

E.P.No. 21/2018

02.10.2018.

None present on behalf of the petitioner. Mr. Kabirullah Khattak, Additional AG for the respondents present. Notice be issued to petitioner and his counsel for attendance for 19.11.2018 before S.B.

*MA*  
(Muhammad Amin Khan Kundi)  
Member

19.11.2018

Neither petitioner nor his counsel present. Mr. Kabirullah Khattak, Additional AG on behalf of the respondents present. Notice be issued to petitioner and his counsel for attendance for 07.01.2019 before S.B.

*MK*  
Muhammad Amin Khan Kundi  
Member

07.1.2019

Nemo for the petitioner. Addl. AG alongwith Waheedullah, A.D.O. for the respondents present.

The petitioner was unrepresented on 16.08.2018, 02.10.2018 and 19.11.2018 while on the later date notice was required to be issued to him as well as his counsel. The record suggests that the requisite notice through registered post was sent to the petitioner on 23.11.2018.

In the circumstances it appears that the petitioner is no longer interested in pursuing this Execution Petition, therefore, the same is consigned to record room. The petitioner may apply for its restoration in case his grievance has not been redressed.

*[Signature]*  
Chairman

ANNOUNCED  
07.01.2019

22.03.2018

Counsel for the petitioner present. Mr. Kabirullah Khattak, Additional AG for the respondents also present. Implementation report not submitted. Learned Additional AG seeks further adjournment. Representative of the department is also not attendance therefore, notice be issued to the respondents with the direction to direct the representative to attend the court. Adjourned. To come up for implementation report on 31.05.2018 before S.B.



(Muhammad Amin Khan Kundi)  
Member

31.05.2018

Learned Additional Advocate General alongwith Waheed Ullah AAEO present and submitted para wise comments on behalf o respondent No.3. Petitioner absent. Adjourned. To come up for further proceedings on 05.07.2018 before S.B

  
Member

05.07.2018

Junior to counsel for the petitioner and Mr. Daud Jan, Supdt alongwith Mr. Shoukat Hayat Khan, Addl: AG for respondents present. Junior to counsel for the petitioner seeks adjournment. Adjourned. To come up for further proceedings on 16.08.2018 before S.B.



(Ahmad Hassan)  
Member

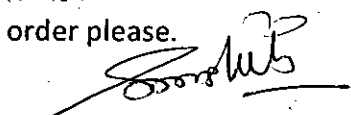


16.08.2018

Neither the petitioner nor his counsel present. Mr. Kabirullah Khattak, Addl: AG for respondents present Case to come up for further proceedings on 02.10.2018 before S.B.

  
Chairman

FORM OF ORDER SHEET

Execution Petition No. 21 /2018

S.No.	Date of order Proceedings	Order or other proceedings with signature of Judge
1	2	3
1	18.01.2018	<p>The Execution Petition of Mr. Noor Haleem submitted to-day by Mr. Noor Muhammad Khattak Advocate may be entered in the relevant Register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	19/01/18.	<p>This Execution Petition be put up before S. Bench on <u>29/01/18.</u></p> <p style="text-align: right;"> MEMBER</p>
29.01.2018		<p>Counsel for the petitioner and Asst: AG for respondents present. Notices be issued to the respondents for submission of implementation report. To come up for implementation report on 22.03.2018 before S.B.</p> <p style="text-align: right;"> (Ahmad Hassan) Member(E)</p>

**THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

Implementation Petition No. 21 /2018

In Appeal No.692/2016

**NOOR HALEEM** VS **A.C.S. FATA & OTHERS**

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**PETITIONER/APPLICANT**

**THROUGH:**

**NOOR MOHAMMAD KHATTAK**  
**ADVOCATE**

**MOBILE NO.0345-9383141**

**THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

Implementation Petition No. 21 /2018

In Appeal No.692/2016

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 77

Dated 18/01/2018

Mr. Noor Haleem, PET,  
GHS Mawazi Kalay, Bara, Khyber Agency.

..... PETITIONER

**VERSUS**

- 1- The Additional Chief Secretary FATA, FATA Secretariat, Warsak Road, Peshawar.
- 2- The Director Education FATA, FATA Secretariat, Warsak Road, Peshawar.
- 3- The Agency Education Officer, Khyber Agency.
- 4- The Agency Account Officer, Khyber Agency.

..... RESPONDENTS

**IMPLEMENTATION PETITION FOR DIRECTING THE  
RESPONDENTS TO OBEY THE JUDGMENT DATED  
02.03.2016 PASSED IN APPEAL NO.692/2016 IN  
LETTER AND SPIRIT**

**R/SHEWETH:**

- 1- That petitioner filed appeal bearing No.692/2016 before this august Tribunal for releasing monthly salaries of the petitioner w.e.f. 01.04.2015.
- 2- That the appeal of the petitioner was finally heard by the august Tribunal on 02.103.2016 and decided the appeal in favor of the petitioner. **The operative part of the judgment is reproduced as below:-**

**"Perusal of the case file reveals that the appellant is serving as Physical Education Teacher (BPS-09) since 2000 and performed his duty at various schools. As per Notification dated 18.12.2014, the schools in Khyber Agency were closed due to military operation and after re-opening of the schools, the appellant alongwith other teachers joined their duties. It is quite astonishing that the salary of the appellant has been stopped without any reason/justification. Though the respondents in their written reply pleaded that the appellant's salary has been stopped due to absence from duty,**

**however, no proof whatsoever had been brought on record to show that the appellant had remained absent from his duty. Even if the claim of the respondent is admitted that the appellant remained absence from duty, the proper course was to issue a charge sheet and conduct a proper inquiry in this respect and thereafter penalize the appellant in accordance with law. There is no justification for stopping monthly salary of the appellant without any justification, hence we are include to accept the appeal in hand and direct the respondents to release the monthly salary of the appellant with effect from 01.04.2015 till date. The respondents department is however at liberty to conduct a proper inquiry if the appellant is otherwise involved in any misconduct including willful absent.**

- 3- That after obtaining copy of the judgment the petitioner applied to the respondent Department for his claim but the respondents are not willing to obey the judgment of this august Tribunal.
- 4- That petitioner has no other efficacious remedy but to file the instant implementation petition.

It is therefore, most humbly prayed that on acceptance of this implementation petition the respondents may be directed to implement the judgment dated 02-03-2016 passed in appeal No.692/2016 in letter and spirit. Any other remedy which this august Tribunal deems fit may also be awarded in favor of the petitioner.

Dated: 17.01.2018.

**PETITIONER**



**NOOR HALEEM**

**THROUGH:**



**NOOR MOHAMMAD KHATTAK  
ADVOCATE**

**THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

**Implementation Petition No. \_\_\_\_\_/2018**

**In Appeal No.692/2016**

**NOOR HALEEM**

**VS**

**A.C.S. FATA & OTHERS**

**AFFIDAVIT**

I Noor Mohammad Khattak Advocate on the instructions and on behalf of the petitioner do hereby solemnly affirm that the contents of this implementation petition are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Tribunal.

  
**NOOR MOHAMMAD KHATTAK**  
**ADVOCATE**

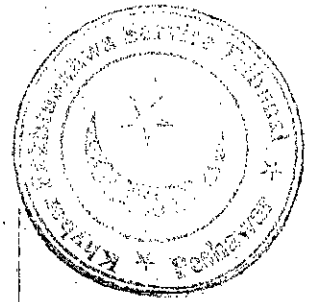
A-9

BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR

**SERVICE APPEAL NO. 692/2016**

Date of institution ... 28.06.2016

Date of judgment ... 02.03.2017



Noor Haleem, PET,  
GHS Mawazi Kalay, Bara, Khyber Agency.

... (Appellant)

VERSUS

1. The Additional Chief Secretary FATA, FATA Secretariat, Warsak Road, Peshawar.
2. The Director Education FATA, FATA Secretariat, Warsak Road, Peshawar.
3. The Agency Education Officer, Khyber Agency.
4. The Agency Account Officer, Khyber Agency.

... (Respondents)

SERVICE APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE INACTION OF THE RESPONDENTS BY NOT RELEASING THE MONTHLY SALARIES OF THE APPELLANT W.E.F. 01.04.2015 TILL DATE AND AGAINST NOT TAKING ACTION ON THE DEPARTMENT APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS.

Mr. Noor Mohammad Khattak, Advocate.  
Mr. Muhammad Jan, Government Pleader

.. For appellant.  
.. For respondents.


MR. MUHAMMAD AAMIR NAZIR  
MR. ASHFAQUE TAJ

.. MEMBER (JUDICIAL)  
.. MEMBER (JUDICIAL)

JUDGMENT

MUHAMMAD AAMIR NAZIR, MEMBER:- Noor Haleem, Physical Education Teacher, GHS Mawazi Kalay, Bara, Khyber Agency, hereinafter called as the appellant, through instant appeal has impugned the order of the respondents vide which his monthly salaries was stopped with effect from 01.04.2015 till date. Against the impugned order appellant filed a department appeal which was not addressed within statutory period.

2. Briefly stated facts giving rise to the appeal in hand are that the appellant was appointed as Physical Education Teacher (BPS-09) in GMS Amari Kor Mohmand Agency vide order dated 22.01.2000. That since his appointment the appellant performed his duties

ATTESTED  
  
MR. MUHAMMAD AAMIR NAZIR  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar







absence from duty, the proper course was to issue a charge sheet and conduct a proper inquiry in this respect and thereafter penalize the appellant in accordance with law. There is no justification for stopping monthly salary of the appellant without any justification, hence we are inclined to accept the appeal in hand and direct the respondents to release the monthly salary of the appellant with effect from 01.04.2015 till date. The respondents department is however at liberty to conduct a proper inquiry if the appellant is otherwise involved in any misconduct including willful absent. Parties are left to bear their won costs.

File be consigned to the record room.

MCI

ANNOUNCED  
02.03.2016

*Sd/- M. Amir Nazir, Member*

*Sd/- Asif Aslam Taj, Member*

Certified copy  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

*BT*

**VAKALATNAMA**

KPK Service Tribunal Peshawar

OF 2018

Noor Haleem

(APPELLANT)  
(PLAINTIFF)  
(PETITIONER)

**VERSUS**

Education FATA

(RESPONDENT)  
(DEFENDANT)

I/We Noor Haleem

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

Dated. 18 / 1 / 2018

CLIENT

ACCEPTED

**NOOR MOHAMMAD KHATTAK  
ADVOCATE**

OFFICE:

Flat No.3, Upper Floor,  
Islamia Club Building, Khyber Bazar,  
Peshawar City.

Phone: 091-2211391

Mobile No.0345-9383141

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Implementation Petition No. 21/2018

In appeal No. 21/2016

Noor Haleem.....Appellant

VERSUS

ACS.FATA and others.....Respondents

Parawise reply on behalf of Respondent No. 3

Respectfully Sheweth,

Preliminary objections:

- i. The implementation petition is not maintainable being devoid of merit.
- ii. That the appellant have no cause of action to file instant petition.
- iii. That the appellant has concealed material facts from the Honourable Tribunal as himself defaulter in the eye of the law.
- iv. That the instant execution petition is not maintainable in present form.

Objection on facts

1. No comments.
2. The subject service appeal No. 21/2016 as admitted by the appellant was disposed of by the honorable Tribunal vide order dated 02/03/2017. It is pertinent to mentioned over here that in the instant service appeal appellant agitated jurisdiction of the honorable Tribunal for release of his monthly salaries, which was stopped due to willful absence from duty. However as per judgment of service Tribunal respondent No (3) was directed by respondent No (2) vide letter No 7966 dated 21/04/2017. Copy attached as Annexure "A".
3. Consequently Respondent No (3) in light of Judgment dated 02/03/2017, and letter No 7966 vide dated 21/04/2017, conducted an inquiry against the appellant, as after inquiry into the case of the appellant, it come evident that appellant was appeared simultaneously in three different official capacities i.e Noor Haleem (PET), Noor Haleem (PST) and Noor Haleem (DM). The said inquiry report has shown. The appellant as Bogus which amount to forgery and punishable under Pakistan Penal Code 18760. Copy of inquiry report is attached as Annexure "B".

V  
Para (3). Incorrect. The appellant is defaulter in the eye of the law was proceed as per rules, and proper notice and show cause notice was issued against the appellant to support his stance against the allegations of bogus status of the appellant. The appellant was proved to be bogus as no appointment order exists in respect of the appellant and had different number of CNIC numbers and personal numbers, thus involved in Forgery.

Respondents department after fulfillment of codal formalities struck off the appellant from services. Copy attached as annexure "C".

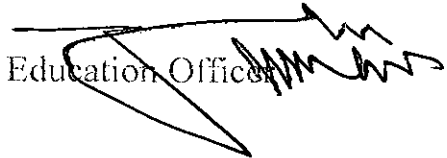
4. The appellant is not entitle for any relief under the law, as no deviation has been made by the respondents department from judgment of the Honorable court, as respondents have allowed in operative part of the judgment dated 02/03/2017 to conduct inquiry if the appellant is otherwise involved in any misconduct including willful absent.

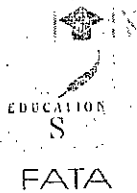
Respondents department had properly investigated and proceeded against the appellant and found defaulter in the eye of law.

**Pray**

In light of the above mentioned legal and factual position, it is humbly requested that, the case of the appellant may be order as dismissed.

Respondent (3).....Agency Education Officer





FATA SECRETARIAT  
DIRECTORATE OF EDUCATION  
WARSAK ROAD PESHAWAR, PAKISTAN  
PHONE: 091-9210166 FAX 091-9210716  
No. 7966  
Date Pesh: the 21/4 /2017

Immediate / Court Case

To

✓ The Agency Education Officer  
Khyber Agency.

Subject: Compliance of Khyber Pakhtunkhwa Service Tribunal Peshawar  
Judgment dated 02/03/2017 in Appeal No. 692/2016 Filed by Noor  
Haleem, PET GHS Mawazi Kalay Bara Khyber Agency.

Memo:-

I am directed to enclose herewith a photocopy of Khyber  
Pakhtunkhwa Service Tribunal Judgment dated 02/03/2017 in Appeal No.  
692/2016 filed by Noor Haleem for compliance and also conduct a proper inquiry  
about willful absence of the appellant in accordance with law and intimate this  
office within a period of one month positively.

Encls: (As above).

*Amaliu*  
Assistant Director (litigation)  
Directorate of Education FATA.

Encls: No. /

Copy forwarded to:-

- 1. PA to Director Education FATA (Local Office).

*[Signature]*  
Assistant Director (litigation)  
Directorate of Education FATA.

*[Signature]*

*[Signature]*

614  
26/4/17

ENQUIRY REPORT

No: 271-76 Dated: 26/09/2017

To

The Director Of Education FATA,  
Warsak Road Peshawar.

Subject: OFFICE ORDER REGARDING ENQUIRY REPORT

Memo:

Reference No: 145034 dated: 21/09/2017, a comprehensive enquiry report has been handed over to Ex. D.E FATA (Mr. Hamid Ullah Jan) in September 2016. According to his statement, he personally submitted the same enquiry report to the Secretary Education FATA in time.

All the details regarding Ahmad Shah (SST), Fazal Haleem (SST) and Noor Haleem (PET/PST) have been described with special reference to Personal Numbers, Cost Centers and CNIC Numbers.

Moreover, photo copies of the mentioned enquiry have been submitted in response to your each reminder.

Now the photo copy of the same enquiry is again submitted to your office by the undersigned with the hope that action should be taken against all the culprits mentioned in the enquiry according to E & D Rules 2011.

Enquiry Officer No: 01  
Mir Sardar  
Ex: Principal GHS Shagai  
Khyber Agency

*[Signature]*  
26/9/17

*[Signature]*  
Enquiry Officer No: 02  
Mr. Gohar Khan  
Principal GHS No.2  
Jamrud Khyber Agency

Endorsement No: 271-76 Dated: 26/9/17

Copy for information to:

1. Director FIA Peshawar.
2. Political Agent Khyber Agency.
3. Agency Education Officer Khyber Agency.
4. Agency Account Officer Khyber Agency.
5. PS to Secretary SSD FATA.

*Handwritten notes:*  
Khan  
Maintain  
proper file  
28/9/17

*Handwritten notes:*  
454  
28/9/17

## INQUIRY REPORT OF MR.AHMAD SHAH ( SST) AND HIS FACILITATORS

To

The Director Education

FATA, Peshawar.

Subject; To inquire about fake appointee, Mr. Ahmad Shah (SST) and his facilitators.

Memo;

Reference your endst: No. 7043-47 dated 23-6-2016. It was a chronic case who received and got millions of rupees through different DDOs, and cast centres with a very sophisticated and technical way. We know that it is a great Mafia who are involved in different corruption cases and looted Govt: amount and provided great loss to the National Exchequer. All the facilitators and supporters of fake Ahmad Shah (SST) should be awarded exemplary and maximum punishment admissible in E&D rules 2011 with out any mercy.

### BACKGROUND HISTORY

Before this report, one of our colleague Mr. Saleem Khan Wazeer principal GHS Hashimabad Jamrud Khyber Agency had submitted an inquiry report on 28-7-2016 under Endst: No. 415-18 and he clearly mentioned that this person should be arrested and after his arrest, he will disclosed all of his facilitators clearly. Secondly, fake Ahmad Shah (SST) should be terminated with out any delay through FATA Education Directorate. During this case, the present AEO Khyber Mr. Abdul Rauf Shah talked to him through mobile and asked him to visit AEO office Jamrud but he failed to do so.

### PROCEDURE ADOPTED

After getting this reminder of your directorate under Endst: No 7977-78 dated 28-8-2016 we initiated the inquiry immediately. During our investigation, the concerned fake employee contacted us through cell no. 03469230544 and requested to have face to face meeting with him. Then he was interviewed in privacy. He disclosed many things which detail is as under.

### STATEMENT OF AHMAD SHAH (SST)

1. The concerned fake teacher disclosed the first secret that he had been appointed/transferred/adjusted on 16-01-2010 under Endst No. 1569-75 through Directorate of Education (FATA) Peshawar to Dorma kore Landikotal, after payment of large amount (bribe) to Mr. FAZAL HALEEM (SST) GHS Mawaz kaji Bara, the central character of this drama. FLAG NO.A



2. Then the fake teacher was transferred to GHS Zin Tara Landikotal under FATA Directorate Endst:No.23322-26 dated 01-12-2010. from Dorma kore Landikotal khyber Agency. FLAG NO.B
3. The third transfer has been made on 24-4-2012 under FATA Directorate Endst:No.5758-61 from GHS Zin Tara Landikotal to GMS Spin Qabar Bara Khyber Agency. FLAG NO.C
4. He further disclosed that Mr.Fazal Haleem (SST) appointed many relatives and family members as TT/PST/Qari etc in FATA Education through fraud and fake appointments, which detail is as under.
- Shah Naz Shah his sister has been appointed as SST who is also working as LHV in Health Department and another sister SALMA (already appointed in Edu:Department) is performing the duty of (SST) instead of Shah Naz Shah( SST).
  - Miss.FAUZIA his relative was appointed in FATA Education through fake appointment and she is performing her duty in Bara Khyber Agency.
  - He also appointed his brother Mr.Faqir Hussain s/o Kamil Hussain as Qari/TT in tehsile Bara.
  - Mr.Ahmad Shah verbally pointed out different names of Fazal Haleem relatives who were appointed illegally and hired directly i.e.Gul Shan, Zia- un-Nisa ,Bakhtawar Bano,Umaira,etc in FATA Education Department.

Mr.Ahmad Shah (SST) also informed us that one of the ironical situation created when the three SSTs personal informations;

- Ahmad Shah s/o Feroz Shah CNIC NO.17301-3132260-7
- Fazal Haleem s/o Kamil Hussain CNIC NO.17102-1135682-3
- Shah Naz Shah D/o.....(sister of Fazal Haleem)

Having the same particulars in PERSONAL FILES.(DATE OF BIRTH,DATE OF APPOINTMENT AND OTHER DOCUMENTS

### Related informations regarding their different posting

I...Ahmad Shah( SST), II...Fazal Haleem (SST) iii...Noor Haleem (PET)

During our investigations and justifications, Mr.Ahmad Shah and Noor Haleem having different posting with different designation like;

- Ahmad Shah Afridi s/o Raza Khan ( SST) BPS.16 (DIRECT HIRING)

(a) Posting:- GGHS Hanif jan kali Bara.

Personal No.:00655023

CNIC # 17201-5000750-0

Cast centre :-KH00132

Pay received w.e.f. 01-01-2012 to 31-01-2012.....Rs.95,661/= FLAG No.D

(b) Posting:- GHS Mawaz Kali Bara

Personal no.00655023

Cast centre :- KH00128

Pay received w.e.f. 01-02-2012 to 31-8-2013..... FLAG NO.E

C Posting:- GHS Sama Gari Bara

Personal No:- 00655023

Cast centre :- KH0048

Pay received w.e.f. 01-9-2013 to 30-11-2013 FLAG NO.E

D Posting :- GHS Badshah Mir kali LKL

Personal No :-00655023

Cast centre :-KH0131

Pay received w.e.f. 01-12-2013 to 30-9-2014..... FLAG NO.E

AHMAD SHAH S/O FERÖZ SHAH (SST) BPS.17 ( DIRECT INDUCTION)

a Posting :- GHS Dorma Kore LKL

Personal No. 00428096

CNIC # 17307-3732266-7

Cast centre :-KH0129

Pay received w.e.f. 01-11-2008 to 30-11-2008 FLAG NO.F

b Posting :- GHS Zin Tara LKL

Personal No. 00428096

Cast centre :- KH0031

Pay received w.e.f. 01-12-2010 to 30-4-2012

c Posting :- GMS Spin Qabar Bara

Personal No. 00428096

Cast centre :- KH0067 (AEO Office Khyber)

Pay received w.e.f 01-5-2012 to 31-3-2013

Arrear claimed by Ahmad Shah ( SST ) Rs.3,37016 through AEO Office Khyber Cast centre KH0067 in 2012-13.

- d) Posting :- GGHS Hanif Jan Kali Bara  
 Personal No: 00428096  
 Cast centre :- KH0132 ✓  
 Pay received w.e.f. 01-4-2013 to 30-4-2013 Rs.1,62,262/= FLAG NO.G
- e) Posting :- GMS Spin Qabar Bara  
 Personal No. 00428096  
 Cast centre :-KH0067 (AEO Office Khyber)  
 Pay received w.e.f. 01-5-2013 to 01-4-2016.  
 (NOW PAY STOPPED W.E.F.01-5-2016.) ✓

**NOOR HALEEM S/O KAMIL HUSSAIN (PET/PST)**

- a) Posting :- GHS Badshah Mir Kali LKL  
 Personal No :-00650496  
 CNIC # 17300-7500700-0 (FAKE)  
 Cast centre :-KH0131 ✓  
 Designation :- PST
- b) Posting :-GHS Mawaz Kali Bara  
 Personal No. 00411645  
 Cast centre :-KH0128  
 Designation :- PET

**SERVICE BOOK OF MR.NOOR HALEEM (PET) WITH BOGOUS SIGNATURES. FLAG NO.H**

The Service Book of Mr.Noor Haleem (PET) is completed with bogous signs of Fazal Qadir (H/M) and Noor Haleem's brother Fazal Haleem (SST) did great blunder by preparing change proforma of ARREAR IN RESPECT OF Mr.Noor Haleem (PET) for Rs.4,52,928/= of his absent period.The present H/M of GHS Mawaz kali Bara captured the arrears cheque of Noor Haleem (PET) and deposited the amount in State Bank of Pakistan Peshawar Cantt under Head No.co2814 dated 28-8-2016, verified by the Agency Account Office Khyber. FLAG NO.I  
 And stoped the pay of Fazal Haleem (SST) w.e.f.01-8-2016.

**FINDINGS**

In all this game, the Agency Account Office , difference Banks , FATA Directorate of Education and concerned DDOs along with clercks are involed, whose jobs is to verify the documents of the above persons, like CNIC, FIRST APPOINTMENT ORDER and TRANSFER/ADJUSTMENT ORDERS

because we know that the three SSTs mentioned above having no personal files in FATA Education Directorate and Agency Account Office Khyber, moreover, the real culprit and master mind Fazal Haleem (SST) GHS Mawaz Killi Bara having different names (i) Tariq (ii) Balqay (according to the oral statement of Ahmad Shah (SST) fake appointee and Abid Karim (Late) the DPO in Agency Account Office Khyber who played a major role of facilitation to the above mentioned people by special financial package.

#### RECOMMENDATIONS

After thorough investigation and informations, we came to the conclusion that some basic recommendations should be carried out to capture and arrest the real culprits and should be punished and treated according to the E & D rules (2011). We know that such people having high approach and strong back of Beurocracy to support in all levels. But we hope that our recommendations should be given priority to eradicate such cases of corruption and make our Nation free of illegal Mafia and corrupt people.

1. We recommended that Ahmad Shah (SST) should be terminated through FATA Education Directorate and FIR should be registered against him to recover all amount that he received in different cast centres of Khyber Agency.
2. Mr. Noor Haleem (PET) should also be terminated according to the described informations and fake appointment. The recommendations should be carried out according to the first inquiry report of AEO Office Khyber.
3. In all this blunder game, the Agency Account Office Khyber is totally involed and with out any verification, they released pays in different cast centres. The main character Abid Karim (Late) who was 100 % involved in this game, should be confiscated his assets. Moreover, they have no sense of judgment to observe and check the employees who are getting different pays in different cast centers.
4. We the committee members recommended that INTER DEPARTMENTAL COMMITTEE should be constituted along with the Account matters expertise to probe the case of Fazal Haleem (SST) and all the mentioned fake appointed teachers in this inquiry report. This committee should scrutinized all the official letters and Educational documents thoroughly.

COMMITTEE MEMBERS

1. MR. MIR SARDAR  
o/e PRINCIPAL GHS SHAHGAI  
JAMRUD KHYBER AGENCY

2. MR. GOHAR KHAN  
o/e PRINCIPAL GHS NO.2  
JAMRUD KHYBER AGENCY.

**INQUIRY REPORT(Fresh)**

Page 11

Dated: 20/09/2017

To,

The Agency Education Officer  
Khyber Agency at Jamrud.

Sub:- **FAKE APPOINTMENT OF NOOR HALEEM WHO GOT TWO DESIGNATION i.e PET AND PST IN DIFFERENT COST CENTERS.**

Memo:

Reference to the letter No. 12866 dated 08/08/2017 FATA Secretariat, Directorate of Education, the undersigned is astonished that 1<sup>st</sup> Inquiry report about the above concerned teacher was submitted to DE FATA on 28/07/2015 and the 2<sup>nd</sup> Inquiry report about the same person was again submitted to DE FATA on 30/10/2015 but no response was taken against him.

The above named person having different Designations, personal No, CNIC and Bank Account. All the details in both the Inquiries were enough for the removal of Service but no positive response was carried against him.

**BACK GROUND HISTORY.**

The case of Fake Appointments of the concerned teachers started in 2015 when the DDO and In charge H/M ( Muhammad Zaman) GHS Badshah Mir BZK LKL informed AEO Office Jamrud that two Teachers i.e Ahmad Shah AFRIDI (SST) and Noor Haleem (PST) were entered in the schools Cost Centre. The details were as follows.

**1<sup>st</sup> over payment through Bogus Entries.**

**1. AHMAD SHAH AFRIDI (SST)**

Personal No. 00655023  
CNIC No. 17201-15000750-0 (Fake)  
D.O.B 01-09-1965  
Cost Centre : KH0131  
Name of School GHS Badshah Mir BZK (LKL)  
Bank Account: 8179-8  
Bank Name: Bank of Khyber Peshawar Saddar Near By State Bank of Pakistan Peshawar.

**2. NOOR HALEEM ( PST)**

Personal No. 00650496  
CNIC No. 17300-7500700-0 (Fake)  
D.O.B 01-12-1968  
Cost Centre: KH0131  
Name of School: GHS Badshah Mir BZK (LKL)  
Bank Account: 212423024  
Bank Name: UBL Hayat Abad Branch Peshawar

From this school both the fake teachers got a huge amount through different months in the form of overpayments estimated Rs.2764778/- in Eleven Months. The overpayments details are as follow.

Ahmad shah Afridi (SST)= Rs.133857/-

Noor Haleem (PST) = Rs.1426207/-

They got this amount in Eleven Months w.e.f Nov-2013 to Sep-2014.

**2<sup>nd</sup> Overpayment: Through Bogus Entries:**

Noor Haleem (PST) also got/drawn bogus pay through AEO Office Jamrud. Under such Entries.

Cost Centre: KH0012

In Nov-2011 = Rs:108534/-

June 2012 =Rs:36455/-

2

**3<sup>rd</sup> Overpayment through Bogus Entries.**

Similarly both the teachers appeared in others Schools in Tehsil Bara with different personal No, CNIC and Cost Centers Whose details were as follow.

**1. Ahmad Shah Afridi (SST)**

Personal No. 00428096

CNIC No. 17301-3732266-7

D.O.B 26-12-1980

Cost Centre : KH0067

AEO Office at Jamrud Khyber Agency.

Bank Account: 0110126260

Bank Name: ABL Charsada Raod Peshawar.

**2 Noor Haleem (PST)**

Personal No. 00411645

CNIC No. 17102-1135646-7

D.O.B 07-03-1981

Cost Centre : KH0128

GHS Mawaz Killi Bara Khyber Agency.

Bank Account: 12003320

Bank Name: ABL Tehsil Bazar Charsada

**Fact Finding**

Both the teachers belongs to charsada Distt: and Noor Haleem was absent w.e.f March 2015 up to now and then the H/M Abdul Qadir stopped his pay and wrote applications to AEO Office and Agency Account Office Jamrud for action.

The present H/M (Mr. Hadayat Ullah) of GHS Mawaz Killi Bara took bold step to take into custody the salary cheque of Noor Haleem (PET) amounting Rs:452928/- Cheque No. K -331753 dated 09-05-2016. The stoppage Salary pay cheque was released by Fazal Haleem (SST) the real brother of Noor Haleem (PET) who played bogus role of DDO ship after the transfer of Abdul Qadir H/M to F.R. Bannu/Lakki and did bogus signs of Abdul Qadir in the service Book of Noor Haleem (PET) and with the help of account office Jamrud, released and prepared a cheque of the above amount.

When then the AEO Khyber Mr. Abdur Rauf and undersigned did contact to Abdul Qadir (H/M) about the sings in the S.Book. He told us that he has not seen the S.Book of Noor Haleem and the signs of his name were totally bogus and Fake. For justification, the signs can be seen w.e.f 30-06-2008 to 30-11-2011.

Then the AEO Khyber (Mr. Abdur Rauf) issued show cause Notices to both the teachers and they attended the AEO Office on 26<sup>th</sup> May -2016. In the presence of Mr. Sher Zaman(AAEO) Bara Khalil Ur Rehman (Focal person-WFO) and Wahid Ullah (AAEO-Bara) the response of both the brothers were totally ridiculous and unsatisfactory when, the undersigned got information from the stoppage of pay and releasing of cheque, their response was pessimistic and false.

Recommendations:

On the bases of all details and information, the undersigned has already declared that both the teachers are Fake/Bogus and Direct Induct in System. Through their Fake Appointments, both the teachers provided great loss to the Govt Treasury. Moreover, after the two Inquiries of the undersigned, Mr. Gohar Khan (Principal) and Mr. Mir Sardar (Principal) also accomplished another Inquiry about these two fake teachers and submitted to DE FATA for further process.

Now, the undersigned again recommend some major points to be carried out at once and get rid from theses two teachers.

1. I strongly recommend that charge sheet should be issued (without delay) to both the teachers and their response should be demanded with in 10 (ten) days.
2. If both the teachers did not response/reply within ten (10) days, then strict action should be taken against them according to E&D Rules (2011).
3. I also recommend that all the amount paid to both the teachers should be recovered through District Administration of Charsada after finding their home addresses.
4. The relatives of Noor Haleem ( PET) And Fazal Haleem are serving in Khyber Agency through Bogus documents and some of them are under observations and Inquiries are in progress, only the high-up's are requested to take serious steps and implement practical measures to remove such bogus, illegal and fake appointees who are giving great loss to our national economy.

*Agreed & signed on page 10 of 10  
 Name of Noor Haleem  
 PPT of Noor Haleem  
 sent to the team to  
 take action against  
 Ahmad Raza Sir.*

*Salim Khan  
 20/9/2017*

MR. SALEEM KHAN (PRINCIPAL)  
 GHS SUR KAMAR JAMRUD  
 KHYBER AGENCY

PRINCIPAL  
 GOVT HIGH SCHOOL  
 SUR KAMAR JAMRUD  
 KHYBER AGENCY

**Agency Education Office  
Khyber Agency at Jamrud**

Phone. 091-5820265 Fax 091-5820265

**Notification**

Consequent upon the recommendation of enquiry committee Mr:Noor Haleem S/O Kamil Hussain fake PET (P.No.00411645 cast center KH0128 GHS Mawaz Killi Bara / PST P.No.00650496 cast center KH0131 GHS Bad Shah Mir Killi Landi Kotal Khyber Agency is hereby struck off from the Education roll Khyber Agency in the best interest of public service.

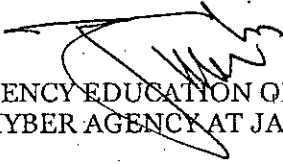
Head Master GHS Bad Shah Mir Lkl Khyber Agency and Head Master GHS Mawaz Killi is hereby directed to recover the monthly salaries drawn by the above named fake PET/PST which will be deposited into the Govt: treasury on Challan in case of failure you will be held responsible under E&D Rules 2011.

(MUHAMMAD JADOON KHAN)  
AGENCY EDUCATION OFFICER  
KHYBER AGENCY AT JAMRUD

Endst:No:7391-7401 /Struck Off/Notification Dated: 30/11/2017

Copy of the above is forwarded to:

1. Director Education FATA at Peshawar.
2. Political Agent Khyber at Peshawar.
3. Deputy Commissioner Charsada : for recovery traceable from Noor Haleem son of Kamil Hussain Village Sur Kamar Tehsil Tangi Distreict Charsada.
4. Director Information FATA.
5. AGPR Sub Office Peshawar.
6. PS to Additional Chief Secretary FATA
7. PS to Secretary SSD FATA.
8. Agency Accounts Officer Khyber with the request to stop payment of monthly salaries to the above named fake employee.
9. Head Master GHS Mawaz Killi Bara Khyber Agency.
10. Head Master GHS Bad Shah Mir Killi Lkl Khyber Agency.
11. Office Copy.

  
AGENCY EDUCATION OFFICER  
KHYBER AGENCY AT JAMRUD