

09.12.2019

Mr. Hameedullah, father-in-law/attorney of petitioner and Mr. Muhammad Riaz Khan Paindakhel, Asstt. AG alongwith Akhtar Niazi, Superintendent for the respondents present.

Former states that the petitioner has been paid her outstanding salary. In view of the development, he requests for consigning the proceedings to record.

Order accordingly. File be consigned to the record.

Chairman



E. P. No. 63/2019  
Nayab Qureshi vs Govt

07.11.2019

Petitioner alongwith counsel and Addl. AG alongwith Akhtar Niaz, Superintendent for the respondents present.

Through the judgment under implementation major punishment of removal from service awarded to the petitioner was converted into minor penalty of censure. The respondent department was further required to reinstate the petitioner in service and release her salary for the period from 01.06.2014 till 03.02.2015. The respondents were, at the same time, allowed to conduct disciplinary proceedings against the appellant in case she has gone abroad. The period between 07.04.2015 and the date of judgment i.e. 27.07.2018 was treated as leave without pay.

Today, the representative of respondents has produced the reinstatement order dated 14.10.2019 issued in favour of the petitioner and office order dated 06.11.2019 whereby she was removed from service w.e.f. 14.10.2019/the date of reinstatement order.

Learned counsel for petitioner states that in view of the development by way of order dated 06.11.2019, the petitioner will pursue her remedy in accordance with law. She, however, referred to the concluding part of the judgment under implementation and stated that the petitioner has not been paid the salaries from 01.06.2014 till 03.02.2015. In that context, the instant implementation proceedings are to be kept alive till the execution of the judgment.

The contention of learned counsel for petitioner appears to be justified, more particularly, in view of application submitted by the petitioner to the District Education Officer (Female) Bannu on 16.10.2019 through Diary No. 123. The representative of respondents has been handed over a copy of the application for the release of outstanding salaries who shall process and finalize the requisite payment within one month.

To come up for further proceedings on 09.12.2019 before S.B.

Chairman



10.10.2019

Learned counsel for the petitioner present. Mr. Kabiurllah Khattak learned Additional Advocate General alongwith Fanoos Jamal DEO (F) (Respondent No.3) for the respondents present. Respondent No.3 sought time to furnish implementation report and stated at the bar that she will personally appear on the next date of hearing. Learned Additional Advocate General requested that the salary of the respondent No.3 may be released as she is in attendance before the court personally in compliance of the order sheet dated 17.09.2019. Request accepted. Notice has been issued to released the salary of respondent No.3. Adjourned. To come up for further proceedings on 07.11.2019 before S.B.



(Hussain Shah)  
Member

EP 63/2019

19.08.2019

Counsel for the petitioner and Mr. Muhammad Riaz Khan Paindakhel, Asstt. AG for the respondents present.

The respondent No. 3/District Education Officer (F) Bannu was sent notice for appearance on 25.06.2019 through registered post. Despite, the officer failed to appear or make representation through an authorized official.

The requisite order of reinstatement of petitioner in service is yet to be made by the said respondent in accordance with the judgment under implementation, therefore, the officer shall be sent notice for personal appearance alongwith implementation report on next date of hearing. Other respondents shall also be served for next date.

Adjourned to 17.09.2019 before S.B.

  
Chairman

17.09.2019

Counsel for the petitioner and Addl. AG for the respondents present.

On the last date of hearing respondent No. 3/District Education Officer (Female) Bannu was required to be sent notice for personal appearance today. The requisite notice was issued on 26.08.2019 despite the officer is not represented. It appears that the respondents, more particularly respondent No. 3, are avoiding the implementation of the judgment earned by the petitioner. Warrant of attachment of salary of respondent No. 3 shall, therefore, be issued forthwith. The respondents shall positively submit the implementation report on next date of hearing:

Adjourned to 10.10.2019 before S.B.

  
Chairman

04.04.2019

None for the petitioner present. Addl: AG alongwith Mr. Muhabbat Khan, Assistant Account Officer for respondents present. Due to general strike of the bar, the case is adjourned. Case to come up for further proceedings on 08.05.2019 before S.B.

  
(Ahmad Hassan)  
Member

08.05.2019

Counsel for the petitioner and Mr. Usman Ghani, District Attorney for the respondents present. Representative of the respondent-department is absent therefore, notice be issued to the respondents with the direction to direct the representative to attend the court and submit implementation report on the next date positively. Adjourned to 25.06.2019 for implementation report before S.B.

  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

25.06.2019

Counsel for the petitioner and Addl: AG for respondents present. Learned AAG sought adjournment to produce implementation report. Allowed. Respondents are directed to positively, produce implementation report on the next date of hearing. Case to further proceedings on 19.08.2019 before S.B.



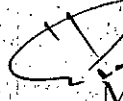
  
(Ahmad Hassan)  
Member

Form- A

FORM OF ORDER SHEET

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

Execution Petition No. 63/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	07.2.2019	<p>The execution petition of Mst. Nayab Qureshi submitted by Naila Jan 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 7/2/19</p> <p>This execution petition be put up before S. Bench on <u>19-2-19.</u></p> <p style="text-align: right;"> CHAIRMAN</p>
2-	19.02.2019	<p>Learned counsel for the petitioner present. Notice of the present execution petition be issued to the respondents for 04.04.2019. To come up for further proceedings/implementation report on 04.04.2019 before J.B.</p> <p style="text-align: right;"> Member</p>

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

Execution petition No. 63 /2019

In

Service Appeal No: 741/2015

Mst Nayab Qureshi

**VERSUS**

Directorate of Elementary and Secondary Education and  
Others

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3.	Copy of Judgment		5-9
4.	Wakalat Nama		10

  
Petitioner

Through

Naila Jan

Advocate, High Court  
Peshawar

Dated: 06/02/2019

①

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

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 192

Dated 7-2-2019

Execution petition No. 63 /2019

In

Service Appeal No: 741/2015

Mst. Nayab Qureshi D/O Naimatullah Khan R/O  
Quarter No.312/S WAPDA Colony, district Bannu,  
Primary School Teacher (PST) GGPS, Madi Bizan  
Khel Bannu.

.....*Petitioner*

**V**ersus

1. Directorate of Elementary and Secondary Education, Khyber Pakhtunkhwa, Dabgari Garden, Peshawar.
2. Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (F) Bannu.
4. District Accounts Officer, Bannu.

.....*Respondents*

**EXECUTION PETITION FOR**  
**IMPLEMENTATION OF THE**  
**JUDGMENT OF THIS HON'BLE**  
**TRIBUNAL IN APPEAL No.**  
**741/2015 DECIDED ON**  
**27/07/2018**

**Respectfully Sheweth,**

1. That the above mention appeal was decided by  
this Hon'ble Tribunal vide Judgment dated



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10/09/2018. (Copy of the judgment is annexed as annexure "A")

2. That the relevant portion of the judgment is reproduced *"Resultantly the appellant is reinstated in service. The Respondent department is further directed to release the salary of the appellant for the period w.e.f 01/06/2014 till 03/02/2015. The Respondent department is however at liberty to conduct disciplinary action against the appellant in case she went abroad as incorporated in copy of payroll system Amendment form/ Form Pay 03 as mentioned above. The absence period mentioned in the impugned order dated 07/04/2015 as well as the period intervening in between the issuance of impugned order dated 07/04/2015 and the passing of this judgment shall be treated as leave without pay. Parties are left to bear their own costs. File be consigned to the record room"*.
  
3. That the Petitioner after getting of the attested copy of same approached the Respondents several time for implementation of the above mention judgment. However they are using delaying tactics and reluctant to implement the judgment of this Hon'ble Tribunal.

4. That the Petitioner has no other option but to file the instant petition implementation of the judgment of this Hon'ble Tribunal.
5. That there is nothing which may prevent this Hon'ble Tribunal from implementing of its own judgment.

*It is, therefore, requested that on acceptance of this petition the Respondents may directed to implement the judgment of this Hon'ble Tribunal by reinstating the Petitioner with all back benefits.*

  
Petitioner

Through


  
Naila Jan

Advocate, High Court  
Peshawar

Dated: 06/02/2019

**AFFIDAVIT:-**

I, Mst. Nayab Qureshi D/O Naimatullah Khan R/O Quarter No.312/S WAPDA Colony, district Bannu, Primary School Teacher (PST) GGPS, Madi Bizan Khel Bannu, do hereby solemnly affirm and declare on oath that all the contents of above application are true and correct to the best of my knowledge and belief and nothing has been misstated or concealed from this Hon'ble Court.

  
Deponent

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

Execution petition No. \_\_\_\_\_/2019

In

Service Appeal No: 741/2015

Mst Nayab Qureshi

**VERSUS**

Directorate of Elementary and Secondary Education and  
Others

**ADDRESSES OF PARTIES**

***PETITIONER***

Mst. Nayab Qureshi D/O Naimatullah Khan R/O  
Quarter No.312/S WAPDA Colony, district Bannu,  
Primary School Teacher (PST) GGPS, Madi Bizan  
Khel Bannu.

**RESPONDENTS**

1. Directorate of Elementary and Secondary Education, Khyber Pakhtunkhwa, Dabgari Garden, Peshawar.
2. Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (F) Bannu.
4. District Accounts Officer, Bannu.

Through

Petitioner

  
Naila Jan

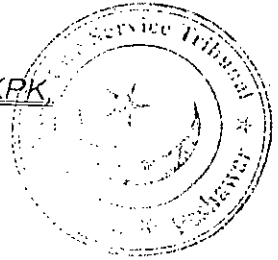
Advocate, High Court  
Peshawar

Dated: 06/02/2019

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Amir A

BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK  
PESHAWAR



S.A.No. 741 /2015

**A.W.F. Province**  
**Service Tribunal**

Diary No. 767

Dated 03-7-2015

Mst.Nayab Qureshi d/o Naimatullah Khan  
R/o Quarter No.3/12 S Wapda Colony, District Bannu  
Primary School Teacher (PST) GGPS, Madi Bizan Khel  
Bannu..... Appellant

Versus

- 1) Directorate of Elementary and Secondary Education, Khyber Pakhtunkhwa, Dabgari Gardan, Peshawar.
- 2) Director Elementary and Secondary Education Khyber Pakhtunkhwa, Dabgari Garden, Peshawar.
- 3) District Education Officer. (F) Bannu.
- 4) District Accounts Officer, Bannu..... Respondents

Appeal u/s 4 of the N.W.F.P Service Tribunal Act, 1974 against the impugned original order dated 07.04.2015 whereby major penalty of **removal** from service was imposed upon the appellant against which the appellant preferred her **departmental appeal**. dated **23.04.2015**, which was rejected vide impugned **final order** dated **22.06.2015** endorsement No.6384-86/F.No.58 (F) Appeal Peshawar, hence presents this appeal before this Hon'ble Tribunal within stipulated period of 30 days, which is well within time.

Recd to  
3/7/15

Diary No. 2348  
Received 3/8/15  
**DISPATCHER**  
P.S. CHOWK BANNU

**ATTESTED**

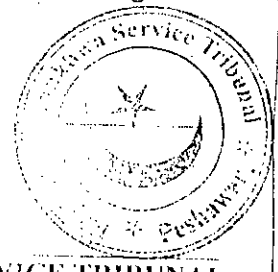
**EXAMINER**  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

No. Date of order/proceeding

1 2

Order or other proceedings with signature of Judge or Magistrate

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**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**

**Service Appeal No. 741/2015**

Date of Institution ... 03.07.2015

Date of Decision ... 27.07.2018

Mst. Nayab Qureshi daughter of Naimatullah Khan resident of Quarter No.03/12 Wapda Colony, District Bannu.

**Appellant**

**Versus**

1. Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
2. Director Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Female) Bannu.
4. District Accounts Officer, Bannu.

**Respondents**

**Mr. Muhammad Hamid Mughal-----Member**  
**Mr. Ahmad Hassan-----Member**

27.07.2018

**JUDGMENT**

MUHAMMAD HAMID MUGHAL, MEMBER: - Learned counsel for the appellant present. Mr. Muhammad Jan learned Deputy District Attorney alongwith Mr. Fazal Khaliq ADO for the respondents present.

The appellant (Ex-PST) has filed the present appeal u/s 4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974 against the order dated 07.04.2015 whereby she was awarded major penalty of removal from service on the ground of absence from duty. The appellant has also challenged the order dated 22.06.2015 whereby the departmental appeal of the appellant was also rejected.

**ATTESTED**

**EXAMINERS**  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

②


3. Learned counsel for the appellant argued that the major punishment was awarded to the appellant without adhering to the legal requirements; that no notices as alleged in the impugned order were issued to the appellant. Further argued that the impugned order of removal from service was issued on 07.04.2015 with immediate effect however the respondent department withheld the salaries of the appellant from the month of April 2014. Further argued that if any notice through publication was issued even then the departmental authority was required to conduct regular inquiry. Further argued that the major punishment imposed upon the appellant is harsh and excessive.

4. As against that learned Deputy District Attorney argued that the appellant remained absent from duty without any application and permission as such notices were issued to the appellant in accordance with Rule-9 of Khyber Pakhtunkhwa Efficiency & Disciplinary Rules 2011 and that upon fulfillment of all the codal formalities the impugned order dated 07.04.2015 was issued. Further argued that the appellant was not made payment of salary w.e.f June 2014 as she was abroad and to this effect learned Deputy District Attorney referred to the copy of Pay Roll System Amendment Form/Form: Pay 03.

5. Arguments heard. File perused.

6. Perusal of the impugned order would show that besides issuance of notices to the appellant at her school/home address, notice was also published in the Daily Newspaper Mashriq on

ATTESTED

  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

D

18.03.2015 wherein she was directed to report to her duties within fifteen (15) days but she could not comply with the directions. The original impugned order reflects that the same was issued when the appellant remained absent for about two (02) months.

7. Learned counsel for the appellant has not produced copy of newspaper published on 18.03.2015 in order to substantiate his plea that notice through publication, as alleged in the impugned order, was not issued.

8. Astonishingly the salary of appellant was stopped from the month of June 2014 however she did not approach the competent forum till her departmental appeal dated 23.04.2015 against the major punishment of removal from service. Similarly the appellant could not demonstrate any malafide on the part of respondent department in taking departmental action against the appellant.

9. It is settled proposition that in case of willful absence instead of regular inquiry, procedure as provided in Rule-9 of E&D Rules 2011 is to be adopted.

10. According to the impugned order issued by the competent authority, the appellant was absent from duty w.e.f 03.02.2015 as such learned Deputy District Attorney remained unable to furnish any other lawful order of the competent authority justifying the withholding of salary of the appellant from June 2014 till 03.02.2015. The respondent department has not procured IBMS travel history of the appellant, which fact shows slackness on their part.

ACCEPTED

Signature  
Deputy District Attorney  
Service Branch  
Commissioner

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11. In the light of above referred circumstances while keeping in view the period of absence from duty as mentioned in the impugned order, this Tribunal is of the considered view that the punishment of removal from service is harsh and excessive hence in the stated circumstances for purpose of safe administration of justice the punishment of removal from service is modified and converted into minor penalty of *censure*. Resultantly the appellant is reinstated in service. The respondent department is further directed to release the salary of the appellant for the period w.e.f 01.06.2014 till 03.02.2015. The respondent department is however at liberty to conduct disciplinary action against the appellant in case she went abroad as incorporated in copy of Pay Roll System Amendment Form/Form: Pay 03 as mentioned above. The absence period mentioned in the impugned order dated 07.04.2015 as well as the period intervening in between the issuance of impugned order dated 07.04.2015 and the passing of this judgment shall be treated as leave without pay. Parties are left to bear their own costs. File be consigned to the record room.

*Announced* *Sd/- M. Hamid Mughal*  
*Member*

*27.07.2018*

*Sd/- M. Iqbal Hashmi*  
*Member*

*28-8-18*

Certified to be true copy

EXPLAINER  
 Khyber Pakhtunkhwa  
 Service Tribunal,  
 Peshawar

Date of Presentation \_\_\_\_\_  
 Number of Pages \_\_\_\_\_  
 Copying Fee \_\_\_\_\_  
 Urgent \_\_\_\_\_  
 Total \_\_\_\_\_  
 Name of \_\_\_\_\_  
 Date of Copying \_\_\_\_\_  
 Date of Delivery of \_\_\_\_\_

*28-8-18*  
*28-8-18*



## وکالت نامہ

بعدالت حنا KP سروسز شریں شہار  
 نام و قسری نام رستم  
 منجانب Petitioner تاریخ 6/2/2019

### باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے واسطے پیروی و جوابدہی بمقام Resawad کے لئے

### نانکہ جان ایڈوکیٹ ہائی کورٹ

کو بدین شرط وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختیار خاص رو بروعدالت حاضر ہوتا ہوں گا۔ اور بوقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دیکر حاضر عدالت کروں گا اگر پیشی پر من مظهر حاضر نہ ہوا اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور میرے برخلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام پکھری کے کسی اور جگہ سماعت ہونے یا بروز تعطیل یا پکھری کے اوقات کے آگے پیچھے پیش ہونے پر من مظهر کو کوئی نقصان پہنچنے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا مختیار نامہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر داخستہ صاحب موصوف مثل کردہ ذات خود منظور قبول ہوگا۔ اور صاحب موصوف کو عرضی دعویٰ و جواب دعویٰ اور درخواست اجراء ڈگری و نظر ثانی اپیل و نگرانی ہر قسم کی درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کے اجرا کرانے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور سپرد کاشی و راضی نامہ کو فیصلہ برخلاف کرنے، اقبال دعویٰ دینے کا بھی اختیار ہوگا۔ اور بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم اتنا می یا ترقی یا گرفتاری قبل از اجراء ڈگری بھی موصوف کو بشرط ادا تنگی علیحدہ مختیار نامہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو بھی اختیار ہوگا یا مقدمہ مذکورہ یا اس کے کسی جزو کی کارروائی کے واسطے یا بصورت اپیل، اقبال کے واسطے کسی دوسرے وکیل یا پھر سٹر کو بجائے اپنے یا اپنے ہمراہ مقرر کریں۔ اور ایسے مشیر قانون کو ہر امر میں وہی اور ویسے ہی اختیارات حاصل ہوں گے۔ جیسے کہ صاحب موصوف کو حاصل ہیں اور پہلے ادا نہ کروں گا۔ تو صاحب موصوف کو پورا اختیار ہوگا کہ مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔ لہذا یہ مختیار نامہ لکھ دیا تاکہ سند رہے مورخہ 6/2/2018 مضمون مختیار نامہ من لیا ہے اور اچھی طرح سمجھ لیا اور منظور ہے۔

ATTESTED & ACCEPTED

ناقلمہ جان ایڈوکیٹ پشاور ہائی کورٹ پشاور

ناکب حشر شاہ

20/97  
01/10/18

The District Education Officer  
(Female) Bannu

Subject: **RE-INSTATEMENT IN SERVICE**  
R/Madam

Your attention is invited to my previous application regarding re-instatement in service in the light of service tribunal court judgment dated 27-07-2018.

It is once requested to please issue my re-instatement order and other payment of salaries for 8 Consecutive months without further delay otherwise I shall be compelled to file a case of contempt of court with cost.

I belong to a poor family and PTC post is source of income for me.

Your's Obediently

*Nayab*  
Nayab Qureshi Ex-PTC Teacher at  
GGPS Madi Bezan Khel  
Bannu

Permanent Address  
Q.No S.3/12 Wapda colony  
D.I.Khan Road Bannu.  
Mob: No: 0333-9734619

Dated: 01-10-2018

*P/copy*

*[Signature]*  
**DISPATCHER**  
District Education Officer  
(Female) Bannu  
01/10/18  
*[Signature]* (01/10/2018)

To

The District Education Officer  
(Female) Bannu

Subject: **RE-INSTATEMENT IN SERVICE**

R/ Madam,

Reference service tribunal KPK Peshawar judgment  
announced on 27-07-2018 (Copy Attached).

It is humbly requested to please re-instate my service on PTC  
post along with salary from 01-06-2014 to 03-02-2015.

Also sanction me leave with pay 04-02-2015 till the arrival of my  
new PTC Post.

Thanks

Mst Nayab Ex-PTC Teacher  
at Maddi Bizan Khel Bannu

Date: 03/09/2018

Dairy No. 2348  
Received: 3/9/18  
DISPATCHER  
D.E.O. (F) Bannu

R/copy

KHYBER PAKHTUNKWA SERVICE TRIBUNAL, PESHAWAR

No. 1498 /ST Dated 26 / 8 / 2019


To

The District Education Officer Female,  
Government of Khyber Pakhtunkhwa,  
Bannu.

SUBJECT: - ORDER IN EXECUTION PETITION NO. 63/2019, MST. NAYAB QURESHI.

I am directed to forward herewith a certified copy of order dated 19.08.2019 passed by this Tribunal on the above subject for strict compliance.

Encl: As above

  
REGISTRAR  
KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL  
PESHAWAR.

KHYBER PAKHTUNKWA SERVICE TRIBUNAL, PESHAWAR

No. 1668-69/ST

Dated 30 - 9 - / 2019


To

1. District Accounts Officer,  
Government of Khyber Pakhtunkhwa,  
Bannu.
2. District Education Officer Female,  
Government of Khyber Pakhtunkhwa,  
Bannu.

SUBJECT: - ORDER IN EXECUTION PETITION NO. 62/2019, MST. NAYAB QURESHI.

I am directed to forward herewith a certified copy of order dated 17.09.2019 passed by this Tribunal on the above subject for strict compliance.

Encl: As above

  
REGISTRAR  
KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL  
PESHAWAR.

KHYBER PAKHTUNKWA SERVICE TRIBUNAL, PESHAWAR

No. 1765 /ST

Dated 15/10 / 2019


To

District Accounts Officer,  
Government of Khyber Pakhtunkhwa,  
Bannu.

SUBJECT: - ORDER IN EXECUTION PETITION NO. 62/2019, MST. NAYAB QURESHI.

I am directed to forward herewith a certified copy of order dated 10.10.2019 passed by this Tribunal on the above subject for strict compliance.

Encl: As above

  
REGISTRAR  
KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL  
PESHAWAR.



## DISTRICT EDUCATION OFFICER (FEMALE) BANNU

Mirian Road Bannu, Khyber Pakhtunkhwa Pakistan

[Bannuedo@yahoo.com](mailto:Bannuedo@yahoo.com) Phone & Fax No.0928-660005



### Re-Instatment Order

In light of execution petition No: EP63/2019 in service appeal No 741/2015 decided on 27-7-2018 in respect of Mst. Nayab Qureshi daughter of Naimat Ullah Khan PST at GGPS Madi Bezan Khel Bannu R/O Quarter No 3/12 Wapda colony district Bannu, the order passed by honorable Khyber Pakhtun Khwa service tribunal Peshawar dated 27/07/2018.

In pursuance of the above judgment, the under signed is pleased to reinstate the petitioner concerned on the post of PST with immediate effect. Subject to the following terms and conditions:

### TERMS & CONDITIONS

1. That as per the Hon: Court verdicts, respondent is bound to first re-instate the petitioner as per the above mentioned judgment of the honorable tribunal. The respondent is further directed to release the salary of the appellant from the period with effect from 01/06/2014 to 03-02-2015. However, the respondent is at liberty to conduct disciplinary action against the appellant in case she is stationed abroad.
2. That the incumbent is directed to appear before the scrutiny/ inquiry committee on 16/10/2019 at 11:am, she will attend the office of the undersigned for her personal hearing along with original, educational and professional documents, which has been constituted for the checking purpose by the undersigned.
3. If she fails to appear before the scrutiny committee on the date fixed for her personal presence along with all the above mentioned documents then it will be considered that there is nothing with her to defend the case, consequently her re-instatement order will be treated as automatically cancelled/withdrawn and no other excuse/apology will be accepted in this regard.
4. Her pay will not be drawn until her documents checking and verification process is completed and a certificate to the effect will be provided to the undersigned by the committee concerned.
5. This office is at liberty to conduct disciplinary proceeding against the appellant if she is absence from her official/Govt: duty stationed abroad.
6. That an inquiry already conducted by the Addl Registrar PHC Bannu bench at Bannu in which her documents declared fake/bogus and exaggerated, therefor she was terminated from serves vide this office order issued under Endst NO\_1349-70\_\_ Dated \_28/02 /2018.
7. Now the said proceeding is once again initiated against her under E&D rules 2011 and she will be charge sheeted under the rules.
8. Whereas (03) three notices vide S DEO (F) No 138-39 Dated 04-02-2015, No 224-25 Dated 19-02-2015 and 289-80 Dated 02-03-2015 have been sent on your school/home addresses directing you to report to your duty. Which is still pending and the same is here modify/restored with immediate effect.
9. That you will be bound to appear before the scrutiny/inquiry committee on the Dates fixed by this office.
10. That if the above terms and condition are accepted to her, she will receive the charge of the PST post and submit charge report to all concerned under the rules.

District Education Officer  
(Female) Bannu

Endst No: 1772-76

Dated: Bannu the 14 /10 /2019

*B/Anu*

*put up to the court with  
reinstatement execution petition.*

*Reader*

*5/11/19*

**Copy Forwarded to the:**

1. The Honorable chairman Service Tribunal Khyber Pakhtun khwa Peshawar.
2. Director Elementary & Secondary Education KP Peshawar
3. Deputy Commissioner Bannu
4. District Account Officer Bannu
5. SDEO (F) Domel Bannu.
6. Members of Scrutiny Committee concerned.
7. Mst. Nayab Qureshi with direction to attend office of the undersigned for appearance before the scrutiny on dated 16-10-2019 along with her original documents (professional certificates, degrees, CNIC and Domicile certificate).

**District Education Officer  
(Female) Bannu**

*[Handwritten signature]*





## DISTRICT EDUCATION OFFICER (FEMALE) BANNU

Mirian Road Bannu, Khyber Pakhtunkhwa Pakistan

Bannuedo@yahoo.com Phone & Fax No.0928-660005

### Re-Instatment Order

In light of execution petition No: EP63/2019 in service appeal No 741/2015 decided on 27-7-2018 in respect of Mst. Nayab Qureshi daughter of Naimat Ullah khan PST at GGPS Madi Bezan Khel Bannu R/O Quarter No 3/12 Wapda colony district Bannu, the order passed by honorable Khyber Pakhtun Khwa service tribunal Peshawar dated 27/07/2018.

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### TERMS & CONDITIONS

1. That as per the Hon: Court verdicts, respondent is bound to first re-instate the petitioner as per the above mentioned judgment of the honorable tribunal. The respondent is further directed to release the salary of the appellant from the period with effect from 01/06/2014 to 03-02-2015. However, the respondent is at liberty to conduct disciplinary action against the appellant in case she is stationed abroad.
2. That the incumbent is directed to appear before the scrutiny/ inquiry committee on 16/10/2019 at 11:am, she will attend the office of the undersigned for her personal hearing along with original, educational and professional documents, which has been constituted for the checking purpose by the undersigned.
3. If she fails to appear before the scrutiny committee on the date fixed for her personal presence along with all the above mentioned documents then it will be considered that there is nothing with her to defend the case, consequently her re-instatement order will be treated as automatically cancelled/withdrawn and no other excuse/apology will be accepted in this regard.
4. Her pay will not be drawn until her documents checking and verification process is completed and a certificate to the effect will be provided to the undersigned by the committee concerned.
5. This office is at liberty to conduct disciplinary proceeding against the appellant if she is absence from her official/Govt: duty stationed abroad.
6. That an inquiry already conducted by the Addl Registrar PHC Bannu bench at Bannu in which her documents declared fake/bogus and exaggerated, therefore she was terminated from servés vide this office order issued under Endst NO\_1349-70\_\_ Dated \_28/02 /2018.
7. Now the said proceeding is once again initiated against her under E&D rules 2011 and she will be charge sheeted under the rules.
8. Where is (03) three notices vide S DEO (F) No 138-39 Dated 04-02-2015, No 224-25 Dated 19-02-2015 and 289-80 Dated 02-03-2015 have been sent on your school/home addresses directing you to report to your duty. Which is still pending and the same is here modify/restored with immediate effect.
9. That you will be bound to appear before the scrutiny/inquiry committee on the Dates fixed by this office.
10. That if the above terms and condition are accepted to her, she will receive the charge of the PST post and submit charge report to all concerned under the rules.

Endst No: 1772 76

Dated: Bannu the 14 / 10 /2019

District Education Officer  
(Female) Bannu

*Bannu*  
District Education Officer  
Female Bannu

**Copy Forwarded to the:**

1. The Honorable chairman Service Tribunal Khyber Pakhtun khwa Peshawar.
2. Director Elementary & Secondary Education KP Peshawar
3. Deputy Commissioner Bannu
4. District Account Officer Bannu
5. SDEO (F) Domel.
6. Members of Scrutiny Committee.
7. Mst. Nayab Qureshi with direction to attend office of the undersigned for appearance before the scrutiny on dated 16-10-2019 along with her original documents (professional certificates, degrees, CNIC and Domicile certificate).

**District Education Officer  
(Female) Bannu**

*Bannu*  
**District Education Officer  
Female Bannu**



**OFFICE OF THE DISTRICT EDUCATION OFFICER FEMALE  
BANNU ELEMENTARY & SECONDARY EDUCATION  
KHYBER PAKHTUNKHWA**

PH No. 0928-660005, 660346, Fax 928-660005

E-mail:emisbannu@yahoo.com

**OFFICE ORDER**

Mst: Nayab Qureshi re-instated PST teacher on the direction of the Honorable Service Tribunal Khyber Pakhtunkhwa Peshawar dated 27-07-2017. She was contacted and informed by Mr. Barkat Ali Khan Litigation Officer to her father in law namely Hamidullah on 12-10-2019 in the venue of this office that Mst; Nayab Qureshi may be informed to receive her re-instated order vide this Endstt: No. 1772-76 dated 14-10-2019 of PST post and also informed about her personal hearing along with original educational/professional documents for which the date was fixed as 16-10-2019 but she doesn't appear to show her presence before the security committee. While the 2<sup>nd</sup> hearing again fixed for 04-11-2019 the said Nayab Qureshi to prove her presence before the committee, but in-vain and habitually ignore the instructions of the undersigned which means that she is not willing for govt; Job.

So, on the above factual position the scrutiny committee reached to conclusion that the said Nayab Qureshi may remove from service due to willingly ignorance the directions of the High-up's. in this regard, she is hereby remove from the service since 14-10-2019 from the date of re-instatement order.

So, it is presumed, that she has not exist in the country and nothing show her presence for defense & she was still abroad.

**DISTRICT EDUCATION OFFICER  
(FEMALE) BANNU**

Dated 06/11/2019

**District Education Officer  
(Female) Bannu**

Endst: No 2376-80

Copy for information to the;

1. Honorable Registrar, Service Tribunal, Khyber Pakhtunkhwa, Peshawar.
2. P.s to Secretary, E&SED, KP. Peshawar.
3. Director, E&SED, KP. Peshawar.
4. Nayab Qureshi D/O Naimatullah Khan WAPDA COLONY Q. No 3/12 District Bannu.
5. Master File/Litigation Branch.

**S d**  
**DISTRICT EDUCATION OFFICER  
(FEMALE) BANNU**



## DISTRICT EDUCATION OFFICER (FEMALE) BANNU

### OFFICE ORDER:

The undersigned is pleased to constitute a scrutiny committee to scrutinized the credential/Academic and professional certificates along with CNIC in R/O Mst: Nayab Qureshi D/O Naimat Ullah PST at GGPS Madi Bezan khel Bannu on the date fix in that is 16-10-2019 at 11:00 am at the office of DEO (F) Bannu. Incase of any serious circumstances If she fail to appear before the committee on fix date then another chance/last opportunity will be given to appellatant on 04-11-2019. If she cannot appear before the committee which will be considered as final.

The following officer/official is here by nominated to probe and scrutinized the case of Mst: Nayab Qureshi and submit the report to undersigned within 10 days positive.

Name of officer/official	Designation	Signature
1 Barkat Ali Khan	SS Litigation officer DEO (F)	
2 Nadia	SDEO (F) Baka Khel	
3 Akhtar Niaz	Supdtt: Rep: Lower courts (F)	

Endst No 1715-18

Date 11 / 10 / 2019

District Education Officer  
(Female) Bannu

District Education Officer  
Female Bannu

Copy for Information to:

- 1 The Registrar Service Tribunal Khayber Pakhtun Khwa Peshawar.
- 2 Committee Members Officers/Official Concerned.
- 3 Mst: Nayab Qureshi PST GGPS Madi Bezan Khel Bannu.

District Education Officer  
(Female) Bannu

District Education Officer  
Female Bannu

حضرت صاحب (FEMAL) DEO زنانہ مدارس میں ہیں

درخواست بحوالہ علی شہینہ بیگم شہزادہ تنخواہ 8 مہینہ 01-06-2014 تا 30-02-2015

جسٹس سید امین  
پاکستان

123  
16-10-19

عینہ بیگم

گذشتہ سال جبکہ میری تنخواہ لبرلٹی سروس کر۔ ہونے کے عوض 27  
کو بحال کیا ہے، جو کہ میرا حق ہے۔ اور 8 مہینے کی ڈیوٹی/فرد دورگی کی ہے۔  
عدالت عدا کی طرف 17<sup>10</sup> 2019 کو لے کر آئی ہے۔ اس دوران  
میں نے فوراً تہنہ کی ہے کہ تنخواہ اور بحال ملنے تک جو عدالت میں لائے ہوئے ہیں۔  
آئی ہے۔ گذشتہ سال حکم سے منگائی کے دوران رقم کی اشد ضرورت ہے۔  
میں نے عدالت میں پہلے سے ہی درخواست کی ہے کہ اس کے بارے میں فیصلہ کر لیا جائے۔ تاکہ اس کی  
میں نے فوراً تہنہ کی ہے کہ تنخواہ اور بحال ملنے تک جو عدالت میں لائے ہوئے ہیں۔  
عدالت عدا کی طرف 17<sup>10</sup> 2019 کو لے کر آئی ہے۔ اس دوران  
میں نے فوراً تہنہ کی ہے کہ تنخواہ اور بحال ملنے تک جو عدالت میں لائے ہوئے ہیں۔  
آئی ہے۔ گذشتہ سال حکم سے منگائی کے دوران رقم کی اشد ضرورت ہے۔  
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نفاذ ہو رہا ہے۔ 16/10/2019

سہ ماہیہ زباب قریشی

Nayab  
16/10/19

Dairy No. 123  
Received. 16-10-19

**DISPATCHER**  
D.E.O. Officer (F) Bannu

16-10-19  
W Mangi  
D.E.O F Bannu