

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,

Appeal No. 28/2019

Date of Institution ... 07.01.2019

Date of Decision ... 07.02.2019

Sayed Raza Shah son of Sayed Jafar Shah R/O village Muller Sayadan,  
Tehsil and District Nowshera. ... (Appellant)

VERSUS

Executive District Education Officer, Nowshera and two others.  
... (Respondents)

Present.

MR. HABIBULLAH MOHMAND,  
Advocate. ... For appellant

MR. HAMID FAROOQ DURRANI, ... CHAIRMAN

JUDGMENTHAMID FAROOQ DURRANI, CHAIRMAN:-

1. The grievance of appellant is in terms that he was appointed on 02.07.2011 in pursuance of directions of Honourable Peshawar High Court Peshawar passed in Writ Petition No. 2213/2010, but with immediate effect.

2. The facts as laid in the memorandum of appeal are that some posts of C.T (BPS-9) were advertised by the respondent department on 23.11.2008 against which the appellant had duly applied under quota for disabled. He was not appointed, therefore, brought a Writ Petition before the Honourable

High Court which was allowed with the directions to appoint the petitioner. The requisite appointment order of appellant was issued on 02.07.2011 which affected his seniority. It is claimed in the appeal that the appellant was entitled for appointment w.e.f. 23.11.2008 i.e the date of advertisement and back benefits from the said date.

3. I have heard learned counsel for the appellant and have also gone through the available record.

4. The perusal of order dated 08.06.2011 passed in Writ Petition No. 2213/2010 suggests that the appellant, through the Writ Petition, had questioned the appointment of one Siraj Muhammad (respondent No. 4 therein) on the ground that he did not fall within the definition of disabled persons. His appointment against the relevant quota was, therefore, against law while the appellant was entitled for the questioned appointment. During the proceedings before the High Court it was conceded by the learned AAG, appearing on behalf of official respondents, that the status of said private respondent, as disabled person, was found doubtful and his certificate in the said regard was also fake. The appointment of said respondent was, therefore, recalled. The Honourable court, therefore, disposed of the Writ Petition with the directions to respondents to appoint the petitioner, if he was found disabled by the competent authority, as expeditiously as possible.

Pursuant to the judgment/order by the High Court, the appellant was given appointment through notification dated 02.07.2011. The appellant was satisfied from the appointment and performed his duty when, on 21.02.2018, he turned up with an application addressed to respondent No. 2 requesting

therein to consider his appointment and seniority from 09.04.2010. This stance of appellant was much belated on one hand and, on the other, was inconsistent with the prayer contained in the appeal in hand, He thereafter, submitted a departmental appeal on 04.09.2019 which was not responded to. The appeal in hand was consequently preferred on 07.01.2019.

5. The perusal of notification dated 02.07.2011 suggests that the order of appointment of appellant was issued in pursuance to the decision of High Court in the above noted Writ Petition. Reading it in juxtaposition to the order in the Writ Petition it becomes clear that the appointment was in line with directions as the Honourable High Court never ordered the appointment of appellant with retrospective effect, as claimed by the appellant. The said order, having been passed on 08.06.2011, was complied with in less than a month, therefore, there was no significant delay on the part of respondents in executing the court order. It is also a fact that the appellant had never worked for the period intervening his appointment and the claimed date.

6. In view of the above, the appeal in hand is without any merits requiring its admission for regular hearing. The same is, therefore, dismissed in limine. File be consigned to the record room.

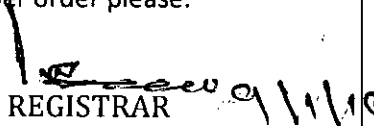

  
(HAMID FAROOQ DURRANI)  
CHAIRMAN

ANNOUNCED  
07.02.2019

Form- A  
FORM OF ORDER SHEET

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

Case No. 28/2019

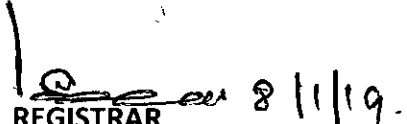
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	09/1/2019	<p>The appeal of Syed Raza Shah resubmitted today by Mr. Habib Ullah Mohmand Advocate, may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR 9/1/19</p>
2-	16-1-19	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>7-02-2019</u></p> <p style="text-align: right;"> CHAIRMAN</p>

The appeal of Syed Raza Shah son of Sayed Jafar Shah r/o village Mullar Sauyadan Distt. Nowshera received today i.e. on 07.01.2019 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Copy of impugned original order and departmental appeal against it are not attached with the appeal which may be placed on it.
- 2- Affidavit may be got attested by the Oath Commissioner.
- 3- Annexures of the appeal may be attested.
- 4- One more copy/set the appeal along with annexures i.e. completes in all respect may also be submitted with the appeal.

No. 54 /S.T,

Dt. 8-1- /2019.

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Habibullah Mohmand Adv. Pesh.

- All objections have been removed.  
- and The impugned order shall  
- be produce by respondent deph.  
- and will be annex by respondent-  
deph with the comments/reply  
— Phan  
9/1/2019

**BEFORE THE HON'BLE KHYBER PAKHTOON KHWA SERVICE  
TRIBUNAL, PESHAWAR**

Service Appeal No. 28 /2019

Sayed Raza Shah.....(Appellant)

**V E R S U S**

Executive District Officer, Nowshera.

and others.....(Respondents)


**I N D E X**

S.No.	Description of Documents	Annex	Pages
1.	Service Appeal		1-4
2.	Affidavit		5
3.	Application and affidavit		6-8
4.	Addresses of the Parties		9
5.	Copy of CNIC	A	10
6.	Copy of judgment of Peshawar High Court	B	11-13
7.	Copies of order dated 02/07/2011	C	14
8.	Copy of relevant documents	D	15-24
9.	Wakalat Nama		25

  
Appellant

Through

Dated: 02/01/2019

  
**Habib Ullah Mohmand**  
Advocate High Court,  
Peshawar.  
Cell: 0321-9087842

①

**BEFORE THE HON'BLE KHYBER PAKHTOON KHWA SERVICE  
TRIBUNAL, PESHAWAR**

Khyber Pakhtukhwa  
Service Tribunal

Service Appeal No. 28 /2019

Diary No. 24

Dated 07-1-2019

Sayed Raza Shah S/o Sayed Jafar Shah R/o Village Muller  
Sayadan, Tehsil and District Nowshera.....(Appellant)

**V E R S U S**

1. Executive District <sup>Education</sup> Officer, Nowshera.
2. Director Education Khyber Pakhtunkhwa, Peshawar.
3. Principal High School Kurvi, Nowshera.....(Respondents)

**APPEAL UNDER SECTION 4 OF KHYBER  
PUKHTUNKHWA SERVICE TRIBUNAL ACT  
1974, THAT APPELLANT WAS APPOINTED  
WITH DIRECTION OF PESHAWAR HIGH  
COURT, PESHAWAR BEING DISABLE  
QUOTA AS C.T. GENERAL SEAT BUT DID  
NOT AWARDED THE PROPER SENIORITY  
LIST FROM 2010. AND APPELLANT ALSO  
SUBMITTED THE DEPARTMENTAL  
APPEAL/REPRESENTATION, BUT AFTER  
PASSING OF STATUTORY PERIOD THERE  
IS NO RESPONSE FROM RESPONDENTS  
DEPARTMENT.**

Filed to-day

Registrar

7/1/19.

Re-submitted to -day  
and filed.

Registrar

9/1/19

Respectfully Sheweth:

2

1. That the appellant is law abiding citizen of Pakistan having fundamental rights which is guaranteed by the Constitution of Islamic Republic of Pakistan, 1973. (Copy of CNIC is attached as annexure "A").
2. That some posts have been advertised by respondents department on dated 23/11/2008 and appellant applied for the post of CT (General) Post but did not appointed the appellant, which is against law.
3. That appellant filed Writ Petition before Peshawar High Court, Peshawar i.e. Writ Petition No. 2213/2010, titled Syed Raza Shah..VS..Executive District Officer Education, Nowshera, which was allowed with the direction to appoint the petitioner on dated 08/06/2011. (Copy of judgment of Peshawar High Court is attached as annexure "B").
4. That respondent department issued the appointed order of the appellant on dated 02/07/2011 with delay of two years being negligence on the part of



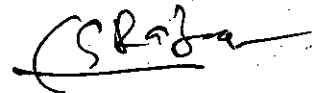
respondents department and respondents department also did not issued the proper seniority list and appellant nor awarded the promotion nor eligible for seniority, which is against law and also against norms of justice. (Copies of order dated 02/07/2011 are attached as annexure "C").

5. That other colleagues/batch mates became senior from the appellant while appellant become junior from other colleagues being negligence/ delay on the part of respondents department. (Copy of relevant documents are attached as annexure "D").
6. That appellant also submitted so many appeals/representations before the authority for promotion/seniority, but in vain which is against law and also against norms of justice.
7. That appellant shall not be deprived from the right of seniority being eligible and also disable, but despite of that the respondents department did not issued the proper sonority list which is against the law and also against norms of justice.

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8. That at last appellant submitted departmental appeal on dated 04/09/2018, but still there is no response which is against the law and also against norms of justice.
  
9. That that appellant will take other grounds with permission of this august Court with the permission of this Hon'ble Tribunal.

It is, therefore, most humbly prayed that by accepting of this Service Appeal, that all the impugned orders, action of respondents department may kindly be declared as null and void, void-ab-initio and may also be set aside and respondent department may kindly be give/ order direction to awarded the proper seniority list from general seniority i.e. 23/11/2008 for which appellant is entitled, eligible and also awarded the back benefits and wages etc.



Appellant

Through



**Habib Ullah Mohmand**  
Advocate High Court,  
Peshawar.

Dated: 02/01/2019

(D) (S)

**BEFORE THE HON'BLE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. \_\_\_\_\_/2019

Sayed Raza Shah.....(Appellant)

**VERSUS**

Executive District Officer, Nowshera.

and others.....(Respondents)

**AFFIDAVIT**

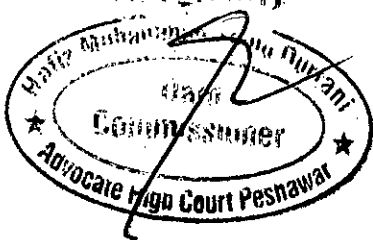
I, Sayed Raza Shah S/o Sayed Jafar Shah R/o Village Muller Sayadan, Tehsil and District Nowshera, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.

*(Signature)*

**DEPONENT**  
CNIC: 14203-5334849-3

09 JAN 2019

**ATTESTED**



6

**BEFORE THE HON'BLE KHYBER PAKHTOON KHWA SERVICE  
TRIBUNAL, PESHAWAR**

C.M. No. \_\_\_\_\_/2019

In

Service Appeal No. \_\_\_\_\_/2019

Sayed Raza Shah.....(Appellant)

**V E R S U S**

Executive District Officer, Nowshera.

and others.....(Respondents)

**APPLICATION FOR CONDONATION**

**OF DELAY.**

**Respectfully submitted:**

1. That the cited Service Appeal has been filed by the appellant, in which no date of hearing has yet been fixed.
2. That the counsel for appellant has drafted the above mentieiond appeal on 04/01/2019, but due to failure of electricity in Peshawar High Court,

7

Peshawar one day delay in the filing of instant Service Appeal due to disconnection of electricity.

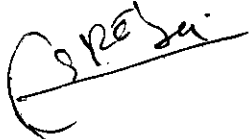

3. That delay is not intentional but due to the above mentioned reason.
4. That very valuable rights of the appellant is involved with the matter.
5. That this Hon'ble Tribunal has got ample powers to condoned the delay "if any" in the filling of the instant appeal.

It is, therefore, humbly prayed that on accepting this application, delay if any may kindly be condoned in the larger interest of justice.

Appellant

Through

Dated: 02/01/2019

  
  
**Habib Ullah Mohmand**  
Advocate High Court,  
Peshawar.

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**BEFORE THE HON'BLE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL, PESHAWAR**

C.M. No. \_\_\_\_\_/2019

In

Service Appeal No. \_\_\_\_\_/2019

Sayed Raza Shah.....(Appellant)

**V E R S U S**

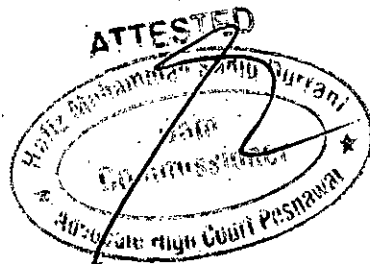
Executive District Officer, Nowshera.

and others.....(Respondents)

**AFFIDAVIT**

I, Sayed Raza Shah S/o Sayed Jafar Shah R/o Village Muller Sayadan, Tehsil and District Nowshera, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Applicant** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.

09 JAN 2019



*(Raza)*

**DEPONENT**

CNIC: 14203-5334849-3

(9)

**BEFORE THE HON'BLE KHYBER PAKHTOON KHWA SERVICE  
TRIBUNAL, PESHAWAR**

Service Appeal No. \_\_\_\_\_/2019.

Sayed Raza Shah.....(Appellant)

**V E R S U S**

Executive District Officer, Nowshera.

and others.....(Respondents)

**ADDRESSES OF THE PARTIES**

**APPELLANT:**

Sayed Raza Shah S/o Sayed Jafar Shah R/o Village Muller  
Sayadan, Tehsil and District Nowshera

**RESPONDENTS:**

1. Executive District Officer, Nowshera.
2. Director Education Khyber Pakhtunkhwa, Peshawar.
3. Principal High School Kurvi, Nowshera



Appellant

Through



Dated: 02/01/2019

**Habib Ullah Mohmand**  
Advocate High Court,  
Peshawar.

11

x3x

ANK B

11/11/10

BEFORE THE PESHAWAR HIGH COURT



*Handwritten notes on the left margin:*  
Petitioner's name is Syed Raza Shah  
R/O village Kurvi, Tehsil and  
Distt: Nowshera  
W.P. No. 2213/2010  
Syed Raza Shah

In Re: W.P. NO: 2213 /2010

Syed Raza Shah son of Syed Jaffar Shah  
R/O village Kurvi, Tehsil and  
Distt: Nowshera

.....PETITIONER.

Versus

1. Executive Distt: Officer Education  
Distt: Nowshera.

2. Director Education K.P.K, Peshawar.

3. D.R.O/D.C.O, Distt: Nowshera.

.....RESPONDENTS.

4. Siraj Muhammed S/O Gul Muhammad R/O  
Speen Khaak, C.T at GHS Jarobs.  
Distt: Nowshera.

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

Respectfully Sheweth:

ATTESTED  
EXAMINER  
Peshawar High Court

1. That respondent No.1 advertised certain posts  
in their department . Copy of advertisement  
is annexure A).

2. That the petitioner applied for the post of  
C.T. General as he was having the requisite  
qualification of M.A Islamiyat and C.T General  
certificate and he was allotted Roll No. 123

*Handwritten signature:*  
A. Hashmi

FILED TODAY  
17/5  
Deputy Registrar  
27 MAY 2010



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Page B

# PESHAWAR HIGH COURT, PESHAWAR

## FORM OF ORDER SHEET

Court of.....

Case No.....of.....

Serial No. of Order of Proceedings	Date of Order of Proceedings	Order or other Proceedings with Signature of Judge.
1	2	3
	<p><b>ORDER</b> <b>08.06.2011</b></p>	<p><u>Writ Petition No.2213/2010</u></p> <p>Present: Mr. Tariq Khan Kakar, Advocate, for Syed Raza Shah, petitioner.</p> <p>Mr. Lal Jan Khattak, Addl. AG, for the official respondents.</p> <p>*****</p> <p><b><u>EJAZ AFZAL KHAN, CJ.</u></b>-Petitioner, through the instant petition, has questioned the appointment of respondent No.4, on the ground that he doesn't fall within the definition of 'disabled person' and that the petitioner being disabled, to all intents and purposes, be appointed against the said post.</p> <p>2. The learned Additional Advocate General appearing on behalf of the official respondents contended that the status of respondent No.4 as 'disabled person' was found doubtful and the certificate, he had, in this behalf, was found fake, therefore, the order appointing him was recalled. He next contended that if the petitioner has been found to</p>

ATTESTED

EXAMINER  
Peshawar High Court

DM

A H...  
[Signature]

(2) 13

be disabled by the competent authority, he shall be appointed accordingly. In this view of the matter, we, while disposing of this petition, direct the respondents to appoint the petitioner, if he is found 'disabled' by the competent authority, as expeditiously as possible.

This writ petition is disposed of accordingly.

Announced.

Sr. J. Azam Khan (J)  
Sr. Justice Afridi (J)

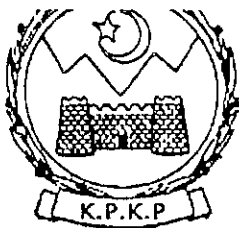
CERTIFIED TO BE TRUE COPY

Examiner  
Peshawar High Court Peshawar  
Authorised Under Section 75 Act Order

14/6/11

18245  
Date of Presentation of Application 11/6/11  
No of Pages 3  
Copying fee /  
Urgent Fee /  
Total 6-11  
Date of Preparation of Copy 13-6-11  
Date Given For Delivery 14/6/11  
Date of Delivery of Copy 14/6/11  
Received By

Attorney by  
H



EXECUTIVE DISTRICT OFFICER  
ELEMENTARY & SECONDARY EDUCATION  
NOWSHERA

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NOTIFICATION:

The competent authority is pleased to appoint Mr:Syed Raza Shah S/O:Syed Jaffar Shah as C.T BPS-09(Disable 2% quota) in the light of the decision of Peshawar High Court Peshawar Vide:writ Petition No2213/2011 dated:8/6/2011 at GMS, Kandi Taza Din (Newly upgraded School) Nowshera plus usual allowances as admissible under the rules on regular basis (but without pension and gratuity) in the interest of public service with immediate effect.

TERMS & CONDITIONS

1. The appointee will get initial scale including usual allowances as admissible under the rules. He is entitled for annual increment after completion of one year service; however he is not eligible for pension and gratuity as per current policy of the Govt. of Khyber Pakhtunkhwa
2. The Executive District Officer E&S Education Nowshera must obtain surety bond as well as agreement bond executed by candidate to obey policy of the Govt. of Khyber Pakhtunkhwa Act-2005 and will not have the right to challenge the policy in any court of law.
3. His Services will be considered as per current rules and regulation of the Khyber Pakhtunkhwa.
4. His services are liable to be terminated on one month's prior notice from either side. In case of resignation without prior notice one month pay and allowances, if any shall be forfeited in favors of Govt. through challan.
5. Contribution of CP Fund will be made as per rules and regulations of Govt. of Khyber Pakhtunkhwa.
6. The appointee should join his post within 15 days of the issuance of this order positively otherwise the appointment shall stand cancelled.
7. His services can be terminated at any time, in case his performance is found unsatisfactory and he will be removed from service under the rules framed from time to time.
8. Health and age certificate should be provided from the Medical Superintendent before taking over charge.
9. Overage candidates should not be handed over charge. The age limits are as per Govt. policy.
10. Charge report should be submitted to all concerned.
11. No TA/DA etc. shall be allowed to the appointee for joining his duties.

(MUHAMMAD UZAIR ALI)  
EXECUTIVE DISTRICT OFFICER  
ELEMENTARY & SECONDARY EDUCATION  
NOWSHERA

Endst No. 2339-45 EDO (E&SE NSR /Establishment branch Dated. 02/07/2011

Copy forwarded for information and necessary action to the:-

1. District Coordination Officer Nowshera.
2. District Accounts Officer Nowshera.
3. Head Masters concerned.
4. District Officer(M) (E&S) Education Nowshera.
5. Superintendent & DA Establishment local office.
6. Official Concerned;
7. Registrar Peshawar High court Peshawar.
- 8.

EXECUTIVE DISTRICT OFFICER  
ELEMENTARY & SECONDARY EDUCATION  
NOWSHERA

Handwritten signature and initials, including the number 14 in a circle.

15

Am D

To,

The Director,  
Education, Peshawar

Respected Sir,

It is submitted as under:-

- 1) That I am serving as C.T Teacher since 02-07-2011.
- 2) That the petitioner was appointed through the order of Peshawar High Court, Peshawar vide order dated 08-06-2011 and the appointment order was issued on dated 02-07-2011.
- 3) That as a seniority my appointment order would be from the date w.e.f 09-04-2010.
- 4) That my seniority has been effected and has approached to the DEO Male Education Nowshera for several times and lastly I have submitted a written application, copy of which is annexed.
- 5) That the DEO Nowshera is making delaying tactics and not responding for seniority.
- 6) That I am a respectable citizen and performing my duty with honestly and efficaciously.

Dated:- 21<sup>st</sup> Feb. 2018

Therefore so kindly requested that my seniority be considered from dated 09-04-2010 and also awarded the back benefit from

The applicant  
Syed Raza Shah S/o Syed Jafar Shah  
R/o Saidan Kurvi Taru Jabba,  
Tehsil & District Nowshera

Am D  
4/2

To,

The Director,  
Education, Peshawar

Respected Sir,

It is submitted as under:-

- 1) That I am serving as C.T Teacher since 02-07-2011.
- 2) That the petitioner was appointed through the order of Peshawar High Court, Peshawar vide order dated 08-06-2011 and the appointment order was issued on dated 02-07-2011.
- 3) That as a seniority my appointment order would be from the date w.e.f 09-04-2010.
- 4) That my seniority has been effected and has approached to the DEO Male Education Nowshera for several times and lastly I have submitted a written application, copy of which is annexed.
- 5) That the DEO Nowshera is making delaying tactics and not responding for seniority.
- 6) That I am a respectable citizen and performing my duty with honesty and efficaciously.

Therefore so kindly requested that my seniority be considered from dated 09-04-2010

Dated:- 21<sup>st</sup> Feb. 2018

The applicant Syed Raza Shah  
Syed Raza Shah S/o Syed Jafar Shah  
R/o Saidan Kurvi Taru Jabba,  
Tehsil & District Nowshera

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بخدمت جناب ڈسٹرکٹ ایجوکیشن آفیسر صاحب نوشہرہ  
عنوان۔ درخواست براداری و انصاف / عطائیگی سینیاری

جناب عالی

گزارش ہے کہ سائل محکمہ تعلیم میں آپ کے زیر سایہ سی ٹی جزل پوسٹ پر گورنمنٹ مڈل سکول بانڈہ ملاحان نوشہرہ میں اپنے  
فرائض منصبی سرانجام دے رہا ہے۔ درخواست مذکورہ کے ذریعے آپ سے استدعا کرنا چاہتا ہے کہ

1۔ سائل جسمانی طور پر معذور ہے اور سائل کی تقرری بھی معذور کوٹہ پر ہی انجام پذیر ہوئی ہے۔

2۔ سائل نے مؤرخہ 23/11/2008 کو محکمہ تعلیم کے تمام قانونی تقاضوں کو پورا کرتے ہوئے سی ٹی جزل پوسٹ کیلئے درخواست  
دی۔

3۔ یہ کہ تمام ممکنہ کارروائیوں کے بعد جب مؤرخہ 09/04/2010 کو اساتذہ کرام کا جزل آرڈر ہوا تو سائل کو اس میں یکسر نظر  
انداز کیا گیا جس بابت سائل نے پشاور ہائی کورٹ میں درخواست دائر کی اور مؤرخہ 14/06/2011 کو عدالت عالیہ نے سائل کے  
حق میں فیصلہ سن کر سائل کو انصاف کے تقاضوں سے نوازا۔ جس کی رو سے سائل کی تقرری 02/07/2011 کو باضابطہ طور پر محکمہ  
تعلیم میں سی ٹی پوسٹ پر معذور کوٹہ پر کی گئی۔

4۔ یہ کہ ان تمام مندرجہ بالا اور اس کے بعد بھی حکمانہ غفلت کی وجہ سے سائل ہر قسم کی سینیاری وغیرہ سے محروم کیا گیا۔

لہذا التماس ہے کہ سائل کی سینیاری اور تقرری کا آرڈر مؤرخہ 09/04/2010 سے تصور کرنے کے احکامات صادر فرما کر سائل کو  
نئی سینیاری مہیا کی جائے۔ تاکہ انصاف کے تمام تقاضے ممکنہ حد تک پورے ہوں اور سائل کو اس کا صحیح حق مل سکے۔

نوٹ۔ تمام ضروری کاغذات درخواست ہذا کے ساتھ لے ہیں۔

سائل تمام عمر آپ کے بلند درجات اور کامیابی کیلئے دعا گو رہے گا۔

سائل۔ سید رضا شاہ ولد سید جعفر شاہ سکنہ گاؤں کڑوی و محلہ سیدان، تحصیل پی، ضلع نوشہرہ

ڈاکخانہ تارو جہ

(17/5/12)

شناختی کارڈ نمبر۔ 17201-2175544-3 (mal)

راہلہ نمبر۔ 03109699253

Recommended for D.E.O (mal)

S A Mullahan

HEAD MASTER  
G.M.S Banda Mullahan  
Morrshera.

Attest 17/5/12

خدمت بہار ڈسٹرکٹ ایجوکیشن افسیسر ہاٹ (میل ایڈریس: فیصل آباد) فون: 3500

عنوان: درخواست بھرا داری رسی والہ صاف / عطا سہیلی سناری اور Back benefit وغیرہ

بہار عالی

گزارش ہے کہ سائل محکمہ تعلیم میں آپ کے زیر سایہ سی ٹی اے کے لئے پورٹ پر نوڈلٹ مڈل اسکول جانڈہ ملاہ فونشہرہ میں اپنے خرابی میں مذہبی سرانجام دے رہا ہے۔ اور درخواست مذکورہ کے ذریعے آپ سے اس کا کرایہ چاہتا ہے۔  
یہ کہ سائل سماجی طور پر معذور ہے۔ اور سائل کی تقرری بھی معذور کوٹ پر ہی انجام پذیر ہوئی ہے۔  
یہ کہ سائل نے مورخہ 23/11/2008 کو محکمہ تعلیم کے عام قانونی تقاضوں کو پورا کرتے ہوئے سی ٹی اے پورٹ کے لئے درخواست دی۔

یہ کہ تمام ممکنہ کاروائیوں کے بعد جب مورخہ 09/11/2010 کو اساتذہ کرام کا کالنگ آرڈر ہوا تو سائل کو اس میں کیسے نظر انداز کر دیا گیا۔ اس بابت سائل نے پشاور کی کوٹ میں ایک درخواست لکھی۔ اور مورخہ 04/08/2011 کو عدالت عالیہ نے سائل کے حق میں فیصلہ سنایا کہ سائل کو الزامات کے تقاضوں سے نوازا۔ اس کی رو سے سائل کی تقرری مورخہ 21/07/11 کو باقاعدہ طور محکمہ تعلیم میں سی ٹی اے پورٹ پر (معذور کوٹ) پر ہی ہوگی۔

یہ کہ ان تمام معذروں بالا بعد اس کے بعد بھی محکمہ تعلیم کی وجہ سے سائل پر قسم کی سناریا شہرہ سے محروم کیا گیا۔

لہذا انکس ہے کہ سائل کی سناریا بعد تقرری کا آرڈر مورخہ 09/11/10 سے منظور کرنے کے حکامات چھارہ فرما کر سائل کو نئی سناریا مہیا کی جائے۔ تاکہ الزامات کے تمام تقاضے

مکنہ مدت پورے ہوں۔ اور سائل کو اس کا حق مل سکے اور تمام الزامات Back benefit سے مبرا رہے۔ تمام لازمی کاغذات درخواست دہن کے ساتھ لگے ہیں۔  
Date: 4/9/18

سائل تمام الزامات کے علاوہ درجات بعد کامیابی کے لئے دیا اور ہے گا۔  
سائل سید رضا شاہ ولد سید حفیظ شاہ - 17201-2175544-3 فنی کارڈ نمبر  
سائل کا پتہ: گاوٹ کسٹومی، محلہ سیدان، تحصیل فیصل آباد، فون: 0310-9699253  
ڈاکٹر ایمان کارو

18

To,

The Director,  
Education, Peshawar

Respected Sir,

It is submitted as under:-

- 1) That I am serving as C.T Teacher since 02-07-2011.
- 2) That the petitioner was appointed through the order of Peshawar High Court, Peshawar vide order dated 08-06-2011 and the appointment order was issued on dated 02-07-2011.
- 3) That as a seniority my appointment order would be from the date w.e.f 09-04-2010.
- 4) That my seniority has been effected and has approached to the DEO Male Education Nowshera for several times and lastly I have submitted a written application, copy of which is annexed.
- 5) That the DEO Nowshera is making delaying tactics and not responding for seniority.
- 6) That I am a respectable citizen and performing my duty with honestly and efficaciously.

Therefore so kindly requested that my seniority be considered from dated 09-04-2010

Dated:- 21<sup>st</sup> Feb. 2018

Director's Office

ڈائری نمبر: 1291  
تاریخ: 23/2/2018

The applicant Syed Raza Shah  
Syed Raza Shah S/o Syed Jafar Shah  
R/o Saidan Kurvi Taru Jabba,  
Tehsil & District Nowshera

*(Signature)*

سائل سید رضا شاہ ولد سید جعفر شاہ  
سہیلہ - گاؤں کڑوی، محلہ سیدان، تحصیل ہلیہ، ڈسٹرکٹ  
نوشہری

17201-2175544-3  
0310-9699253

کارڈ نمبر  
...



To,

The Director,  
Education, Peshawar

Respected Sir,

It is submitted as under:-

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- 2) That the petitioner was appointed through the order of Peshawar High Court, Peshawar vide order dated 08-06-2011 and the appointment order was issued on dated 02-07-2011.
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Therefore so kindly requested that my seniority be considered from dated 09-04-2010

Dated:- 21<sup>st</sup> Feb. 2018

The applicant Syed Raza  
Syed Raza Shah S/o Syed Jafar Shah  
R/o Saidan Kurvi Taru Jabba,  
Tehsil & District Nowshera

19

REPORT OF ASSESSMENT OF THE REGISTERED DISABLED  
PERSON BY THE DISTRICT ASSESSING BOARD

1. Name of disabled person SYED RAZA SHAH
2. Father's Name SYED JAFAR SHAH
3. Identity Card No. 17201-2175544-3
4. Age Twenty years Seven months & 3 days (27-4-8)
5. Educational Status. F.Sc.
6. Previous training in Trades/Skills. If any. Two years teaching Experience.
7. Address.
  - i) Permanent. Village Kurri P.O. Taru Jubbah Teh. Dist. Nonsh
  - ii) Present. AS ABOVE
8. Registration No. and the name of Employment Exchange where Registered. 142/DP/03 (Peshawar)
9. Nature of disability claimed. \_\_\_\_\_

Not disabled/disabled person Yes/No

10. Finding of the board

- i) Fit to work if fit, specify job: \_\_\_\_\_
- ii) Prosthesis if any required: \_\_\_\_\_
- iii) Training if any required For work (specify nature & duration): \_\_\_\_\_
- iv) Protective equipment if Any recommend to Avoid hazard \_\_\_\_\_
- v) Medical treatment if any Recommended. \_\_\_\_\_

*Handwritten notes:*  
 For 20/10 Govt job  
 with call needed  
 atrophy  
 for 20/10 Govt job  
 Secretary  
 Standing Medical Board  
 Police/Services Hospital

1. Medical Superintendent, District Headquarter Hospital/Chairman Of the board.
2. Manager Employment Exchange (Member)
3. Rep of Technical Training Wing Of the Directorate of Manpower And Training (Member)
4. Social Welfare Other (Member/Secretary)

SIGNATURE  
 Medical Superintendent  
 Police & Services Hospital  
 Peshawar  
 District Manager,  
 Employment Exchange  
 Peshawar

*Handwritten signatures:*  
 Atkushan  
 Social Welfare Officer

(SYED HALIM SHAH)  
 Principal  
 Technical & Vocational  
 Centre Peshawar



EXECUTIVE DISTRICT OFFICER  
ELEMENTARY & SECONDARY EDUCATION  
NOWSHERA

Dated Nowshera the, June 18, 2010

20

NOTIFICATION:-

Whereas Mr. Siraj Muhammad S/O Mr. Gul Muhammad was appointed on CT post on disabled quota at GHS, Jarroba Nowshera vide this office notification Ednst. No.755-884/EDD ERSE Nsr/CT/DM (M&F)/PET (M) Estabt branch dated 09/04/2010.

And whereas, there were stated in the terms and conditions of appointment order at S.No.16 that \*the disabled candidates should produce fresh certificate from the Standing Medical Board to the effect that their disability will not obstruct in their job.\*

And whereas, an appeal was lodged against his disability and he was called upon to present himself to Standing Medical Board Nowshera for his medical checkup vide this office memo; no. 2356 Dated 7-6-2010.

And whereas Standing Medical Board checked the appointee and assessed that he is impaired (i.e. only weak) and not disabled.


Now therefore, as per approval of the DCO Nowshera the undersigned is pleased to demote Mr. Siraj Muhammad to PST post with immediate effect.

(HASANAT GUL KHATTAK)  
EXECUTIVE DISTRICT OFFICER  
NOWSHERA

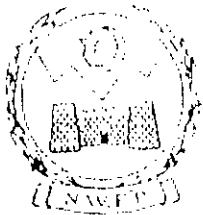
Enst.No: 9201-05 / Dated 18-6- /2010.

Copy forwarded for information and necessary action to the:-

1. District Coordination Officer Nowshera
2. Senior District Accounts Officer Nowshera
3. Head Master GHS, Jarroba Nowshera
4. Deputy District Officer(M) Local Office
5. Mr. Siraj Muhammad S/O Gul Mohammad V-Spin Khak through HM GHS, Jarroba

  
EXECUTIVE DISTRICT OFFICER  
NOWSHERA

Alhashty  
H



21

**EXECUTIVE DISTRICT OFFICER  
ELEMENTARY & SECONDARY EDUCATION  
NOWSHERA**

Dated Nowshera the Friday, April 09, 2010

**NOTIFICATION**

Consequent upon recommendations of Departmental Selection Committee (DSC), the competent authority is pleased to appoint the following candidates as CT/DM/PET (Male and Female) in the BPS-09 plus usual allowances as admissible under the rules on regular basis (but without pension and gratuity) in the schools noted against each in the interest of public service with immediate effect.

**C.T (Male) Open Merit (25%)**

S.No	Name / Qualification / Address	Father's Name	Score	Name of School
1	Abdus Saeed MA/CT in-service, (Gulbahar Colony Risalpur)	Sanwar Khan	66.95	GHS, Mughulki
2	Zahid Islam MA/CT in service, village Tarkha Nowshera	Muhammad Islam	66.05	GHS, Khawari
3	Muhammad Khalid MA/CT in-Service, Batazkai Khesghi Bala	Sarif Khan	65.60	GHS, Pahan Kali Khel
4	Muhammad Aftab MA/CT In-Service, Zakhi Kona Akbar Pura	Masal Khan	65.13	GHS, Jaroba
5	Asif Iqbal MA/CT In-Service Tarkha Nowshera	Husan Ul Maab	64.53	GMS, Ghanb Pura

**C.T (Male) Batch wise(75%)**

S.No	Name / Qualification / Address	Father's Name	D.O.Dec: CT Result.	Name of School
1	Sheryar MA/CT In-Service, Khesghi Bala Nowshera	Mir Jaffar Khan	18/04/1990	GMS, Bahadar Khel
2	Tarha Ali BA/CT In-Service Garhi Zardad Akbar Pura	Fazl Uddin	14/03/1991	GHS, Mali Khel Bala
3	Muhammad Iqbal MA/CT In-Service Tarkha Nowshera	Taza Gul	22/10/1991	GMS Bahadar Khel
4	Faizan Ali BA/CT In-Service Bakhti Sakhi Khana	Tawab Khan	02/04/1992	GMS Zao Banda
5	Said Bashir BA/CT In-Service Aman Garh Nowshera	Zarin Khan	02/04/1992	GHS Khawari
6	Zahid Muhammad BA/CT In-Service Nawan Kili NSR Kalan	Dost Muhammad	02/04/1992	GHS Pahan Kali Khel
7	Jan Alam MA/CT In-Service Pabli Nowshera	Gul Gul	07/04/1993	GHS Khawari
8	Naseer Khan BA/CT In-Service Mali Khel Bala Akora	Israr Ud Din	29/05/1994	GHS Kahi
9	Fazal Mahood MA/CT In-Service Aza Khel NSR Kalan	Fazal Rahim	09/01/1995	GHSS Khan Abad
10	Raz Muhammad BA/CT Lali Khel Khesghi Nowshera	Nazir Muhammad	26/11/1995	GMS Jungri
11	Mahboob Alam Khan BA/CT In-Service Mohr Behran Khan NSR Kalan	Mir Alam Khan	20/12/1995	GMS Saidu Khel
12	Muhammad Nasim MA/CT Kandar Akbar Pura	Muhammad Saleem	20/12/1995	GHS Rashakai
13	Sartaj Khan MA/CT Jallozar NSR	Taj Umar Ali Khan	20/12/1995	GMS Shawangi
14	Hizar Hayat MA/CT, Aza Khel Payab NSR	Ghulam Muhammad	20/12/1995	GMS Garu
15	Raheel Islam MA/CT, Mandori Nizampur NSR	Islam ud Din	20/12/1995	GHS Jabbi

**C.T (Male) Agro Tech.Batch wise(75%)**

S.No	Name / Qualification / Address	Father's Name	D.O.Dec: CT Result.	Name of School
1	Wakil Ur Rasheed MA/CT In-Service Spin Kani Kalan	Islam Gul	16/11/1995	GHS Pir Sabaq
2	Muhammad Javed MA/CT, Jabbi Nizampur Nowshera	Killar Din	27/02/1998	GHS No. 1 Nowshera Cantt
3	Ziarat Gul BA/CT, Taru Jabba	Haji Hazrat Gul	07/06/2004	GHS Taru Jabba
4	Jawad Ali Khan BA/CT, Akbar Pura Nowshera	Zafar Ali Khan	28/12/2004	GHSS Akbar Pura
5	Shafi Ullah BA/CT, Tarkha Nowshera	Muhammad Hassan	30/12/2005	GHS Tarkha

**C.T (Male) Deceased Son**

S.No	Name / Qualification / Address	Father's Name	Score	Name of School
1	Johar Khan BA/CT Shagai Nizampur Nowshera	Nawab Zada	46.13	GHS Jaroba

**C.T (Male) Disable person(2%)**

S.No	Name	Father's Name	Score	Name of School
1	Siraj Muhammad MA/CT In-Service, Spin Khak, NSR	Gul Muhammad	57.69	GHS Jaroba

**C.T (Male) Earthquake Quota (5%)**

S.No	Name / Qualification / Address	Father's Name	Domicile	Score	Name of School
1	Muhammad Riaz MA/CT, Vill: Sandori, Pooran Shangla	Abdul Qurtoos	Shangla	64.26	GMS Jungri

Friday, April 09, 2010

AH/1574

EDO E&SE Nowshera

(Female) Open Merit (25%)

Name / Qualification / Address	Father's Name	Score	Name of School
1. Rashida Samad, MA/CT In-Service, Moh. Sultan Garhi Risalpur	Abdul Samad	65.57	GGMS Khawari
2. Basimben MA/CT, New Lali Khel, Khesghi Bala	Hazrat Ullah	65.37	GGMS Saadat Abad
3. Aisha Raza MA/CT In-Service, Dagi Qadeem Nowshera	Raza Ul Haq	65.15	GGHS Jallozai
4. Fatima Gul MA/CT, Hakim Abad Nowshera	Azim Khan	64.52	GGMS Hissar Tang
5. Amiceba MA/CT, Pabbi Nowshera	Mu Ahmad Shah	64.21	GGHS Jallozai
6. Farida Begum MA/CT In-Service, Meta Khel Khesghi Bala	Said Muhammad	62.30	GGMS Meta Khel
7. Shakeela Naz MA/CT, Khesghi NSR	Kachkol Khan	62.15	GGMS Saadat Abad

C.T (Female) Batch wise (75%)

S.No	Name / Qualification / Address	Father's Name	D.O.Dec: CT Result	Name of School
1	Ghulam Sughra BA/CT, Nowshera Cantt.	Abdul Rashid	01/03/1995	GGMS Mandori
2	Farkhanda Qainar BA/CT In-Service, Kandi Taza Din Nowshera	Zafar Ahmad	20/12/1995	JICA Jallozai
3	Shamim Akhtar FA/CT In-Service Nowshera Cantt.	Faqir Ahmad	30/08/1996	GGMS Nandarak
4	Nasrat Ismail MA/CT, Nowshera Cantt.	Muhammad Ismail	31/12/1996	GGMS Nandarak
5	Shakila Bano MA/CT, Police Line Nowshera	Samin Khan	27/02/1998	GGMS Sheikhai
6	Saima Mukhtar MA/CT, Nowshera Cantt.	Mukhtar Ahmad	27/02/1998	GGHS Khesghi Payan
7	Nazia Ilahi MA/CT, Risalpur Cantt.	Karam Ilahi	27/02/1998	GGMS Meta Khel
8	Nusrat Begum MA/CT, Babi Jadeed Taru Jabba	Sayed Anwar Khan	27/02/1998	GGMS Taru Jabba
9	Shahida Perveen BA/CT In-Service Akbar Pura	Mian Gul	11/05/1999	GGMS Zakhi Qabristan
10	Farhat Samreen MA/CT, Shiekhan Akora Khallak	Aman Ullah	11/05/1999	GGMS Khawari
11	Sadia Ahmad MA/CT, Nowshera Cantt.	Ghulam Ahmad Paracha	30/11/1999	GGHS Inzari
12	Nazia Nosheen BA/CT In-Service, Armor Colony Nowshera Cantt.	Nasr Ullah Khan	30/09/1999	GGMS Zara Miana
13	Saira Waheed MA/CT, Nowshera Cantt.	Abdul wahid Khan	30/09/1999	GGMS Kahi
14	Saima Arif BA/CT, Mandori Khair Abad	Arif Gul	30/09/1999	GGMS Mandori
15	Azra Naz BA/CT In-Service, Ashoor Abad Aman Garh	Abdul Shakoor	30/11/1999	GGMS Jabbi Payan
16	Taj Sanawar BA/CT In-Service, Par Hoti Mardan	Abdul Shakoor	30/11/1999	GGHS Inzari
17	Zakia Begum BA/CT In-Service, Arnor Colony Nowshera Cantt.	Iqbal Ahmad Jan	30/11/1999	GGMS Kahi
18	Zaba FA/CT, Noor Abad, Shah Kot, Nowshera	Usman Gul	30/11/1999	JICA Jallozai
19	Gulshan BA/CT, Noor Abad Shah Kot Nowshera	Haji Kachkol Khan	30/11/1999	GGMS Shah Kot
20	Najia Gul BA/CT, Wali Ziarat Kaka Sahib Nowshera	Gharib Ullah	30/11/1999	GGMS Jabba Tar
21	Raheela Begum FA/CT Mohib Banda Nowshera	Bashir Ur Rehman	03/03/2000	JICA Jallozai

C.T Home Economics (Female) Batch wise (75%)

S.No	Name	Father's Name	D.O.Dec: CT Result	Name of School
1	Farzana Zaib MA/CT In-Service, Aza Khel Payan NSR	Aurang Zaib	11/05/1999	GGHS Khesghi Payan

C.T Disabled (Female) (2%)

S.No	Name	Father's Name	Score	Name of School
1	Fazila Begum BA/CT, Spin Kani Khurd NSR	Shah said Bad Shah	47.65	GGMS Sheikhai

PET (Male) Open Merit (25%)

S.No	Name / Qualification / Address	Father's Name	Score	Name of School
1	Ajab Khan BA/JDPE, Pabbi NSR	Rahat Ullah	61.07	GHS Dak Ismail Khel
2	Azami Khan BA/JDPE, Pahari Kali Khel NSR	Aqal Khan	60.99	GHS Manahi
3	Sayed Inayat Shah MA/JDPE, Akbar Pura	Sayed Khilab Shah	59.75	GHS Spin Khak

PET (Male) Batch wise (75%)

S.No	Name / Qualification / Address	Father's Name	D.O.Dec: PET Result	Name of School
1	Muhammad Shuaib BA/JDPE, In-Service, Akora	Gul Nabi	15/11/2003	GHS Adam Zai
2	Rahim Nawaz MA/JDPE, Meta Khel Khesghi Bala	Raz Muhammad	07/06/2004	GMS Darwaz Gai
3	Ibad Ullah BA/ JDPE In-Service, Akbar Pura Nowshera	Sher Muhammad	20/10/2004	GHS Jabba Khushik
4	Noor Hayat BA/ JDPE, Khesghi Payan, Nowshera	Pervaiz Habib	20/10/2004	GMS Cheshmai
5	Jehan Zeb Shah BA/ JDPE, Ziarat Kaka Sahib Nowshera	Muhammad Rafiq Shah	28/12/2004	GHS Mali Khel
6	Farid Ullah MA/ JDPE, Meta Khel Khesghi Bala	Muhammad Bashir	28/12/2004	GHS Shaidu
7	Gul Khan BA/JDPE Mera Khesghi Payan	Jumma Khan	28/12/2004	GMS Shaidu
8	Farhan Ahmad BA/JDPE Khesghi Payan	Mushlag Ahmad	28/12/2004	GHS Wallar
9	Saeed Khan BA/ JDPE In-Service Dagi Khel Nowshera Kalan	Shah Nazar	27/09/2005	GMS Aziz Abad

Handwritten signature and initials.

(S.N.)

1. The applicant of CP Fund will be made on the basis of the regulation of Govt of West Bengal.

2. The applicant should satisfy the criteria mentioned in the advertisement and for their date within 15 days of the advertisement of the advertisement. The appointment shall stand in cancelled.

3. The services can be terminated at any time in case - their performance is found unsatisfactory and they will be removed from service under the rules framed from time to time.

4. They are directed to furnish copies of all sort of certificates, degrees etc along with their original records and photo copies of all testimonial pertaining to the verification of the concerned examination bodies (Board/University) to the District Officer (WFP) Howrah in any certificate/degrees etc. of any candidate found false in verification process, he/she will be removed from service under the existing rules.

5. The appointing authority shall arrange verification of all the certificates and degrees (academic and professional) etc of the appointee and will issue clearance certificate of each appointee to the DAO for the release of his/her pay.

6. The pay source-1 should not be submitted to DAO, Howrah for verification of the certificate/degrees from the concerned institutions.

7. The Principal/Head Master/Head Mistress concerned should personally check their original certificates, degrees, diplomas and CMC before handing over charge.

8. The Overage Candidates appointed in Year wise batch wise quota has already been granted one time age relaxation vide Notification No 20 (PE) 7-17/82 relaxation policy Dated 13.12.2003.

9. Overage candidates should not be handed over charge, appointed in Open Merit, Deceased children, Disabled and Eminent persons unless the age relaxation awarded to them. The age limit in respect of CDMFET is 18-23.

10. The appointment of the deceased quota are made subject to the provision of the certificate issued by the concerned authority i.e death certificate during service, pension book and affidavit reflecting non-availing of benefits in the appointment.

11. The eligible candidates should produce fresh certificate from the Standing Medical Board (SMB) to the effect that their disability will not obstruct in their job.

12. Health and age certificate should be provided from the Medical Superintendent before taking over charge.

13. The candidate qualified/qualified from Sardar University, Gomat University, D.K.Khan and the affiliated institutes will take three months rest after their appointments. Such candidates will be considered for appointment (if otherwise eligible) subjected to the condition that they will complete the specific rest period for which reasonable tuition fee shall be deposited to the concerned RITE/College of Physical Education by the concerned University/institute. All such candidates will furnish an undertaking/undertaking bond on stamp paper to the effect that in case of non-payment of the fee by the concerned University/institute the said fee will be deposited by the candidate concerned to the RITE.

14. Charge report should be submitted to all concerned.

15. No TADA etc shall be allowed to the appointees for joining their duties.

Howrah  
Elementary & Secondary Education  
Executive District Officer  
(Hall, Hazrat Ghat, Howrah)

Encl: No 185-2848085E NSR/CDM&F/PET(M) Estbl. Branch Dated 04/01/2010

1. PS to Minister for E&S Education WFP, Paschim Medinipur
2. PS to Secretary E&S Education WFP, Paschim Medinipur
3. Director E&S Education WFP, Paschim Medinipur
4. Section Officer (PE) Govt of WFP, E&S Education Paschim Medinipur
5. District Coordination Officer Howrah
6. District Accounts Officer Howrah
7. Human Resource Development Officer, DCO Office Howrah
8. District Officer, Deputy District Officer (WFP) E&S Education Howrah
9. District Officer, Deputy District Officer (WFP) E&S Education Howrah
10. District Officer, Deputy District Officer (WFP) E&S Education Howrah

Howrah  
Elementary & Secondary Education  
Executive District Officer

Handwritten signature/initials

