

06.12.2022

Tour is hereby cancelled, therefore, the case is adjourned to 03.01.2023 for the same as before.


Reader


03rd Jan. 2023 ✓

Nemo for the petitioner.

Counsel was informed
Telephonically on
20-1-23

Preceding date was adjourned through reader note, therefore, notices be issued to the petitioner as well as his learned counsel for the next date. To come up for further proceedings on 06.02.2023 before the S.B at camp court, Swat.

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Peshawar

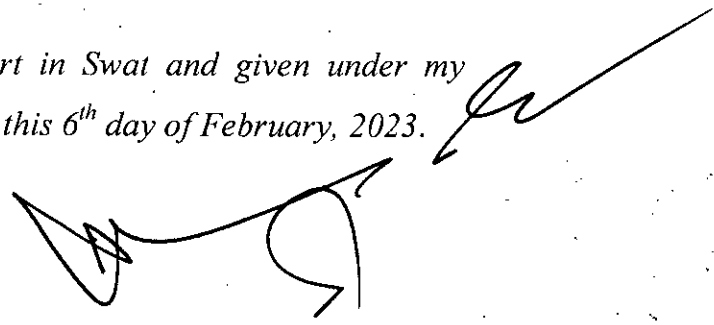

(Fareeha Paul)
Member(E)
(Camp Court, Swat)

6th Feb, 2023 1. Nobody is present on behalf of the applicant.

2. Learned counsel for the appellant was informed telephonically for the date fixed, but today nobody put appearance on behalf of the applicant till last hours of the court. In view of the above, the instant application is dismissed in default. Consign.

3. *Pronounced in open court in Swat and given under my hand and seal of the Tribunal on this 6th day of February, 2023.*

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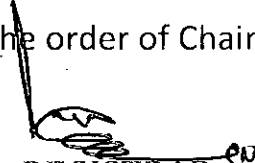

(Kalim Arshad Khan)
Chairman
Camp Court Swat

Form-A

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 633/2022

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	27.10.2022	<p>The application for restoration of appeal no.6358/2020 submitted today by post through Mr. Rahim Khan Advocate. It is fixed for hearing before touring Single Bench at Swat on <i>08-11-2022</i></p> <p>Original file be requisitioned. Notices be issued to applicant and his counsel for the date fixed.</p> <p>By the order of Chairman</p>  REGISTRAR
	8 th Nov, 2022	<p>Learned counsel for the petitioner present.</p> <p>Learned counsel for the petitioner wants to file an application under <u>Section 12(2) of the CPC</u> to challenge the order of this Tribunal. To come up for further proceedings on 06.12.2022 before S.B at camp court Swat.</p>  (Kalim Arshad Khan) Chairman Camp Court Swat

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Peshawar

BEFORE THE SERVICE TRIBUNAL KPK, PESHAWAR

Civil Review petition No. 644 /2022

Mukaram khanAppellant

VERSUS

District Education officer male buner E&SE and others
Respondents

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6.	Copy of Rejoinder	<u>C</u>	<u>15-22</u>
7.	Copy of order date 07-10-2022 <i>u/R. Pet.</i>	<u>D</u>	<u>23</u>
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Appellant/petitioner through Counsel


Rabim Khan

Cell No 0439049185

Advocate High Court

office at Distt court

dagger Buner

①

BEFORE THE KHYBER PAKHTOONKHWA SERVICE TRIBUNAL , PESHAWAR .

Civil REVIEW PETITION NO. 644 /2022

IN SERVICE APPEAL NO.6358/2020

(INSTITUTED ON DATED, 6/7/2020)

DESPOSED OFF VIDE ORDER DATED,07/10/2022.

MUKARAM KHAN S/O SHAIR ZADA R/O VILLAGE MALAKPUR DISTT; BUNER/PST GOVT;
PRIMARY SCHOOL KWARSAR DISTRICT BUNER.

"PETITIONER" **Khyber Pakhtoonkhwa
Service Tribunal**

VERSUS

Diary No. 1753

Dated 27-10-2022

1. Distt; Education Officer E & S Male District Buner.
2. Director E & S Education Department K.P Province Peshawar.
3. Secretary E & S Education Deptt; K.P Province Peshawar .
4. Zahoor Ahmad S/O Mohammad Rehman PST GPS Malakpur Distt; Buner.
5. Muhammad Zohaib S/O Samiullah GPS Najir Dara Distt; Buner.
6. Fazal Mabood S/O Mian Said Jehan GPS Mora Distt; Buner.

"RESPONDENTS"

REVIEW PETITION FOR RESTORATION OF THE AFOREMENTIONED SERVICE APPEAL NO.6358/2020, ON THE TITLE " Mukaram Khan VS DEO Male Buner and others " AND TO DISPOSE OFF, THE SAME ON, MERIT, WHICH DUE TO OVERSIGHT, WAS WITHDRAWN WITH PERMISSION OF THIS HONOURABLE TRIBUNAL , TO FILE AFRESH, BEFORE A COMPETANT FORUM, VIDE AFFEX ORDER DATED 07/10/2022 .

Respectfully Sheweth;

FACTS

1. That the above mentioned service appeal No.6358/2020, of the petitioner was pending before this Honourable Tribunal, which was lastly argued on dated 07/07/2022, before this Honourable Tribunal . copy of the appeal and reply with rejoinder and order sheet all are annexed as "A".
2. That while on dated 07/10/2022, expectedly that the order has to be announced, after clearance of a single point, as whether, as per assertion of the respondent No.1 in his reply that the station, GPS KWAR SAR was the 1st choice of the appellent. Production of NTS form of the appellent as evidence was asked from the respondent No.1 . Which exactly was produced before the Honourable Bench of this Honourable

(2)

Tribunal by respondent No.1 , on the date fixed for ie 07/10/2022, for the purpose of evidence and if the appellant had not mentioned GPS Kursar as 1st choice the appeal would be allowed. Copy annexed as "B".

3. That as a matter of fact as this Hon; Tribunal had satisfied regarding the jurisdiction of th for the appeal, vide statutory provision of the KP appointment of Doctors, Lecturers and teachers etc Act 2011, during preliminary and final/ full arguments even on 7/7/022 and the case was fixed producing of copy NTS form of the appellant/pet; but when the Hon; Bench, again raised the question of lack of jurisdiction, without any preparation, for more unexpected arguments , even, on the point of jurisdiction, when asked the counsel of the petitioner/appellant, to be made , in a confusing and misconceiving manner , on oversight bases, the application concerned was then filed , for withdrawal of appeal , purely on BONA FIDE intention, JUST in hurry because it was Friday , not to waste the precious time of this Hon; Tribunal , though next date for arguments was already requested to be given. Copy of the affix order dated 07/10/2022 of this Hon; Tribunal is annexed as "C".
4. That as a matter of fact as the appellant was an Adhoc Employee and falls in the category of Civil Servants , hence unavoidably the Petitioner, having no alternative adequate remedy except to file the instant Review on the following grounds amongst other inter alia, for restoring /reopening of the previous service appeal .

GROUNDS

- a. That the Service Appeal NO.6358/2020, on the title "Mukaram Khan Vs DEO male Buner and others" of the petitioner was pending before adjudication in the Hon; Tribunal on dated 07/10/2022 and this Hon; Tribunal was competent and have jurisdiction fully for disposal of the same on merit.
- b. That the order dt,7/10/022, of this H; Tribunal is per in curium coram non iudice, hence not tenable in the eye of law.
- c. That it is the cardinal principle of law that the judges shall wear all the laws of the land in the sleeves of their rob.
- d. As per S. 10 of KP appointment ,Dep; ,Posting & transfer of Teachers, lecturers & Doctors Regulatory Act 2011, this worthy tribunal has got solely jurisdiction to entertain such appeals under the said Act .
- e. That the application for withdrawal of the Service Appeal of the petitioners/appellant, concerned, was filed on pure Bona fide intention, just not to

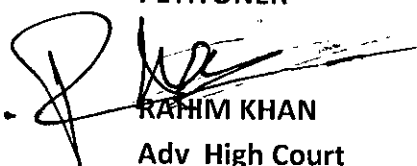
waste the precious time more of this Hon; Tribunal and was in hurry, not on any mala fide intention.

- f. That though the instant Civil Review petition under Section 114 CPC is competent, however, if this Hon; Tribunal found not to be proper then the same may graciously be converted the same as application under section 12(2) CPC or deal UNDER S. 151 CPC , for the purpose and the order dated 07/10/2022, of this Hon; Tribunal , being based on err and misconception on point of jurisdiction, hence may be withdrawn or set aside , while allowing the petition of the petitioner.
- g. That the application of the petitioner /appellant, dated 07/10/2022, where up on the affix order of this Hon; Tribunal 07/10/2022, under the instant civil Review Petition, is based, was of no legal weight and devoid of law, hence was liable to rejection.
- h. That the petition is competent and the administration of justice demands withdrawal or setting aside of the order dated 07/10/2022, being based on the application of the petitioner /appellant, filed on oversight and bona fide.
- i. That further grounds supporting this petition will be advanced at the time of arguments with due permission of this Honourable Tribunal.

Therefore it is most humbly prayed that on acceptance of this Civil review Petition, the application dated, 07/10/2022 , may be rejected and the order dated 07/10/2022, of this Hon; Tribunal, may be withdrawn or set aside or modified up to the rejecting of the application dated 07/10/2022 of the appellant, for the administration of justice and restore the Service Appeal No.6358/2020 , of the petitioner/appellant in a status before dismissal. Further relief to which the petitioner is otherwise entitle under the law may also be graciously be granted to the petitioner though not specifically prayed for.


PETITIONER

Through Counsel

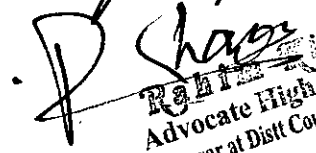

RAHIM KHAN
Adv High Court
Cell=03439049185

Office ; at Distt; Courts Daggar Buner.

Dated, 22/10/2022.

Certificate

This is to Certify that as per instructions of my client the Entire Contents of this Review Petition is True and that no such like Petition has earlier been filed or pending before adjudication in any Court.


RAHIM KHAN
Advocate High Court
Daggar at Distt Courts Daggar
22/10/2022

④

BEFORE THE KHYBER PAKHTOONKHWA SERVICE TRIBUNAL, PESHAWAR.

Civil REVIEW PETITION NO. _____/2022

IN SERVICE APPEAL NO.6358/2020 (INSTITUTED ON DATED, 6/7/2020)

DESPOSED OFF VIDE ORDER DATED,07/10/2022.

MUKARAM KHAN VERSUS D.E.O. E & S Male District Buner & others.

REVIEW PETITION

AFFIDAVIT

I, Mukaram Khan S/O Shair Zada /Petitioner do hereby solemnly affirm and declare on oath that the entire contents of this petition are true and correct and the nothing has been concealed from this Honourable Tribunal . it is further declare and affirm athat no such like or in other mode any application or petition etc has earlier been field before any forum or court except this petition being filling now before this Honourable Tribunal.



PETITONER/DEPONENT

CHIC # 15101-566608277.

ATTESTED

Iftikhar Alam Khan
Advocate Oath Commission
Distt: Courts Dargal, Swat

No. 5548 Date 25/10/2022

5

BEFORE THE KHYBER PAKHTOONKHWA SERVICE TRIBUNAL , PESHAWAR .

Civil REVIEW PETITION NO. _____/2022

IN SERVICE APPEAL NO.6358/2020 (INSTITUTED ON DATED, 6/7/2020)

DESPOSED OFF VIDE ORDER DATED,07/10/2022.

MUKARAM KHAN VERSUS D.E.O. E & S Male District Buner & others.

REVIEW PETITION

ADDRESSES OF PARTIES

**1. MUKARAM KHAN S/O SHAIR ZADA R/O VILLAGE MALAKPUR DISTT; BUNER/PST GOVT;
PRIMARY SCHOOL KWARSAR DISTRICT BUNER. "PETITIONER"**

1. Distt; Education Officer E & S Male District Buner.
2. Director E & S Education Department K.P Province Peshawar.
3. Secretary E & S Education Deptt; K.P Province Peshawar .
4. Zahoor Ahmad S/O Mohammad Rehman PST GPS Malakpur Distt; Buner.
5. Muhammad Zohaib S/O Samiullah GPS Najir Dara Distt; Buner.
6. Fazal Mabood S/O Mian Said Jehan GPS Mora Distt; Buner.

"RESPONDENTS"

PETITIONER

Through Counsel



RAHIM KHAN

Adv High Court

Cell=03439049185

Office ; at Distt; Courts Daggar Buner.

Dated, 22/10/2022.

(A) (6)

BEFORE THE KHYBAR PUKHTONKHWA SERVICE TRIBUNAL K. P AT PESHAWAR.

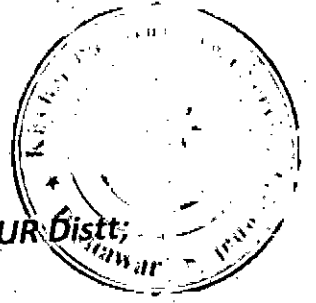
Service Appeal No. 6358 / of 2020.

MUKARAM KHAN S/O SHAIR ZADA R/O VILLAGE MALAKPUR PST GOVT;
PRIMARY SCHOOL KWAR SAR DISTRICT BUNER. "APPELLANT"

Khyber Pukhtonkhwa
Tribunal
Distt: 6041
Dated: 06-7-2020

VERSUS

1. DISTRICT EDUCATION OFFICER ELEMENTARY & SECONDARY EDUCATION DEPTT; DISTT; BUNER.
2. DIRECTOR E & S Education Deptt; Khyber Pukhtonkhwa Province PESHAWAR.
3. SECRETARY E & S EDU; DEPTT; K.P PROVINCE PESHAWAR.
4. ZAHOOR AHMAD S/O MOHAMMAD REHMAN PST GPS MALAKPUR Distt; Buner.
5. Muhammad Zohaib S/O Samiullah GPS Najar Dara Distt; Buner.
6. Fazal Mabood S/O Mian Said Jehan GPS Mora Distt; Buner.



"RESPONDENTS"

SERVICE APPEAL U/S 4 OF THE KHYBER PUKHTONKHWA SERVICE TRIBUNAL ACT 1974, AGAINST THE ORDER IMPUGNED, END; NO. 803-8 DATED, 14/3/2020, ISSUED BY THE OFFICIAL RESPONDENT NO.1 WITH COLLUSION OF OTHER, ESPEC; PRIVATE RESPONDENTS No.4 to 6 (copy whereof got un officially, by the appellatant, by noticing on 2/4/2020), WHEREBY WRONGLY AND AGAINST THE LAW, RULES AND WITH OUT ANY SHOW CAUSE NOTICE, WITH OUT PERSONAL HEARING OF THE APPELLANT OR HANDING OVER ANY COPY OF THE IMPUGNED ORDER PROPERLY, JUST ON MALA FIDE INTENTION/ILL WILL AND BY DISCRIMINATING AND CONDEMNING THE APPELLANT UNHEARD AND ALSO BY DUAL PUNISHING HIM, i.e DEDUCTION OF 116 DAYS SALARY AND ALSO THE SERVICE OF THE APPELLANT HAS BEEN DISCARDED AND DISCONTINUED, WITH OUT ANY REASONABLE GROUNDS OR RATIONAL APPROACH BUT TECHNICALLY AND HARSHLY NOT ONLY SPOILED THE FUTURE OF THE APPELLANT BUT ALSO CAUSED TO SUFFER BADLY THE PUBLIC INTEREST.

Respectfully Sheweth;

PRAY IN APPEAL

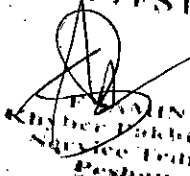
On acceptance of this Service Appeal, the Service of the appellatant may be reinstated from the date of its discontinuation, with all back benefits thereto, by setting aside the ORDER impugned End; No.803-8 dated, 14/3/2020, with the directions to post the appellatant in GPS Malakpure in place of the private respondent No. 4 or 5 & 6 or any other station in plain area, not falling under

(2) (8)

the direct approach of the Talaiban, Terrorist and Rebellious, while salary for 116 days, already withheld/deducted from the appellant, by not drawing the same may also be directed to draw and pay to the appellant for the relevant period. With further relief to which the appellant is otherwise entitled though not specifically prayed for in this appeal.

FACTS

1. That the appellant was wrongly and against the merit, by discrimination, with highest scores of 112.98, was posted in GPS Kursar, by the official respondent No.1 and similarly, the private respondent No.4, who having low score of 102.07, was also wrongly and against the said merit, placed and posted by the official respondent No.1 with undue favour, in GPS Malakpüre and similarly the respondents No.5 & 6, having got scores, 97.79 and 97.74 respectively, were also posted according to their own choices. However it was assured orally by the respondent No.1, concerned that with the reawakening or any clue of reinitiating of any activity by the Rebellious and terrorists in the specified area, surrounding the kur sar, the appellant will be transferred and replaced against the post in GPS Malakpure, so filled up, with undue induction of the private respondent No.4 by undue favour, against the merit, by the respondent No.1 concerned. copy of the appointment/merit order is annexed as "A" for ready reference and perusal.
2. That with this assurance, the appellant started his duty with great zeal and keen interest in GPS Kur sar but when during the month of September 2019, the Rebellious/terrorist and Taliban restarted their activities in the area concerned, the appellant then for the reason that after murder and kidnapping of his brothers and cousin during past, in previous round of terrorism in 2009, KEEPING IN VIEW THE EXPECTED ALLARMING THREAT TO HIS LIFE TOO, has approached the official respondent No.1, time and again, both orally and in written for transfer to GPS Malakpure or any other safe station from the GPS Kur sar, falls in the heart of the area, where the shelters of those rebellious and terrorists situate. While being relevant and very closed to the matter, the worthy Deputy Commissioner Buner and also DPO Buner, being aware of the matter and its record very well had approached to verify the murder and kidnapping cases concerned. copies all of the news papers cuttings, attested copy of FIR and relevant correspondence between the appellant and the respondent No.1 and the deputy commissioner Buner and DPO Buner are annexed for ready reference and perusal as annexure "B".

ATTESTED

OFFICIAL RESPONDENT
Khyber Pakhtunkhwa
Justice Tribunal
Peshawar

3. That also the stance of the appellant was supported by the Enquiry Committee and it was recommended that the problem of the appellant was/is genuine and it was recommended that the transfer in question so demanded by the appellant may be made which on mala fide intention and ill well and by undue favour of the private respondents No.4 to 6 and by discrimination not only dishonored and ignored wrongly but by punishing the appellant by deducting 116 days salary of the appellant, without any notice or any show cause notice which also payable to the appellant . Copy of the same Order impugned dated 14/3/020 , got un officially, on 02/04/020, is also annexed as "C".

4. That the appellant after noticing privately on dated 02/04/020, got an official copy and filed Departmental Appeal, which has also not been decided mala fidely after lapse of a considerable period (copy annexed as ("D")) hence the appellant having no alternative adequate remedy except to file the instant service appeal on the following grounds among other inter alia.

GROUND S


a. That the appellant was deserving and entitle under the law to be posted initially strictly according to the merit assigned to the appellant ie 112.98 while all the private respondents No.4 to 6 were all very low in merit from the appellant. Who by discriminating had posted by un due favour in their home stations on their own choices while wrongly on mala fide intention and ill well he was posted in GPS Kursar which is falling in the hilly area of the Ellam being the area of Taliban where the appellant was under life threat seriously any time.

b. That according to the oral assurance and promise, the official respondent even No.1 was bound also to transfer the appellant to GPS Malakpur or at least on any part of the private respondents keeping in view his high merit and beside life threat in that area and station.

c. That there was life threat to the appellant while performing his duty in GPS Kursal because the Taliban and Rebellious in the Ellam Area were proved unknown enemy of the family of the appellant and during the previous round of 2009 Taliban s activities ,because two brothers and who so far not recovered either dead or living.

d. That the appellant has been dual punished by forfeiture or say deduction or withholding of salary for 116 days while in addition to

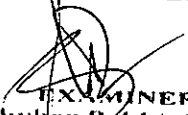
ATTESTED


EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

that the appellant has also been discarded by discontinuing his service at a time vide the order impugned End; No.803-8 dated, 14/3/2020, wrongly without any blunder or fault of the appellant and without any notice or providing any opportunity of personally hearing or serving with any show cause notice on the appellant which is not tenable under any law .

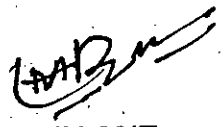
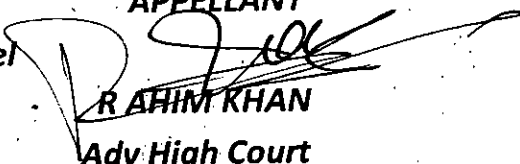
- e. That the punishment awarded both are the harsh and are not according to any law of justice or any law basing too mala fide and ill well hence liable to be set aside.
- f. That the problem of the appellant was genuine and also was beyond the approach of the appellant.
- g. That before awarding the dual punishment being harsh and un warranted, illegal and without any blunder or fault of the appellant vide order impugned was not reasonable or rational but was an order of a dictator one hence on this score was also non maintainable or sustainable under the law.
- h. That the order impugned was not based or one, having been passed after conduction of any enquiry or other investigations required under under the law, but was in hurry to avoid honouring the genuine demand of the appellant, so is not maintainable.
- i. That earlier recommendations of the enquiry committee was also wrongly ignored which prove the stance of the appellant to be legal and genuine while the respondents even No.1 has proceeded totally in disregard of the law and rules and policies exists.
- j. That the appellant has also been condemned un heard while no proper endorsement or delivery of the order impugned in any shape so far even was made to the appellant.
- k. That further supporting arguments on the appeal of the appellant will be made with due permission of this Hon;able Tribunal at the time of arguments.

ATTESTED


 EXAMINER
 Khyber Pakhtunkhwa
 Service Tribunal
 Peshawar

Therefore it is most humbly prayed that on acceptance of this service appeal the order impugned End; No.803-8 dated, 14/3/2020, may be

set aside from the date of its issue and the service of the appellant may be reinstated with all back benefits and also the pay so withheld for 116 days vide the said order impugned be directed the respondent No.1 to draw and pay to the appellant with further relief to which the appellant is otherwise entitle under the law though not specifically prayed for the instant appeal may also granted in favour of the appellant.



APPELLANT
Through counsel 
RAHIM KHAN
Adv High Court

Office; at Distt; courts Daggar Buner,
Cell= 05459049185
Dated, 24/06/2020.

Certificate

It is to certify that the entire contents of this appeal are tru and correct.


APPELLANT

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 21-10-22
Number of Words 2000
Copying Fee 27/-
Urgent 9/-
Total 36/-
Name of Copyiest _____
Date of Completion of Copy 21-10-22
Date of Delivery of Copy 21-10-22

Reply (12) Annex 13.

BEFORE THE KHYBER PUKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

File Appeal No. 6358/2020

Mukaram Khan S/O Sher Zada R/O Village Malak Pur PST GPS Kwar Sar, District Buner.

(APPELLANT)

Versus

1. District Education Officer Male District Buner
2. Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar
3. Sectary Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar

(RESPONDENTS)

Written Reply/Para wise Comments for & on behalf of Respondents No. 1, 2 & 3.

Respectfully Sheweth!

Preliminary Objections.

1. The Appellant has no cause of action/locus standi to file the instant appeal.
2. The instant appeal is badly time barred.
3. The Appellant has concealed the material facts from this honorable Tribunal, hence liable to be dismissed.
4. The Appellant has not come to this honorable Tribunal with clean hands.
5. The Appellant has filed the instant appeal just to pressurize the respondents.
6. The appellant has filed the instant appeal on mala fide motives.
7. The instant appeal is against the prevailing law and rules.
8. The appellant has been estopped by his conduct to file the appeal.

Facts: -

1. Correct to the extent that the District Education Officer Male Buner advertised various posts including the post of Primary School Teachers. As per advertisement each candidate would select only five (05) schools for final appointment. Hence, the appellant along with private respondent applied for advertised posts. Subsequently, NTS conducted written test and the result was declared. It is evident from NTS record that the appellant had secured 112.98 marks out of 200 while the private respondent No. 4 secured 102.07 marks out of 200, private respondent No. 5 secured 97.79 marks out of 200 and private respondent No.6 secured 97.74 marks out of 200. It is hereby worthy to mention that as per provided merit list from NTS, the first priority of the appellant was GPS Kwar Sar. Therefore, the appellant was appointed by the Competent Authority on 28-02-2019 at GPS Kwar Sar, Buner as per terms and conditions of the advertisement which clearly states that the appointments are ad hoc and school based and, therefore, the appointees are not transferrable. The Merit list and appointment order is attached as Annexure "A & B".
2. Incorrect and denied, as per report of District Police Officer Buner, addressed to Deputy Commissioner Buner, vide No. 491/PA dated 13-05-2019 stating that, there is nothing adverse against the appellant on the record of local Police Station, which is attached as Annexure "C".
3. Incorrect and denied, before the major penalty of discontinuing the contract of appellant, the appellant was not performing his duty honestly and regularly.

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

(13)

Additionally, the appellant has been frequently remained absent from his duty and the following list of disciplinary proceedings were made under the rules:

- (a) On 29-08-2019, the ASDEO (M) Daggar Buner reported the appellant absent from his duty and sent a report to the SDEO (M) Daggar, Buner vide his office letter No.1 dated 30-08-2019 for the initiation of necessary Disciplinary action as attached as Annexure "D".
- (b) Subsequently, the Sub Divisional Education Officer (Male) Daggar, Buner also submitted the mentioned report to the DEO (M), Buner for initiation of disciplinary proceedings against the appellant as attached as Annexure "E".
- (c) Respondent No. 01, District Education Officer Buner, issued absence notice to the appellant for resuming of his duty, otherwise, Disciplinary action under Article 9 of the E&D rules 2011 will be taken, as attached as Annexure "F".
- (d) Later on, an inquiry was conducted by the DEO (M) Buner, vide his office Memo No. 7421-24, dated 05-10-2019. The inquiry committee submitted his report on 18-10-2019 to the DEO(M) Buner as attached as Annexure "G", with the following recommendations:

1. The teacher concerned may please be adjusted in a safe zone school in plane area like GPS Beshonai, GPS Dokada, GPS Malakpur, GPS Malang Dara, GPS Najar Dara etc for his duty relief.

OR

1. The teacher concerned may please be transfer mutually to GPS Morra with another teacher Mr. Irfan khan PST GPS Morra, a resident of village Kwar Sar.
2. The salary of the absent period from 01-08-2019 to 31-10-2019 may please be deducted.
3. The salary of the concerned may please be release to perform his duty.

- (e) In the light of the recommendations of inquiry committee and as per Government of KPK Finance department (Regulation Wing) Notification No. SO (FR)/FD/5-14/2014, dated 16/12/2014 on the subject "Deduction of salary from Government Employees in case of Absenteeism" and decision of Khyber Pukhtunkhwa Service tribunal Peshawar in the Service appeal No 1689/2010 as "No work, No pay.", the DEO(M) Buner, being the Competent Authority, converted the absence period w.e.f 01-08-2019 to 24-11-2019 (116 days), as attached as Annexure "H".

- (f) Instead of resuming his duty, the SDEO(M) Daggar again reported the appellant absent from his duty w.e.f 02-03-2020 to the submission of his report on 06-03-2020, vide his office letter No 1600, dated 06-03-2020 which is attached as Annexure "I".

- (g) Due to time and again reports of the ASDEO (M) Daggar and SDEO (M) Daggar regarding willful absence of the appellant from his duty, the Competent Authority imposed major penalty, i.e. to discontinue the contract of the appellant Mr.

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

(14)

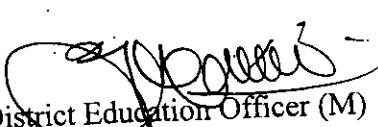
Mukaram Khan PST GPS Kwar Sar w.e.f 01-03-2019 and not to extend his contract of (being contract NTS Employee) for another one year due to his wilful absence from duty, inefficiency and unsatisfactory performance during the contract period as per terms and condition at S.No.12 of appointment Notification issued vide this office Ensd. No 1124-32 dated 28-02-2019 as attached as Annexure "J".

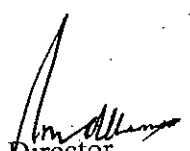
4. Incorrect and denied, the appeal of the appellant was not justified in accordance with rules and policy, therefore, the Respondent No. 2 did not honour the appeal of the appellant.

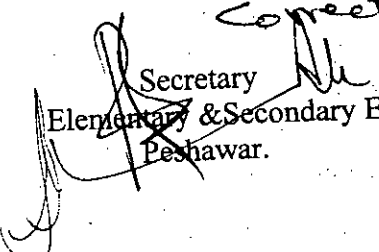
Grounds:

- A. Incorrect and denied, already explained in para No.1 and 2 of the fact.
B. Incorrect and denied, already explained in para No.1 of the fact.
C. Incorrect and denied, already explained in para No.2 of the fact.
D. Incorrect and denied, the appellant was reported his immediate officer ASDEO/SDEO Male Daggar in the light of the report of the above officer 116 days were deducted from the appellant as explained in para No. 3 of the facts.
E. Incorrect and denied, the appellant was not interested in government duty which was resulting in the wastage of precious time of the students. Hence, the punishment awarded by the DEO (M) Buner is justified.
F. Incorrect and denied, the appellant deliberately kept himself absent from duty without any justifiable reasons and violated the rules time and again.
G. Incorrect and denied, already explained in para No. 3 of the facts.
H. Incorrect and denied, already explained in para No. 3 of the facts.
I. Incorrect and denied, as already explained in para No. 3 of the facts.
J. Incorrect and denied, the proper order was communicated to the appellant as explained in para No. 3 of the facts.
K. The Respondent also seek the permission of the Honorable court of service tribunal any advance proof at the time of the arguments.

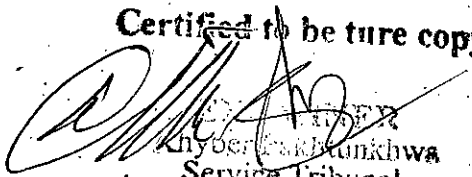
It is therefore humbly prayed that keeping in view the above said, submission, the service appeal in hand may very graciously be dismissed.


District Education Officer (M)
Buner


Director
Elementary & Secondary Education
Peshawar


Secretary
Elementary & Secondary Education
Peshawar.

vetted subject to
correct attachment of all Annexures
and affidavit
Certified to be true copy


Director
Service Tribunal,
Peshawar

11/9/21

may "e" (15)

IN THE SERVICE TRIBUNAL KHYBAR PUKHTONKHWA
PESHAWAR

Service Appeal No. _____ /2022.

Mukaram Khan VS D.E.O (M) Buner & others

REJOINDER

Respectfully Sheweth

Para wise reply to the comments of the respondents is hereunder.

1. That the entire Preliminary objections from S.No.1 to S.No. 8 are wrong and weightless as the service appeal of the appellant is on proper legal base and foundation and properly is maintainable in this honourable Tribunal and the appellant is deserving for the relief sought.

Para wise Reply to the comments on Facts

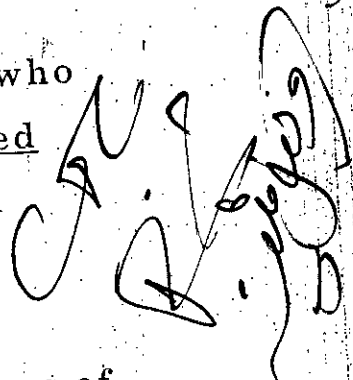
1. That the stance regarding the claim of the appellant that he had been awarded highest score ie 112.98 than the private respondents No.4 to 6, has been admitted by the official respondents No. 1 to 3 , but the plea raised by the official respondents that the appellant was posted and placed in GPS Korsar on demand or with the consent of the appellant, is totally wrong and baseless and without proof, because the appellant was/is a resident of the village Malakpure and no consent or willingness of the appellant either oral or written had obtained to this effect but wrongly he was posted in a far flung station GPS Kursae, being harden hilly

area of being of militant. Hence the posting of the respondent No.4 at the station of GPS Malakpur was wrong and against the merit, but was based purely on un due favour, with the respondent No.4, was passed by the official respondent NO.1. So the posting order and subsequent all mala fide behavior and orders, including the order impugned passed by the respondent No.1, are based clearly on discrimination just to favour un duly, respondents NO.4 & others being their eyes blue and to spoil the career of the appellant. While the public interest was also not kept in view, which were also suffered. Hence the order impugned and more other all are not tenable but liable to be set aside in favour of the appellant.

2. That the comments against the para 2, are totally wrong and baseless, because the correspondence and all the relevant documents, as annexed and even letter No.491 of DPO Buner, dated 13/5/2019, prove this fact that "two(2) brothers and one cousin of the appellant (the then applicant) had already ^{been} murdered by the militants and Talibans of that area, kursar". So there was really an alarming threat to the life of the appellant and the request of the appellant for transferring him from the GPS Korsar, being falls in that dangerous area, was genuine. Because for un known reason, the family of the appellant was on hit list of the Taliban/militants. So in a circumstances, explained above, being beyond

② (17)

approach of the appellant, discharging the services of the appellant by passing the order impugned was illegal, unlawful and unwarranted hence is not tenable under the law but is liable to be set aside from the date of its issue by restoring the services of the appellant with all back benefits.

3. That as a matter of fact as the life of the appellant was under alarming threat and he being a responsible official had initiated a timely honest and genuine approach vide his application dated 09/05/2019, for transfer, either to malakpure or other safe station and the same was testified by the DPO Buner vide his letter No.491 dt.13/05/2019, while the respondent No.1 has also Enquired this fact through report (dated 18/10/2019) of an impartial Inquiry officer, annexure "G", who was appointed by him vide his letter dated 5/10/2019. But the genuine and impartial Recommendations of the said Enquiry committee was not considered or even commented, meaning thereby the same was of no use to fulfill his mala fide plan, already designed for spoiling the career of the appellant for no fault of the appellant but due to having the Genuine problem, therefore was ignored for no valid reason in arbitrary manner against the mandate of the law and rule concerned. However the appellant was punished by the respondent No.1 also for the same unavoidable circumstance, vide his letter dated, 31/10/2020 (Annexure "H") while non of
- 

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the alleged letters (D, E & F) has been communicated or noticed to the appellant. However the order impugned is a 2nd letter of a dual and harsh punishment being awarded to the appellant, against the law and rules and in no way is sustainable and tenable under the law and sharia.

However as already expressed above no copy or communication of the alleged letters as shown annexure D, E & F in the relevant contents 'a' to 'c' has been made while the recommendations of the Enquiry Committee at S.No 1 or 1 to 3 ^{being not} have ^{pr} been followed or ^{pr} implemented showing no reason which was the lawful support of the request made by the appellant. Therefore the order impugned passed by the respondent No.1, is unlawful being based totally on Mala fide intention and ill will which should be set aside from the date of its issue with all back benefits ^{to the appellant}.

Furthermore it would be mentioned in reply to the comments as per contents 'E' to 'G' that when the genuine demand and request regarding the safety of the life of appellant, beside the alarming life threat, as were, the secured fundamental constitutional right of the appellant, duly recommended by the competent enquiry committee, was denied for no valid reason, but on mala fide and the duty in the existing station kursar was impossible and beyond the approach of the appellant. Hence denied all the comments. 4. That as per detail reply to the instant comments of the respondents No.1 to 3, the

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entire comments are the result of non rational approach, non reasonable and unlawful and is also in violation of the constitutional mandate, hence is not deserving to be maintained, but is liable to be rejected as a whole and the order impugned be set aside in favour of the appellant.

Reply on the comments on Grounds

A. That as per detail reply, given above, by the appellant, the appellant being admitted facts, against para 1 of the comments, that the appellant by dint of his highest score in Test and interview, on the bases of his merit was deserving and entitled, under the law, to be posted in GPS Malakpure, being his village, where private respondent NO. 4 has ^{been} posted on illegal give and take, the subsequent problem, would be faced by the appellant in korsar, where the appellant was facing life threat. Hence the stance of the appellant being proved and admitted, by the respondent, is correct, ^{against this para.}

B. That as per detail reply against the illegal posting in GPS Korsar, the appellant has objected verbally and was requested to the respondent No.1 ^{in turn} but he was satisfied by assuring that he will ^{in P2} very soon be transferred and posted in GPS Korsar. Hence the comment are incorrect, and ^{Malakpur.} denied. ^{P2}

C. That as per detail reply against para No.1 and other of the facts portion, the stance of the Appellant is correct being also admitted by the respondents. Hence the comment against the para C is incorrect, and ^{P2} denied.

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D. That as per reply to the facts in detail, when once the appellant has been punished and penalized by way of deduction of 116 days ie more than about six month salary, then how the appellant has ^{been} again penalized, vide the order impugned, being awarding of dual punishment to the appellant for the said alleged single charge of absentia, then under what lawful justification or legal grounds, the impugned order, being dual punishment, is/ has been passed against the appellant, which is unwarranted, illegal and without reasonable grounds, without notice, being based on pure mala fide, ill will and based on clear discrimination. Therefore is not existed in the eyes of law and also is against the recommendations of the competent Enquiry Committee. Hence is liable to be set aside from the date of its issue, in favour of the appellant, *on this score too*

E. That vide notification end; No.312-16

dt,31/01/2020, Annexure "H" the alleged absentia period was treated as leave without pay as a punishment while vide the order impugned dated, 14/3/2020, annexure "J/C" also the period of contract of ^{the} appellant, on mala fide and ill will, has been discontinued, which is also an ambiguous one and not competent to be implemented, hence the order impugned is not maintainable, being incompetent, unreasonable, irrational and also a dual.

File
20/2/20

(20) (2) (28)

punishment for one alleged absentia, which is illegal, unlawful and liable to be set aside in favour of appellant. The comments is incorrect.

because the same being deal and a chat sheet one being past and closed' transaction.

F. That the comments against the para "F" is denied, because in GPS Kursar there was life threat to the appellant as per record and also the recommendation of the Enquiry Committee and the same was beyond the approach of the appellant and the matter should have to be dissolved strictly in according to the

Recommendations of the Enquiry committee.
G. That the contents ^{of} "G" is denied, because the same is contrary to the fact, explained above against Para "F" and detail reply in facts

H. That denied the correctness of the ^{Para} Comments against "H" as per detail reply against No.2 of reply to facts.

H. That the contents/comments against ^{Para} "I" is incorrect and detail report against "F" and as well against reply in Facts, ^{against} the facts, hence denied.

I. That the contents against ^{Para} "J" of the comments is incorrect and improper. Hence denied the same also, the detail reply against ^{Para} "F" may be considered and perused, for detail reply against S.No.3 of the facts of the comments and reply against the same.

K. That the entire comments are wrong,

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therefore denied, except the admission made, therein of some facts, which are correct and will be communicated and argued at the time of arguments with due permission of the Honourable tribunal.

Therefore it most humbly prayed that by considering the instant Service Appeal in light of this rejoinder, the ORDER impugned End; No.803-8 dated 14/3/2020, may be set aside, in favour of the appellant, by restoring the services of the appellant, with all back benefits, both, financial and other all. Further relief though not specifically prayed for in this rejoinder and appeal may also be granted in favour of the appellant, if the appellant is otherwise entitled for.

[Signature]

APPELLANT

Through Counsel *[Signature]*
Rahim Khan

Advocate

High Copurt

Cell = 03439049185

Dated; 06/06/2022.

[Handwritten notes/signatures]

Certificate

Certified that the entire contents of this rejoinder are true and Correct to and that no such like rejoinder has earlier been filed in this Honourable Tribunal.

APPELLANT

[Signature]

23 Anepure "D"

SCANNED
KF 31
Peshawar

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR
AT CAMP COURT SWAT.

Service Appeal No. 6358/2020

Date of institution 06.07.2020



Mukaram Khan S/O Shair Zada, R/O Village Malakpur PST GOVT;
Primary School Kwar Sar District Buner.

VERSUS

District Education Officer Elementary & Secondary Education
Department, District Buner and five others.

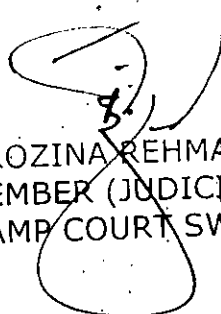
ORDER
07.10.2022.

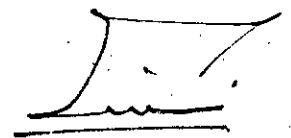
Mr. Rahim Khan, Advocate, for the appellant present. Mr. Obaid-ur-Rehman, ADEO alongwith Mr. Muhammad Jan, District Attorney for the respondents present.

Learned counsel for the appellant stated at the bar that he wants to withdraw the instant appeal to approach the competent forum. In this respect, he also submitted an application, which is placed on file.

In view of the above, the appeal in hand stands dismissed as withdrawn. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED
07.10.2022


(ROZINA REHMAN)
MEMBER (JUDICIAL)
CAMP COURT SWAT


(SALAH-UD-DIN)
MEMBER (JUDICIAL)
CAMP COURT SWAT

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal.
Peshawar

Date of Presentation of Application 21-10-22
Number of Words 800
Copying Fee 10/-
Urgent 5/-
Total 15/-
Name of Copyiest _____
Date of Completion of Copy 21-10-22
Date of Delivery of Copy 21-10-22

IN THE HON. SERVIC TRIBUNAL K.P Camp
Cant Dargpora Swat

Service Appeal NO. 6358 of 2020.

Mukaram Khan VS Director Edu. E-2-S
K.P & others.

APPLICATION FOR WITHDRAWAL OF Service
Appeal on the Subject with permission
to file a Fresh Before a
Competent Forum.

Respectfully Sheweth.

1. That the cited appeal is pending before this Hon. Bench of Tribunal fixed for today dated, 7/x/22.
2. That due to question of Jurisdiction the cited appeal is requested to be withdrawn with permission of this Hon. Tribunal to file a Fresh before a Competent legal Forum.

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Therefore it is humbly
Prayed that by acceptance of
this application the Relief sought
may be granted
Appellant

Through Counsel. P. J. J. J.
Rahim Khan
Adv. High Court.
Dt 07/x/22

8th June, 2022

None for the appellant present. Mr. Kabirullah Khattak,
Addl: AG alongwith Mr. Yakmeen Khan, ADEO for
respondents present.

Counsel are on strike. To come up for arguments on
07.07.2022 before the D.B at camp court Swat.

(Mian Muhammad)
Member(E)

(Kalim Arshad Khan)
Chairman
Camp Court Swat

07.07.2022

Learned counsel for appellant present.

Noor Zaman Khan Khattak, learned District Attorney
alongwith Ubaid Ur Rehman ADEO for respondents present.

From perusal of record, it came to the knowledge of this
Bench that certain necessary documents are missing,
therefore, representative and learned District Attorney are
directed to make sure the availability of NTS Application Form
submitted by the appellant mentioning therein five stations of
his choice. To come up for arguments alongwith entire relevant
record on 03.08.2022 before D.B at Camp Court, Swat.

(Fareeha Paul)
Member(E)
Camp Court, Swat

(Rozina Rehman)
Member (J)
Camp Court, Swat

3.8.22

Due to Samanar vacation the case
is adjourned to 9.9.22 for the appeal.

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593882

Project ID: N-17-4359

APPLICATION FORM

Reg. No. To be Filled by NTS

GOVERNMENT OF THE KHYBER PAKHTUNKHWA
ELEMENTARY AND SECONDARY
EDUCATION DEPARTMENT

Screening Test for PST (BPS-12)

Bachelor degree from any recognized institute.
Age Limit: 18-35 Years



Eligibility Criteria:

A. Do you have relevant / prescribed qualification as mentioned in advertisement?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
B. Is your Result Not Awaited? (Result declared before last date of apply)	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

If your reply is "Yes" to A & B above, only then please proceed further. Otherwise you are not eligible to apply.

01. Bank Online Deposit of Rs: 700/- from Designated Bank Branches. (For 5 Schools)

Bank Code	0440	Deposit Date	18-12-2017
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*Note: Application Form will not be entertained without Original Deposit Slip (NTS Copy)

02. Desired Test City: Fill Only One Box. (Mandatory)

Subject to a minimum of 200 candidates, otherwise the candidates will be assigned next nearest test city.

01. <input type="checkbox"/> Abbottabad	02. <input type="checkbox"/> Bannu	03. <input type="checkbox"/> Battagram	04. <input checked="" type="checkbox"/> Buner
05. <input type="checkbox"/> Charsadda	06. <input type="checkbox"/> Chitral	07. <input type="checkbox"/> Dera Ismail Khan	08. <input type="checkbox"/> Hangu
09. <input type="checkbox"/> Haripur	10. <input type="checkbox"/> Karak	11. <input type="checkbox"/> Kohat	12. <input type="checkbox"/> Kohistan
13. <input type="checkbox"/> Lakkhi Marwat	14. <input type="checkbox"/> Lower Dir	15. <input type="checkbox"/> Malakand	16. <input type="checkbox"/> Mansehra
17. <input type="checkbox"/> Mardan	18. <input type="checkbox"/> Nowshera	19. <input type="checkbox"/> Peshawar	20. <input type="checkbox"/> Shangla
21. <input type="checkbox"/> Swabi	22. <input type="checkbox"/> Swat	23. <input type="checkbox"/> Tank	24. <input type="checkbox"/> Tor Ghar
25. <input type="checkbox"/> Upper Dir			

Personal Information: Use CAPITAL letters and leave spaces between words.

03. Name in Full: MUKARRAM-KHAN

04. Father's Name: SHER-ZADA

05. Candidate CNIC #: 15101-5666082-7

06. Gender: Male Female

07. Date of Birth: 20-01-1990

08. Postal Address: Village malakpur P/o P/o Baba, teh daggar District Buner city: Buner

09. Phone No: (RES.) (Mobile) 0345-0599093

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10. Are you a Government Servant? Yes No If Yes then total years of continuous experience: _____

11. Are you a Disabled Person? If yes, please attach Disability Certificate Yes No If yes, state nature of your disability: _____

12. Religion: Muslim Non Muslim If Non Muslim, Please Specify: _____

13. Union Council: MALAKPUR

14. Village Council / Neighborhood: MALAKPUR

15. District of Domicile: Fill Only One Box (Mandatory)

11. <input type="checkbox"/> Abbottabad	12. <input type="checkbox"/> Bannu	13. <input type="checkbox"/> Battagram	14. <input checked="" type="checkbox"/> Buner
15. <input type="checkbox"/> Charsadda	16. <input type="checkbox"/> Chitral	17. <input type="checkbox"/> Dera Ismail Khan	18. <input type="checkbox"/> Hangu
19. <input type="checkbox"/> Haripur	20. <input type="checkbox"/> Karak	21. <input type="checkbox"/> Kohat	22. <input type="checkbox"/> Kohistan
23. <input type="checkbox"/> Lakki Marwat	24. <input type="checkbox"/> Lower Dir	25. <input type="checkbox"/> Malakand	26. <input type="checkbox"/> Mansehra
27. <input type="checkbox"/> Mardan	28. <input type="checkbox"/> Nowshera	29. <input type="checkbox"/> Peshawar	30. <input type="checkbox"/> Shangla
31. <input type="checkbox"/> Swabi	32. <input type="checkbox"/> Swat	33. <input type="checkbox"/> Takht	34. <input type="checkbox"/> Tor Ghar
35. <input type="checkbox"/> Upper Dir			

Only for Married Female Candidates

16. Are you applying against your Husband's Domicile? Yes No

17. Husband's Name: _____

18. Husband's Domicile District: Write District Code / Name as per Code and Name 11 to 35 of District of Domicile Section at Sr. 15 (Mandatory)

District Code	District Name

19. Academic Information: (Please do not attach attested copies of your academic certificates at this stage)

1. NTS will not issue Roll No Slips to those who have not filed in their academic record properly.

2. Candidate should convert their grades into marks. (O Level/A Level or any other degree having grade.)

3. Write exact degree-name & major subject mention in certificate/ transcript.

4. Obtained / Total Marks mandatory to fill otherwise you will be rejected.

5. Do not mention score of any certificate issued by Darul Uloom/Madrasahs except Shadat-ul-Aqamia for the post of TT & AT.

NTS will not issue Roll No Slips to those who have not filed in their academic record properly. (O Level/A Level or any other degree having grade.)

Certificate / Degree Name	Degree/Title	Specialization / Major Subject	Year Passing	Obtained Marks	Total Marks	Board / University / Institute
Matric (10 Years)	<input checked="" type="checkbox"/> Matric <input type="checkbox"/> Other: _____	<input checked="" type="checkbox"/> Science <input type="checkbox"/> Arts <input type="checkbox"/> Other: _____	2006	728	1050	SWAT BOARD
Intermediate (12 Years)	<input type="checkbox"/> FA <input checked="" type="checkbox"/> F.Sc <input type="checkbox"/> Other: _____	Pre Medical	2008	720	1100	SWAT BOARD
Bachelor (14 Years)	<input type="checkbox"/> B.A <input type="checkbox"/> B.Sc <input type="checkbox"/> Other: _____					
Bachelor (Hons) / Master (16 Years)	<input type="checkbox"/> M.A <input type="checkbox"/> M.Sc <input type="checkbox"/> B.Sci <input type="checkbox"/> B.E <input type="checkbox"/> Other: BBA (HONS)	FINANCE	2012	2973	4400	Agriculture University Peshawar
MS / M.Phil (18 Years)	<input type="checkbox"/> MS <input type="checkbox"/> M.Phil					
Ph.D						

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20. Professional Qualification:

Certificate / Diploma	Certificate Name	Year Passing	Obtained Marks	Total Marks	Board / University
B.Ed	<input type="checkbox"/> B.Ed				
M.Ed / M.A Education	<input type="checkbox"/> M.Ed <input type="checkbox"/> M.A Education				


21. School Code and Name Preferences: (Mandatory) Forms without properly filled School Codes will be rejected
 Please write accurate codes for the required school.
 See list of schools with codes at NTS website (www.nts.org.pk).
 برائے سرکاری اسکول کے مختلف کلاسز کو درج کریں۔
 سکول اور مقامات کو درج کرنا NTS ویب سائٹ (www.nts.org.pk) پر ملے گا۔


Sr. #	School Code	District	School Name
1.	141188	Buner	GPS Najar Dara
2.	141189	Buner	GPS Malak Pur
3.	141183	Buner	GPS Poland
4.	141181	Buner	GPS Mula Banda
5.	141180	Buner	GPS Kwar Sar

Undertaking By The Applicant:

I MUKASHAM KHAN SIKHOF of Sher Zada do hereby solemnly declare and affirm that I have read and understood the instructions and conditions for appearing in the NTS Test and I have filled-up the application form accordingly. In case of any information contained herein is found at any stage to be missing, untrue or false, my candidature can be canceled at any stage (even after employment, if so revealed later), and I shall be liable to legal action.

Picture 2
 Affix your recent passport size color photograph not older than 6 Months having blue background with stapler
 تصویر لازماً منسلک کریں بسوزت دیگر فارم عمل میں نہیں لایا جائیگا۔

Date: 18-12-17 Thumb Impression: 

Signature of the Candidate: 

Check List Provide the following documents other wise Application Form will not be entertained
 Original Bank Deposit Slip (NTS Copy) Copy of CNIC Copy of Domicile Certificate
 2 Passport size color photograph to be attached in the picture box area on page (1 & 3)

General Instructions / Information:

- > By Hand submission of Application Form is not allowed. > Mobile Phones are not allowed in Test Center premises.
- > Last date for submission of application form is **Wednesday, 20th December, 2017**.
- > Applications received on or after **Thursday 21st December, 2017** will be rejected.
- > Application should reach NTS office latest by last date of submission of Application Form.
- > NTS will not be responsible for late receiving of application through courier / Pakistan Post etc.

HELP LINE:
 UAN : +92-51-844-444-1
 Website : www.nts.org.pk
Keep Visiting NTS Website

Please Send Application Forms to:
NATIONAL TESTING SERVICE (HQ)
 ESED KPK (Project)
 Plot 96, Street # 4 H-8/1, Islamabad.

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SCANNED
KPST
Peshawar

POWER OF ATTORNEY

BEFORE THE KHYBER PAKHTOON KHWA SERVICE TEIBUNAL
PESHAWAR

MUKARAM KHAN

Versus

DEO(MALE)BUNER

I, MUKARAM KHAN do hereby appoint RAHIM KHAN Advocate *H/C* in the above mentioned case, to do all or any of the following acts, deeds and things.

1. To appear, act and plead for me/us in the above mentioned case in this Court/Tribunal in which the same may be tried or heard and any other proceedings arising out of or connected therewith.
2. To sign, verify and file or withdraw all proceedings, petitions, appeals, affidavits and applications for compromise or withdrawal or for submission to arbitration of the said case, or any other documents, as may be deemed necessary or advisable by them for the conduct prosecution or defence of the said case at all its stages.
3. To receive payment of and issue receipts for, all money that may be or become due and payable to us during the course of proceedings.

And hereby agree: -

- a) That the advocate shall be entitled to withdraw from the prosecution of the said case if the whole or any part of the agreed fee remains unpaid.

In witness whereof I/We have signed this Wakalat nama hereunder, the contents of which have been read/explained to me/us and fully understood by me/us this, _____

Attested & Accepted by:
(Subject to the term regarding payment of fee)

[Signature]
Rahim Khan
E-Mail: _____
Address: _____
AW: H/C

[Signature]

Signature of Executant

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