


25.11.2019

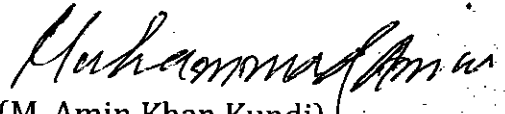
Petitioner in person and Mr. Hazrat Shah, Superintendent on behalf of respondents No. 1 & 2 alongwith Mr. Ziaullah, Deputy District Attorney for the respondents present. Representatives of respondents No. 3 to 6 are absent, therefore, notices be issued to respondents No. 3 to 6 with the direction to direct the representatives to attend the court and submit implementation report on the next date positively. Case to come up for implementation report for 27.01.2020 before S.B at Camp Court D.I.Khan.


(Muhammad Amin Khan Kundi)
Member
Camp Court D.I.Khan

27.01.2020

Petitioner Muhammad Ayub in person and Mr. Usman Ghani, District Attorney alongwith Mr. Jamshaid, Chief Clinical Technician for the respondents present. Petitioner submitted application for withdrawal of the execution petition on the ground that his grievance has been redressed by the respondent-department. The application is placed on record. In this regard his signature was also obtained at the margin of order sheet as a token of proof. Accordingly, the present execution petition is dismissed as withdrawn. File be consigned to the record room.

ANNOUNCED
27.01.2020



(M. Amin Khan Kundi)
Member
Camp Court D.I.Khan

Ayub
27/1/20

E.P No. 36/2019


25.06.2019

Petitioner in person and Mr. Farhaj Sikandar, District Attorney alongwith Mr. Jamshaid, CT Pharmacy for the respondents present. Reply to application mentioned in order sheet dated 02.04.2019 not furnished by the representative of the department. Representative of the department requested for further time. Representative of the department namely Jamshid, CT Pharmacy is strictly directed to furnish the same on the next date positively. Adjourned. To come up for further proceedings as per order sheet, on 27.08.2019 before S.B at Camp Court D.I.Khan.


(Muhammad Amin Khan Kundi)
Member
Camp Court D.I.Khan

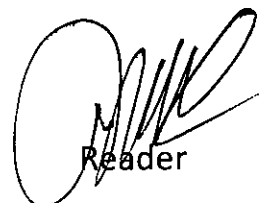
27.08.2019

Counsel for the petitioner and Mr. Farhaj Sikandar, District Attorney alongwith Mr. Jamshaid, Chief Clinical Technician for the respondents present. Representative of the department stated that the implementation report is in process. He is strictly directed to submit implementation report on the next date positively. Adjourned to 22.10.2019 for implementation report before S.B at Camp Court D.I.Khan.


(Muhammad Amin Khan Kundi)
Member
Camp Court D.I.Khan

22/10/2019

Since tour to D.I.Khan has been cancelled .To come for the same on 25/11/2019.


Reader

02.04.2019

Counsel for the petitioner present. Mr. Kabirullah, Addl. AG for respondents present. Counsel for the appellant submitted application for modifying office order dated 28.03.2019 to the extent of applicant's reinstatement in service, which is placed on file. Notice of this application be issued to the respondents for reply/arguments for the date already fixed. i.e 23.04.2019 before S.B at camp court D.I.Khan.


(Ahmad Hassan)
Member

23.04.2019




Petitioner absent. DBA is on strike. Mr. Farhaj Sikandar learned District Attorney present. Muhammad Jamshaid CT Pharmacy representative of the respondent department appeared before this Tribunal earlier, however, he did not turn up when the case was called. Notice be issued to the said representative with direction to furnish reply of the application mentioned in the preceding order sheet dated 02.04.2019. Adjourn. To come up for further proceedings as per preceding order sheet, on 25.06.2019 before S.B at Camp Court, D.I.Khan.


Member
Camp Court, D.I.Khan.

Form- A
FORM OF ORDER SHEET

Court of _____

Execution Petition No. 36/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	25.1.2019	<p>The execution petition of Mr. Muhammad Ayub submitted by Mr. Muhammad Iqbal Kundi 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 25/1/19</p>
2-		<p>This execution petition be put up before touring S. Bench at D.I.Khan on <u>27.2.2019</u></p> <p style="text-align: right;"> CHAIRMAN</p>
27.02.2019		<p>Counsel for the petitioner present. Notice be issued to the respondents for implementation report for 23.04.2019 before S.B at Camp Court D.I.Khan.</p> <p style="text-align: right;"> (Muhammad Amin Khan Kundi) Member Camp Court D.I.Khan</p>

BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

PESHAWAR

Writ Petition No. _____ 2019 *Execution Petition No. 36/2019*

Muhammad Ayub S/O Ghulam Hassan R/O P/O Wanda Mochian Wala.
D.I.Khan

Applicant

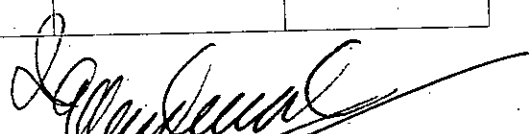
VERSUS

1. Govt of Khyber Pakhtunkhwa through
Secretary Health Department & Others

Respondents

INDEX:

S.No	Documents	Annexure	Pages
1	Contents of Implementation Application		1-4
2	Copy of letter 6-10-2017	A	5
3	Copy of Judgement dt 28/11/2018 and Service Book	B & C	6-20
4	Copies of Arrival Report acknowledges and Postal receipts	D E & F	21-23
5	Copies of Attendance Register and Employee information for Bio Metric	G	24-28
6	Copy of application in respect of non-compliance of Judgement dt 28/11/18	H	29-31
7	Wakalat nama		32


Petitioner

(1)

**BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR
CAMP OFFICE, D.I.KHAN**

Implementation Application No. 361/2019 of Service Appeal

No.998/2015 decided on 28.11.2018

Muhammad Ayub S/o Ghulam Hussain R/o Wanda Mochianwala, Multan Road,
Dera Ismail Khan..... (Applicant)

Khyber Pakhtunkhwa
Service Tribunal

VERSUS

Diary No. 133

Dated 25-1-2019

1. Govt. of Khyber Pakhtunkhwa through Secretary Health Department, Civil Secretariat, Peshawar.
2. Director General, Health Services Department, Govt. of Khyber Pakhtunkhwa, Health Department, Civil Secretariat, Peshawar.
3. Hospital Director / Medical Superintendent, DHQ Teaching Hospital, D.I.Khan.
4. District Accounts Officer, District Account Office, D.I.Khan.
5. Director Finance, M.T.I, DHQ Teaching Hospital, D.I.Khan.
6. Chairman, M.T.I Board (BOG) DHQ Teaching Hospital, D.I.Khan.

..... (Respondents)

APPLICATION FOR IMPLEMENTATION OF JUDGMENT DATED 28.11.2018 PASSED BY K.P.K SERVICE TRIBUNAL ON SERVICE APPEAL NO.998/2015 OF THE APPLICANT VIDE WHICH IBID SERVICE APPEAL WAS ACCEPTED, IMPUGNED ORDER DATED 14.04.2015 WAS SET-ASIDE AND APPLICANT HAS BEEN REINSTATED IN SERVICE AND INTERVENING PERIOD BETWEEN DISMISSAL FROM SERVICE i.e. 14.04.2015 till 28.11.2018 (DATE OF JUDGMENT i.e. 1320 DAYS WAS TREATED AS LEAVE OF KIND DUE

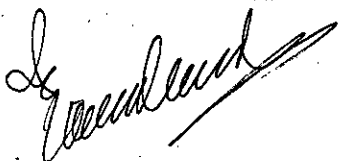
Quandad

(2)

PRAYER: It is humbly prayed that respondents may be directed to implement the judgment dated 28.11.2018 passed by this Honourable tribunal on appeal No.998/2015 of the applicant and they may be directed to issue reinstatement order / letter of the applicant w.e.f 14.04.2015 and pay outstanding salary of 13 days from 01.04.2015 to 13.04.2015 due before dismissal order dated 14.04.2015 and pay him 924 days leave amount to applicant as intervening period was treated as leave of kind due and release his monthly salary from date of his reinstatement i.e. 28.11.2018 in the interest of justice.

Respectfully Sir,

1. That applicant being 'Ward Orderly' in DHQ Hospital, D.I.Khan was Civil Servant. He never opted for joining M.T.I and in the light of letter No.SOH-I/HD/3-45/2017 dated 06.12.2017 Civil Servants working in MTIs, cannot be dislodged from MTIs, by Medical Director/Hospital Director but can be repatriated by Health Department only with the approval of the competent authority. Copy of the letter dated 06.12.2017 is enclosed and marked as Annexure- 'A'.
2. That applicant had been performing his duty on the post of Ward Orderly in D.H.Q Hospital, D.I.Khan to the entire satisfaction of his superiors. He was dismissed from service on bald and bogus allegations from service on 14.04.2015. He filed service appeal No.998/2015 against his dismissal order dated 14.04.2015 in this Honourable Tribunal which was accepted by this august Tribunal vide judgment dated 28.11.2018. According to the judgment dated 28.11.2018 the dismissal order dated 14.04.2015 was set aside and he was reinstated in service. The intervening period was treated as leave of kind due which comes to 924 days as per his service record. (Copies of the judgment dated 28.11.2018 and Service Book are enclosed and marked as Annexure - 'B' & 'C')
3. That after obtaining the copy of the judgment dated 28.11.2018 applicant submitted his arrival report on 26.12.2018 to his



immediate officer of Medical Social Welfare Officer, Incharge Zakat Office, Hospital Director DHQT, D.I.Khan and copies of the arrival report were sent to the Secretary Health, Director General Health and District Accounts Officer, D.I.Khan through registered postal service. (Copies of arrival report, acknowledgment and postal receipts are enclosed and marked as Annexure 'D, E & F')

4. That despite reporting for duty Hospital Director (Respondent No.3) is not issuing his reinstatement order, even he has been disallowed to mark his thumb impression on newly introduced BIO-METRIC SYSTEM however he has been marking his presence in his attendance register maintained in the office of Medical Social Welfare Officer, Incharge Zakat Office, DHQT Hospital D.I.Khan since submission of his arrival report. (Copy of the attendance register is enclosed and marked as Annexure - G)

5. That respondents were asked time and again to issue his reinstatement letter, release his previous salary for 13 days w.e.f 01.04.2015 to 13.04.2015 (i.e. before dismissal from service), payment of 924 days earned leave, as intervening period was treated as leave of kind due, according to the following formula. Even they were requested to release his monthly salary every month and also allow him to mark his thumb impression under Bio-Metric system for ensuring his attendance but respondent No.3 is not acting upon the judgment dated 28.11.2018 passed by this Honourable Tribunal Court. *Copy of application for noncompliance of Judgement dt 28.11.2018 is enclosed as Annexure - (H)*

Formula for calculation of adjustment of 924 days earned leave of his entire service into intervening period of 1320 days commencing from 14.04.2015 to 25.12.2018

- i. Full pay for 528 days
- ii. Half pay for 792 days (Adjustment of balance leave of 396 days into 792 days of intervening period)

Total 528 + 796 = 1320 Days



4

6. That applicant is being harassed and tortured unnecessarily by respondent No.3, as he has become inimical with the applicant. Therefore, they are neither issuing his reinstatement order nor releasing the payments admissible to him under the judgment dated 28.11.2018 passed by this court.

In view of the above submission it is humbly prayed that respondents may be directed to implement judgment dated 28.11.2018 passed by this august Tribunal Court as prayed for in the heading of the application.

Dated: 21.01.2019

Applicant

Ayub

Muhammad Ayub

Through counsel

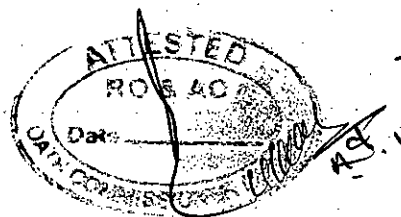
[Signature]

AFFIDAVIT

I, Muhammad Ayub S/o Ghulam Hasnain R/o Wanda Mochianwala, D.I.Khan solemnly affirm on oath and stated that contents of instant application are correct and nothing has been concealed from this court.

Ayub

Deponent



BEFORE THE HON'BLE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA
PESHAWAR CAMP AT D. I. KHAN.

IMPLEMENTATION PETITION NO. 36/2019

MUHAMMAD AYYUB

V/S

GOVT OF K.P.K etc

APPLICATION FOR WITHDRAWAL OF THE
TITLED IMPLEMENTATION PETITION.

Respectfully Sheweth ,

That the titled Implementation Petition is
lying pending adjudication before this Hon'ble
Tribunal and is fixed for today.

That the Department have resolved the
the grievances of the Petitioner. Thus he does want to
persue the issue in question.

It is therefore humbly prayed that the
implementation may kindly be allowed to withdraw from
the Hon'ble Tribunal

Your Humble Petitioner.

Ayyub

Muhammad Ayyub

through Counsel

Muhammad Iqbal Kundi

Advocate High Court.

Dated. 27.1.2020



GOVERNMENT OF PUNJAB
 DEPARTMENT OF HEALTH
 D.I. KHAN
 MO: 3094/HB/3-AM/2012
 Dated Peshawar, 04/04/2012

ANN - (A)

(3)

1. The Hospital Director, DHO/H/M/MTI, MTI, D.I. Khan
2. The Medical Director MTI, DHO/H/M/MTI, MTI, D.I. Khan
3. The Dean, General Medical College, D.I. Khan

SUBJECT:- HUMAN RESOURCE MANAGEMENT WITH IN MTIS AND TRANSFER/POSTING OF CIVIL SERVANTS IN MTIS

I am directed to refer to the subject noted above and to state that in the light of MTI Act 2015 as amended till date, clinical faculty and other staff concerned with clinical functions/health care activities of attached teaching hospitals of the medical college have to report to the Medical Director who is responsible for all clinical functions/health care activities of the MTI.

The Dean heads the Medical College and Academic Council has to prescribe and see principles for teaching research, training, development of curriculum, undertaking scholarly activity, ensuring ethical and moral standard, students affairs and admission in colleges, therefore the Dean has got nothing to do with the clinical staff working in the attached teaching hospitals.

The Hospital Director is responsible for non clinical functions but not management of functions/health care activities of the hospital. He is responsible only for maintenance and development of human resource but not management of such staff.

Civil Servants working in MTIs, cannot be dislodged from MTIs by Medical Director/Hospital Director/Dean but can be repatriated by Health Department only with the approval of the competent authority.

The above instructions and legal positions may be followed in letter and spirit.

(Signature)
 Section Officer - I
 (Asif Khan)

(Signature)
 Section Officer - I

1. Secretary to boards of Governor, of MTI D.I. Khan
 2. Director Finance MTI, D.I. Khan
- For information and necessary action.

Ending and date given
 C.C.

ANN-(B) (6)

BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR
CAMP OFFICE DERA ISMAIL KHAN.

Service Appeal No. 998 2015

A. W. F. PROVINCE
Service Tribunal
Diary No. 1028
Date 4-9-15

Muhammad Ayub
S/O Ghulam Hassan,
Caste Kharal, R/O Wanda Mechiawala
Dera Ismail Khan.



Appellant.

V/S

1. Govt Khyber Pakhtunkhwa
Through Secretary Health Service
Civil Secretariat,
Peshawar.
2. Director General
Health Services,
Govt of Khyber Pakhtunkhwa
Civil Secretariat
Peshawar.
3. Medical Superintendent,
DHQ Teaching Hospital
Dera Ismail Khan.

Respondents.

Attested
[Signature]

4/9/15

Service Appeal Under Section 4 of
Khyber Pakhtunkhwa Services Tribunal
Act 1974.

Prayer. On Acceptance of instant Appeal
this Hon'ble Tribunal may be
Pleased to pass an order for
Setting aside impugned order
bearing No. 3911-14/PF dated. 14.5.2015
vide which Appellant was dismissed
from Services and re-instating the

[Signature]
ATTESTED

[Signature]
Secretary
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

7

1

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR
AT CAMP COURT D.I.KHAN.

Appeal No. 998/2015

Date of Institution ... 04.09.2015

Date of Decision ... 28.11.2018



Muhammad Ayub S/O Ghulam Hassan,
Caste Kharal, R/o Wanda Mochinawala, D.I.Khan.

(Appellant)

VERSUS

1. Govt: of Khyber Pakhtunkhwa through Secretary Health Services Civil Secretariat, Peshawar and 2 others. ... (Respondents)


MR. MUHAMMAD IQBAL KUNDI,
Advocate

--- For appellant.

ATTESTED

MR. USMAN GHANI,
District Attorney

--- For respondents


EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

MR. AHMAD HASSAN,
MR. MUHAMMAD AMIN KHAN KUNDI

--- MEMBER(Executive)

--- MEMBER(Judicial)

JUDGMENT

AHMAD HASSAN, MEMBER.- Arguments of the learned counsel for the parties heard and record perused.

FACTS

2. The brief facts are that the appellant was appointed as as Ward Orderly in D.H.Q Teaching Hospital, D.I.Khan on 10.01.1996. He was dismissed from service vide impugned order dated 14.05.2015. That after filing the instant service appeal on 04.09.2015 his departmental appeal dated 22.05.2015 was rejected on 29.10.2015.

ARGUMENTS

3. Learned counsel for the appellant argued that while posted in DHQ, D.I.Khan he was transferred vide order dated 27.04.2015, which was never communicated to the appellant. Moreover, instead of Muhammad Ayub name of Ayub Khawar was



written in the said order which was a serious mistake on the part of the respondents.

He was served with an explanation on 04.05.2015. Thereafter, show cause notice dated 05.05.2015 served on him to which he replied accordingly. That major penalty of dismissal from service was imposed on him vide impugned order dated 14.05.2015. Major penalty of dismissal from service was imposed on him without conducting regular enquiry, as held by the superior courts in numerous judgments. Respondents failed to mention reasons for dispensing with regular enquiry. No opportunity of personal hearing etc was afforded to the appellant. Act of the respondents was patently illegal, unlawful and nullity in the eyes of law.

4. On the other hand learned District Attorney argued that all codal formalities were completed before imposing of major of dismissal from service on the appellant. The order was passed strictly in accordance with law and rules.

ATTESTED

CONCLUSION.

5. We have gone through the record and observed that the respondents failed to establish, whether transfer order dated 27.04.2015 was received by the appellant or not? Hence, it can be presumed, it was not received by him. Moreover, correct name of the appellant was not written in the said order. Respondents served show cause notice on the appellant without assigning any reason for dispensing with formal enquiry in violation of sub rule (b)(ii) of Rule-5 of Khyber Pakhtunkhwa Government Servant (Efficiency and Discipline) Rules 2011. The superior court in various judgments had held that in case major penalty was to be imposed to a civil servant then regular enquiry as provided in the relevant rules should be conducted against which was not done in this case. No opportunity of personal hearing was afforded to the appellant. Penalty awarded to him was very harsh and did not commensurate with the guilt of the official concerned. The respondents failed to take into consideration twenty years long service rendered by the appellant and was

[Signature]
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Dismissed from service in a whimsical manner. Learned counsel for the appellant succeeded in making out for strong case for indulgence of this Tribunal.

6. As a sequel to the above discussion, the appeal is accepted, the appellant is reinstated in service and the impugned order dated 14.05.2015 is set aside. The intervening period shall be treated as leave of the kind due. Parties are left to bear their own costs. File be consigned to the record room.

(AHMAD HASSAN)
MEMBER
CAMP COURT D.I.KHAN

Muhammad Amin
(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

ANNOUNCED
28.11.2018

Certified to be true copy
by
MEMBER
Khyber Pakhtunkhwa
Services Tribunal,
Peshawar

Date of Presentation of Application	<u>19-12-18</u>
Number of Pages	<u>1600</u>
Copying Fee	<u>10.00</u>
Urgent	<u>2.00</u>
Total	<u>12.00</u>
Name of Clerk	
Date of Completion of Copy	<u>19-12-18</u>
Date of Delivery of Copy	<u>19-12-18</u>

amir
Muhammad

C
Ru

(10) ANN-C

Heirs

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- 3.

Note- T

Verification Roll No. dated received back

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Qualifications	Date	Qualifications	Date
English		First Arts	
Pashto		B.L. or B.A.	
Urdu		Pleadership examination	
Plan-drawing		Training School final examination	
Finger print		Other qualifications.	
Drill instructing		<i>M. A. S. S. S. S. S. S. S.</i>	
Court duties			
Reserve duties		Medical Superintendent H.O. Hospital D. I. Khan	

*Latifullah
Mawla*

N. B. - A line to be drawn under the qualifications possessed.

(10) ANN-C

Heirs

Note- T

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Left thumb-impresion

Qualifications	Date	Qualifications	Date
English		First Arts	
Pashto		B.L. or B.A.	
Urdu		Pleadership examination	
Plan-drawing		Training School final examination	
Finger print		Other qualifications. <i>E. Soocan</i>	
Drill instructing			
Court duties			
Reserve duties			
		Medical Superintendent H.O. Hospital D.I. Khan	

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*2 attested
[Signature]*

N. B. - A line to be drawn under the qualifications possessed.

Note- The entries in this page should be renewed or re-attested at least every five years, and the Signature in lines 9 and 10 should be dated.

1. Name *Mottalacuda Ayub*

2. Race *ARAB*

3. Residence *No. 1000a Mochian Tel & Post Dillera*

4. Father's name and residence *Ghulam Hassan*

5. Date of birth by Christian era or as nearly as can be ascertained. *07-09-1925 (SSC)*

6. Exact height by measurement *5' 4"*

Date 7. Personal marks for identification *A cell malleon chest to side*

8. Left hand thumb and finger impression of (non-gazetted Officer)



Little Finger



Ring



Middle



Fore Finger



Thumb

*attested
D. H. Q.*

9. Signature of Government Servant *Ayub*

10. Signature and Designation of the Head of the Office, or other Attesting Officer. **Medical Superintendent**
D.H.Q. Hospital D.I. Khan,

1	2	3	4	5	6	7	8	9
Name of post درجہ ملازمت	Whether substantive or officiating, and whether permanent or temporary عارضی، مستقل یا قائم مقام	If officiating state (i) substantive appointment or (ii) whether service counts for pension under rule 3.20 of C.S.R. (Pb.) volume II. اگر عارضی ہے تو کیا وہ رول کے مطابق پیش کیا جاسکتا ہے۔	Pay in substantive post تنخواہ بطور عارضی ملازمت	Additional pay for officiating زائد تنخواہ بطور قائم مقام	Other emoluments falling under the term "pay" میسولنے تنخواہ دیگر الاؤنس	Date of appointment تاریخ تقرری	Signature of Government Servant تختہ سرکاری ملازم	Signature of the Officer in Charge ملازم
12957 127544-1930 M. R. Pillai S.D.O. Gulabpalli M.D. District S. K. K. M.			Rs. 1275/- Ps. 44/-	Rs. 1275/- Ps. 44/-		10/9/30		
		Jos. Adver. General M. L. K.		Rs. 1319/- Ps. 1363/-				
				Medical Superintendent H.Q. Hospital, D. J. Khan				
do			Rs. 1407/- Ps. 10/-			12/9/30		
		Page B. 1451/PM				12/9/30		
						12/9/30		
						12/9/30		
						12/9/30		

9	10	11	12	13		14	15
Signature and Designation of the Head of the office or other Attesting Officer in attestation of columns 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer dismissal etc)	Signature of the Head of the office of other attesting Officer	LEAVE Allocation of periods of leave on average pay upto four months (or earned leave not exceeding 120 days) to which leave salary is debitabale to another Government		Signature of the head of the office or other Attesting officer	Reference to any recorded punishment, or censure, or reward or praised of the Government servant
دستخط افسر مجاز	تاریخ القطار ملازمت	وجوہات القطار ملازمت ترقی، تبادلہ یا برطرفی	دستخط افسر مجاز	Nature and duration of leave taken	Govt. to which debitabale	دستخط افسر مجاز	سزا یا جزا یا غیر سزا کارکردگی کا ریکارڈ
دستخط افسر مجاز				رضیت کی نوعیت و میعاد	گورنمنٹ کے رقم ادا ہوگی		
Medical Superintendent, D.H.Q. Hospital, D.I. Khan				Apprentice pay for 10 days in Rs 2 (127) - 64 (1925)			
				27 days leave against earned pay (with 12 days ATAA & 15 days O.T. @ Rs 2.50 - 57/100)			
				all 10 days - 100% 10-1-96 FCV			
				Medical Superintendent, D.H.Q. Hospital, D.I. Khan			
	30/11/96 AN	Annual increment		Service Verified upto 30-11-1996 AN			
				Medical Superintendent, D.H.Q. Hospital, D.I. Khan			
	30/11/97 AN			Annual Increment Allowed			
				Medical Superintendent, D.H.Q. Hospital, D.I. Khan			
	30/11/98 AN			Annual Increment Allowed			
Medical Superintendent, D.H.Q. Hospital, D.I. Khan				Medical Superintendent, D.H.Q. Hospital, D.I. Khan			

1	2	3	4		5		6	7	8
Name of post ورجیہ ملازمت	Whether substantive or officiating, and whether permanent or temporary عارضی مستقل یا قائم مقام	If officiating state (i) substantive appointment or (ii) whether service counts for pension under rule 3.20 of C.S.R. (Pb.) volume II اگر عارضی ہے تو کیا وہ رول 3.20 کے مطابق پیش کیا جاسکتا ہے۔	Pay in substantive post تنخواہ بطور عارضی ملازمت		Additional pay for officiating زائد تنخواہ بطور قائم مقام		Other emoluments falling under the term "pay" ما سوائے تنخواہ دیگر الاؤنس	Date of appointment تاریخ تقرری	Signature of Government Servant دستخط سرکاری ملازم
			Rs.	Ps.	Rs.	Ps.			
R.D.S. 2 1275-64-1935 Molil Ayal w/o H.A. Hospal	---	Pay @ Rs. 1539/-	1539	-	00	-		12 01/99 JN	
---	41	Pay @ Rs. 1583/-	1583	-	00	-		12 01/200 JN	
---	1	Pay @ 1629/-	1629	-	00	-		12 01/200 JN	
R.D.S. 272501 Molil Ayal w/o H.A. Hospal	11	Pay @ Rs. 2435/-	2435	-	00	-		12 01/200 JN	
---	11	Pay @ Rs. 2500/-	2500	-	00	-		12 01/200 JN	

Signature
Signature

Signature of
ment
vant

9	10	11	12	13		14	15
Signature and designation of the Head of the office or other Attesting Officer in attestation of columns 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer, dismissal etc)	Signature of the Head of the office of other attesting Officer	LEAVE Allocation of periods of leave on average pay upto four months (or earned leave not exceeding 120 days) to which leave salary is debitab to another Government		Signature of the head of the office or other Attesting officer	Reference to any recorded punishment, or censure, or reward or praised of the Government servant
دستخط افسر مجاز	تاریخ انقطاع ملازمت	وجوہات انقطاع ملازمت ترقی، تبادلہ یا برطرفی	دستخط افسر مجاز	Nature and duration of leave taken	Period	Govt. to which debitab	سزا یا جزا کا ذکر کیا گیا ہے
	30/11/99 AN	Allowed annual leave				Service Verified upto 30/11/99	
Medical Superintendent D.H.Q. Hospital D.I. Khan	30/11/2000 AN	Allowed annual leave	Medical Superintendent D.H.Q. Hospital D.I. Khan			Service Verified upto 30/11/2000	
Medical Superintendent D.H.Q. Hospital D.I. Khan	30/11/2001 AN	Allowed annual leave	Medical Superintendent D.H.Q. Hospital D.I. Khan			Service Verified upto 30/11/2001	
Medical Superintendent D.H.Q. Hospital D.I. Khan	30/11/2002	Allowed annual leave	Medical Superintendent D.H.Q. Hospital D.I. Khan			Service Verified upto 30/11/2002	

چار ماہ تک کی رخصت کیلئے
اوسط تنخواہ کا تعین

Period
عرصہ

Govt. to which debitab
گورنمنٹ سے
دہم ادا ہوگی

Service Verified upto 30/11/99

Service Verified upto 30/11/2000

Service Verified upto 30/11/2001

Service Verified upto 30/11/2002

collected
checked

has fixed by the Revised Basic Pay Scale, 2001 w.e.f. 01-12-2001 under Govt. of Punjab General Deptt. Medical Category - No. 5 D (PRC) 1-1/2001 dt. 27-10-2001.
Pay band of - 12-2001 in old scale : 1627/- per m
Pay band of - 12-2001 in new scale : 2435/- per m

Medical Superintendent
D.H.Q. Hospital D.I. Khan

Service Verified upto 30/11/2002

1	2	3	4	5	6	7	8	9
Name of post درجہ ملازمت	Whether substantive or officiating, and whether permanent or temporary عارضی، مستقل یا قائم مقام	If officiating state (i) substantive appointment or (ii) whether service counts for pension under rule 3.20 of C.S.R. (Pb.) volume II اگر عارضی ہے تو کیا وہ رول کے مطابق پیشینہ کا مستحق ہے۔	Pay in substantive post تنخواہ بطور عارضی ملازمت	Additional pay for officiating زائد تنخواہ بطور قائم مقام	Other emoluments falling under the term "pay" ماسوائے تنخواہ دیگر الاؤنس	Date of appointment تاریخ تقرری	Signature of Government Servant دستخط سرکاری ملازم	Signature Designated the Officer the office Attest Office: attestation columns تلفظ افسر سہا
R: BPS: 02 1915-65-3865 Malik Ayub Taryq W/O DHQ Dikhan		Pay Rs. 2557/-	Rs. Ps.	Rs. Ps.		12/1/2023 F.N.		
-	-	Pay Rs. 2639/-				12/1/2023 F.N.		
BPS 2 2205-75-1150		Pay Rs. 3025/-				12/1/2023 F.N.		

(2061)
Office of the Accounts
N.W.F.
1915-65-3865-2
24357
Accounts Officer
Pay Fixation Party N.W.F.

Malik Ayub Taryq

M.D.S

9	10	11	12	13	14	15						
Signature and designation of the Head of the office or other Attesting Officer in attestation of columns 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer dismissal etc)	Signature of the Head of the office of other attesting Officer	<p style="text-align: center;">LEAVE</p> <p>Allocation of periods of leave on average pay upto four months (or earned leave not exceeding 120 days) to which leave salary is debitabale to another Government</p> <p>پیار ماہ تک کی رخصت کیے اوسط مستحواہ کا تعین</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th data-bbox="694 1030 798 1388">Nature and duration of leave taken</th> <th data-bbox="798 1030 917 1388">Period</th> <th data-bbox="917 1030 1077 1388">Govt. to which debitabale</th> </tr> <tr> <td>رخصت کی نوعیت و میعاد</td> <td>عرصہ</td> <td>گورنمنٹ ہے رقم ادا ہوگی</td> </tr> </table>	Nature and duration of leave taken	Period	Govt. to which debitabale	رخصت کی نوعیت و میعاد	عرصہ	گورنمنٹ ہے رقم ادا ہوگی	Signature of the head of the office or other Attesting officer	Reference to any recorded punishment, or censure, or reward or praised of the Government servant
Nature and duration of leave taken	Period	Govt. to which debitabale										
رخصت کی نوعیت و میعاد	عرصہ	گورنمنٹ ہے رقم ادا ہوگی										
<p>دستخط افسر مجاز</p>	<p>تاریخ 30/11/2003 24</p> <p>القضاء ملازمت</p>	<p>دعوات القضاء ملازمت ترقی، تبادلہ یا برطرفی</p>	<p>دستخط افسر مجاز</p>	<p>Allocand avail leave</p>	<p>دستخط افسر مجاز</p>	<p>سزا یا جزا یا عتاب کارکردگی کا پتہ</p>						
<p>Medical Superintendent D.H.Q. Hospital</p>	<p>30/11/2004</p>	<p>Medical Superintendent D.H.Q. Hospital</p>	<p>Medical Superintendent D.H.Q. Hospital</p>	<p>Services rendered upto and from 30/11/03 to 11/11/04</p>	<p>Medical Superintendent D.H.Q. Hospital</p>	<p>Medical Superintendent D.H.Q. Hospital</p>						
<p>2005 OFFICE OF THE ACCOUNTANT GENERAL N.W.F.P. PESHAWAR. PAY FIXED IN THE REVISED BASIC PAY SCALES 2005 OF RS. 2200-25-4450 B-2 AT RS. 3025 B.M.W.F.F. With Next Increment on 1-07-2005 1-12-2005</p> <p>Accounts Officer Pay Fixation Party N.W.F.P. Peshawar</p>	<p>30/11/2005</p>	<p>Medical Superintendent D.H.Q. Teaching Hospital</p>	<p>Medical Superintendent D.H.Q. Teaching Hospital</p>	<p>Revised Pay Scale-2005(I, 2005) Vide Govt. of N.W.F.P. Finance Deptt: Peshr: No. FB(PRC) 1-1/2005 dated 09-07-2005</p> <p>Pay on 30-6-2005 in Old BPS of Rs. 9630/- Pay fixed in RBPS 07-12005 Rs. 3025/- Next Annual Increment on 1-7-2005.</p> <p>Medical Superintendent D.H.Q. Teaching Hospital</p>	<p>Medical Superintendent D.H.Q. Teaching Hospital</p>	<p>Medical Superintendent D.H.Q. Teaching Hospital</p>						

1	2	3	4		5		6	7	8	9
Name of post	Whether substantive or officiating, and whether permanent or temporary	If officiating state (i) substantive appointment or (ii) whether service counts for pension under rule 3.20 of C.S.R. (Pb.) volume II	Pay in substantive post		Additional pay for officiating		Other emoluments falling under the term "pay"	Date of appointment	Signature of Government Servant	Signature of Head of office for certification
درجہ ملازمت	عارضی مستقل یا قائم مقام	اگر عارضی ہے تو کیا وہ رول کے مطابق پیش کیا گیا ہے۔	پیشوا بطور عارضی ملازمت	زائد پیشوا بطور قائم مقام	میسوائے پیشوا دیگر الاؤنس	تاریخ تقرری	دستخط سرکاری ملازم			
			Rs.	Ps.	Rs.	Ps.				
BBPS-2 2209-75-4400	Pay				Rs. 3100/-			12/1/2017 FN		
R.BPS-2 (2017) 2530-85-5080					Pay Rs. 3635/-			7/1/17 FN		
BBPS-02 2617-100-5815					Pay Rs. 3715/-			17/1/17 FN		

Handwritten signature

8	9	10	11	12	13		14	15
Name of Government servant	Date of termination or appointment	Reason of termination (such as promotion, transfer dismissal etc)	Signature of the Head of the office or other attesting Officer	Signature of the Head of the office or other attesting Officer	LEAVE Allocation of periods of leave on average pay upto four months (or earned leave not exceeding 120 days) to which leave salary is debitab to another Government		Signature of the head of the office or other Attesting officer	Reference to any recorded punishment, censure, or reward or praised of the Government servant
دستخط و مقام	تاریخ القطار ملازمت	وجبات انقطاع ملازمت ترقی، تبادلہ یا برطرفی	دستخط افسر مجاز	دستخط افسر مجاز	Nature and duration of leave taken	Period Govt. to which debitab	دستخط افسر مجاز	سنہ ۱۳۸۱ھ یا ۱۹۶۰ء کارکردگی کا ریکارڈ
	11 30-7-05 AP				Annual Increment Allowed		APR 22 11-2-005 AP	
					Medical Superintendent D.H.Q Teaching Hospital D.I. Khan			
					Allowed Annual Increment		30-11-2007 AP	
					Revised Basic Pay Scale 2007 Vide Govt of NWFP Finance Department Notification No. F-11(2) DC 1-1/ 2007 Date 20/07/2007 Pay on 30/06/2007 Rs. 3175/- PM Pay on 01/07/2007 Rs. 3635/- PM (Revised BPS-2007) Next increment on 01/12/2007			

1	2	3	4	5	6	7	8	9
Name of post درستیہ ملازمت	Whether substantive or officiating, and whether permanent of temporary عارضی، مستقل یا قائم مقام	If officiating state (i) substantive appointment or (ii) whether service counts for pension under rule 3.20 of C.S.R. (Pb.) volume II اگر عارضی ہے تو کیا وہ رول کے مطابق پیشین کا مستحق ہے۔	Pay in substantive post تنخواہ بطور عارضی ملازمت	Additional pay for officiating زائدہ تنخواہ بطور قائم مقام	Other emoluments falling under the term "pay" ماسوائے تنخواہ دیگر الادنیس	Date of appointment تاریخ تقدیری	Signature of Government Servant دستخط سرکاری ملازم	Signature of Head Officer or other testifier دستخط مجاز
B.P.S-03 2675-1000-5615			Rs. Ps.	Rs. Ps.				
<i>[Signature]</i>				Rs. 3707- P-4		17 07 FW		
				Rs. 3815- P-4		12 07 FW		
R. B.P.S-03(2008) 31070-1200-6740								
				Rs. 4587- P-4		17 08 FW		
				Rs. 4707- P-4		12 08 FW		

8	9	10	11	12	13		14	15
Signature of Government Servant	Signature and designation of Head of office or other officer in station of posts 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer dismissal etc)	Signature of the Head of the office of other attesting Officer	LEAVE Allocation of periods of leave on average pay upto four months (or earned leave not exceeding 120 days) to which leave salary is debitible to another Government		Signature of the head of the office or other Attesting officer	Reference to any recorded punishment, or censure, or reward or praised of the Government servant
					Nature and duration of leave taken	Govt. to which debitible		
ملازم	مستحقق	تاریخ انقطاع ملازمت	دعوات انقطاع ملازمت ترقی و تبادلہ یا برطرفی	دستخط افسر مجاز	طرحہ عرصہ	گورنمنٹ سے رقم ادا ہوگی	دستخط افسر مجاز	سزا ایجنڈا وغیرہ کارروائی کا پتہ
					Vide Finance Deptt. (Regulation Wing) Notification No. FIV/300/81 Dated 28-17-2007. to approve that employee from BPS-1 to 04 would move the scale up in the pay scale w.e.f. 01-07-2007 There fore the pay is fixed Departmentally as under			
					Pay on 30-06-07 in BPS 02 Rs. 3635/-			
					Pay on 31-07-07 in BPS 03 Rs. 3715/-			
					Medical Supdt: DHQ Teaching Hospital D.I.Khan			
					Annual Increment Allowed	Service Verified Upto & For		
					Medical Supdt: DHQ Teaching Hospital D.I.Khan	30-11-2007 AV		
					ADJUSTED D.T. SCALES-2008			
					Vide Govt of P/WTP Finance Deptt: Peshawar Notification No. FD (PRO) I/2008 Dated 10-07-2008.			
					Pay on 30-06-2008 3815/-			
					Pay on 01-07-2008 4580/-			
					Medical Supdt: DHQ Teaching Hospital D.I.Khan.			
					Annual Increment Allowed	Service Verified Upto & For		
					Medical Supdt: DHQ Teaching Hospital D.I.Khan	30-11-08 AV		

1	2	3	4	5		6	7	8	9	
Name of post درجہ ملازمت	Whether substantive or officiating, and whether permanent of temporary عارضی، مستقل یا قائم مقام	If officiating state (i) substantive appointment or (ii) whether service counts for pension under rule 3.20 of C.S.R. (Pb.) volume II اگر عارضی ہے تو کیا وہ رول کے مطابق پینشن کا مستحق ہے۔	Pay in substantive post تنخواہ بطور عارضی ملازمت		Additional pay for officiating زائدہ تنخواہ بطور قائم مقام		Other emoluments falling under the term "pay" باہر ملنے والے تنخواہ دیگر اداؤں	Date of appointment تاریخ تقرری	Signature of Government Servant دستخط سرکاری ملازم	Signature and designation of Head of office or other testing officer in station of posts 1 to 4 دستخط و نمائندگی
			Rs.	Ps.	Rs.	Ps.				
<i>BPS - 03</i>										
<i>31400/Pa-5740</i>										
<i>General Agent</i>										

Collection of check

*Pay Chk: 4940/-
12/2009
F.N*

*Pay Chk: 5060/-
01/2010 (F.N)*

9	10	11	12	13		14	15
Signature of Government Servant	Date of termination or appointment	Reason of termination (such as promotion, transfer dismissal etc)	Signature of the Head of the office or other attesting Officer	LEAVE		Signature of the head of the office or other Attesting officer	Reference to any recorded punishment, or censure, or reward or praised of the Government servant
				Nature and duration of leave taken	Allocation of periods of leave on average pay upto four months (or earned leave not exceeding 120 days) to which leave salary is debitable to another Government		
دستخط سرکار ملازم	تاریخ القیام ملازمت	وجوہات القیام ملازمت ترقی و تبادلہ یا برطرفی	دستخط افسر مجاز	طرحہ کی نوعیت و میعاد	<p>چار ماہ تک کی رخصت کیلئے اوسط گورنمنٹ سے رقم ادا ہوگی</p> <p>Period: عرصہ</p> <p>Govt. to which debitable: گورنمنٹ سے رقم ادا ہوگی</p>	دستخط افسر مجاز	سزا ایڑا ہونے سے کارکردگی کا ریکارڈ
					<p>One Special Increment By S.O. G.W.F.P Finance Deptt No. 422000 Dated 04-04-2007 Pay fixed As Under w.e.f 01-09-2007</p> <p>Pay on 01-09-2007 Rs. 3815/-</p> <p>Pay on 01-09-2007 Rs. 3815/-</p> <p>Pay on 01-07-2008 Rs. 4700/-</p> <p>Pay on 01-12-2008 Rs. 4820/-</p>		
					<p>Medical Superintendent DHQT Hospital D.Khan</p>		
					<p>Drawn sum of Rs. 2440/- On Account of Special Advance Increment w.e.f 01-09-2007 to 30-06-2009</p>		
					<p>Annual Increment Allowed DHQT Hospital D.Khan</p>		<p>Service Verified Upto & For Rs. 11-2009</p>
					<p>MEDICAL SUPERINTENDENT D.H.Q Teaching Hospital D.Khan</p>		<p>MEDICAL SUPERINTENDENT DHQ Hospital D.Khan</p>
					<p>30/11/2010 (HR) Granted Annual Increment @ Rs. 120/-</p>		<p>Service verified upto 30-11-2010 (HR)</p>
					<p>MEDICAL SUPERINTENDENT D.H.Q Teaching Hospital D.Khan</p>		<p>MEDICAL SUPERINTENDENT D.H.Q Teaching Hospital D.Khan</p>
					<p>MEDICAL SUPERINTENDENT D.H.Q Teaching Hospital D.Khan</p>		<p>MEDICAL SUPERINTENDENT D.H.Q Teaching Hospital D.Khan</p>
					<p>attested [Signature]</p>		

1	2	3	4		5		6	7	8	9
Name of post درجہ ملازمت	Whether substantive or officiating, and whether permanent or temporary عارضی، مستقل یا قائم مقام	If officiating state (i) substantive appointment or (ii) whether service counts for pension under rule 3.20 of C.S.R. (Pb.) volume II اگر عارضی ہے تو کیا وہ رول 3.20 مطابق پیش لا سکتا ہے۔	Pay in substantive post تشوہاء بطور عارضی ملازمت		Additional pay for officiating زائد تشوہاء بطور قائم مقام		Other emoluments falling under the term "pay" ماہرانے تشوہاء دیگر الادائش	Date of appointment تاریخ تقررہ	Signature of the Government Servant دستخط سرکاری ملازم	Signature of the Government Servant A C att oh
R.B/3-03 (2011) 5050-20-11050 Muhammad Ayub w/relg			Rs.	Ps.	Rs.	Ps.				
			Rs.	Ps.	Rs.	Ps.				
			Rs.	Ps.	Rs.	Ps.				
3715/3	07		Rs.	Ps.	Rs.	Ps.				
4700/3	5		Rs.	Ps.	Rs.	Ps.				
8250/3	11		Rs.	Ps.	Rs.	Ps.				

Pay Rs. 8250/-
Ps.

7
2011
PM

Pay Rs. 8450/-
Ps.

12
2011
PM

Office of the Accountant General
Higher Posture Khwa Peshawa.
Pay Fixed @ Rs. 2615 (105615) w.e.f. 01-07-2001
Pay Fixed @ Rs. 3715 (120674) w.e.f. 01-07-2003
Pay Fixed @ Rs. 4700 (140733) w.e.f. 01-07-2005
Pay Fixed @ Rs. 5250 (150792) w.e.f. 01-07-2011
Date of Next Increment 01-07-2011
Accounts Officer
Pay Fixation

Muhammad Ayub
Muhammad

8	9	10	11	12	13		14	15
Signature of Government Servant	Signature and designation of the Head of the office or other Attesting Officer in attestation of columns 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer dismissal etc)	Signature of the Head of the office of other attesting Officer	LEAVE		Signature of the head of the office or other Attesting officer	Reference to any recorded punishment, or censure, or reward or praised of the Government servant
					Allocation of periods of leave on average pay upto four months (or earned leave not exceeding 120 days) to which leave salary is debitable to another Government	Nature and duration of leave taken		
					Period	Govt. to which debitable		
					چار ماہ تک کی رخصت کیلئے اوسط تنخواہ کا تعین	گوورنمنٹ سے رٹم آوا ہونگی		
					REVISED BPS 2011 NEW GOVT. OF KPK E/DEPTT. PESH: D.P. 14-07-2011 W.E.F. 01-07-2011 Pay Fixed Departmentally as under:-			
					Pay on 30-06-2011 in E/BPS Rs. 50,600/- Pay fixed in Revised BPS W.e.f 01-07-2011 Rs. 82,501/- With next A/Mess on 01-12-2011			
					Medical Superintendent DHQTH D.I. Khan	Medical Superintendent DHQTH D.I. Khan		
					Annual Increment Allowed	Service Verified upto 30-11-2011		
					Medical Superintendent DHQTH Teaching Hospital D.I. Khan.	Medical Superintendent DHQTH Teaching Hospital D.I. Khan.		
					Sanction to GPF (Adv.) Rs. 6000/- vide MS Office No. 7713/MS Date 8/10/12			
					MS DHQTH Hosp. Dir. No 7713 dt 09/10/12 bill passed vide FD No # 208 dt 09/10/12			
					U.A.A.S. 2012			
					Attested Medical			

1	2	3	4		5		6	7	8	Sign desig the the	A - Of atte: colu
Name of post	Whether substantive or officiating, and whether permanent or temporary	If officiating state (i) substantive appointment or (ii) whether service counts for pension under rule 3.20 of C.S.R. (Ph.) volume II	Pay in substantive post		Additional pay for officiating		Other emoluments falling under the term "pay"	Date of appointment	Signature of Government Servant		
درجہ ملازمت	عارضی مستقل یا قائم مقام	اگر عارضی ہے تو کیا وہ رول کے مطابق پیشینہ کا مستحق ہے۔	تنخواہ بطور عارضی ملازمت		زائد تنخواہ بطور قائم مقام		باصولائے تنخواہ دیگر الاؤنس	تاریخ تقرری	دستخط سرکاری ملازم		
BPS-03			Rs.	Ps.	Rs.	Ps.					
5050-200-11050 M. Ayub	w/o		Pay @		Rs. 8650/-	pm		1 ¹² / ₂₀₁₂	FN		
					Pay @ 8887	pm		12 ¹² / ₂₀₁₃	FN		

M. Ayub
M. Ayub

Pay @ 8887
pm

12
12
2013
FN

9	10	11	12	13		14	15
Signature and designation of the Head of the office or other Attesting Officer in attestation of columns 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer dismissal etc)	Signature of the Head of the office of other attesting Officer	LEAVE Allocation of periods of leave on average pay upto four months (or earned leave not exceeding 120 days) to which leave salary is debitabale to another Government		Signature of the head of the office or other Attesting officer	Reference to any recorded punishment, or censure, or reward or praised of the Government servant
دستخط افسر مجاز	تاریخ القطار ملازمت	دعوات القطار ملازمت ترقی و تبادلہ یا برطرفی	دستخط افسر مجاز	Nature and duration of leave taken	Period عرضہ	Govt. to which debitabale گورنمنٹ سے رقم ادا ہوگی	سزا یا جزا یا معافی کا کارڈ کی کارکردگی
Annual Increment Allowed				Service Verified Up to & For			
30/11/2012 AN				30-11-2012 AN			
Medical Superintendent, DHO, District Hospital, District.				Medical Superintendent, DHO, District Hospital, District.			
				GAP (Adv.) Rs = 30000/- Violent MS No = 5947/ dt = 07/11/13			
				* Drawn Rs = 30000/- on Adv of Twp. SPFD adv. Pat. Ms DHO (T) Hosp. No 5947 dt 07/11/13 bill persal vide Fd II snott 52 dt 11/11/13			
30/11/2013 AN				Annual Increment Allowed			
				Service Verified Up to & For			
				30-11-2013 AN			
Attested [Signature]				Medical Superintendent, DHO, District Hospital, District.			

nature of Government servant
دستخط ملازم

s)

20

(For use in Police and other similar Departments).

RECORD OF POSTINGS.

Sl. No.	Date	District and Post	No. of District Order	Date	District and Post	No. of District Order	Date
	30/06/2014	Medical Superintendent DHQ Teaching Hospital Dera Ismail Khan			Govt. of KPK FIDept: D.O. No. (M.F.D.) (SO SR-1) 2-123/2014 Dated 01-07-2014. One Premature increment allowed w.e.f. 01-07-2014. Pay fixed Departmentally as under. Pay on 30-06-2014 Rs. 88507/- Pay on 01-07-2014 Rs. 90807/- Next Increment on 01-07-2014.		
	30/11/2014				Medical Superintendent DHQ Teaching Hosp: D.I.Khan		
				Annual Increment Allowed			Service Verified Upto For 30/11/2014
		Medical Superintendent DHQ Teaching Hospital Dera Ismail Khan			Medical Superintendent DHQ Teaching Hospital Dera Ismail Khan		
					Medical Superintendent DHQ Teaching Hospital Dera Ismail Khan		
					<i>Attested M. M. Akbar</i>		

To

M.S/Hospital Director (MTI)
D.H.Q .T Hospital.
D.I.Khan

Subject :- ARRIVAL REPORT

Respected Sir, with reference to the Judgment dated with 28-11-2015 passed on my service appeal No 998/2015 by Khyber pukhtunkhwa service Tribunal Peshawar at camp court D.I.Khan vide which dismissal order dated 14-5-2015 issued by Medical superintendent D.H.Q D.I.Khan was set aside and i was reinstated in service on my original position from the date of dismissal from service.

I Therefore report for duty in your kind office compliance to the judgment at 28-11-2015 please acknowledge receipt

Thanking you

Date : 26/12/2018

Your 's Faithfully

dyub

Muhammad Ayub

Ward Ordaly

00187765

Qadri
Qadri

Copy for information

1. Chairman Khyber pukhtun khwa service tribunal Peshawar
2. Govt secretary health.deptt Khyber pukhtun khwa Peshawar
3. Director General health services Peshawar
4. Medical Social Welfare Officer, Incharge Zakwat Office DHQT Hospital D.I.Khan.
5. Finance Director (MTI) D.H.Q.T Hospital D.I.Khan
6. District account office D.I.Khan

Received
MSA
District Account Office
D.I.Khan
26/12/2018

Nasim shah
Clerk

Recd
Faris
26/12/2018



ACKNOWLEDGEMENT DUE CARD

نام: محمد الوداد / س/ علامہ حسن

پتہ: ۱۰/۱۲، قصبہ جالوالہ

ڈاکخانہ: فریادی تحصیل: ڈیرہ اسماعیل خان

پوسٹ کوڈ: 29080 (پوسٹ کوڈ گمانہ بولنے)

P-54

رسید (22) Ann-E

رجسٹرڈ یا بیمہ بھیجے والے کو پست پر دیئے گئے پتہ پر واپس بھیجا جائے۔

نمبر: ڈیرہ اسماعیل خان
مقام: ڈاکخانہ فریادی
وزن (لٹروں میں): ۱۰
گرام: ۱۰
تاریخ تقسیم: ۱۲-۱۲-۲۰۰۸

★ یہاں "جسٹ" یا "پارسل" جو چیز ہو تحریر کریں۔ بیمہ کی صورت میں لفظ "بیمہ" پہلے تحریر کریں۔
★ صرف بیمہ کی صورت میں یہاں اندراج کیا جائے۔ بصورت دیگر کٹ دیا جائے۔

قیمت: دس روپے - Rs. 10/-

No. 191 For Insurance Notices see reverse. Rs. 45
Stamps affixed except in case of uninsured letters of not more than the initial weight prescribed in the Post Office Handbook on which no acknowledgement is due.

Received a registered* addressed to: Director (MPT) S.S.

*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before when necessary.

Insured for Rs. (in figures) 10 (in words) Ten

Insurance fee Rs. Ps. (in words) 10 Grams

Name and address of sender:

Handwritten signature: G. Ahmed

No. 825 For Insurance Notices see reverse. Stamps affixed except in case of uninsured letters of not more than the initial weight prescribed in the Post Office Guide or on which no acknowledgement is due. Rs. Ps.

Received a registered* addressed to _____ Date Stamp _____

*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Initials of Receiving Officer _____

Insured for Rs. (in figures) _____ (in words) _____

If insured. } Insurance fee Rs. _____ Ps. _____ (in words) _____ Weight _____ Kilo _____ Grams _____

Name and address of sender _____

No. 826 For Insurance Notices see reverse. Stamps affixed except in case of uninsured letters of not more than the initial weight prescribed in the Post Office Guide or on which no acknowledgement is due. Rs. Ps.

Received a registered* addressed to _____ Date Stamp _____

*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Initials of Receiving Officer _____

Insured for Rs. (in figures) _____ (in words) _____

If insured. } Insurance fee Rs. _____ Ps. _____ (in words) _____ Weight _____ Kilo _____ Grams _____

Name and address of sender _____

*Attended
Mandeville*

(23) For Insurance Notices see reverse. Stamps affixed except in case of uninsured letters of not more than the initial weight prescribed in the Post Office Guide or on which no acknowledgement is due. Rs. Ps.

Received a registered* addressed to _____ Date Stamp _____

*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Initials of Receiving Officer _____

Insured for Rs. (in figures) _____ (in words) _____

If insured. } Insurance fee Rs. _____ Ps. _____ (in words) _____ Weight _____ Kilo _____ Grams _____

Name and address of sender _____

No. 823 For Insurance Notices see reverse. Stamps affixed except in case of uninsured letters of not more than the initial weight prescribed in the Post Office Guide or on which no acknowledgement is due. Rs. Ps.

Received a registered* addressed to _____ Date Stamp _____

*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Initials of Receiving Officer _____

Insured for Rs. (in figures) _____ (in words) _____

If insured. } Insurance fee Rs. _____ Ps. _____ (in words) _____ Weight _____ Kilo _____ Grams _____

Name and address of sender _____

No. 824 For Insurance Notices see reverse. Stamps affixed except in case of uninsured letters of not more than the initial weight prescribed in the Post Office Guide or on which no acknowledgement is due. Rs. Ps.

Received a registered* addressed to _____ Date Stamp _____

*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Initials of Receiving Officer _____

Insured for Rs. (in figures) _____ (in words) _____

If insured. } Insurance fee Rs. _____ Ps. _____ (in words) _____ Weight _____ Kilo _____ Grams _____

Name and address of sender _____

Daily Attendance Register of the

M.S.W. Office

ANN-6

24

Serial NO	Name	Father's Name	Rank	1	2	3	4	5	6	7	8	9	10	11	12	13
	M. Ayub	w/o		P	P	P	P	P	Sw	P	P	P	P	P	P	
<p><i>Attested</i></p> <p><i>MSA</i></p> <p><i>Deputy Director, District Office</i></p> <p><i>DHO Hospital, K. Khan</i></p> <p><i>21/1/19</i></p>																
<p><i>Attested</i></p> <p><i>[Signature]</i></p>																

For the month of Jan 2019

13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	Total NO. of days	Remarks
P	P	P	P	P	P	P		P												
Attended M. S. V. Medical Social Welfare Officer D. S. T. Hospital, S. I. K. N. D. 21/1/19																				
Attended M. S. V.																				

Daily Attendance Register of the

M.S.W. Office

26

Serial NO	Name	Father's Name	Rank	1	2	3	4	5	6	7	8	9	10	11	12	
	M. Ayub w/o															1
<p><i>Attended</i></p> <p><i>[Signature]</i></p> <p>Medical Social Welfare Officer D.M.G.T Hospital, D.J. Khan 21/11/19</p> <p><i>Attended</i></p> <p><i>[Signature]</i></p>																

For the month of Dec 2018

13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	Total NO. of days	Remarks
													P	P	P	P		P		
Attended																				
MSA																				
Medical Social Welfare Officer Elnor Hospital, D. K. Mohan 2/11/019																				
Attended																				
Not attended																				

EMPLOYEE INFORMATION

Employee Muhammad Ayub

Father Name Ghulam Hassan

CNIC No. 12101-0926039-1

Date of Birth 7/9/1975

Permanent Current Address: Nanda Mochian Wala D.I. Khan

Mobile No. 0346 7865457 Email Address Nil

Employer W/O Current Posting Date 10/1/96

D.H.Q.T Hospital D.I. Khan
Employee Place / Facility of Posting Zakat Office

Employee Actual Designation W/O Personal No- 00187765

Employee Budget BPS of Post BPS 5

Employee Budget Designation- W/O Department Zakat Office

On duty / on long leave/ deputation _____ Cadres: Class IV

Retirement date (60 years) _____ service status Regular

*Muhammad
Ayub*

The Worthy Secretary,
(Health) Govt: of Khyber Pakhunkhwa
Peshawar

The Director General,
Health Services Govt: of Khyber Pakhutnkhwa
Peshawar,

**SUBJECT:- NON COMPLIANCE OF JUDGMENT DATED 28/11/2018 PASSED BY
KPK SERVICE TRIBUNAL IN SERVICE APPEAL NO. 998/2015**

Respected Sir,

With profound regards it is submitted

That applicant was reinstated in service and intervening period was treated as leave of the kind due while impugned order dated 14/05/2015 of dismissal from service was set aside by KPK service tribunal Peshawar at camp court DIKhan vide Judgment dated 28/11/2018. Copy is enclosed for your honour ready reference.

That applicant had not opted for M.T.I DIKhan service within prescribed period of 90 days as per order bearing 07/BOG/MTI/DIKhan/OPTS dated 14/07/2016 and according to letter No. SOH-I/HD 13-45/2017 dated 06-10-2017 petitioner is automatically declared to be government servant and all the rules under civil servant act are applicable upon him.

That being an employee of the DHQ teaching Hospital applicant reported for duty at his original position and submitted his arrival report to his immediate incharge officer, copies of the same were sent to your honour through Regd post and one copy was acknowledge from the office of Hospital Director M.T.I (DHQT) DIKhan copies of arrival report and acknowledgement are also for your hereby reference

Amir Ahmad
Amir Ahmad That despite submission of arrival report neither current monthly salary nor payments of the leaves are being paid to him even he is not being allowed to mark thumb impression on the newly introduced BIO-METRIC MACHINES due to which his attendance is not being accepted.

That the aforesaid circumstances I want to bring it in your kind notice that the present situation applicant apprehends that in future applicant will suffer handles and difficulty in this service as well as face financial loss/problems.

In view of above submissions applicant earnestly and benignly request your honour that medical director may be directed to allow him to perform his duty in proper manner and his attendance through bio-metric system is ensured. It is further requested that his current monthly salary as well as payments of leaves as intervening period was treated leave of the kind due, may be released at the earliest so that applicant may com out from the financial crunch.

The applicants remain sir.

Thanking Your

Dated: 18/11/019

Yours Obediently

Ayub

Muhammad Ayub

Ward Orderly

Personal # 00187765

S/o Ghulam Hassan

DHQT (MTI) Hospital DIKhan

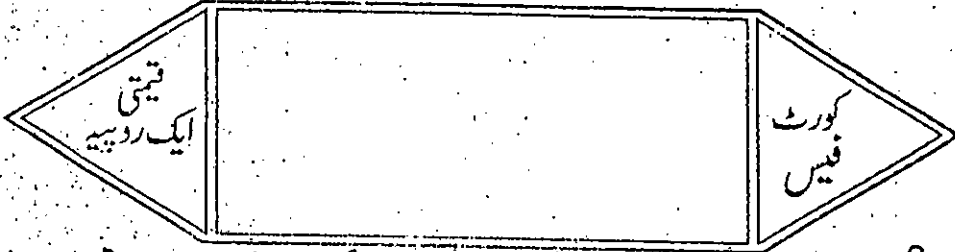
Address: P/o Muryali, Wanda Muchianwala, Multan Raod Dera Ismail Khan.

C. C.

To the Chairman Board of Governors M.T.I DIKhan.

*Attested
J. Meadhead*

وکالت نامہ



Before Khyber Pakhtunkhwa Services Tribunal Peshawar

Applicant

Camp Office D. I. Khan

Muhammad Ayub

Govt of Khyber Pakhtunkhwa

Application for implementation of
Judgement dated 28-11-2018

through Secretary Health
Lohkot

باکث تحریر آنکہ

D. I. Khan

Muhammad Iqbal Kundi Adv. High Court D. I. Khan

مقدمہ مندرجہ بالا نمونہ میں ان کی طرف دائر شدہ جرمی کا جواب اسی برائے قیٹی یا قہر مقدمہ نام۔

کسب ذیل شرائط پر دیکھ کر یہ ہے کہ میں قیٹی پر خود یا بڑا بندوبست اور عدالت حاضر ہوا ہوں گا اور ہر وقت پکارے جانے مقدمہ دیکھیں صاحب
 اور صوف کو اطلاع دے کر حاضر عدالت کروں گا اگر قیٹی پر ظہر حاضر نہ ہو اور مقدمہ تیری غیر حاضری کی وجہ سے کسی طور تیرے خلاف ہو گیا تو صاحب
 موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے نیز دیکھیں صاحب موصوف، صدر مقام بچہری کے علاوہ یا بچہری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل
 بچہری کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ جہد بچہری کے علاوہ اور جہد صحت ہونے یا بروز تعطیل یا بچہری کے اوقات کے آگے یا پیچھے پیش ہونے
 پر مظہر کوئی نقصان پہنچے تو اس کے ذمہ دار یا ایسے واسطے کسی معاوضے کے ادا کرنے یا نکتہ نہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔
 کسکل ساختہ پر وادعت صاحب موصوف مثل کردہ ذات خود منظور قبول ہو گا اور صاحب موصوف کو مرض دہری یا جواب دہری یا درخواست اجراء ایسے بچہری
 نظر ہائی اہل گمرانی و ہر قسم درخواست ہر قسم کے میان دینے اور پر پائی یا راشنی نامہ و فیصلہ برصاف کرنے اقبال دہری کا کسی اختیار ہو گا اور بصورت مقرر ہونے
 تاریخ قیٹی مقدمہ مزکور ہر دن از بچہری صدر بچہری مقدمہ مزکور نظر ہائی اہل گمرانی و بچہری مقدمہ یا سبھی ذمہ کی ایک طرف یا درخواست عدم انتہائی یا قیٹی
 یا گرفتاری قیل از فیصلہ اجراء ذمہ کی بھی صاحب موصوف کو بشرط ادا کی بلکہ بلا تامل بچہری کا اختیار ہو گا اور تمام ساختہ پر وادعت صاحب موصوف مثل کردہ
 اور خود منظور و قبول ہو گا اور بصورت ضرورت صاحب موصوف کہ یہ بھی اختیار ہو کہ مقدمہ مزکور یا اس کے کسی بڑی کاروائی یا بصورت درخواست ظہر بیان
 اہل گمرانی یا دیگر معاملہ مقدمہ مزکور کی دوسرے دیکھیں یا ہر سز کو اپنے بجائے یا اپنے امراء مقرر کریں اور ایسے شیرکانوں کو بھی ہر امر میں وہی اور دینے
 اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ میں جو کچھ ہو جائے اتنا ہر قسم سے گا اور صاحب موصوف کا حق اور کام بچہری
 صاحب موصوف کو پوری قیٹی تاریخ قیٹی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو ہر اختیار ہو گا کہ مقدمہ کی پیدائی نہ کریں اور ایسی بصورت
 میں ہر امر کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا

لہذا وکالت نامہ لکھ دیا ہے تاکہ مقدمہ

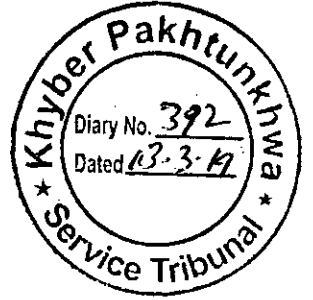
23/12/2018

مضمون وکالت نامہ میں لیا ہے اور اسی طرح لکھا گیا ہے اور منظور ہے

Accepted
 M. Iqbal Kundi
 Adv. High Court
 23/12/2018

Ayub

**IN THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**



In Implementation Petition No. 36/2019

Service Appeal No. 998/2015 decided on 28/11/2018

Put up to the court with relevant petition. Muhammad Ayub Vs. Govt. of KPK etc

13/3/19
**APPLICATION FOR THE CORRECTION OF THE DATE OF
DISMISSAL OF APPELLANT AS WELL AS CORRECTION OF
FORMULA FOR CALCULATION OF ADJUSTMENT IN
IMPLEMENTATION PETITION TITLED ABOVE.**

Respectfully Sheweth:-

1. That the above titled service appeal was decided on 28/11/2018 by this honourable Tribunal but the respondents did not implement the orders of this Tribunal, hence, the appellant filed implementation petition No. 36/2019 which is fixed for 23/04/2019.
2. That in the above mentioned implementation petition the date of dismissal is wrongly mention as 14/04/2015 instead of 14/05/2015. Similarly in the Formula for calculation of adjustment number of days of earned leaves are wrongly mentioned as 924 instead of 928, intervening period is also wrongly mentioned as 1320 instead of 1290 (from 14/05/2015 to 25/12/2018) as per formula given below.
 - i. Full pay for 566 days
 - ii. Half pay for 724 days (Total days 566+724=1290)
3. That this honourable court has got vast and ample powers to entertain the application in hand.

In wake of submissions made above, it is respectfully prayed that the date may please be corrected as prayed in para#2 of the instant application in the best interest of justice.

Dated: 11/03/2019

Humble Appellant

Muhammad Ayub
Muhammad Ayub
Through Counsel

Muhammad Iqbal Khan Kundi
Muhammad Iqbal Khan Kundi
Advocate High Court

IN THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR

In Implementation Petition No. 36/2019

Service Appeal No. 998/2015 decided on 28/11/2018

Muhammad Ayub Vs. Govt. of KPK etc

AFFIDAVIT

I, **Muhammad Ayub** son of Ghulam Hassan r/o- Wanda Mochianwala, Tehsil & District Dera Ismail Khan, the appellant, do hereby solemnly affirm and declare on oath that contents of above application are true & correct to the best of my knowledge and belief and that nothing has been concealed from this Honourable Court.

Dated: 11/03/2019

Ayub

DEPONENT

Attested
Oath Commissioner
RO STAC
DISTRICT DERA ISMAIL KHAN
Adv

Before Services Tribunal Khyber Pakhtunkhwa Peshawar

Misc App in Implementation App no 36/2019

Muhammad Ayub vs Govt of Khyber Pakhtunkhwa & others

Put up to the court with respondent's execution petition

Application for requisitioning of Title Implementation Application

17/4/19


R/sir.

That title implementation application is pending before this Honorable Tribunal at Camp office D. 1/1chan which is fixed on 23-4-2019.


That respondents are wrongly implementing the judgement dt 28/11/2018 passed by this Honorable Tribunal on Service Appeal no 998/2015 and applicant is being pressurized by one way or other to accept office order dt 28.3.2019 where as the same is totally against the ibid judgement. Applicant now files an urgent application in connection with wrong being done by respondents no 3 therefore it is needed that the title application is to be requisitioned.

It is therefore prayed that title application may be requisitioned in the interest of justice

DT: 2/4/2019


Applicant's Counsel

Be placed before SB on 2/4/2019.


17/4/19

BEFORE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR
CAMP OFFICE D.I.KHAN



Mise Application No. _____ 2019

Implementation application No. 36/2019 of the Service Appeal No. 998/2015 decided on 28.11.2018

*put up to the court
with relevant
Exemptions part itam.*

Muhammad Ayub V/S Govt of KPK & others

Application for modifying of office order No.2315-20 dated 28/03/2019 to the extent of applicant's reinstatement in service with effect from 26/12/2018 and his posting at main gate (Morning) of MTI DHQ Teaching Hospital D.I.Khan as well as granting of BPS-4 instead of BPS-5 and Restraining the respondents from posting of applicant at main gate of the ibid Hospital to perform duty.

Respectfully Sir,

1. That applicant being Ward Orderly BPS-03 was reinstated in service on his original post with effect from 14/5/2015 being the date of dismissal from service and intervening period from 14/5/2015 (date of dismissal) to 25/12/2018 was treated to be leave of kind due, while passing Judgement dated 28/11/2018 on Service appeal No. 998/2015 of applicant by this August Tribunal, Copy of the judgement dated 28/11/2018 is already available on judicial file.
2. That while not implementing judgement dated 28/11/2018 by respondents an application was filed by applicant for implementation of the ibid judgment in ToTo which is now fixed for 23/04/2019 before this Honourable tribunal.
3. That in the mean while during the course of dismissal from service, the services of government employees working in pay scale BPS-3 were upgraded into BPS-5 by the government vide chause (a) of notification No. FD/So(FR17-20)/2015 dated 30/06/2015 with effect from 01/07/2015. Applicant is therefore also entitled for up gradation in BPS-5. Copy of Notification dated 30/6/2015 is enclosed and marked as Annexure (A).
4. That during pendency of implementation application respondent No. 3 reinstated the applicant in BPS-4 instead of BPS-5 with effect from 26/12/2018 and he was directed to perform duty at main gate of the MTI-Hospital DHQ D.I.Khan vide office order No. 2315-20 dated 28-03-2019 where as according to the Judgement dated 28/11/2018 he is to be reinstated in service with effect from 14/5/2015 and according to terms and condition of service Ward-Orderly is supposed to perform

duty in the Wards of the Hospital or OPD and not at main gate as chowkidar. It indicates that applicant is being mishandled thus respondent No. 3 is not acting according to law and rules. Hence in this manner he is being deprived by respondent No.3, on one pretext or another even BPS-5 granted to all BPS-03 employees / Civil Servants through Notification dated 30/6/2015 is not being given to the applicant.

Copy of the order dated 28/3/2019 is enclosed as Annexure (B)


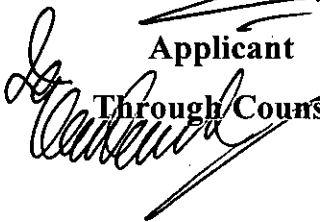
5. That respondent No.3 is keeping personal grudge with applicant and always remained against applicant. He was initially dismissed on flimsy fabricated frivolous and baseless grounds then false and baseless comments were submitted by him separately in his personal Capacity having no nexus with matter in dispute and now he is not implementing the judgement dated 28/11/2018 in letter and spirit which shows his malafide and wants to take revenge from him by hook and by crook as office order 28/3/2019 is not in accordance with the Judgement dated 28/11/2018 which is vague in nature and needs modification thus action of respondent No.3 is contemptuous in nature because he wants to negate the Judgement dated 28/11/2018 on one pretext or another. Hence he is required to be dealt according to law and respondent No.3 is liable to review order dated 28/3/2019 in any manner what so ever.
6. That respondent No 3 was required to assign duty of ward orderly to applicant in the Ward/OPD or post him at his original position according to nature of his job. Thus posting of applicant on the Main Gate of the MTI DHQ hospital D.I.Khan to perform duty as chowkidar's is against Law , rules term and conditions of applicant's Service, Therefore order dated 28/03/2019 is liable to be modified to extent of his reinstatement in service w.e.from 26/12/2018 his posting at main gate of the Hospital to perform duty as chowkidar as wells as his upgradation in BPS-4.
7. That applicant is ready to perform duty on the post of Ward Orderly as per his nature of job and respondent No 3 is bound to post him on the post of Ward Orderly and not at main Gate to perform Duty of Chowkidar.
8. That applicant has good prima facie case and Balance of convenience also tilts in his favour. The applicant will also suffer irreparable loss if the office order date 28/3/2019 is not modified as under:-

(a) Re-instate applicant w.e.from 14/5/2015 instead of 26/12/2018 (b) to post him on the post Ward Orderly in Ward/OPD or at his original position. (c) to grant BPS-5 instead of BPS-04.

9. Administrative order of Hospital Director dated 28/3/2019 are vague in nature which needs to be reviewed please.

In view of the Submission made above it is humbly prayed that respondents may directed to modify office order dated 28/3/2019 as per detail given in the supra para 8 of this application in the interest of justice, otherwise it will breed inter cases. However in the meanwhile respondent No.3 may be restrained not to post the applicant to perform duty on the main gate of the MTI DHQ Hospital D.I.Khan.

27/4/2019



Applicant

Through Counsel

AFFIDAVIT

I Muhammad Muhammad Ayub s/o Ghulam Hassan resident of Mochian Wala Wanda Nawaz Sharif Town Multan Road DIKhan Solemnly affirm on oath and state that contents of the present application are correct and nothing has been concealed from this honorable tribunal.

Deponent



ATTESTED

81.02.2019
ARIAN SUBGHAT ULLAH SHAH
ADVOCATE
Notary Public/Oath Commissioner
Peshawar High Court Peshawar

ANA - (A)



**GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
(REGULATION WING)**

Dated Peshawar, the 30-06-2015

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NO.FD/SO(FR)7-20/2015 The competent authority has been pleased to accord approval to the upgradation of pay scales of the following provincial government employees with effect from 01-07-2015:

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**SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT**

Phone: 0966-9280201
Fax: 0966-9280446

ANN (B)

OFFICE OF THE HOSPITAL DIRECTOR

MEDICAL TEACHING INSTITUTION, DHQ/MMM TEACHING HOSPITALS, DIKHAN

ALL COMMUNICATIONS SHOULD BE ADDRESSED TO THE HOSPITAL DIRECTOR MTI DHQ/MMM TEACHING HOSPITALS DIKHAN AND NOT TO ANY OTHER OFFICIALS


No. _____ /

Dated 28/03/2019

OFFICE ORDER

In compliance with Judgment dated 28.11.2018 by the Khyber Pakhtunkhwa Service tribunal Peshawar Camp at DIKhan and Director General Health Services Khyber Pakhtunkhwa Peshawar letter No.1517/Personnel dated 14.02.2019, Muhammad Ayub Ward Orderly BPS-04 is re-instated with effect from 26.12.2018 forenoon.

He is further directed to perform duty on Main Gate (morning) of MTI DHQ Teaching Hospital DIKhan.


HOSPITAL DIRECTOR
MTI DHQ/MMM TEACHING HOSPITALS
DIKHAN

No. 2315-20 /

A copy is forwarded to the:-

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2. Secretary B.O.G. MTI DIKhan
3. Director Finance MTI DIKhan
4. District Accounts Officer DIKhan
5. Accounts Section HD Office DHQTH DIKhan
6. Muhammad Ayub W/Orderly.


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DIKHAN

**BENEFIT SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR
CAMP OFFICE D.I.KHAN**

Mise Application No. _____ 2019

**Implementation application No. 36/2019 of the Service Appeal No. 998/2015 decided
on 28.11.2018**

Muhammad Ayub V/S Govt of KPK & others

**Application for modifying of office order No.2315-20 dated 28/03/2019 to the extent
of applicant's reinstatement in service with effect from 26/12/2018 and his posting at
main gate (Morning) of MTI DHQ Teaching Hospital D.I.Khan as well as granting
of BPS-4 instead of BPS-5 and Restraining the respondents from posting of
applicant at main gate of the ibid Hospital to perform duty.**

Respectfully Sir,

1. That applicant being Ward Orderly BPS-03 was reinstated in service on his original post with effect from 14/5/2015 being the date of dismissal from service and intervening period from 14/5/2015 (date of dismissal) to 25/12/2018 was treated to be leave of kind due, while passing Judgement dated 28/11/2018 on Service appeal No. 998/2015 of applicant by this August Tribunal, Copy of the judgement dated 28/11/2018 is already available on judicial file.
2. That while not implementing judgement dated 28/11/2018 by respondents an application was filed by applicant for implementation of the ibid judgment in ToTo which is now fixed for 23/04/2019 before this Honourable tribunal.
3. That in the mean while during the course of dismissal from service, the services of government employees working in pay scale BPS-3 were upgraded into BPS-5 by the government vide chause (a) of notification No. FD/So(FR17-20)/2015 dated 30/06/2015 with effect from 01/07/2015. Applicant is therefore also entitled for up gradation in BPS-5. Copy of Notification dated 30/6/2015 is enclosed and marked as Annexure (A).
4. That during pendency of implementation application respondent No. 3 reinstated the applicant in BPS-4 instead of BPS-5 with effect from 26/12/2018 and he was directed to perform duty at main gate of the MTI-Hospital DHQ D.I.Khan vide office order No. 2315-20 dated 28-03-2019 where as according to the Judgement dated 28/11/2018 he is to be reinstated in service with effect from 14/5/2015 and according to terms and condition of service Ward-Orderly is supposed to perform

duty in the Wards of the Hospital or OPD and not at main gate as chowkidar. It indicates that applicant is being mishandled thus respondent No. 3 is not acting according to law and rules. Hence in this manner he is being deprived by respondent No.3, on one pretext or another even BPS-5 granted to all BPS-03 employees / Civil Servants through Notification dated 30/6/2015 is not being given to the applicant.

Copy of the order dated 28/3/2019 is enclosed as Annexure (B)



5. That respondent No.3 is keeping personal grudge with applicant and always remained against applicant. He was initially dismissed on flimsy fabricated frivolous and baseless grounds then false and baseless comments were submitted by him separately in his personal Capacity having no nexus with matter in dispute and now he is not implementing the judgement dated 28/11/2018 in letter and spirit which shows his malafide and wants to take revenge from him by hook and by crook as office order 28/3/2019 is not in accordance with the Judgement dated 28/11/2018 which is vague in nature and needs modification thus action of respondent No.3 is contemptuous in nature because he wants to negate the Judgement dated 28/11/2018 on one pretext or another. Hence he is required to be dealt according to law and respondent No.3 is liable to review order dated 28/3/2019 in any manner what so ever.
6. That respondent No 3 was required to assign duty of ward orderly to applicant in the Ward/OPD or post him at his original position according to nature of his job. Thus posting of applicant on the Main Gate of the MTI DHQ hospital D.I.Khan to perform duty as chowkidar's is against Law , rules term and conditions of applicant's Service, Therefore order dated 28/03/2019 is liable to be modified to extent of his reinstatement in service w.e.from 26/12/2018 his posting at main gate of the Hospital to perform duty as chowkidar as wells as his upgradation in BPS-4.
7. That applicant is ready to perform duty on the post of Ward Orderly as per his nature of job and respondent No 3 is bound to post him on the post of Ward Orderly and not at main Gate to perform Duty of Chowkidar.
8. That applicant has good prima facie case and Balance of convenience also tilts in his favour. The applicant will also suffer irreparable loss if the office order date 28/3/2019 is not modified as under:-

(a) Re-instate applicant w.e.from 14/5/2015 instead of 26/12/2018 (b) to post him on the post Ward Orderly in Ward/OPD or at his original position. (c) to grant BPS-5 instead of BPS-04.

9. Administrative order of Hospital Director dated 28/3/2019 are vague in nature which needs to be reviewed please.

In view of the Submission made above it is humbly prayed that respondents may directed to modify office order dated 28/3/2019 as per detail given in the supra para 8 of this application in the interest of justice, otherwise it will breed inter cases. However in the meanwhile respondent No.3 may be restrained not to post the applicant to perform duty on the main gate of the MTI DHQ Hospital D.I.Khan.

2/4/2019


Applicant

Through Counsel

AFFIDAVIT

I Muhammad Muhammad Ayub s/o Ghulam Hassan resident of Mochian Wala Wanda Nawaz Sharif Town Multan Road DIKhan Solemnly affirm on oath and state that contents of the present application are correct and nothing has been concealed from this honorable tribunal.

Deponent





**GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
(REGULATION WING)**

Dated Peshawar, the 30-06-2015

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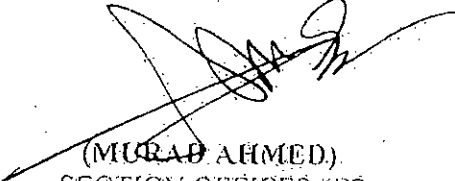
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(MURAD AHMED)
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DIKHAN

No. 2315-20 /

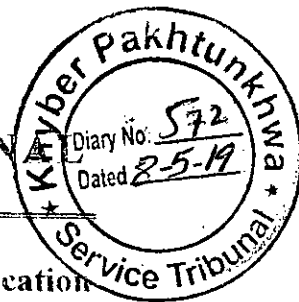
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HOSPITAL DIRECTOR
MTI DHQ/MMM TEACHING HOSPITALS
DIKHAN

BEFORE HONOURABLE SERVICE TRIBUNAL

Khyber Pakhtunkhwa, Peshawar Camp Office, D.I.Khan



Misc Application No. _____ 2019 in implementation Application
No.36/2019 of the Service Appeal No.998/2015 decided on 28.11.2018

Muhammad Ayub
(Applicant)

VERSUS

Govt. of Khyber
Pakhtunkhwa through
Secretary Health & Others
(Respondents)

APPLICATION FOR PLACEMENT OF CERTAIN DOCUMENTS
IN THE TITLE IMPLEMENTATION APPLICATION

Respectfully Sir,

That title implementation application is fixed before this Honourable Tribunal on 23.04.2019 at Camp Office, D.I.Khan for further proceedings.

2. That applicant wants to place on certain documents on the judicial file for precautionary measures as he apprehends that due to non-cordial relation of respondent No.3 can take illegal and unlawful action against him, therefore, he wants to remain vigilant for any untoward incident. Detail of the documents are as under:-

- a. Arrival report
- b. Application to Secretary Health, D.G. Health
- c. Application to Finance Director DHQ M.T.I Hospital, D.I.Khan.
- d. Application dated 09.04.2019 to Hospital Director.
- e. Application for ensuring the attendance through Biometric System.

It is, therefore, prayed that the above noted documents may be placed on judicial file in the interest of justice.

Ayub

Applicant
Through Counsel

Next date
06
25/19

Put up to the court with
relevant app
8/5/19
Reader

To

M.S/Hospital Director (MTI)
D.H.Q. T. Hospital.
D.I.Khan

Subject :- ARRIVAL REPORT

Respected Sir , with reference to the Judgment dated with 28-11-2018 passed on my service appeal No 998/2015 by Khyber pukhtunkhwa service Tribunal Peshawar at camp court D.I.Khan vide which dismissal order dated 14-5-2015 issued by Medical superintendent D.H.Q. D.I.Khan was set aside and i was reinstated in service on my original position from the date of dismissal from service .

I Therefore report for duty in your kind office compliance to the judgment at 28-11-2015 please acknowledge receipt

Thanking you

Date : 26/12/2018

Your 's Faithfully

dyub

Muhammad Ayub
Ward Ordaly

00187765

Copy for information

1. Chairman Khyber pukhtun khwa service tribunal Peshawar
2. Govt secretary health depts Khyber pukhtun khwa Peshawar
3. Director General health services Peshawar
4. Medical Social Welfare Officer, Incharge Zakwat Office DHQT Hospital D.I.Khan.
5. Finance Director (MTI) D.H.Q.T Hospital D.I.Khan
6. District account office D.I.Khan

Received
MSA
26/12/2018
District Account Office
D.I.Khan

Nasim shah
Clerk

Rucl
Farid
26/12/2018

**BEFORE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR
CAMP OFFICE D.I.KHAN**

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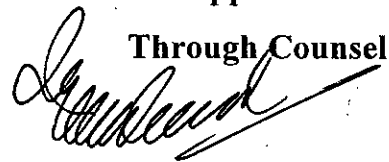
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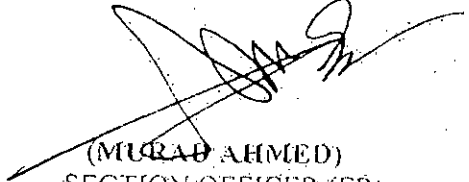
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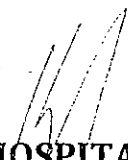
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