or other appointing officer	Nature and duration of leave taken	Admission of period of leave of average pay up to four months (or average leave not exceeding 120 days) to which leave salary is payable in another Government	Signature of the Head of the Office or other appointing Officer	Reference to any register, Particulars or records received or produced of the Government servants
					Period		
<i>[Signature]</i>	30-11-10	47 No Inc.	<i>[Signature]</i>				
<i>[Signature]</i>	30-6-2011	Pay Revision	<i>[Signature]</i>				Appointed as P.T.C. vide AER office memo no 1099-1102 Dated 28/5/2010 at SPS Said Ali Khala Ck.
<i>[Signature]</i>	30-11-2011		<i>[Signature]</i>				
<i>[Signature]</i>	29-12-12	Allowed on 9 m Posting P.T.C. PA 0	<i>[Signature]</i>		Service from 29-5-2010 to 30-11-2010		
<i>[Signature]</i>	30-11-2013	Inc	<i>[Signature]</i>		Service from 01-12-2010 to 30-11-2011		
<i>[Signature]</i>			<i>[Signature]</i>		Service from 01-12-2011 to 30-11-2012		
<i>[Signature]</i>			<i>[Signature]</i>		Service from 01-12-2012 to 30-11-2013		

Serial No. 005795
Roll No. 26764

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

Registration No.

2010-FCRI-371

Kohat University

of Science & Technology, Kohat
(Pakistan)

F-14

Session Autumn, 2011

PARVEN 9131 DAKSHIN of SPIR GUL and a student
of KURESH AGENCY having passed the prescribed
examination held in JUNE 2011, is this day admitted by

The Kohat University of Science & Technology, Kohat

to the Degree of

Bachelor of Arts
in the SECOND Division

The Examination was taken as a whole / independently




Controller of Examinations

— Counter signed

ATTESTED




Vice-Chancellor

Recd. Declared in A.S. 121, 2011.

S. No. 007017

Roll No. 27549

پاروین بی بی

15

Board of Intermediate and Secondary Education

کراچی

Khyber Pakhtunkhwa, Pakistan.

HIGHER SECONDARY SCHOOL CERTIFICATE EXAMINATION

GROUP: HUMANITIES

SESSION: 2009 ANNUAL

This is to Certify that PARVEEN BIBI Son / Daughter of Mr. SPIN GUL

and a student of KURRAM AGENCY having Registered No. 1586-BK/P-2008

has passed the *Intermediate Examination* of the Board of Intermediate and Secondary Education, Rohai held

In May, 2009 as a PRIVATE candidate. He / She obtained 731 Marks out of 1100 and has been placed in B

Grade, Representing VERY GOOD

ATTESTED

Asstt. Secretary

This certificate is issued without alteration or erasure.

Secretary

ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD
PROVISIONAL RESULT CARD



17

Serial No. **223188**
 Name
 Father's Name **PARVEEN BIBI**
 Address **SPIN GUL**
JAVID STATIONERY BANGASH MARKET
P. O SADDA MUEEN GUL
 Tehsil **KORRAM AGENCY**
 District **KORRAM AGENCY**
 has successfully completed **PRIMARY TEACHING CERTIFICATE**

Roll No. **AL140926**
 Registration No. **09A200110**
 Final Semester **546-2011**

The detail of passed courses is as under:

Semester	Course Code	Title of Course	Marks	
			Maximum	Obtained
SPR- 09	0613	PRINCIPLES OF EDUCATION	100	75
SPR- 09	0616	SCHOOL COMMUNITY & PRACTICAL ARTS	100	80
SPR- 09	0619	EDUCATIONAL PSYCHOLOGY	100	75
SPR- 09	0615	SCHOOL ORGANIZATION & MANAGEMENT	100	75
AUT- 09	0619	TEACHING OF GENERAL SCIENCE & PHYSICAL EDUCATION	100	80
AUT- 09	0617	TEACHING OF URDU	100	74
AUT- 09	0620	TEACHING OF ISLAMIAT & SOCIAL STUDIES	100	71
SPR- 10	0618	TEACHING OF MATHEMATICS	100	71
SPR- 11	0611	PRACTICAL WORKSHOP & TEACHING PRACTICE	100	70

ATTESTED

CREDITS: 5

Total Marks / Obtained

400 / 530

Result Declared on FEBRUARY 23, 2012

Percentage / Grade

Date of issue MARCH 31, 2012

Controller of Examinations

Disclaimer:

This result card is issued provisionally, errors and omission excepted, as a notice only. Any entry appearing in this card does not itself confer any right or privilege on a candidate for the grant of certificate/degree/diploma, which will be issued under the rules/regulations on the basis of the original record of the university student.

S.No. KB

89105

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

Roll No. 724483

BOARD OF INTERMEDIATE & SECONDARY EDUCATION



KOHAT

(N.W.F.P. Pakistan)

Secondary School Certificate Examination

Session 2007 (Annual)

This is to certify that Parveen Bibi

Daughter of Spin Gul
and a resident of Kurram Agency

has passed the Secondary School Certificate Examination of the Board
of Intermediate and Secondary Education, Kohat held in April 2007


as a Private Candidate. She obtained 618 Marks out of 900 and
has been placed in Grade B Representing Very good

The candidate passed in the following subjects:

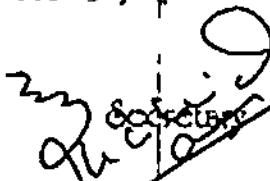
- | | | | |
|----------------|---------------|---------------------|------------------------|
| 1. English | 2. Urdu | 3. Pakistan Studies | 4. Islamiyat (Comp) |
| 5. Mathematics | 8. G. Science | 6. Islamic Studies | 7. Art & Modle Drawing |

Date of birth according to admission form is: 14-09-1970

In Words: Fourteenth September One Thousand XII & Seventy


Head of the Board

This Certificate is issued without alteration or emendation


Secretary

ATTESTED

9-19

IN THE PESHAWAR HIGH COURT, PESHAWAR

W.P No. 3602 /2014

Farooq Muhammad and others.....Petitioners

V E R S U S

Additional Chief Secretary, FATA & others.....Respondents

I N D E X

S.No	Description of Documents	Annex	Pages
1.	Writ Petition		1-5
2.	Affidavit		6
3.	Addresses of Parties		7-8
4.	Copy of advertisement	A	9
5.	Copy of order/ appointment letters	B	10-22
6.	Copies of medical certificates	C	23-44
7.	Copy of charge reports	D	45-68
8.	Copy of attendance sheets	E	69-75
9.	Copies of appeals	F	76
10.	Court Fee		77
11.	Wakalat Nama		78

Through

Petitioner

Adnan Khattak
Adnan Khattak

Advocate, Peshawar

Cell: 0300-5930703

Date: 11.11.2014

ATTESTED

[Signature]

IN THE PESHAWAR HIGH COURT, PESHAWAR

W.P No. _____/2014

- ✓ 1. Farooq Muhammad S/o Arab Gul
- ✓ 2. Muhammad Saeed S/o Zarbat Khan
3. Ajab Khan S/o Gul Muhammad
- ✓ 4. Latif Hussain S/o Inam Hussain
5. Muhammad Ayaz S/o Gul Karim
6. Aziz ur Rehman S/o Said Rehman
7. Taj Ahmad S/o Lal Muhammad
8. Feroz Khan S/o Gul Zaman Khan
9. Said Hassan S/o Muhammad Hassan
10. Hussain Ahmad S/o Muhammad Rafiq
- ✓ 11. Wahid Zaman S/o Zawta Khan
12. Mst. Muzlifa D/o Muhammad Farooq
13. Muhammad Yousaf S/o Abdul Aziz
- ✓ 14. Aqib Zaman S/o Syed Amir Shah (All CT Teachers,
Lower & Central Kurram Agency)
15. Khiyal Bat Khan S/o Hibat Khan
16. Kifayatullah S/o Mir Jehan
- ✓ 17. Zar Taj Bibi D/o Haji Ajmir Khan (All PET Teachers,
Lower & Central Kurram Agency)
18. Noor Zaman S/o Noor Jamal
- ✓ 19. Mst. Shamim Bibi D/o Spin Gul

ATTESTED



- ✓ 20. Parveen Bibi D/o Spin Gul (All DM Teachers, Lower & Central Kurram Agency)
- ✓ 21. Siraj ud Din S/o Walayat Khan
- 22. Zubair Khan S/o Ghafoor Khan (Both Junior Clerks/JC, Lower & Central Kurram Agency)
- 23. Rehmatullah S/o Muhammad Rahim (Pesh Imam, Lower & Central Kurram Agency)
- 24. Rashid Khan S/o Khadi Khan (Lab Assistant)

PETITIONERS

VERSUS

- 1. Additional Chief Secretary, FATA
FATA Secretariat, Warsak Road, Peshawar
- 2. Secretary Finance,
Govt of KPK, Civil Secretariat, Peshawar
- 3. Additional Agency Education Officer,
Lower & Central Kurram, Sadda
- 4. Agency Account officer, Parachinar
- 5. Director of Education, FATA KPK, Peshawar

RESPONDENTS

WRIT PETITION UNDER ARTICLE 199
OF THE CONSTITUTION OF ISLAMIC
REPUBLIC OF PAKISTAN, 1973

Respectfully Sheweth:


- 1. That the respondent No.3 (Additional Agency Education Officer, Lower & Central, Kurram Sadda)

ATTESTED



floated advertisement in daily newspapers about the posts of PET, CT, Lab Assistant etc and petitioners, being eligible and qualified, applied for the same for selection on merit as such. (Copy of advertisement is attached as Annexure "A").

2. That the petitioners were interviewed and after going through the prescribed procedure of selection, they were, on the recommendation of Departmental Selection Committee appointed as such vide orders/ letters dated 15.01.2013, 18.01.2013 and 21.01.2013 respectively. (Copy of order/ appointment letters are attached as Annexures "B").
3. That petitioners were performing their duties with full devotion, after carrying-out their medical examination and taking charge on their respective posts, performing their duties till date. (Copies of medical certificates are attached as Annexure "C", charge reports are Annexure "D" and attendance sheets are Annexure "E").
4. That petitioners contacted respondents for payments of their monthly salaries but were told time and again that the department is going to prepare bills for the purpose. Every month took such practice but no fruitful result was ever achieved.


ATTESTED


- 23
5. That petitioners were constrained to prefer their departmental appeals before the authorities but in vain. (Copies of appeals are attached as Annexure "F"). Hence, the petitioners being aggrieved, approached this Honourable Court, inter alia, on the following grounds

GROUND S:

- A. That from the date of appointments, petitioners are performing their duties on the respective posts till date.
- B. That respondents were contacted from time to time for payments of their monthly salaries but every time they were deceived with commitment to be paid the same in the next month.
- C. That when petitioners came to know that the department is not fulfilling its commitment for the purpose, they agitated the matter through representations, but without any response.
- D. That two junior clerks namely Sakhi Akbar S/o Siddique Akbar and Abidullah S/o Muhammad Ghulam were also appointed vide dated 18.01.2013 according to the same advertisement dated 25.10.2012, are receiving salaries from the respondent No.3 which is clear cut violation of Article 25 of the Constitution of Pakistan, 1973.

ATTESTED



E. That the act of the respondents by not paying the monthly salaries to the petitioners since the date of appointments, they are not only violating natural justice but also the cardinal principles of Islam.

F. That the petitioners are performing their respective duties honestly and the attendance sheets are duly attested by the Headmaster. (Copies are attached).

In view of the above, it is therefore, humbly prayed that on acceptance of this petition, this Honourable Court may graciously be pleased to:

- i. Direct the respondents to forthwith pay monthly salaries to the petitioners.
- ii. Any other relief available in the circumstances of the case, not specifically asked for, may also be granted to the petitioner.

Through *Adnan Khattak*
 Petitioner
 Adnan Khattak
 Advocate, Peshawar

Date: __.11.2014

CERTIFICATE:

Certified on instructions of my client that petitioners have not previously moved this Hon'ble Court under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973 regarding the instant matter.

Adnan Khattak
 ADVOCATE

LIST OF BOOKS:

- 1. Constitution of Islamic Republic of Pakistan, 1973
- 2. Any other law books according to need




Adnan Khattak
 ADVOCATE

ATTESTED
[Signature]

PESHAWAR HIGH COURT, PESHAWAR.

25

FORM 'A'
FORM OF ORDER SHEET

S.No.	Date of order	Order or other proceedings with signature of the Judge
1	2	3
	1.12.2015.	<p><u>W.P.No.3602/2014.</u></p> <p>Present: Mr.Adnan Khattak, Advocate for the petitioners.</p> <p>Syed Qaiser Ali Shah, AAG for Provincial Government.</p> <p>Comments have not been filed. The latter seeks time to do the needful. May do so. Adjourned to a date in office.</p> <p style="text-align: right;">  <u>JUDGE</u> </p> <p style="text-align: right;">  <u>JUDGE</u> </p> <p style="text-align: center;">ATTESTED</p> <p style="text-align: center;">  </p> <p style="text-align: center;"><u>*M.Gul*</u></p>

H-26
~~2837~~TERMINATION ORDER

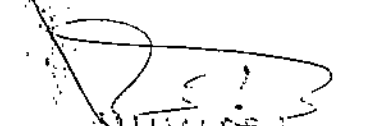
Consequent upon the direction by the competent authority, Director of Education FATA Peshawar vide his No 12228 dated 07.12.2015, on the decision of oversight committee the following in-eligible teaching/Non teaching appointees (M/F) BPS (7-9) appointed during January 2013 in Lower & Central Kurram are hereby terminated with effect from the date of their appointments. If salaries paid to them will be recovered from them accordingly.

S #	Name	Father Name	Desg:	B P S	Name of Institution	Remarks
1	Aqib Zaman	Said Amir Shah	CT	9	GHS Bagan	Terminated due to excess in sub divisional quota.
2	Muhammad Asif	Syal Khan	CT	9	GHS Makhizai	Terminated due to excess in sub divisional quota & advance appointment against on fill post.
3	Sara Bibi	Sakhi Mar Jan	DM	9	GGMS Bagan	DM diploma found fake & bogus.
4	Shahid Mahmood	Haji Sher Shah	PET	9	GMS Sraghurga	Diploma of JDPE found fake & bogus.
5	Muhammad Usman	Haji Shah Wazir	PET	9	GMS Arawali	Having no professional qualification.
6	Muhammad Alam Khan	Salam Khan	J/C	7	GHS Makhizai	Failed in typing test & rejected by enquiry officers.
7	Zubair Khan	Ghaffoor Khan	J/C	7	GDC Bagan	Rejected by PA enquiry.
8	Muhammad Sadiq	Gul Mar Jan	J/C	7	GGDC Alizai	Failed in typing test as per advertisement & rejected by enquiry officers.
9	Sakhi Akbar	Sadiq Akbar	J/C	7	GHS Kochi	Failed in typing test as per advertisement & rejected by enquiry officers.
10	Sadia Batool	Abid Alam Jan	Lah/A-sstt	7	GGDC Alizai	Documents not provided for verification.
11	Muhammad Saeed	Zar Bat Khan	CT	9	GHS Baza	Terminated due to excess in sub divisional quota.
12	Muhammad Sadiq	Abdul Rasheed	CT	9	GMS Ossai	Terminated due to excess in sub divisional quota.
13	Latif Hussain	Inam Hussain	CT	9	GHS Angori	Domicile holder of upper kurram.
14	Wahid Zaman	Zawta Khan	CT	9	GHS Dogar	Terminated due to excess in sub divisional quota.
15	Farooq Muhammad	Arab Gul	CT	9	GMS Taudy Oby	Out of merit (M.Ed has wrongly been considered in place of MA)
16	Ajmal Akbar	Akbar Khan	CT	9	GGMS Dogar No -2	Terminated due to excess in sub divisional quota.

ATTESTED

27

17	Bibi Sakina	Haji Gul Akbar	CT	9	GGMS Tabi Khonikhel	Terminated due to excess in sub divisional quota.
18	Samreen Sadaf	Haji Amin Khan	DM	9	GGMS Tarali	Documents not provided for verification.
19	Shamim Bibi	Spin Gul	DM	9	GGMS Dogar NO -2	Having no DM certificate & has not provide BA degree for verification.
20	Parveen Bibi	Spin Gul	DM	9	GGMS Ossai	Having no DM certificate & has not provide BA degree for verification.
21	Bibi Jamila	Niaz Bahadar Khan	DM	9	GGMS Tabi khonikhel	Having no DM certificate/diploma
22	Sajid Rehman	Haji Haider Khan	PET	9	GMS Dappa	JDPE diploma found fake & bogus.
23	Zia ul Alam	Noor Alam	PET	9	GMS Khazeena	JDPE diploma found fake & bogus.
24	Gul Hassan	Khan Bahadar	PET	9	GMS Jilamai	JDPE diploma found fake & bogus.
25	Kifayatullah	Mir Jehan	PET	9	GMS Kimal Baza	Having no professional documents.
26	Zar Taj Bibi	Haji Ajmir Khan	PET	9	GGMS Ossai	Having no professional documents & Lower Kurram domicile holder while she was appointed in Central Kurram, also appeared in CT (LK) while appointed as PET (CK).
27	Sajid Rehman	Said Aslam Khan	I/C	7	GHS Paloseen	Has been excluded by PA enquiry.
28	Siraj U Din	Walayat Khan	I/C	7	GHS Manatoo	Failed in typing test as per advertisement & rejected by enquiry officers.


 Add: Agency Education Officer
 Lower & Central Kurram Sadda.

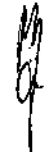
No. 2987-93 /Edu: Dated 11 / 12 /2015

Copy for information to the:-

1. Director of Education FATA Peshawar.
2. Political Agent Kurram Agency.
3. Additional Political Agent Kurram Agency.
4. Agency Account Officer Kurram Agency.
5. Assistant Political Agent Lower Kurram.
6. Assistant Political Agent Central Kurram.
7. Principals/Headmasters concerned for similar action.

Add: Agency Education Officer
 Lower & Central Kurram Sadda.

ATTESTED



ہنرمند جذب ڈائریکٹر ایجوکیشن خانہ خانہ سیکرٹریٹ درسد روڈ لاہور

(28) I

درخواست میرا بحالی سروس

جناب عالی! کہ حسب ذیل گزارش ہے۔

۔۔ کہ میں ویک ایجوکیشن میں بطور PST عارضی طور پر مورخ 28/5/2010 کو تعیناتی ہوئی۔ اور میں اپنی ڈیوٹی اکن طریقے سے سرانجام دیتی رہی۔

۔۔ کہ اس دوران اضرار میں مختلف آسامیوں میں متعلقہ اشتہار آیا۔ جس میں D.M کے آسامی کیلئے درخواست جمع کیا اور ٹیسٹ اور انٹرویو کے بعد مجھے بطور مورخ 18.01.2013 کو D.M کی آسامی پر تعینات کیا گیا۔

۔۔ کہ بعد از تعیناتی میں نے باقاعدہ طور پر ڈیوٹی شروع کی۔ اور مجھے میرا سروس بیک بھی جاواں کیا گیا۔ لیکن شروع سے ہی سروس انخواہ بند ہے۔ جس کیلئے میں کئی مرتبہ اپنے حق سے رجوع کیا لیکن مجھے کوئی تسلی بخش جواب نہ مل سکا۔ جس پر میں نے اچھالی کورٹ لٹم رٹ پٹیشن جمع کیا۔

۔۔ کہ دوران رٹ پٹیشن مجھے Terminate کیا گیا۔ جو کہ آرڈر مورخ 11-12-2015 کو کیا گیا ہے۔

لہذا آپ صاحبان سے درخواست ہے کہ مجھے تمام گزشتہ تنخواہات کے ساتھ بحالی کرنے کے احکامات صادر فرمائیں تاکہ میں اپنی سروس بحال کر سکوں۔

18.12.2015 (تاریخ)

_____ سرد
پروین جانی

Attested
19
of

VAKALATNAMA

IN THE COURT OF KPK Service Tribunal Peshawar
_____ OF 2016

Parveen Bibi (APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education Department (RESPONDENT)
(DEFENDANT)

I/We Parveen Bibi
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. ____/____/2016



CLIENT



ACCEPTED

NOOR MOHAMMAD KHATTAK
(ADVOCATE)

OFFICE:
Room No.1, Upper Floor,
Islamia Club Building, Khyber Bazar,
Peshawar City.
Phone: 091-2211391
Mobile No.0345-9383141

BEFORE THE KHYBER PUKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Appeal No: 303/16

Mst: perveen Bibi Ex-DM
GGMS OSSAL Kurram Agency
VERSUS

.....Appellant.

1. Additional Chief Secretary FATA Secretariat Warsak Road Peshawar.
2. Director Education FATA Secretariat Peshawar.
3. Additional Agency Education Officer Lower & Central Kurram Agency
4. The Agency Account Officer Kurram Agency..... Respondents.

Para-wise comments on behalf of respondent No: 2 & 3

Respectfully Sheweth:

Preliminary Objections

1. That the appellant has got no cause of action to file the instant appeal.
2. That the appellant has not come to this Honourable Tribunal with clean hands.
3. That the appellant has concealed material facts from this Honourable Tribunal.
4. That the appellant is estopped by his own conduct to bring the present appeal.
5. That the appeal is bad due to mis-joinder and non-joinder of necessary parties.
6. That the appeal is barred by law.

On Facts:

1. Correct to the extent that advertisement was stated for different categories of post by Agency Education Officer, but the candidates applied were not eligible, as on various complaints inquiry was conducted and anomalies were found in the recruitment process.
2. Correct to the extent that appointment orders were issued to the petitioners and other candidates, but the respondents Department legally intervened and constituted search committee to trace out bogus degree holders, therefore, the committee submitted its report clearly picked out those candidates who had applied through fake/bogus degrees, report of search committee attached as (Annexure-A).
3. No comments. Subject to record.
4. The respondent department in order to investigate/inquire the anomalies carried out in recruitment process in Kurram Agency held inquiries and constituted search Committee. It is pertinent to mention here that the responsible Officer was charge Sheeted and proposed to the Government for necessary action under E&D rules. However the salaries of those candidates whose degree's/certificates were verified by the over-sight committee were ordered to be initiate against all those involved in fakism and forgery, copy of letter annexed as (Annexure-B) also a letter No. 12229-36 dated 07/12/2015 was addressed to Additional Agency Education Officer, Lower and Central Kurram Agency for the release of salaries of eligible candidates and terminate in-eligible candidates, copy of letter attached as (Annexure-C).
5. No comments. As explained in Para No.4 above.
6. No comments. As explained in Para No.4 above.
7. No comments. Pertains to record.

Grounds:

- A. Incorrect. Respondent has not taken any action which is against Law & facts.
- B. Incorrect. Respondents have acted according to law/policy as the appellant was wrongly appointed, therefore their appointment was liable to struck down under the law.
- C. As explained in Para-B above.
- D. No comments. As stated above in Para-B.
- E. Incorrect. As explained in Para-D above.


- F. No comments. Hence denied.
- G. No comments. Pertains to record.
- H. No comments. Pertains to record.
- I. No comments. As stated above.
- J. Respondents also seeks permission to advance other grounds at the time of arguments.

In light of the above facts it is humbly requested to please dismiss the appeal having no legal grounds with cost.

Respondent NO. 2


Director Education FATA


Respondent NO. 3


**Addl: Agency Education Officer
Kurram at Parachinar**

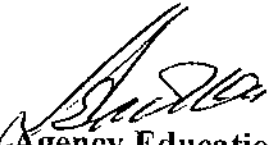
AFFIDAVIT

We the above respondents do hereby declare and affirm that the above comments are true and correct to the best of our Knowledge and belief that nothing has been concealed from this Honorable Tribunal.

Respondent NO. 2


Director Education FATA

Respondent NO. 3


**Addl: Agency Education Officer
Kurram at Parachinar**

TERMINATION ORDER.

Consequent upon the direction by competent authority, Director of Education FATA Peshawar vide his no. 12228 dated 07-12-2015 on the decision of overnight committee the following in-eligible teaching/non teaching appointees (m/F) BPA (7-9) appointed during January 2013 in Lower & Central Kurram are hereby terminated with effect from the date of their appointments. If salaries paid to them will be recovered from them accordingly.

S#	Name	F/ Name	Desg:	B P S	Name of institution	Remarks
1	Aqlb Zaman	Said Amir Shah	CT	9	GHS Bagan	Terminated due to excess in sub divisional quota
2	Muhammad Asif	Syal khan	CT	9	GHS Makhuzu	in sub divisional quota & advanced appointment against on fill post
3	Sara bibi	Sakhi mar jan	DM	9	GGMS Bagan	DM diploma found fake & bogus
4	Shahid Mehmood	Haji Sher Shah	PET	9	GMS Sraghurga	Diploma of JDPE found fake & bogus.
5	Muhammad usman	Haji Shah wazir	Pet	9	GMS Arawali	Having no professional qualification
6	Muhammad Alam Khan	Salam khan	I/C	7	GHS Markuzai	Failed in typing test & rejected by enquiry officer.
7	Zubair Khan	Ghafoor Khan	I/C	7	GDC Bagan	Rejected by PA enquiry
8	Muhammad Sadiq	Gul Mar jan	I/C	7	GGDC Ahzair	Failed in typing test as per advertisement & rejected by enquiry officer
9	Sakhi Akhbar	Sadiq Akbar	I/C	7	GHS Kochi	Failed in typing test as per advertisement & rejected by enquiry officer
10	Sadia Bateool	Abid Alam Jan	Lab/A	7	GGDC	Documents not provided
11	Muhammad Saeed	Zar bat khan	CT	9	GHS	Terminated due to excess in sub divisional quota.
12	Muhammad Sadiq	Abdul Rasheed	CT	9	GMS Ossai	Terminated due to excess in sub divisional quota
13	Latif Hussain	Imam Hussain	CT	9	GHS Augori	Domicile holder of upper Kurram
14	Wahid Zaman	Zawta khan	CT	9	GH Dogar	Terminated due to excess in sub divisional quota
15	Farroq Muhammad	Arab Gul	CT	9	GMS Taudy oby	Out of merit (m.Ed has wrongly been considered in place of MA)
16	Ajmal Akbar	Akbar khan	CT	9	GGMS Dogas No-2	Terminated due to excess in sub divisional quota

17	Bibi Sakina	Haji Gul Akbar	CT	9	GGMS tabi Khonikhel	Terminated due to excess in sub divisional quota
18	Samreen Sadaf	Haji Amin Khan	DM	9	GGMS Tarali	Documents not provided for verification
19	Shamin Bibi	Spin Gul	DM	9	GGMS Dogar No2	Having no DM Certificate & has not provide BA degree for verification
20	Parveen Bibi	Spin Gul	DM	9	GGMS Ossai	Having no DM Certification & has not provide BA Degree for verification
21	Bibi Jamila	Khan	DM	9	GGMS tabi khonikhel	Having no DM certificate / Diploma
22	Sajid Rahman	Haji Haider Khan	PET	9	GMS DA pa	JDPE diploma found fake & bogus
23	Zia ul Alam	Noor Alam	Pet	9	GMS Khazccna	JDPE diploma found fake & bogus
24	Gul Hassan	Khan Bahadar	PET	9	GMS Jilamai	JDPE diploma found fake & bogus
25	.....	Mr. Jehan	PET	9	GMS Kunal Baza	Having no professional documents
26	Zar Taj Bibi	Haji Aunir Khan	Pet	9	GGMS Ossai	Having no professional documents & lower Kurram domicile holder while she was appointed in Central Kurram also appointed ...
27	Sajid Rehman	Said Adam Khan	I/C	7	GHS	Has been expelled by pa enquiry
28	Siraj U Din	Walayat Khan	I/C	7	GHS Manatooo	Failed in typing test as per advertisement & rejected by enquiry officers.

Add. Agency Education Officer
Lower & Central Kurram Satta.

No 2987-93 /Edu dated 11-12-2015

Copy for information to the: -

1. Director of education FATA Peshawar.
2. Political Agent Kurram Agency.
3. Additional Political Agent Kurram Agency
4. Agency Account Officer Kurram Agency.
5. Assistant political agent Lower Kurram
6. Assistant Political Agent Central Kurram.
7. Principals/ Headmasters concerned for similar action

Add: Agency Education Officer
Lower & Central Kurram Satta



Handwritten mark resembling a stylized 'C' or '9'.

FATA SECRETARIAT
DIRECTORATE OF EDUCATION
WARSAK ROAD PESHAWAR, PAKISTAN
PHONE 091 9230166 FAX 091-9210216

NO. ...
DATED ... / ... / 2015 E-7-6 MEETING FILE NO

(B) ineligible Candidates

Most Urgent.

14

To
The Additional Agency Education Officer
Lower & Central Kurram Agency

Subject: RELEASING OF PAY /SALARIES OF FRESH APPOINTEES,
APPOINTED DURING 2012-13.

Memo:
Please refer to this Directorate Memo.No.1446 dated
13/12/2014, addressed to Agency Accounts Officer Kurram Agency.

Consequent upon the recommendations of oversight
committee, constituted by the competent authority, I am directed to inform
you to release the salaries of eligible candidates appointed during 2012-13
by your office as per enclosed lists attached duly signed by the over sight
committee members and terminate in-eligible candidates as per lists
attached with effect from the date of their appointments and if salaries paid to
them be recovered from them accordingly

^{sel}
Deputy Directress (Estab)

Endst.No 12229-36
Copy to;

Dated 7/12 2015

1. Political Agent Kurram Agency with the request to take action against the candidates as per enclosed lists appointed on fake documents as per rules.
2. Agency Education Officer Kurram Agency.
3. Deputy Director (F/A) local Directorate.
4. Deputy Secretary Law & Order FATA Secretariat.
- ✓ 5. Assistant Director (Litigation) local Directorate.
6. PS to secretary AI&C FATA Secretariat
7. PS to Secretary SSD FATA.
8. P.A to Director Education, FATA.

2

Deputy; Directress (Estab)



NO. 10118

DATED 30/9/2015 E-7-6 MEETING FILE KC

To

The Political Agent
Kurram Agency

1003

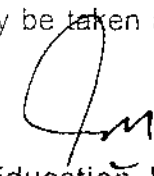
Subject: APPOINTMENT MADE BY MR. MOEEN GUL AEO; AEO
LK/CK.

Memo:

I am directed to refer to your letter No.5733 dated 30-4-2015 on the subject noted above and to state that on the recommendation of oversight Committee, the competent authority is pleased to dispose of instant case as under.

1. Being Appellate authority, the Political Agent concerned may dispose with the services of the ineligible candidate's initiate criminal cases against these appointees on fake documents and recover the salaries from them (list attached).
2. The eligible candidates may be retained and their salaries be released (list attached).


You are therefore requested that action may be taken at your end under intimation to all concerned.


o/c Director Education, FATA

Endst.No. 10119-25
Copy to;

Dated 30/9 2015

1. Agency Education Officer Kurram Agency at Parachinar.
2. Deputy Secretary Law & Order FATA Secretariat.
3. Deputy Director (F&A) local Directorate.
4. PS to Secretary FIFA FATA Secretariat.
5. Additional Agency Education Officer Lower/Central Kurram.
6. PS to Secretary SSD FATA.
7. PA to Director Education, FATA.


o/c Deputy Directress (Estab) 30/9/15

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL No. 303 /2016

PARVEEN BIBI

VS

EDUCATION DEPTT:

REJOINDER ON BEHALF OF APPELLANT IN RESPONSE
TO THE REPLY SUBMITTED BY THE RESPONDENTS

R/SHEWETH:

All the preliminary objections raised by the respondents are incorrect and baseless and not in accordance with law and rules rather the respondents are estopped due to their own conduct to raise any objection at this stage of the appeal.

ON FACTS:

- 1- Admitted correct the extent of advertisement which was published in the Daily Newspaper advertised various posts while the remaining para is incorrect. That appellant having Domicile of Kurram Agency and the requisite qualification applied for the said post and after participation in the test and interview the appellant was declared successful in the said selection process. That after completion of selection process the appellant was appointed vide appointment order dated 18.01.2013. That in response of the said appointment order the appellant submitted his charge report and started performing his duty at the concerned station quite efficiently and up to the entire satisfaction of his superiors. That no complaint whatsoever has been received during the entire service of the appellant and appellant had regularly performed his duty.
- 2- Admitted correct to the extent of appointment order of the appellant while the remaining Para is incorrect. That after appointment salaries of the appellant withheld by the respondent Department without assigning any reason while the appellant was regularly performing his duty. That at the time of appointment the appellant submitted original educational documents but the respondent No.3 malafidely terminated the appellant.
- 3- Needs no comments.
- 4- Incorrect and misconceived. That the respondent Department inquire/verified the educational documents of the appellant from the concerned Board/University which

were found clear. That inspite of that the respondent Department withheld the salaries of the appellant. That appellant time and again approach the concerned quarter for release of his salaries but no response has been given by the concerned authority. That feeling aggrieved finally the appellant knocked the door of the august Peshawar High Court Peshawar in writ petition No. 3602-P/2014 for release of his salaries but during the pendency of the said writ petition the Additional Agency Education Officer, Lower and Central Kurram Agency terminated the services of the appellant without conducting regular inquiry in the matter.

- 5- Incorrect and not replied accordingly hence denied.
- 6- Incorrect and not replied accordingly hence denied.
- 7- Need no comments.

GROUND:
(A to D):

All the grounds of main appeal are correct and in accordance with law and prevailing rules and that of the respondent are incorrect, baseless and not in accordance with law and Rules hence denied. That appellant has been appointed in light of the appointment, promotion and transfer Rules 1989 and as such proper advertisement has been issued for the said post of appellant but inspite of that the respondent No.3 without any reason issued the impugned order dated 11.12.2015. That the respondent department acted in arbitrary and malafide manner while issuing the impugned order dated 11.12.2015 and the respondent Department had not adopted the codal formalities before issuing the impugned termination order. Moreover as per Supreme Court Judgments regular inquiry is necessary before taking punitive action against the civil servants.

It is therefore most humbly prayed that on acceptance of this rejoinder the appeal of the appellant may be accepted in favor of the appellant.

APPELLANT

THROUGH:


NOOR MOHAMMAD KHATTAK
ADVOCATE