

“Muhammad Babar Vs. Education Department”

24.12.2023

Nemo for appellant.

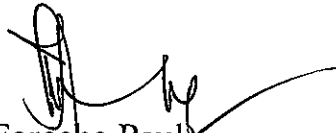
Muhammad Adeel Butt learned Additional Advocate General for respondents present.

Case was called time and again but none appeared on behalf of appellant till rising of the Bench. As such the instant restoration application stands dismissed in default for non-prosecution. No order as to costs. File be consigned to the record room.

Announced

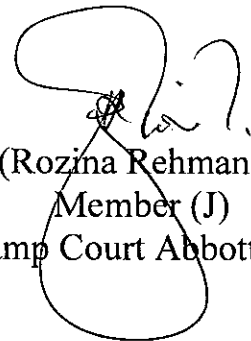
24.01.2023

SCANNED
KPST
Peshawar



(Fareeha Paul)
Member (E)

Camp Court Abbottabad



(Rozina Rehman)
Member (J)

Camp Court Abbottabad

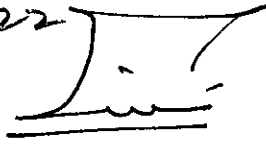
16th Nov 2022


None for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for respondents present.

Counsel was informed telephonically by but his mobile was off. on 6/12/22

Notices be issued to the appellant and his counsel. To come up for arguments on restoration application on 13.12.2022 before D.B at camp court Abbottabad.

**SCANNED
KPST
Peshawar**


(Salah Ud Din)
Member (Judicial)



(Kalim Arshad Khan)
Chairman
Camp Court Abbottabad


13th Dec, 2022

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

To come up for arguments on restoration application on 24.01.2023 before the D.B at Camp Court Abbottabad.

**SCANNED
KPST
Peshawar**


(Salah Ud Din)
Member (Judicial)
Camp Court Abbottabad



(Kalim Arshad Khan)
Chairman
Camp Court Abbottabad


16.06.2022

Petitioner present through counsel.

Muhammad Adeel Butt, learned Additional Advocate General alongwith Hamid Mansoor Assistant for respondents present.


Former requested for adjournment in order to prepare the brief of the case. Adjourned. To come up for arguments on restoration application on 17.08.2022 before D.B at Camp Court, Abbottabad.



(Fareeha Paul)
Member (E)
Camp Court, A/Abad


(Rozina Rehman)
Member (J)
Camp Court, A/Abad

19th Oct., 2022

Nemo for the appellant. Mr. Kabirullah Khattak, Addl. AG for the respondents present.

This case pertains to Abbottabad and because of cancellation of tour the matter was fixed for arguments on 19.10.2022 at the Principal Seat. Because of cancellation of tour, the parties and their learned counsel might not have appeared. Notice be issued to appellant and his counsel for the next date. To come up for arguments on restoration application on 16.11.2022. 


(Fareeha Paul)
Member (E)


(Kalim Arshad Khan)
Chairman

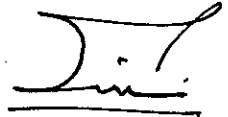
19.01.2022

Nemo for the petitioner. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Notice for prosecution of the petition be issued to the petitioner as well as his counsel through registered post and to come up for arguments on the restoration application on 21.04.2022 before the D.B at Camp Court Abbottabad.



(Rozina Rehman)
Member (J)
Camp Court A/Abad



(Salah-ud-Din)
Member (J)
Camp Court A/Abad

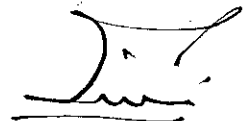
21.04.2022

Petitioner alongwith his counsel present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

Learned counsel for the petitioner requested for adjournment on the ground that he has not made preparation for arguments of the instant petition. Adjourned. To come up for arguments on restoration application on 16.06.2022 before the D.B at Camp Court Abbottabad.



(Rozina Rehman)
Member (J)
Camp Court Abbottabad



(Salah-ud-Din)
Member (J)
Camp Court Abbottabad


16.03.2021

Nemo for petitioner.

Riaz Khan Paindakheil learned Assistant Advocate General alongwith Muhammad Touseef for respondents present.

Written reply was not submitted. Representative of respondents requested for time to submit written reply/comments.

Preceding date was adjourned on a Reader's note, therefore, notice be issued to petitioner/counsel for 15/6/2021 before S.B at Camp Court, Abbottabad.


(Atiq ur Rehman Wazir)
Member (E)
Camp Court, A/Abad

15.06.2021

Due to cancellation of tour, Bench is not available. Therefore, case to come up for the same as before on 30.09.2021.


Reader

30.09.2021

Nemo for the applicant. Mr. Muhammad Adeel Butt, Addl. AG alongwith Muhammad Tauseef, ADEO Sajid for the respondents present.

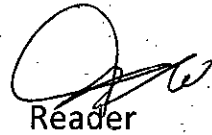
Representative of respondents seeks time to submit reply to the restoration application. Request is accorded. It is to be noted that the main appeal was dismissed for non-prosecution by the DB on 19.06.2019 and erroneously fixed before the S.B. Be fixed before the D.B for further proceedings. Case to come up for reply on restoration application/arguments on 19.01.2021 before the D.B at camp court, Abbottabad.


Chairman
Camp Court, A/Abad

Due to covid ,19 case to come up for the same on 16/4 20
at camp court abbottabad.


Reader

Due to summer vacation case to come up for the same on 20
10/2020 at camp court abbottabad.



Reader

20.10.2020

Nemo for ~~parties~~

Usman Ghani learned District Attorney present.

Written reply was not submitted on behalf of respondents.
Notice be issued to petitioner/counsel and respondents for
reply, for 15.12.2020 before S.B at Camp Court, Abbottabad.

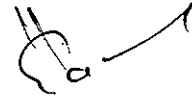

(Rozina Rehman)
Member (J)
Camp Court, A/Abad

Due to COVID-19 case is
adjourned to 16-03-2021


Reader

21.11.2019

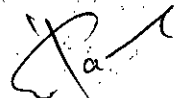
Petitioner absent. Learned counsel for the petitioner absent. Petitioner and his counsel be put to notice for 20.01.2020. Adjourn. To come up for further proceedings on the date fixed before S.B at Camp Court, Abbottabad.



Member
Camp Court, A/Abad

20.01.2020

Clerk to counsel for the petitioner present. Toseef ADO representative of the respondents absent. Respondents as well as absent representative be put to notice for reply. Adjourn. To come up for reply and arguments on 18.02.2020 before S.B at Camp Court Abbottabad.

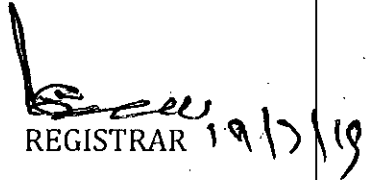




Member
Camp Court, Abbottabad

Form-A
FORM OF ORDER SHEET

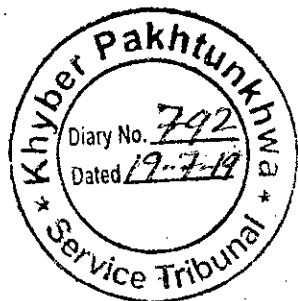
Court of _____

Appeal's Restoration Application No. _____ /2019

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	19.07.2019	<p>The application for restoration of appeal No. 331/2018 submitted by Mr. Abdul Khaliq Khan Advocate, may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR 19/7/19</p>
2		<p>This restoration application is entrusted to touring D. Bench at A.Abad to be put up there on <u>23-10-19</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	23.10.2019	<p>Petitioner absent. He be put on notice for further proceedings on 21.11.2019 before S.B at Camp Court, Abbottabad.</p> <p style="text-align: right;"> Member Camp court, A/Abad</p>

BEFORE THE SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA, PESHAWAR

Muhammad Babar.....Appellant



put up to the court with
relevant appeal,

Versus

Secretary E&S Education and
others.....Respondents

19/7/19

SERVICE APPEAL NO. 331/2018

Respectfully submitted: -

- 1) That, the above titled case was pending before this Honourable Court and same was dismissed in default on 19.06.2019 due to non-appearance.
- 2) That, the non appearance was not intentional because the appellant himself was seriously suffering from fever, while counsel for appellant was busy in his some personal engagement.
- 3) That, the dismissal in default is against the law, no man should be condemned unheard.
- 4) That, the valuable rights of appellant are involved in present case.
- 5) That, the application is within time.

It is, therefore, prayed that the case may kindly be restored.

Dated 19.07.2019

Muhammad Babar
(Appellant)

Through: -

ABDUL KHALIQ KHAN
Advocate High Court,
District Courts (Mansehra)

SCANNED
KPST
Peshawar

Reader

17.04.2019


Appellant alongwith counsel and Mr. Muhammad Bilal, DDA alongwith Muhammad Tausif, ADO for the respondents present.

It is alleged in the reply of respondents that during the relevant period (01.08.2016 to 11.11.2017) the appellant had proceeded abroad and was absent from duty.

To substantiate their defence, the respondents are directed to obtain and produce the travel history of appellant from F.I.A (Immigration Wing) during the relevant period. The appellant is similarly required to produce copy of statement of transactions in his salary account at MCB Battal Branch for the period starting from 01.08.2016 and ending on 11.11.2017.

The requisite documents shall positively be produced on next date of hearing. Adjourned to 19.06.2019 before the D.B at camp court, Abbottabad.


Member

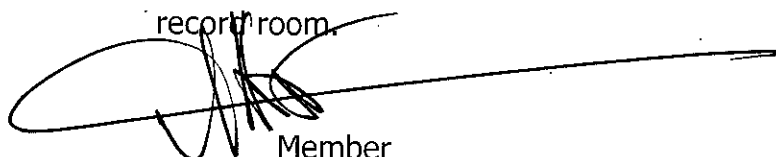

Chairman
Camp court, A/Abad

19.06.2019


Nemo for the appellant. Mr. Muhammad Bilal, DDA alongwith Tausif Alam, ADO for the respondents present.

It is already past 4.00 PM and the case has been called for hearing more than one. Despite, no one is in attendance on half of the appellant.

Dismissed for non-prosecution. File be consigned to record room.



Member
ANNOUNCED
19.06.2019


Chairman
Camp court, A/Abad

Service Appeal No. 331/2018

21.02.2019

Counsel for the appellant present. Mr. Tausif Ahmad ADO alongwith Mr. Muhammad Bilal Khan, Deputy District Attorney for the respondents present. Written reply on behalf of respondents already submitted. Copy the same is handed over to learned counsel for the appellant today. Learned counsel for the appellant seeks adjournment. Adjourned to 17.04.2019 for rejoinder and arguments before D.B at Camp Court Abbottabad.

17.04.2019

Appellant alongwith counsel and Mr. Muhammad Bilal, DDA alongwith Muhammad Tausif, ADO for the respondents present.
(Ahmad Hassan) (Muhammad Amin Khan Kundi)
Member Member
Camp Court Abbottabad Camp Court Abbottabad

It is alleged in the reply of respondents that during the relevant period (01.08.2016 to 11.11.2017) the appellant had proceeded abroad and was absent from duty.

To substantiate their defence, the respondents are directed to obtain and produce the travel history of appellant from F.I.A (Immigration Wing) during the relevant period. The appellant is similarly required to produce copy of statement of transactions in his salary account at MCB Battal Branch for the period starting from 01.08.2016 and ending on 11.11.2017.

The requisite documents shall positively be produced on next date of hearing. Adjourned to 19.06.2019 before the D.B at camp court, Abbottabad.

Member

Chairman
Camp court, A/Abad

*mis-printed
re-printed on back side*

29.08.2018

Counsel for the Appellant present. Due to summer vacations, the case is adjourned .To come up for the same on 16.10.2018 at camp court Abbottabad.


Reader.

16.10.2018

Neither appellant nor his counsel present. Mr. Tausif Ahmad, ADO alongwith Mr. Usman Ghani, District Attorney for the respondents present. Written reply submitted. Adjourned. To come up for rejoinder on 18.12.2018 before the D.B at camp court, Abbottabad. Notice be also issued to appellant and his counsel for attendance for the date fixed:


Member

Camp Court, A/Abad

18.12.2018

None for the appellant present. Mr. Usman Ghani, District Attorney for respondents present. ~~Resinder~~ not submitted. Requested for adjournment. Adjourned. Case to come up for ~~resinder~~ on 21.02.2019 before S.B at camp court, Abbottabad.





Member

Camp court A/Abad

Form-A
FORM OF ORDERSHEET

Court of _____

Case No. 331/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	08/03/2018	<p>The appeal of Mr. Muhammad Babar presented today by Mr. Abdul Khaliq Khan Advocate may be entered in the Institution Register and put up to Learned Member for proper order please.</p> <p style="text-align: right;"> REGISTRAR 8/3/18</p>
2-	27-3-18	<p>This case is entrusted to Touring S. Bench at A.Abad for preliminary hearing to be put up there on <u>29-6-18</u>.</p> <p style="text-align: right;"> MEMBER</p>
29.06.2018		<p>Appellant Muhammad Babar in person alongwith Mr. Abdul Khaliq, Advocate present and heard.</p> <p>Contends that despite of granting leave the appellant has been removed from service and that too without affording opportunity of hearing.</p> <p>The points raised need consideration. The appeal is admitted to full hearing subject to legal objections if raised by the respondents. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents. To come up for written reply/comments on 29.08.2018 before S.B at camp court, A/Abad.</p> <p style="text-align: right;"> Chairman Camp court, Abbottabad</p>

Appellant Deposited
Security & Process Fee

BEFORE THE SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA, PESHAWAR

Appeal No. 331/2018

Muhammad Babar.....Appellant

Versus

Secretary Elementary & Secondary
Education, Khyber Pakhtunkhwa,
Peshawar etc.....Respondents

SERVICE APPEAL


INDEX

S#	Description of documents	Annexure	Page#
1.	Memo of appeal.	-	1-5
2.	Affidavit.	-	6
3.	Correct addresses of the parties	-	7
4.	Copies of notification dated 11.11.2014 and joining report.	"A" & "B"	8-10
5.	Copy of application dated 15.07.2016	"C"	11
6.	Cop of notification dated 31.07.2017	"D"	12
7.	Copy of dismissal order dated 11.01.2017.	"E"	13
8.	Copy of departmental appeal.	"F"	14
9.	Wakalat Nama	-	15

Dated 08.03.2018

Muhammad Babar
(Appellant)

Through: -


ABDUL KHALIQ KHAN
Advocate High Court,
District Courts,
(Mansehra)

BEFORE THE SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA, PESHAWAR

Appeal No. 331/2018

Muhammad Babar son of Muhammad Mumtaz Chowkidar, Government Primary School Karmang Bala, Tehsil and District Mansehra.....**Appellant**

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 338

Dated 08-3-2018

Versus

- 1) Secretary Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.
- 2) Director Education Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.
- 3) District Education Officer (Male) Mansehra.
- 4) Assistant District Education Officer (Male) Mansehra.....**Respondents**

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL AGAINST THE ORDER OF DISTRICT EDUCATION OFFICER/RESPONDENT NO. 3 WHEREBY NO RELIEF/DECISION HAD BEEN GIVEN TO PETITIONER IN DEPARTMENTAL APPEAL DATED 21.11.2017 FOR HIS RESTORATION OF SERVICE.

PRAYER: -

By acceptance of instant appeal petitioner's service graciously be restored against his service position as he was before his removal from service.

Filed to-day

Registrar,

2/3/18

FACTS

- 1) That, petitioner was appointed as Chowkidar in Government Primary School Karmang Bala and petitioner joined service on 19.11.2014.

(Copies of notification 11.11.2014 and joining report dated 19.11.2014 are annexed as Annexure "A" & "B").

- 2) That, petitioner performed his duties devotedly and punctuality throughout his service tenure, due to some unavoidable domestic issue petitioner applied for leave without pay on 15.07.2016 wherein it was stated that petitioner requires the said leave w.e.f. 01.08.2016 to 31.07.2017.

(Copy of application dated 15.07.2016 is annexed as Annexure "C").

- 3) That, before expiry of applied leave period i.e. 31.07.2018 petitioner after tenure period of one year on 31.07.2017 re-joined his duty, but unfortunately a show cause notice was served to petitioner by respondent No. 3 on 31.07.2017 for furnishing explanation for absence.

(Copy of notice dated 31.07.2017 is annexed as Annexure "D").

- 4) That, as required by the department petitioner submitted his written reply wherein petitioner categorically

stated his un-awareness about rejection of his application for leave without pay and after conducting personal hearing petitioner was dismissed from service by imposing major penalty.

(Copy of dismissal order dated 11.01.2017 is annexed as Annexure "E").

- 5) That, petitioner filed departmental appeal to respondent No. 2 but no reply/decision was made by the competent authority.

(Copy of the departmental appeal is annexed as Annexure "F").

That, petitioner assails dismissal order dated 11.01.2017 inter-alia on the following grounds: -

GROUND: -

- A)** That, dismissal order dated 11.01.2017 is against the facts and norms of justice.
- B)** That, petitioner applied for leave without pay on 15.07.2016 and remained on duty till 31.07.2016 (15 days) but during that period petitioner was not intimated about refusal of his leave without pay application.

- C)** That, no punitive action was taken in period of one year against petitioner during his leave period from 01.08.2016 to 31.07.2017 which clearly suggest that application for leave was not turned down rather conduct of respondents impliedly suggests the application for leave was accepted.
- D)** That, during leave of one year respondents never approached petitioner for any action against him.
- E)** That, petitioner was appointed in lieu of property owned by him to the education department for betterment of locality.
- F)** That, application for leave has not been turned down even uptill now.
- G)** That, imposition of major penalty in the instant case is not warranted by law as department has committed negligence and petitioner has been penalized.
- H)** That, besides above grounds, other points will be raised at the time of arguments.

In view of the above circumstances and facts it is therefore, most humbly prayed and requested that by acceptance of

instant appeal petitioner's service graciously be restored against his service position as he was before his removal from service.

Dated 08.03.2018

محمد بابار

Muhammad Babar
(Appellant)

Through: -



ABDUL KHALIQ KHAN
Advocate High Court,
District Courts,
(Mansehra)

VERIFICATION

I, MUHAMMAD BABAR SON OF MUHAMMAD MUMTAZ CHOWKIDAR, GOVERNMENT PRIMARY SCHOOL KARMANG BALA, TEHSIL AND DISTRICT MANSEHRA DO HEREBY VERIFY THAT THE CONTENTS OF FORE-GOING APPEAL ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND NOTHING HAS BEEN CONCEALED OR SUPPRESSED FROM THIS HONOURABLE TRIBUNAL.

محمد بابار

MUHAMMAD BABAR
(DEPONENT)

BEFORE THE SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA, PESHAWAR

Muhammad Babar.....Appellant

Versus

Secretary Elementary & Secondary
Education, Khyber Pakhtunkhwa,
Peshawar etc.....Respondents

SERVICE APPEAL

AFFIDAVIT

I, MUHAMMAD BABAR SON OF MUHAMMAD MUMTAZ CHOWKIDAR, GOVERNMENT PRIMARY SCHOOL KARMANG BALA, TEHSIL AND DISTRICT MANSEHRA DO HEREBY SOLEMNLY AFFIRM AND DECLARE ON OATH THAT NO SUCH SUBJECT MATTR APPEAL HAS EVER BEEN FILED BEFORE THIS HONOURABLE TRIBUNAL NOR PENDING NOR DECIDED. THAT THE CONTENTS OF FORE-GOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND NOTHING HAS BEEN CONCEALED OR SUPPRESSED FROM THIS HONOURABLE TRIBUNAL.

محمد بابار

MUHAMMAD BABAR
(DEPONENT)

ATTESTED
DR. HUSSAIN Advocate
Data Commissioner
Manshera

P. 7

BEFORE THE SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA, PESHAWAR

Muhammad Babar.....**Appellant**

Versus

Secretary Elementary & Secondary
Education, Khyber Pakhtunkhwa,
Peshawar etc.....**Respondents**

SERVICE APPEAL

CORRECT ADDRESSES OF THE PARTIES

Respectfully sheweth!

Correct addresses of the parties are as
under: -

APPELLANT

Muhammad Babar son of Muhammad
Mumtaz Chowkidar, Government Primary
School Karmang Bala, Tehsil and District
Mansehra


RESPONDENTS

- 1) Secretary Elementary & Secondary
Education, Khyber Pakhtunkhwa,
Peshawar.
- 2) Director Education Elementary &
Secondary Education, Khyber
Pakhtunkhwa, Peshawar.
- 3) District Education Officer (Male)
Mansehra.
- 4) Assistant District Education Officer (Male)
Mansehra

Dated 08.03.2018

Muhammad Babar
(Appellant)

Through: -


ABDUL KHALIQ KHAN
Advocate High Court,
District Courts,
(Mansehra)



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) MANSEHRA

NOTIFICATION

Consequent upon their recommendations and approval by the Departmental Selection Committee, the competent authority in the E&SE District Mansehra is pleased to order the appointment of the following Class - IV in EPS 1 (Rs. 1300-150-0300) plus usual allowances as admissible under the rules apd to post them against the vacant post mention against their names with immediate effect on the terms & conditions given below.

S.No	NAME	FATHER NAME	D.O.B	DESIG;	POSTED AT	REMARKS
01	Mohd Junaid	Mohd Sadiq				
02	Azam Rafique	Mohd Rafique	02-01-91	Chowkidar	GPS Trada Bandi	A.V. P
03	Amir Shahzad	Faqeer Mohd	08-05-95	N/Qasid	GMS Blug Payeen	A.V. P
04	M. Abdul Latif	Mian Mahwali	25-05-86	W/Atd	GHSS NO 1 Mansehra	A.V. P
05	Nadim	M. Sharif	06-12-88	Chowkidar	GPS Sobrian	A.V. P
06	Wajib Khan	M. Jan	1986	Chowkidar	GPS Katha Manin	A.V. P
07	Liagat Fareed	M. Fareed	1985	Chowkidar	GPS Dheri Ochre	A.V. P
08	M. Shalique	Nazir Ahmad	20-02-85	Chowkidar	GPS Hassam Abad	A.V. P
09	S. Farhan Shah	Naseer Shah	02-04-85	Chowkidar	GPS Kanga	A.V. P
10	Wasim H. Shah	S. Dildar H. Shah	08-11-90	Sweeper	GMS Bela Sacha	A.V. P
11	Rafiqat Hussian	M. Ilyas	06-04-95	Chowkidar	GPS Choor Banda	A.V. P
12	Abdur Rehman	Mian Khan	28-04-94	Sweeper	GHSS Mazullah	A.V. P
13	Mohd Tahir	Umer Khetab	10-04-86	Chowkidar	GPS Banka Piran	A.V. P
14	Mohd Altaf	Aurangzeb	10-03-85	Chowkidar	GPS Badan	A.V. P
15	Khalid Shah	Azceem Shah	15-10-94	Chowkidar	GPS Ghafoor Jabri	A.V. P
16	M. Yasir	Zareen Khan	12-01-89	Chowkidar	GPS Sambal Boot	A.V. P
17	M. Saïd	Ghulam Nabi	12-02-90	Chowkidar	GPS Tarwai	A.V. P
18	Shalique ur Rehman	Malik Aman	02-03-90	Chowkidar	GPS Nakkah Sher	A.V. P
19	Muhammed Fidar	Sharab Khan	12-04-94	Chowkidar	GPS Geemong	A.V. P
20	M. Javed	Khaloo	01-04-88	Chowkidar	GHS Malookra	A.V. P
21	Tahir A. V	Aziz ur Rehman	16-04-94	Chowkidar	GPS Nakki Mori	A.V. P
22	Ali Nawaz	Haq Nawaz	02-02-94	Chowkidar	GPS Guir Sacha	A.V. P
23	Adeel Malik	Mohd Yousaf	24-11-89	Chowkidar	GPS Bakran	A.V. P
24	Azeem Khan	Relimat Khetab	10-08-88	Chowkidar	GPS P. Farhari	A.V. P
25	Alam Zeb	Lal Khan	1988	Chowkidar	GPS Beer Bul	A.V. P
26	Akhtar Nawaz	Nazir Mohd	15-04-89	Chowkidar	GPS Kan Gali	A.V. P
27	Adeel ur Rehman	Aziz Ur Rehman	25-01-84	Chowkidar	GPS S. Mehar Gul	A.V. P
28	Nizakat	Shah Jehan	15-06-93	Chowkidar	GPS Janglan	A.V. P
29	Haniul Qayyum	Abdul Qayyum	01-01-83	Chowkidar	GPS Dhani Dhanoo	A.V. P
30	M. Fayyaz	M. Yaqoob	20-04-94	Chowkidar	GPS Dander	A.V. P
31	Ghulam Mustafa	Said Gul	23-02-92	Chowkidar	GPS Jigan	A.V. P
32	Zahir H. Shah	Sharif H. Shah	1984	Chowkidar	GPS Tungli	A.V. P
33	Hasham Khan	Ajoon Khan	03-03-93	Chowkidar	GPS Seri Kaghan	A.V. P
34	Mohd Baber	Mohd Mumtaz	02-04-86	Chowkidar	GHS Labor Kote	A.V. P
35	M. Asif Khan	Alamgir Khan	02-04-93	Chowkidar	GPS Karmang Balall	A.V. P
36	M. Siraj	M. Shoaib Khan	1986	Chowkidar	GPS Shah Ioul	A.V. P
37	Mohd Nizakat	Mohd Nawaz	02-06-88	Chowkidar	GPS Rathi Naral Ban	A.V. P
38	Liagat Shah	Ayub Shah	03-02-92	Chowkidar	GPS Chinar Kot	A.V. P
39	Riast Ali	M. Younas	04-0483	N/Qasid	GHS Chinar Kot	A.V. P
40	Benaras	Wali Jan	08-04-89	Chowkidar	GPS Jabber Dheri	A.V. P
41	M. Khalid	Badri Zaman	05-01-94	Chowkidar	GPS Akhori Gali	A.V. P
42	M. Arif	Badri Zaman	04-10-87	L/Attdnl	GHS Sattan Gali	A.V. P
43	Imtiaz Ahmad	Abdul Qayyum	19-05-95	Chowkidar	GHS Sattan Gali	A.V. P
44	Danish Javed	Mohd Javed	28-03-87	Chowkidar	GHS Nambal	A.V. P
45	Mohd Jamil	Abdul Qayyum	29-05-94	Chowkidar	GHSS Perhinna	A.V. P
46	Jawad	Muhammad Sajid	01-03-93	Chowkidar	GPS Khambian Bala	A.V. P
47	Tahir Mahmood	Habib-ur-Rehman	18-06-95	N/Qasid	GMS Hado Bandi	A.V. P
48	Waqas Habib	Habib ur Rehman	01-01-94	N/Qasid	GHSS Parian	A.V. P
49	Abid Hussian	Shams U Rehman	14-08-95	N/Qasid	GHS Shehela	A.V. P
50	Mohsin Khan	Raja Mohd Saeed	03-01-96	N/Qasid	DEO (M)	A.V. P
51	M. Wajid	Mohd Anwar	09-08-89	N/Qasid	GHSS Doga	A.V. P
52	Faisal Khan	Habib Khan	13-03-85	L/Atd	GHSS Doga	A.V. P
53	Salim Anghar	Ali Asghar	30-12-85	Chowkidar	GPS L. Mor Batta	A.V. P
54	M. Bashir	Gul Zaman	01-01-92	Chowkidar	GPS D. Manoor	A.V. P
55	Rashid Latif	Noor Hassan	15-01-85	Chowkidar	GPS Patlika	A.V. P
56	Abid	Sardar A. Hameed	01-02-94	Chowkidar	GPS Thunian	A.V. P
57	Wajid Ali	Mali Ur Rehman	06-01-89	Chowkidar	GHSS Jared	A.V. P
58	Tahir Iqbal	Wali-U- Rehman	20-01-90	N/Qasid	GHS Bhoonja	A.V. P
59			05-01-89	Chowkidar	GPS Dongi Seri	A.V. P

Attested

60	S. A. Hussain	M. Alam Khan	20-04-85	Sweeper	GHS Mohantari	A.V.P
60	M. Anwar	M. Zaman	15-07-85	Chowkidar	GPS Cha. (Kac.)	A.V.P
61	M. Eriz	Raja M. Maroof	03-03-84	N/Qasid	GMS Hungrai	A.V.P
62	Umar Zeb	Chan Sardar	30-04-94	N/Qasid	GMS Nakot	A.V.P
63	M. A. Rashid	Mian M. Yousaf	01-01-85	Chowkidar	GPS Dongi Gori	A.V.P
64	Jaland Sultan	Suleman	20-03-85	Chowkidar	Nakka Kawai	A.V.P
65	Mohd Imran	Niamat Khan	15-04-84	Chowkidar	GPS Baffa Khurd	A.V.P
66	Faris Iqbal	Muhammadi Iqbal	04-04-95	Chowkidar	GPS Nihar	A.V.P
67	Anees Ahmed	Urner Farooq	30-12-90	N/Qasid	GHS Khaki	A.V.P
68	Syed Alam Shah	Kamal Mustafa Sirah	16-12-83	Chowkidar	GPS Ch. Kalan	A.V.P
69	Shams ur Rehman	Mohammad Miskin	16-08-83	Chowkidar	GPS Sayan	A.V.P
70	Ihtesham H. Shah	Syed Jaleel Shah	15-02-85	Chowkidar	GPS Sarofia Phuli	A.V.P
71	Amal Khan	Zarin Khan	20-08-89	N/Qasid	GHS Kollia	A.V.P
72	Junaid H. Shah	Mumtaz Aji Shah	10-05-90	N/Qasid	GHS Kollia Bala	A.V.P
73	Eiaz Ahmao	M. Farooq	01-01-88	N/Qasid	GMS Saii Mang	A.V.P
74	M. Aslam	Malik Amen	11-03-95	Chowkidar	GPS Nokot	A.V.P
75	Miraj	Samander Khan	12-12-86	Chowkidar	GPS Khari Chauri	A.V.P
76	Mohd Ishfaq	Aftab Alam	01-02-88	Chowkidar	GMS Devii	A.V.P
77	Touqeer U-Balwan	All Rehman	12-02-85	N/Qasid	GMS Devii	A.V.P
78	Jam Muhammad	Muhammad Nazir	12-01-91	Chowkidar	GPS Bandi Gullo 2	A.V.P
79	Fakam Khan	Ghulam Haider	06-10-87	Chowkidar	GPS Dorra Bala	A.V.P
80	Shahid	Abdur Rashid	01-01-88	Chowkidar	GPS Bajra	A.V.P
81	Mohd Khalid	Abdul Sattar	08-10-85	Chowkidar	GPS Beteri Wai	A.V.P
82	Rin Yaminon	Abdul Qayyum	03-04-95	Chowkidar	GPS Karori Miana	A.V.P
83	Arshad Khan	Abdul Latif	10-11-80	Sweeper	GMS Nikka Pani	A.V.P
84	Hizakat	Wali Muhammad	08-01-94	Chowkidar	GMS Chesyaal	A.V.P
85	Bikhar	Basfir	01-10-90	Chowkidar	GPS Kolla	A.V.P
86	Imtiaz Ahmad	Taj Mohammad	11-01-90	Chowkidar	GPS Maryota	A.V.P
87	Zohail Nawaz	Mohammad Nawaz	25-12-80	Chowkidar	GPS Karra	A.V.P
88	Asif	Wali Mohammad	01-06-88	Chowkidar	GPS Sinitia	A.V.P
89	Wahid Khan	Chirfa	14-10-96	Chowkidar	GPS Lund Kund	A.V.P
90	Misfir Ahnari	Mohd Khurshid	01-01-83	Chowkidar	GPS Salla Bat	A.V.P
91	Mohd Seju	Badi-u-Zaman	12-02-85	Chowkidar	GHS Gali Sadra	A.V.P

TERMS & CONDITIONS

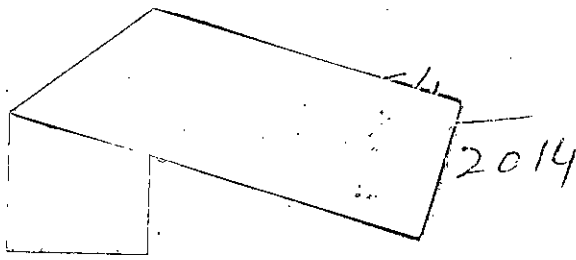
1. NO DADA etc. is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. They should not be handed over charge if their age is above 30 years and below 16 years and for those candidates who are domiciled of backward area of Manshehra i.e. Upper Tanwan is above 31 years and below 16 years.
4. Their services are liable to termination on one month's notice from either side. In case of resignation without notice the one-month pay/allowances shall be forfeited to the Government treasury.
5. They should join their post within 15 days of the issuance of this order. In case of failure to join the post within 15 days of the issuance of this order, their appointment will expire automatically and no subsequent appeal etc. shall be entertained.
6. They should produce Health and Age Certificate from the Medical Superintendent Manshehra before taking over charge.
7. They will be governed by such rules and regulations as may be issued from time to time by the Government.
8. Their services shall be terminated at any time, in case their performance is found unsatisfactory.
9. Before handing over charge once again their document may be checked by the concerned Drawing and Disbursing Officer.

-SD-

District Education Officer

Form No 10027-13315 (Cat. Branch/ Applt. / Class IV) dated 14/11/2014
 Forwarded for info and necessary action to the
 Director BSE Department Khyber Pakhtunkhwa Peshawar
 District Account Officer Manshehra
 District Officer Manshehra
 District Head Master GHS/GMS/GMS Concerned.
 District Office Concerned.
 District Concerned.

[Signature]
 Dy. District Education Officer



جانوری رپورٹ

مستی محمد بابر ولد محمد مختار نے یہ طے کیا

آفس آرڈر نمبر 13315-13227 حوض 2014-11-11 از رکنٹر

ڈسٹرکٹ ایجوکیشن آفیسر (سرڈائن) ڈسٹرکٹ مالکیہ

کے دفتر جو کہ دار عسری ہوکر آج حوض 2014-11-19 کو

سجل از دیپارٹمنٹ گورنمنٹ ایجوکیشن سکول ٹرلنڈ بیلہ میں

اپنے عہدے کا عارضہ سنبھال لیا ہے

سپرنٹنڈنٹ ایجوکیشن ڈسٹرکٹ مالکیہ

Attested
Mm

محمد بابر ولد محمد مختار

PS 111
ٹرلنڈ بیلہ سکول

19/11/2014

Verified
A.S.D.E.O(M)
Circle Bahawalpur

086
 put up to
 86 for John [unclear] [unclear] [unclear] [unclear]
 without pay EOL
 15/7/06

67

19/2/14
 31/7/2018
 1/8/2006

Arrested
 [Signature]

15/7/2006

Service less than 2 years
 however put up to DEB
 for guidance/order
 15/18/16

Recommended & forwarded
 to DEB
 leave for the period of 02 years
 from 1/8/16 to 31/7/18 please

[Signature]
 15/18/16

Anna "D"

P. 12



OFFICE OF THE DISTRICT EDUCATION OFFICE
DISTRICT MANSEHRA

No 12063 Date 31/7/2017

To

The Head Teacher,
GPS Karmang Bela Circle Battal Mansehra.

Subject: SHOW CAUSE NOTICE
Memo;

Show cause notice in R/O Mr. Muhammad
GPS Karmang Bela is attached herewith with the direc
same to the concerned teacher and return one copy to th
of receipt duly received by him.

DISTRICT EDUC
(MALE) M.



OFFICE OF THE DISTRICT EDUCATION OFFICE
DISTRICT MANSEHRA

No 12063 Date 31/7/2017

To

The Head Teacher,
GPS Karmang Bela Circle Battal Mansehra.

Subject: SHOW CAUSE NOTICE
Memo;

Show cause notice in R/O Mr. Muhammad B
GPS Karmang Bela is attached herewith with the directi
same to the concerned teacher and return one copy to thi
of receipt duly received by him.

Auestad
pin

DISTRICT EDUCA
(MALE) MA



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE)
DISTRICT MANSEHRA

Phone # 0997-382271 Fax # 0997-382244
E-mail Address: edoedu_manshira@yahoo.com
Facebook Page: www.facebook.com/DEOMMANSEHRA

NOTIFICATION

Mr. Muhammad Babar Chowkidar GPS Karmang Bela Circle Battal Manshira WHEREAS Mr. Muhammad Babar Chowkidar GPS Karmang Bela Circle Battal Manshira proceeded against under Khyber Pakhtunkhwa, Government Servants (Efficiency & Discipline) Rules, 2011 on account of willful and unauthorized absence from duty.

1. AND WHEREAS absent received from SDEO (Male) Manshira dated that you have been remained absent from duty w.e.f 01-08-2016 to uptil now.
2. AND WHEREAS, a show cause notice issued to you vide this office No. 12063 dated 31-07-2017, and received reply of show cause notice dated 12-09-2017.
3. AND WHEREAS, you were called for personal hearing on 28-09-2017.
4. AND WHEREAS the competent authority District Education Officer (M) E&SE Manshira after having considered the charges and evidence on record, reply of show cause notice and after personal hearing is of the view that the charges against the accused Chowkidar have been proved..

NOW: THEREFORE, in exercise of the powers conferred under the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011, the competent Authority District Education Officer (M) E&SE Manshira is pleased to impose major penalty of "Removal from Service" with immediate effect upon Mr. Muhammad Babar Chowkidar GPS Karmang Bela Circle Battal Manshira.

Sd/

DISTRICT EDUCATION OFFICER
(MALE) MANSEHR.

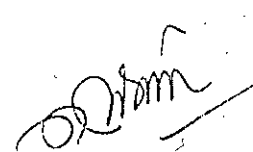
Endst: No. 19609-11 /Estt:(M)/F.No.02/Resig:/DM/PET/C-IV /Dated 11/11 /2017.

Copy forwarded for information to the:

1. Director E&SE Khyber Pakhtunkhwa Peshawar.
2. Deputy Commissioner Manshira.
3. District Monitoring Officer (IMU) Manshira.
4. District Account Officer Manshira.
5. SDEO (M) Manshira with the directions to do the needful.
6. Mr. Muhammad Babar Chowkidar GPS Karmang Bela Circle Battal Manshira.

Received -

ON 20.11.17

BY: 
DISTRICT EDUCATION OFFICER
(MALE) MANSEHRA

Attested


حضرت جناب ڈائریکٹر ایگزیکیوٹو سیکرٹری ایجوکیشن فیڈرل گورنمنٹ پشاور
عنوان "سروس اپیل"

جناب عالی! یہ کہ میں بحیثیت چوکیدار جی پی ایس ٹریننگ بیلہ اسکول (مٹل) مانسہرہ جہڑی سے
نیا

یہ کہ میں نے اپنی ڈیوٹی بطور افسس ادا کر رہا ہوں۔
نیا
یہ کہ میں نے گھریلو وجوہات کی وجہ سے سکول سے ہفتیاں کیں اور بدین
نیا
سلسلہ میں نے چھٹیوں کی درخواست گزارا۔

یہ کہ میں نے Leave without Pay کے لیے درخواست گزارا تھی۔

یہ کہ میں اپنی سمجھتا رہا کہ میری درخواست منظور ہو گئی ہے جس وجہ سے مجھ سے
نیا
کس نے کوئی رابطہ نہ کیا ہے۔

یہ کہ سال بعد ہی میں نے دوبارہ جوائننگ کے لیے Application دی تاکہ
نیا
میں اپنی ڈیوٹی دوبارہ Join کر سکوں۔

یہ کہ میری دوبارہ Joining کی Application پر مجھے Show cause notice
نیا
دفتر سے موصول ہوا جو کہ نمبر 12063 مورخ 31-07-2017 کو موصول ہوا۔

یہ کہ اس سے پہلے دفتر نے مجھے کوئی نوٹس وغیرہ نہ کیا اور نہ ہی مجھ سے رابطہ
نیا
کیا جس سے مجھے پتہ چلتا کہ میری Leave without pay کی درخواست
منظور نہ ہوئی ہے۔

یہ کہ دفتر نے مجھے میری Rejoining پر نوٹس سبھا اور بتایا کہ
نیا
مجموعی Leave without pay کی درخواست منظور نہ ہوئی ہے۔

یہ کہ مجھے Personal hearing کے لیے 17-09-28 کو بلایا گیا جس میں
میں نے اپنی تمام مجبوری بتائی۔ لیکن مجھے دوبارہ ہوائمنٹ کے بجائے
سروس سے محروم کر دیا گیا۔

یہ کہ میرے پورے والدین ہیں جو میرے ساتھ رہتے ہیں اور ان کی ذمہ
داری میرے سر پر ہے میرا اور کوئی ذریعہ معاش نہیں ہے جس سے
میں ان کی دیکھ بھال کر سکوں۔

میرزا جناب سے عاجزانہ گزارش ہے کہ نوٹیفیکیشن نمبر 19609
تاریخ 2017 // ڈی ایچ ڈی ڈسٹرکٹ آفسیسر (W) ماسٹرہ کو خاندان فرمایا
جائے اور مجھے میری بیگم پر والیسی (W) کرنے کی اجازت دی
جوانے۔ سائل آپ کا بہت ممنون ہو گا اور آپ کے امن احسن اقدام
پر تازہ دست دعا گو رہے گا۔

المقوم 2017 //

السید

محمد بابر ولد محمد ممتاز چوکیدار بی بی الین کٹرمنگ ہیلہ ڈسٹرکٹ ہیل (ماسٹرہ)

C-N-I # 13503-3833722-7
cell # 0321-2974364

2017

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{ Signed Copy }

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BEFORE THE HONOURABLE SERVICE TRIBUNAL KPK PESHAWAR
CAMP COURT ABBOTTABAD.

Service Appeal No.331-A/2018

Muhammad Babar s/o Muhammad Mumtaz chowkidar Government
Primary School Karmang Bala, Tehsil and District
Mansehra.....**PETITIONER**

VERISUS

Govt. of Khyber Pakhtunkhwa through Secretary Elementary and
Secondary Education, K.P.K., Peshawar and Others.....**RESPONDENTS**

WRIT PETITION UNDER ARTICLE 199 OF
CONSITUTION OF ISLAMIC RE-PUBLIC OF PAKISTAN
1973.

PARA WISE COMMENTS ON BEHALF OF
RESPENDENTS No.01.02.03 & 04 AS UNDER:-

PRELIMINARY OBJECTIONS

1. That the Appellant is not aggrieved person within the meaning of article 199 of the constitution of Islamic Republic of Pakistan 1973.
2. That the Appellant has got no cause of action/locus standi to file the instant writ petition.
3. That the instant Service appeal is not maintainable in the present circumstances of the issue.
4. That the Appellant has concealed the material facts from this Honourable Court.
5. That the Appeal is badly time barred and not maintainable in eye of Law.
6. That the Appeal is groundless and based on malafide, hence the same is liable to be dismissed.
7. That the Appellant is estopped by his own conduct.
8. That the Service Appeal is against the fact, prevailing rules and Law.
9. The Appeal is bed for mis-joinder/ non joinder of the necessary party.

FACTUAL OBJECTIONS

- 1) Para No.1 is correct, Need No Comments.
- 2) Para No.02 is incorrect that the appellant was not performing his duty regularly, he remained absent from his duty w.e.f 01-08-2016 to till the impugned order without prior permission or leave. Whereas the appellant submitted his resignation to Sub Divisional Education Officer Mansehra vide dated 05-10-2016, the resignation letter of Mr. Muhammad Babar

38

Chowkidar GPS Karmang Bala forwarded to District Education Officer (M) Mansehra vide Endst No.2419 dated 21-10-2016, whereas respondent No.03 issued a letter vide Endst No.16306 dated 26-12-2016 to SDEO(M) Mansehra with the directions that "the resign of Mr. Muhammad Babar chowkidar recommended by ASDEO Circle Battal is incomplete as the original sign of the official concerned was not existed on the application, however it has come into the notice of the undersigned that the official concerned had proceeded abroad without prior permission of the department, you are therefore requested that proper procedure for removal from service may be adopted" whereas ASDEO Circle Battal sent absent report to SDEO(M) Mansehra vide dated 19-01-2017 in r/o Muhammad Babar chowkidar GPS Karmang Bala is absent from duty since 01-08-2016, As per absent report of SDEO(M)Mansehra, the competent authority issued showcause Notice vide Endst No.12063 dated 31.07.2017, whereafter he called for personal Hearing on 28-09-2017 at 10.00 AM vide dated 23-09-2017.whereas reply of show cause and after personal hearing is of the view that the charges against the accused Chowkidar have been proved. In exercise of the powers conferred under KPK Servants (Efficiency and Discipline) Rules, 2011, the competent authority District Education Officer (M) E&SE Mansehra is pleased to imposed major penalty "**Removal from Service**" with immediate effect. **(Copy of resignation letter vide dated 05-10-2016,letter vide dated 21-10-2016,letter vide dated 26-12-2016,absent report dated 19-01-2017,issued showcause notice dated 31-07-2017,Personal Hearing dated 23-09-2017,remove from service Order dated 11-11-2017 are annexed as annexure A,B,C,D,E,F & G)**

- 3) Para No.03 is incorrect, because his leave is not sanction by the competent authority due to less tenure of service, after this give an application for resignation from post which is rejected by the competent authority because as the original sign of the official concerned is not exist in the application, however it has come into the notice of the undersigned that the official concerned had proceeded abroad without prior permission of the department.
- 4) Para No. 04 is incorrect that the appellatant initially applied for two year leave vide dated 15-07-2016, but his leave was not sanction by the

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competent authority due to less tenure of service, whereas the appellant submitted another application for resignation from services which was rejected by the competent authority as the original sign of the official concerned was not existed on the application, however it has come into the notice of the undersigned that the official concerned had proceeded abroad without prior permission of the department. The appellant intention is malafide that he was unaware about the rejection of leave because after the rejection of application he submitted the resignation from service vide dated 05-10-2016. on the basis of long absentees of the appellant proper procedure was adopted and after completing all the codal formalities the major penalty was imposed i.e "Remove from service".

5) Para No.05 is incorrect. However the reply on the ground is as under.

GROUND

- A. Incorrect and denied, the act of answering respondent as per rules and policy prevailing by the Government and have not violated any Article of the Constitution of Islamic Republic of Pakistan 1973.
- B. Para B. is correct that the appellant initially applied for two year leave vide dated 15-07-2016, but his leave was not sanctioned by the competent authority due to less tenure of service, whereas the appellant submitted another application for resignation from services which was rejected by the competent authority, As the original sign of the official concerned was not existed on the application, however it has come into the notice of the undersigned that the official concerned had proceeded abroad without prior permission of the department. The appellant intention is malafide that he was unaware about the rejection of leave because after the rejection of application he submitted the resignation from service vide dated 05-10-2016.
- C. Incorrect and denied, detail reply has already been given in above Paras. Furthermore submission of leave application. is not sufficient but appellant was to wait till acceptance of such application if submitted.
- D. Incorrect and denied. Because the absence report submitted by the ASDEO concerned on 19-01-2017, that the appellant is absent from his duty from 01-08-2016 to till now. On the basis of absent report this office issued showcause notice vide 12063-dated 31-07-2017.

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E. Para No. E is incorrect, that the Supreme Court of Pakistan has held that neither Government Services could be sold on donation on land nor donation of land creates any vested right in favour of the donor (1993 SCMR Page 1287). It is worst to mention here that the Government of Khyber Pakhtun Khawa, Establishment and Administrative Department vide circular letter No.SOR-IV/E&AD/1-10/07, Dated 06 January 2009, has issued the instructions that the policy of making/offering appointment in lieu of land grants shall be discontinued forthwith and the land of official used shall be purchased on payment in accordance with prescribed procedure.

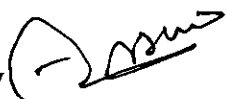
F. Incorrect and denied.

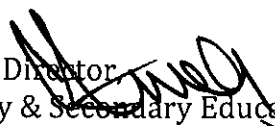
G. Para No. C is incorrect the removal from service order was issued after observing all the codal and legal formalities in according to the rules and policy of the Government.


H. That respondents Department shall be highlighting more legal and factual points at the time of arguments with the permission of Honourable Court.

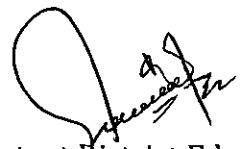
PRAYER

It is therefore humbly prayed that on acceptance of above Para wise comments the instant service appeal may graciously be dismissed with cost.

The Secretary 
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.

The Director 
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.

The District Education Officer,

(Male) Mansehra


Assistant District Education Officer,
(Male) Mansehra

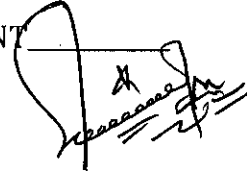
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I, Muhammad Touseef ADEO on behalf of District Education Officer (Male) Mansehra do, hereby solemnly affirm and declare that the Parawise comments of service appeal No. 331-A Of 2018 titled Muhammad Babar Versus Govt, is true to the best of my conviction and belief and nothing has been concealed from this Honorable Court.

DEPONENT



ASSISTANT DISTRICT EDUCATION OFFICER
(LITIGATION) MANSEHRA

محترم جناب ڈی ای او صاحب ریجنل ایجنٹ سکندری اور کونسل سکندری

بوساٹن جناب ایس ڈی ای او صاحب (مردانہ) سکندری

جناب ایس ڈی ای او صاحب سکندری

عنوان :- درخواست برائے استغفی چوکیدار پوسٹ

جناب عالی -

گزارش ہے کہ سائل 19¹¹/₂₀₁₄ سے گورنمنٹ سکول سکندری

سکول گورنمنٹ بیس سکول سکندری میں داخلہ ہے جس کی بحیثیت چوکیدار اپنے فرائض سرانجام دے رہا ہے۔

یہ کہ سائل اپنے گھریلو مصروفیات کی بنا پر زبردستی سکول سے باہر ہے۔

یہ سزا استدعا ہے کہ سائل کو Chowkidar post سے مستغفی کر کے

کے احکامات جاری فرمائیں۔

دین نواز شیخ

Forwarded to SDEO (M) Mansehra for approval.

Signature and Stamp

نام :- محمد ناصر
دہلیت - محمد نواز

NIC نمبر - 138033833722

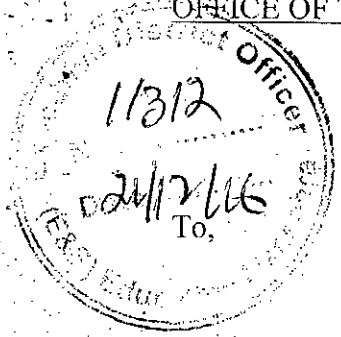
GPS گورنمنٹ بیس سکول

پتہ :- کوٹلی ماہ کھوس و ضلع بالکھڑہ



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OFFICE OF THE SUB DIVISIONAL EDUCATION OFFICER (MALE) MANSEHRA



No 24/19 /

Dated 24/10 /2016.

The District Education Officer,
(Male) Mansehra.

Subject: RISIGNATION IN R/O MR. MUHAMMAD BABAR CHOWKIDAR.

Memo:

Enclosed please find herewith an original application/resignation along with Service Book in respect of Mr. Muhammad Babar Chowkidar, Govt: Primary School Karmang Bala circle Battal is submitted for favour of further necessary action please.

Encl: as above.

SUB DIVISIONAL EDUCATION OFFICER
(MALE) MANSEHRA

SDEOM
2016
2016
2016



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OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE)
DISTRICT MANSEHRA

No 16306 Date 26/12 /2016

To

The Sub Divisional Education Officer,
(M) Mansehra

Subject: RESIGNATION IN R/O MR. MUHAMMAD BABAR CHOWKIDAR
Memo:

I am directed to refer your No. 2419 dated 21/10/2016, received to this office vide Diary No. 11312 dated 21/12/2016, on the subject noted above.

It is stated that, the resign of above named official recommended by the ASDEO (Circle Battal) is incomplete as the original sign of the Official concerned is not exist in the application, however it has come into the notice of the under signed that the official concerned had proceeded abroad without prior permission of the department.

You are therefore requested that proper procedure for removal from service may be adopted and send to this office for further process please.

Encl: (Original Service Book in R/O M. Babar Chowkidar)

- sel -
DY: DISTRICT EDUCATION OFFICER
(MALE) MANSEHRA

Endst: No. 16307-08 /Estt:(M)/ Dated 26/12 /2016
Copy for information to the:-

1. The District Monitoring Officer IMU Mansehra.
2. The District Accounts Officer Mansehra.
3. Office Order File

DY: DISTRICT EDUCATION OFFICER
(MALE) MANSEHRA

OFFICE OF ASDEO (M) CIRCLE BATTAL MANSEHRA

To.

The SDEO (M)
Manshra

Subject: Muhammad Babar Absent Report

Memo:-

Mr Muhammad Babar Chowkidar at GPS Karmang Bela Circle Battal is absent from duty since 01-08-2016.

He has submitted his resignation in the Education Office Manshra. The remarks against that resignation are attached here with.

The case may be preceded under the rule.


ASDEO (M)
Circle Battal
Manshra (Manshra)

CR# Circle Battal / 255 Dated: 19-01-2017

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OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE)
DISTRICT MANSEHRA

No 12063 Date 31/7 /2017

To

The Head Teacher,
GPS Karmang Bela Circle Battal Mansehra.

Subject: SHOW CAUSE NOTICE
Memo;

Show cause notice in R/O Mr. Muhammad Babar Chowkidar GPS Karmang Bela is attached herewith with the direction to serve the same to the concerned teacher and return one copy to this office as token of receipt duly received by him.


DISTRICT EDUCATION OFFICER
(MALE) MANSEHRA



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE)
DISTRICT MANSEHRA

No 12063 Date 31/7 /2017

To

The Head Teacher,
GPS Karmang Bela Circle Battal Mansehra.

Subject: SHOW CAUSE NOTICE
Memo;

Show cause notice in R/O Mr. Muhammad Babar Chowkidar GPS Karmang Bela is attached herewith with the direction to serve the same to the concerned teacher and return one copy to this office as token of receipt duly received by him.


DISTRICT EDUCATION OFFICER
(MALE) MANSEHRA

Received
16/8
7-9-017

**BEFORE THE HONOURABLE SERVICE TRIBUNAL KPK PESHAWAR
CAMP COURT ABBOTTABAD.**

Service Appeal No.331-A/2018

Muhammad Babar s/o Muhammad Mumtaz chowkidar Government
Primary School Karmang Bala, Tehsil and District
Mansehra.....PETITIONER

VERISUS


Govt. of Khyber Pakhtunkhwa through Secretary Elementary and
Secondary Education, K.P.K., Peshawar and Others.....RESPONDENTS

**WRIT PETITION UNDER ARTICLE 199 OF
CONSITUTION OF ISLAMIC RE-PUBLIC OF PAKISTAN
1973.**

**PARA WISE COMMENTS ON BEHALF OF
RESPENDENTS No.01.02.03 & 04 AS UNDER:-**

INDEX

S.No	Description of documents	Annexure	Pages
1.	Reply of Writ Petition		1-4
2.	Affidavit		5
3.	Copy of resignation letter vide dated 05-10-2016	A	6
4.	Copy letter vide dated 21-10-2016	B	7
5.	Copy of letter vide dated 26-12-2016	C	8
6.	Copy of absent report dated 19-01-2017	D	9
7.	Copy of showcause notice dated 31-07-2017.	E	10-11
8.	Copy of Personal Hearing dated 23-09-2017	F	12
9.	Copy of Remove from service Order dated 11-11-2017	G	13


DISTRICT EDUCATION OFFICER
(MALE) MANSEHRA