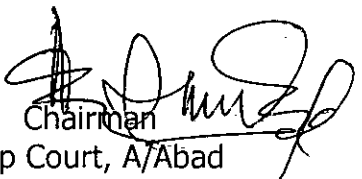


S.A No.1242/2020

15.11.2021

Counsel for the appellant present and requested for withdrawal of the appeal unconditionally. His signature also obtained in the margin of order sheet. Request is accorded. The appeal is dismissed as withdrawn. File be consigned to the record room.



Chairman
Camp Court, A/Abad

ANNOUNCED
15.11.2021

20.05.2021

Due to cancellation of tour, Bench is not available. Therefore, case to come up for the same as before on 28.09.2021.

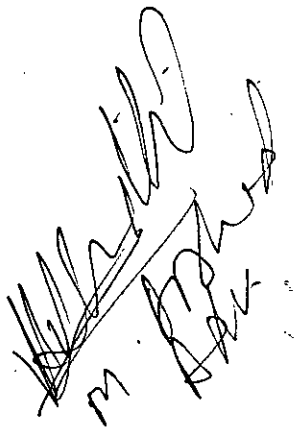

Reader

28.09.2021

Counsel for the appellant present and submitted an application for extension of time to deposit security and process fee. Application is allowed. The appellant is directed to deposit security and process fee within 03 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted by the respondents within the stipulated time, their rights for submission of reply/comments will stand struck off and the case will be heard and decided on the basis of available record. Case to come up on 15.11.2021 before S.B at Camp Court, Abbottabad.

Appellant Deposited
Security & Process Fee -
5/11/21


Chairman
Camp Court, A/Abad


M. Raza

18.01.2021

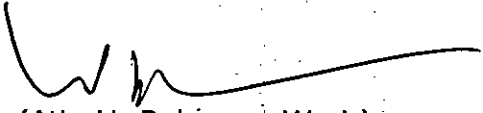
Due to COVID-19, the case is adjourned for the same on 16.02.2021 before D.B.


READER

16.02.2021

Nemo for appellant.

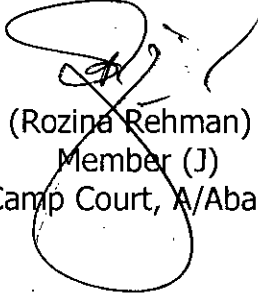
Security and process fee not deposited, therefore, notice be issued to appellant/counsel. To come up on 20.05.2021 before S.B at Camp Court. A/Abad.


(Atiq-Ur-Rehman Wazir)
Member (E)
Camp Court, A/Abad

23.10.2020

Counsel for appellant present. Preliminary arguments heard. File perused.

Points raised need consideration. Admitted to regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for written reply/comments. To come up for written reply/comments on 18.01.2021 before S.B at Camp Court, Abbottabad.


(Rozina Rehman)
Member (J)
Camp Court, A/Abad

Handwritten notes:
court - 1/10/2020



Handwritten notes:
17/10/20

Handwritten notes:
17/10/20

Form-A
FORM OF ORDER SHEET

Court of _____

Case No. 1249 /2020

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	28/02/2020	<p>The present appellant initially went in Writ Petition before the Hon'ble Peshawar High Court A.Abad Bench and the Hon'ble High Court vide its order dated 12.02.2020 treated the Writ Petition into an appeal and sent the same to this Tribunal for decision in accordance with law. The same may be entered in the Institution Register and put up to the worthy Chairman for further order please.</p> <p style="text-align: right;"> REGISTRAR 28/2/2020</p> <p>This case is entrusted to touring S. Bench at A.Abad for preliminary hearing to be put up there on 23-10-2020</p> <p style="text-align: right;"> Chairman</p>



THE
PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

Ph: 0992-9310058
Fax: 0992-9310055

No: 406

Dated Abbottabad 17th February 2020

From

The Additional Registrar,
Peshawar High Court,
Abbottabad Bench.

To

The Honourable Chairman Service Tribunal,
KPK Peshawar.

Subject :

WRIT PETITION NO. 198-A/2016.

ZAHID HUSSAIN SHAH

PETITIONER

VERSUS


GOVT. OF KPK & OTHERS

RESPONDENTS

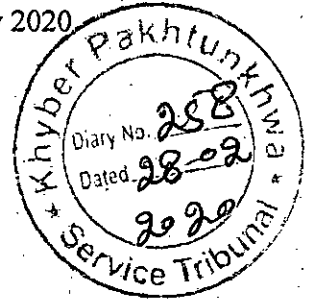
Sir,

I am directed to forward herewith Writ Petition No. 198-A/2016 titled "Zahid Hussain Shah Vs Govt. of KPK & others" total sheets (65) alongwith a copy of judgment of the Honourable Division Bench dated 12.02.2020 for necessary action please.

Yours Faithfully,


(Additional Registrar)

W



PESHAWAR HIGH COURT ABBOTTABAD
BENCH

JUDICIAL DEPARTMENT

JUDGMENT SHEET

WP No. 198-A/2016.

Date of hearing 12.02.2020.

***For Petitioner/s (Zahid Hussain Shah)
by Mr. Muhammad Arshad Khan
Tanoli, Advocate.***

***Respondents by Raja Muhammad Zubair,
AAG.***

IJAZ ANWAR. J. Through the instant petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, the petitioner namely ***Zahid Hussain Shah***, has invoked the jurisdiction of this Court with the following prayer:-

“On acceptance of the instant writ petition, respondents may graciously be directed to consider first degree of the B.Tech (Hons) of the petitioner obtained from Pimsat Preston Institute of Management sciences & Technology in the year 2006 for the purposes of promotion, seniority and pay etc.”

2. Brief facts of the case are that the petitioner is serving as Sub-Engineer (Civil) since

26.02.1996, who obtained first B.Tech (Hons) degree from PIMSAT *Preston Institute of Management Sciences & Technology* in the year 2006 and thereafter he obtained degree of B.Tech (Hons) from Sarhad University of Science & Technology in the year, 2012 but the respondent department is not considering his first degree for the purpose of service benefits etc., despite the fact that respondent department got verified both the degrees.

3. **Heard.** Record available gone through.

4. Admittedly, the position and status of the petitioner is of a civil servant and the grievance of the petitioner directly relates to the terms & conditions of his service, which is not amenable to the writ jurisdiction of this Court under Article 199 of the Constitution, in view of the bar contained in Article 212 of the Constitution of Islamic Republic of Pakistan, 1973. Reliance is placed on case titled '*Pir Muhammad Vs. Government of Baluchistan through Chief Secretary and others*' (2007 SCMR 54), thus, where, a civil servant is aggrieved of violation of any of the terms & conditions of his/her service, then he/she can approach the Service Tribunal for the redressal of his/her grievance but on no count he/she could agitate such issue before this Court.

However, instead of passing any order in the case, in the interest of justice, we treat this petition as service appeal and send the same to the service Tribunal for its disposal in accordance with law.

Announced.

12.02.2020.

Tahir PS



JUDGE


JUDGE

*Hon'ble Justice Ijaz Anwar &
Hon'ble Justice Shakeel Ahmed.*

BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

Writ Petition No. 198 -A/2016

Zahid Hussain Shah son of Syed Muzaffar Shah, Sub Engineer, Public Health Engineering Department, Abbottabad.

...PETITIONER

VERSUS

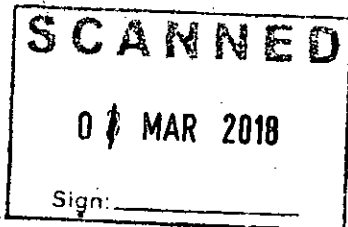
Govt. of Khyber Pakhtunkhwa, through Secretary Public Health Engineering Department, Khyber Pakhtunkhwa, Peshawar & others.

...RESPONDENTS

WRIT PETITION

INDEX

S.#	Description	Page No.	Annexure
1.	Writ petition along with affidavit & Certificate	1 to 10	
2.	List of Books	11	
3.	Addresses of the parties	12	
4.	Copy of appointment order	13-14	"A"
5.	Copies of both the degrees	15-21	"B" & "C"
6.	Copies of letters send by the respondents department for verification	22-26	"D"
7.	Copy of departmental appeals/ representations dated 30/12/2015	27	"E"
8.	Copy of Seniority list of Diploma Holders of Sub-Engineers issued in the year 2010	28-36	"F"
9.	Court Fee worth of Stamp paper Rs. 500/-	37	
10.	Wakalatnama.	38	



ah
...PETITIONER

Through;

Dated: 2/3 /2016

FILED TODAY

M. J. P. H.
Additional Registrar
Peshawar High Court
Abbottabad 190716h

M. Arshad Khan Tanoli
(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

1

BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

S. Appeal No 1242/2020

Writ Petition No. 198 -A/2016

Zahid Hussain Shah son of Syed Muzaffar Shah, Sub Engineer, Public Health Engineering Department, Abbottabad.

...PETITIONER

VERSUS

1. Govt. of Khyber Pakhtunkhwa, through Secretary Public Health Engineering Department, Khyber Pakhtunkhwa, Peshawar.
2. Chief Engineer (South) Public Health Engineering Department, Khyber Pakhtunkhwa, Peshawar.
3. Superintendent, Engineer Public Health Engineering (Circle), Abbottabad.

...RESPONDENTS

WRIT PETITION UNDER ARTICLE 199 OF
THE CONSTITUTION OF ISLAMIC REPUBLIC
OF PAKISTAN, 1973 FOR DECLARATION TO
THE EFFECT THAT THE PETITIONER GOT

No 1110
53-16

FILED TODAY

M. S. P. U.
Additional Registrar
Peshawar High Court
Abbottabad Bench
5/3/16

B.TECH (HONS) DEGREE FROM (PIMSAT) PRESTON INSTITUTE OF MANAGEMENT SCIENCES & TECHNOLOGY IN THE YEAR 2006 AND LATER ON SECOND DEGREE OF B.TECH (HONS) FROM SARHAD UNIVERSITY OF ENGINEERING & TECHNOLOGY, PESHAWAR IN THE YEAR 2012. BOTH THE DEGREES ARE VALID WHICH ARE DULY VERIFIED FROM THE RESPECTIVE INSTITUTES/ UNIVERSITIES BUT RESPONDENTS' DEPARTMENT IS NOT CONSIDERING FIRST DEGREE OBTAINED FROM PRESTON INSTITUTE OF MANAGEMENT SCIENCES & TECHNOLOGY FOR THE PURPOSES OF PROMOTION, SENIORITY AND PAY ETC. WHICH IS AGAINST THE PRINCIPLE OF NATURAL JUSTICE, LAW, DISCRIMINATORY, PERVERSE AS FIRST DEGREE OF B.TECH (HONS) OBTAINED IN 2006 BY THE PETITIONER SHALL PREVAIL FOR ALL SERVICES MATTERS.

FILED TODAY

[Signature]
Additional Registrar
Peshawar Court
Abbottabad *[Signature]*

PRAYER: ON ACCEPTANCE OF THE INSTANT WRIT PETITION, RESPONDENTS MAY GRACIOUSLY BE DIRECTED TO CONSIDER FIRST DEGREE OF THE B.TECH (HONS) OF THE PETITIONER OBTAINED FROM PIMSAT PRESTON INSTITUTE OF MANAGEMENT SCIENCES & TECHNOLOGY IN THE YEAR 2006 FOR THE PURPOSES OF PROMOTION, SENIORITY AND PAY ETC.

Respectfully Sheweth: -

Brief facts leading to the instant petition are as under: -

1. That the petitioner is serving in the respondents department as Sub-Engineer (Civil) since 26/02/1996. Copy of appointment order is attached as Annexure "A".
2. That the petitioner obtained first B.Tech (Hons) degree from PIMSAT Preston Institute of Management Sciences & Technology in the year 2006 and second B.Tech (Hons) degree from Sarhad University of Science & Information

FILED TODAY

M. J. Khan
Additional Registrar
Peshawar Court
Abbottabad Bench
12/3/16

Technology in the year 2012. Copies of both the degrees are attached as Annexure "B" & "C".

3. That the respondents department got verified both the degrees from the respective institutes/ universities and HEC through Director General KPK Anti-Corruption Department, Peshawar. Copies of letters send by the respondents department for verification are attached as Annexure "D".

4. That respective institutes/ universities as well as Higher Education Commission verified both the degrees of the petitioner which were send by the respondents department through Law enforcing Agency i.e Anti-Corruption Department. Copies of both the degrees duly verified are already annexed with the writ petition as Annexure "B" & "C".

5. That respondents' department is allowing service benefits to the petitioner on the basis of second degree obtained from Sarhad University of Science & Information Technology in the year 2012 whereas they are supposed to consider first degree of the petitioner which was obtained from

FILED TODAY

Additional Registrar
Peshawar Bench
Abbottabad Bench

PIMSAT Preston Institute of Management
Sciences & Technology in the year 2006.

6. That the petitioner filed department appeal to respondents No. 1 & 2 for considering his first degree obtained in the year 2006 for the purposes of terms and conditions of the services i.e promotion, seniority and pay etc. of the petitioner. Copy of departmental appeals/ representations dated 30/12/2015 are attached as Annexure "E". But respondents did not bother to reply to the petitioner so far. Hence, the instant writ petition is filed, inter-alia, on the following grounds:-

GROUND: -

- a) That as per law, whenever a thing, act, are a document is obtained first has preference over the thing act and documents obtained letter. Hence, the degree obtained first by the petitioner shall prevail. Therefore, respondents are bound to consider first B.Tech (Hons) degree of the petitioner in all his service matters.

FILED TODAY

Additional Registrar
Peshawar Court
Abbottabad Bench
15/3/16

- b) That respondents' department with malafide intentions is considering second B.Tech (Hons) degree of the petitioner obtained in the year 2012 instead of B.Tech (Hons) degrees obtained in the year 2006 in service matters just to give loss of service benefits to the petitioner. Hence the petitioner is first degree of B.Tech (Hons) is to be considered.
- c) That it is further submitted that B.Tech (Hons) degree of the petitioner obtained in the year 2006 from PIMSAT Preston Institute of Management Sciences & Technology is duly endorsed in service book of the petitioner. Therefore, as per qualification mentioned in the service book of the petitioner, respondents are bound to treat 1st B.Tech (Hons) degree for the purposes of all service matters.
- d) That it is worth to mention here that respondents' department mentioned B.Tech (Hons) degree obtained in the year 2006 in the seniority list of diploma holders Sub-

FILED TODAY

M. J. Khan
Additional
Peshawar High Court
Abbottabad Bench
15/3/16

Engineers as stood on 31/12/2010. Copy of Seniority list of Diploma Holders of Sub-Engineers issued in the year 2010 is annexed as Annexure "F".

- e) That now the petitioner comes within the definition of Sub-Engineer having degree holders i.e B.Tech (Hons) and now respondents' department is preparing separate seniority list of degree holder Sub-Engineers w.e.f the date of acquiring B.Tech (Hons) degree and the petitioner's 2nd degree of 2012 is being considered by the respondents' by the respondents' department instead of 1st degree of 2006 which is against the law.
- f) That there is no prompt and efficacious remedy except the invocation of constitutional jurisdiction of this Honourable Court.
- g) That court fee stamp paper worth Rs. 500/- is attached.

FILED TODAY

M.R.P.
Additional
Peshawar High Court
Abbottabad-192011

It is, therefore, humbly prayed that on acceptance of the instant writ petition, respondents may graciously be directed to consider first degree of the B.Tech (Hons) of the petitioner obtained from Pimsat Preston Institute of Management Sciences & Technology in the year 2006 for the purposes of promotion, seniority and pay etc.


...PETITIONER

Dated: 2/3 /2016

Through;

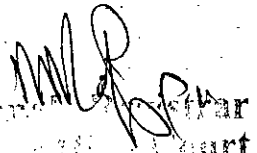

(Muhammad Arshad Khan Panoli)
Advocate High Court, Abbottabad

VERIFICATION: -

Verified on oath that the contents of forgoing writ petition are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.


...PETITIONER

FILED TODAY


Additional District Registrar
Peshawar Court
Abbottabad Bench
6/3/16

BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

Writ Petition No. _____-A/2016

Zahid Hussain Shah son of Syed Muzaffar Shah, Sub Engineer, Public Health Engineering Department, Abbottabad.

....PETITIONER

VERSUS

Govt. of Khyber Pakhtunkhwa, through Secretary Public Health Engineering Department, Khyber Pakhtunkhwa, Peshawar & others.


...RESPONDENTS

WRIT PETITION

AFFIDAVIT

I, Zahid Hussain Shah son of Syed Muzaffar Shah, Sub Engineer, Public Health Engineering Department, Abbottabad, do hereby solemnly affirm and declare that the contents of forgoing writ petition are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.

Identified by;

13503-9093169-9  DEPONENT

AFFIDAVIT



(Muhammad Arshad Khan Panoli)
Advocate High Court, Abbottabad

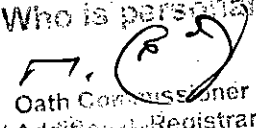
S.No. 1000/21

Receipt No: 41

Certified that the above was verified on Solemn affirmation Attd before me on this 2 day of Feb 20016 by Zahid Hussain Shah son of Syed Muzaffar Shah Sub Engineer Public Health Engineering Department Abbottabad Who is personally know is me.

FILED TODAY


Additional Registrar
Peshawar High Court
Abbottabad Bench


Oath Commissioner
(Additional Registrar)
Peshawar High Court (Circuit) Bench
Abbottabad

21/3/16

BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

Writ Petition No. _____ -A/2016

Zahid Hussain Shah son of Syed Muzaffar Shah, Sub Engineer, Public Health Engineering Department, Abbottabad.

...PETITIONER

VERSUS

Govt. of Khyber Pakhtunkhwa, through Secretary Public Health Engineering Department, Khyber Pakhtunkhwa, Peshawar & others.

...RESPONDENTS

WRIT PETITION

CERTIFICATE

Certified that no such like writ petition has earlier been filed before this Honourable Court by the petitioner.

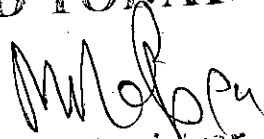

...PETITIONER

Dated: 2/3 /2016

Through;


(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

FILED TODAY


Additional Registrar
Peshawar High Court
Abbottabad Bench
19/1/16

BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

Writ Petition No. _____ -A/2016

Zahid Hussain Shah son of Syed Muzaffar Shah, Sub Engineer, Public Health Engineering Department, Abbottabad.

...PETITIONER

VERSUS

Govt. of Khyber Pakhtunkhwa, through Secretary Public Health Engineering Department, Khyber Pakhtunkhwa, Peshawar & others.

...RESPONDENTS

WRIT PETITION

LIST OF BOOKS

1. Constitution of Islamic Republic of Pakistan 1973.
- 2.
3. Other law books are cited at Bar.



...PETITIONER

Dated: 2/3 /2016

Through;


(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

FILED TODAY


Additional Registrar
Peshawar High Court
Abbottabad 15/3/16

BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

Writ Petition No. _____-A/2016

Zahid Hussain Shah son of Syed Muzaffar Shah, Sub Engineer, Public Health Engineering Department, Abbottabad.

....PETITIONER

VERSUS

Govt. of Khyber Pakhtunkhwa, through Secretary Public Health Engineering Department, Khyber Pakhtunkhwa, Peshawar & others.

...RESPONDENTS

WRIT PETITION

ADDRESSES OF THE PARTIES

Respectfully Sheweth:-

Addresses of the parties are as under:-

Zahid Hussain Shah son of Syed Muzaffar Shah, Sub Engineer, Public Health Engineering Department, Abbottabad.

....PETITIONER

VERSUS

1. Govt. of Khyber Pakhtunkhwa, through Secretary Public Health Engineering Department, Khyber Pakhtunkhwa, Peshawar.
2. Chief Engineer (South) Public Health Engineering Department, Khyber Pakhtunkhwa, Peshawar.
3. Superintendent, Engineer Public Health Engineering (Circle), Abbottabad.

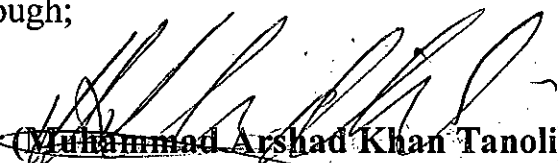
...RESPONDENTS


....PETITIONER

Dated: _____/2016

Through;

FILED TODAY


(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

Additional Registrar
Peshawar High Court
Abbottabad Bench

PUBLIC HEALTH ENGINEERING DEPARTMENT N.W.F. PROVINCE.

No. 130445/29

Dated Peshawar, the 22/12/1996.

OFFICE ORDER.

P-13

In consultation with Public Service Commission Mr. Zahid Hussain Shah S/O Syed Muzaffar Shah is hereby offered a post of Sub Engineer in the Basic Pay Scale No. 11 plus usual allowances as admissible under the rules from time to time on the following terms and conditions :-

1. The post is purely temporary but likely to continue.
2. His services may be terminated at one month's notice without any reasons being assigned at any time irrespective of the fact that he is holding a post other than one to which he was originally recruited, or on the payment of one month's salary in lieu of the notice period.
3. He shall not leave the service unless his resignation is accepted by the competent authority. Should he desire to resign from service, he may apply for the same with one month notice or alongwith one month pay in lieu of notice period.
4. He will be governed under PHE Department Service Rules as regards service condition.
5. He will be governed by such rules and orders relating to conduct efficiency and discipline, leave travelling allowance, medical attendance pay etc as may be issued by Govt. for the category of Govt. Servants to which he will belong.
6. He will have to furnish a declaration in writing, (i) that he has not already been proscribed from service under the Govt. or any local body and (ii) that he was not dismissed by any other agency.
7. He will be on probation for an initial period of two years extendable upto 3 years.
8. He will have to produce a medical certificate of fitness from the Medical Superintendent of the Distt. at the time of joining duty.
9. He will be liable to serve any-where in NWFP and Federally Administered Tribal Area.
10. No TA/DA is allowed for joining the place of posting.

If he accepts the appointment on the terms and conditions specified above, he should report for duty to the Executive Engineer PHE Division Manshera within 30 days of the issue of this offer failing which the offer shall stand cancelled automatically.

CHIEF ENGINEER
PUBLIC HEALTH ENGINEERING DEPARTMENT
NWFP, PESHAWAR

Under No. 130445/29

Dated Peshawar, the 22/12/1996

A copy of above is forwarded to the :-

1. Chief Engineer (Dev.) PHE Peshawar.
2. Superintending Engineer PHE Circle Abbottabad.
3. Executive Engineer PHE Division Manshera.
4. Mr. Zahid Hussain Shah S/O Syed Muzaffar Shah Village & Post Sherkul Tehsil & Distt. Manshera

CHIEF ENGINEER
PUBLIC HEALTH ENGINEERING DEPARTMENT
NWFP, PESHAWAR

P-14

Better Copy

PUBLIC HEALTH ENGINEERING DEPARTMENT N.W.F.P PROVINCER

No. 130445/29

Dated Peshawar, the 26/02/1996.

OFFICE ORDER.

In consultation with Public Service Commission Mr. Zahid Hussain Shah S/o Syed Muzaffar Shah is hereby offered a post of Sub Engineer in the Basic Pay scale No. 11 plus usual allowances as admissible under the rules from time to time on the following terms and conditions:-

1. The post is purely temporary but likely to continue.
2. His services may be terminated at one month's notice without any reasons being assigned at any time irrespective of the fact that he is holding a post other than one to which he was originally recruited, on the payment of one month's salary in lieu of the notice period.
3. He shall not leave the service unless his resignation is accepted by the competent authority. Should he desire to resign from service, he may apply for the same with one month notice or alongwith one month pay in lieu of notice period.
4. He will be governed under PHE Department Service Rules as regards service condition.
5. He will be governed by such rules and orders relating to conduct efficiency and discipline, leave traveling allowance, medical attendance pay etc as may be issued by Govt. for the category of Govt. Servants to which he will belong.
6. He will have to furnish a declaration in writing, (i) that he has not already been prescribe from service under the Govt: or any local body and (ii) that he was not dismissed by any other agency.
7. He will be on probation for an initial period of two years extendable upto 3 years.
8. He will have to produce a medical certificate of witness from the medical Superintendent of the District at the time of joining duty.
9. He will be liable to serve any-where in N.W.F.P and federally Administered Tribal Area.
10. No TA/DA is allowed for joining the place of posting.

If he accepts the appointment on the terms and conditions specified above, he should report for duty to the Executive Engineer PHS Division Mansehra within 30 days of the issue of this offer failing which the offer shall stand cancelled automatically.

(CHIEF ENGINEER)
Public Health ENG Department
NWFP Peshawar

Endst No. 130445/3

Dated Peshawar 26/02/1996

A Copy of above is forwarded to the:-

1. Chief Engineer (DEVT) PHSD Peshawar.
2. Enterimeading Engineer PHE Circule Abbottabad.
3. Executive Engineer PHE Division Mansehra.
4. Mr. Zahid Hussain Shah S/o Syed Muzaffar Shah Village Tehsil and district
Mansehra.

(CHIEF ENGINEER)
Public Health ENGS Department
NWFP Peshawar.

"B"
Annex - B

Arreston Institute of Management, Science and Technology

Karachi - Pakistan

P-15

This is to Certify That
Zahid Hussain Shah

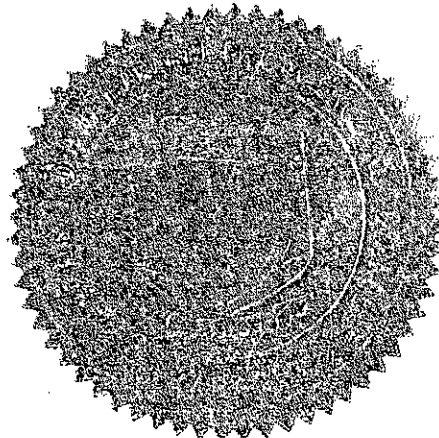
has satisfactorily and completely fulfilled all requirements for the prescribed studies and the examinations of the Institute, and has, therefore, been admitted to the Degree of

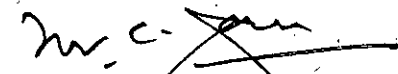
**Bachelor of Technology (Hons)
in Civil Technology**

In testimony whereof, this Degree has been issued under authorized signatures and official seal of the Institute, on this twenty-third day of January 2012.

B. Tech (Hons)


Rector




Registrar



OFFICIAL TRANSCRIPT

B-Tech (Hons.) Program

Registration No. : A1QE-204022
 Name : Zahid Hussain Shah
 Father's Name : Syed Muzaffar Shah
 Specialization : Civil Technology

Date of Birth : February 1, 1972
 Serial No. : 23011221247
 Issue Date : August 1, 2006
 Page No. : 1 of 1

Subjects	Credit hrs	Grade	Grade pts		
First Semester					
Software Project Management	3	A	11.1		
Transportation Engineering	3	D	3.0		
Fluid Mechanics	3	D+	4.5		
RCC Structure	3	B+	10.5		
Total	12		29.1	Sem GPA	2.4
Second Semester					
Engineering Design	3	C	6.0		
Theory of Structure	3	B+	10.5		
Report Writing	3	A	11.1		
Material Management	3	D	3.0		
Total	12		30.6	Sem GPA	2.6
Third Semester					
Concrete Technology	3	B	9.0		
Quantity Surveying & Accounting	3	A	11.1		
Industrial Quality Control	3	A	11.1		
Project	9	C	18.0		
Total	18		49.2	Sem GPA	2.7
Fourth Semester					
Industrial Training / Placement	12	B+	42.0		
Total	12		42.0	Sem GPA	3.5
Fifth Semester					
Industrial Training / Placement	12	B+	42.0		
Total	12		42.0	Sem GPA	3.5
Sixth Semester					
Industrial Training / Placement	12	B+	42.0		
Total	12		42.0	Sem GPA	3.5
G. Total	78		235.0	Cum. GPA	3.0

Result Summary
 No of Courses Passed = 13
 No of Courses Transferred = 0
 No of Subject Studied = 13
 No of Courses Required For Degree = 13

Controller Of Examinations

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Degree Requirement : Bachelors Program Cum. GPA. = 2.0, Masters Program Cum. GPA. = 2.2
 Grade : A+ = 90-100%, A = 80-90%, B+ = 75-79%, B = 70-74%, C+ = 65-69%, C = 60-64%, D+ = 55-59%, D = 50-54%, F = 0-49%
 T = Transfer Credit Granted, W = Withdrawal, I = Incomplete (Registered, Completed attendance/sessional requirements, but did not

P-17

Ariston Institute of Management, Science and Technology

Karachi - Pakistan

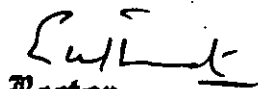
This is to Certify That

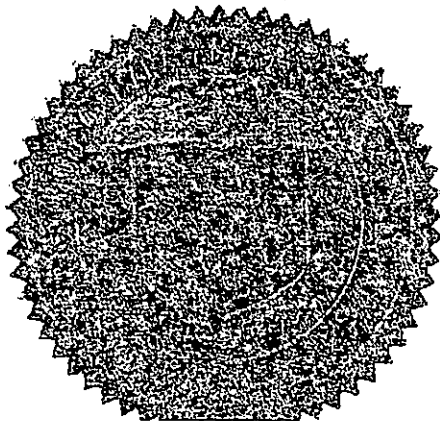
Zahid Hussain Shah

has satisfactorily and completely fulfilled all requirements for the prescribed studies and the examinations of the Institute, and has, therefore, been admitted to the Degree of

Bachelor of Technology (Pass)
in Civil Technology

In testimony whereof, this Degree has been issued under authorized signatures and official seal of the Institute, on this twenty-third day of January 2012.


Rector




Registrar



OFFICIAL TRANSCRIPT

B-Tech (Pass) Program

Registration No. : A1EE-202003
Name : Zahid Hussain Shah
Father's Name : Syed Muzaffar Shah
Specialization : Civil Technology

Date of Birth : February 1, 1972
Serial No. : 23011221246
Issue Date : August 1, 2004
Page No. : 1 of 1

Subjects	Credit hrs	Grade	Grade pts		
First Semester					
Surveying and Leveling	3	C+	7.5		
Strength of Material	3	A	11.1		
Islamic Studies	3	B	9.0		
Applied Mathematics	3	A	11.1		
Total	12		38.7	Sem GPA	3.2
Second Semester					
Functional English	3	B	9.0		
Public Health Engineering	3	B	9.0		
Computer Applications	3	A	11.1		
Total	9		29.1	Sem GPA	3.2
Third Semester					
Highway Engineering	3	C+	7.5		
Irrigation Engineering	3	B+	10.5		
Pakistan Studies	3	B	9.0		
Geology	3	C+	7.5		
Concrete Technology	3	A	11.1		
Project	6	B	18.0		
Total	21		63.6	Sem GPA	3.0
Fourth Semester					
Industrial Training / Placement	12	B+	42.0		
Total	12		42.0	Sem GPA	3.5
Fifth Semester					
Industrial Training / Placement	12	B+	42.0		
Total	12		42.0	Sem GPA	3.5
Sixth Semester					
Industrial Training / Placement	12	B+	42.0		
Total	12		42.0	Sem GPA	3.5
G. Total	78		257.0	Cum. GPA	3.3

Result Summary
No of Courses Passed = 14
No of Courses Transferred = 0
No of Subject Studied = 14
No of Courses Required For Degree = 14

Controller Of Examinations

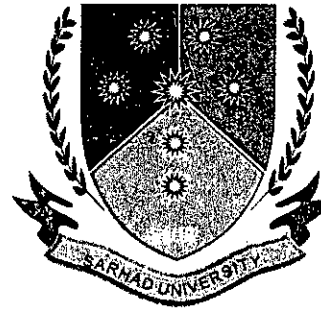
This sheet is not valid without embossed seal.

Degree Requirement : Bachelors Program Cum. GPA = 2.0, Masters Program Cum. GPA = 2.2
Grade : A+ = 90-100%, A = 80-90%, B+ = 75-79%, B = 70-74%, C+ = 65-69%, C = 60-64%, D+ = 55-59%, D = 50-54%, F = 0-49%
T = Transfer Credit Granted, W = Withdrawl, I = Incomplete (Registered, Completed attendance/sessional requirements, but did not

Annex C

Registration No. SUIT-08-01-79015

Serial No. 008456



P-19

Sarhad University of Science & Information Technology

This is to certify that Zahid Hussain Shah son/daughter of Syed Muzaffar Shah

Having passed the requisite examination, is hereby awarded the degree of

Bachelor of Technology (Honours) in Civil - 4 Years

With all the rights and privileges appertaining thereto.

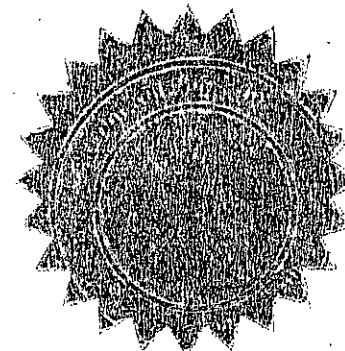
Given at Peshawar (PAKISTAN) on the Twentieth Day of November Two Thousand Twelve.

A large, stylized handwritten signature in black ink, likely belonging to the Registrar.

Registrar

A smaller, stylized handwritten signature in black ink, likely belonging to the Vice Chancellor.

Vice Chancellor

A stylized handwritten signature in black ink, likely belonging to the President.

President



SARHAD UNIVERSITY

OF SCIENCE & INFORMATION TECHNOLOGY, PESHAWAR

TRANSCRIPT

P-20

Transcript No. SU/ 19192

Name: Zahid Hussain Shah

Reg. No: SUIT-08-01-79015

Father's Name: Syed Muzaffar Shah

Roll No: 08-FA-22328

Degree: Bachelor of Technology (Hons) in Civil - 4 Years

Enrollment Date: 14 July, 2008

Faculty: Engineering & Technology

Completion Date: 13 Oct, 2012

1st Semester

	Cr Hrs	Marks	Grade	GPs	Remarks
ME 116 Basic Mechanical Technology	2 - 1	67	C+	7.5	Re-appeared
ENG 111 Communication Skills	3 - 0	61	C	6	
MA 103 Mathematics-I	3 - 0	96	A	12	
GS 111 Physics I	2 - 1	61	C	6	
IT 106 Introduction to Information Technology	2 - 1	73	B	9	
Cum Cr: 15.0 GPA: 2.700 Cum GPA: 2.70 Status: PTD					

2nd Semester

ME 122 Mechanics of Materials	3 - 0	62	C	6	
CS 161 Computer Aided Drawing - Auto CAD	2 - 1	62	C	6	
GS 123 Islamic Studies	2 - 0	66	C+	5	
MA 105 Multivariable Calculus	3 - 0	78	B+	10.5	Re-appeared
CE 140 Concrete Technology I	2 - 1	64	C	6	
Cum Cr: 29.0 GPA: 2.393 Cum GPA: 2.55 Status: PTD					

Industrial Training

IE 390 Industrial Training	0 - 6		S		Audit Basis
Cum Cr: 35.0 Cum GPA: 2.55 Status: PTD					

3rd Semester


CE 135 Construction of Surveying	2 - 1	63	C	6	
CE 330 Soil Mechanics for Foundation Engg	3 - 1	63	C	8	
CH 120 Applied Chemistry	3 - 1	78	B+	14	
ENG 315 Business Communication	3 - 0	90	A	12	
GS 128 Pakistan Studies	2 - 0	73	B	6	
Cum Cr: 51.0 GPA: 2.875 Cum GPA: 2.67 Status: PTD					

4th Semester

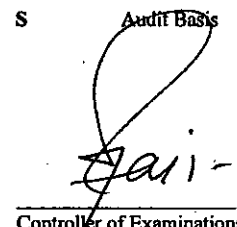
CE 255 Introduction to Hydrology	3 - 0	87	A	12	
CE 220 Highway and Transport Technology	2 - 1	79	B+	10.5	
GS 119 Engineering Geology	2 - 1	72	B	9	
LS 450 Occupational Health and Safety	3 - 0	84	B+	10.5	
CE 345 Water Supply & Waste Water Management	3 - 0	61	C	6	
Cum Cr: 66.0 GPA: 3.200 Cum GPA: 2.80 Status: PTD					

Industrial Training

IE 390 Industrial Training	0 - 6		S		Audit Basis
Cum Cr: 72.0 Cum GPA: 2.80 Status: PTD					


Dean

Page 1 of 2


Controller of Examinations



SARHAD UNIVERSITY

OF SCIENCE & INFORMATION TECHNOLOGY, PESHAWAR

TRANSCRIPT

P-21

Transcript No. SU/ 19193

Name: Zahid Hussain Shah

Reg. No: SUIT-08-01-79015

Father's Name: Syed Muzaffar Shah

Roll No: 08-FA-22328

Degree: Bachelor of Technology (Hons) in Civil - 4 Years

Enrollment Date: 14 July, 2008

Faculty: Engineering & Technology

Completion Date: 13 Oct, 2012

	Cr Hrs	Marks	Grade	GPs	Remarks
5th Semester					
CE 224 Cost Estimates & Contract Documents	2 - 1	86	A	12	
CE 250 Repair and Maintenance of Structures	2 - 1	82	B+	10.5	
CE 467 Airport & Railways Engineering	3 - 0	87	A	12	
CE 411 Architecture and Town Planning	3 - 0	88	A	12	
MGT 410 Project Management	3 - 0	73	B	9	
Cum Cr: 87.0 GPA: 3.700 Cum GPA: 2.98 Status: PTD					

6th Semester					
CE 201 Structural Mechanics	2 - 1	60	C	6	
CE 329 Steel Structures	3 - 1	82	B+	14	
CE 355 Environmental Management	2 - 1	71	B	9	
CE 370 Design of Concrete Structure - I	3 - 0	62	C	6	
ECO 202 Engineering Economics	3 - 0	81	B+	10.5	Re-appeared
MGT 427 Industrial Management	3 - 0	80	B+	10.5	
Cum Cr: 106.0 GPA: 2.947 Cum GPA: 2.97 Status: PTD					

Industrial Training					
IE 390 Industrial Training	0 - 6		S		Audit Basis
Cum Cr: 112.0 Cum GPA: 2.97 Status: PTD					

7th Semester					
CE 462 Pre-Stressed & Pre-Cast Concrete Technology	2 - 1	71	B	9	
CE 367 Foundations and Pavements	2 - 1	83	B+	10.5	
MGT 409 Project Management for Technologies	3 - 0	71	B	9	
Cum Cr: 121.0 GPA: 3.167 Cum GPA: 2.99 Status: PTD					

8th Semester					
CE 260 Concrete Technology II	2 - 1	85	A	12	
CE 457 Building Construction	3 - 0	87	A	12	
MGT 450 Total Quality Management	3 - 0	70	B	9	
RES 190 Project	0 - 6	172	A	24	
Cum Cr: 136.0 GPA: 3.800 Cum GPA: 3.09 Status: PTD					


Industrial Training					
IE 390 Industrial Training	0 - 6		S		Audit Basis
Cum Cr: 142.0 Cum GPA: 3.09 Status: QFD					

Marks Obtained : 2931 Total Marks : 3900 Overall Percentage : 75.15%


(Errors and omissions are subject to subsequent rectification)

END OF TRANSCRIPT

Page 2 of 2


Dean

(Degree Completed)


Controller of Examinations

1 'D'
Annex - D

P-22



GOVERNMENT OF KHYBER PAKHTUNKHWA

PUBLIC HEALTH ENGG. DEPARTMENT

PS/SECY PHE/TN/2012/D5(A)

DATED: 29TH OCTOBER, 2013

Mr. Farman Ali Khan,
Director General, (HRM)
Higher Education Commission,
Islamabad:

SUBJECT VERIFICATION OF DEGREE OF ZAHID HUSSAIN SHAH:

505/263
05-11-13

Kindly refer to Chief Engineer PHE Department No. 07/E-40/PHE, dated 29th October, 2013 (Copy enclosed for ready reference) on the subject noted above. It may be informed that subsequent to allocation of 3% promotion quota to the post of Assistant Engineers (BS-17) for Sub-Engineers (BS-11) who acquire B-Tech Honours Degree during service, the PHE Department initiated the process for holding Departmental Promotion Committee meeting. Initially, it was presumed that the seniority of such Sub-Engineers would be reckoned from the date of entry into service but later on it was held that as the date of acquisition of degree is qualifying event for promotion therefore, on the analogy of similar cases of BSc. Engineering degree holders, the seniority will be counted from the date of acquisition of qualifying degree.

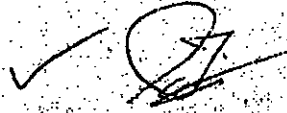
2. Zahid Hussain Shah Sub-Engineer (Abbottabad Circle), initially in line with presumption of reckoning seniority from the date of entry into service, submitted copy of the B. Tech Honours Degree of Preston Institute of Management Science and Technology, Karachi dated 2012. Later on when the seniority list was being prepared on the basis date on which the candidates acquires B. Tech. Honours degree, the same Zahid Hussain Shah submitted another degree of B. Tech. Honours 2006 from Sarhad University of Science & Information Technology, Peshawar.

3. It may be noted that not only submission of two degrees in the same subject from two different universities to qualify for promotion under different circumstances makes the genuineness of degrees

P-23

doubtful. Moreover, as evident from the Certificate of Chief Engineer office and on the basis of record of Secretariat, there is no evidence that the official has been granted NoC and Study Leave to pursue his studies at various places.

4. In view of the severity of the matter and to curb the practice of producing fake degrees in service matters, it is requested that the above note degrees may kindly be got verified.


Section Officer (E)

CC:

1. Director, Anti Corruption Establishment, Peshawar in follow up to our letter No. 07/E-40/PHE dated 29th October, 2013.
2. PS to the Secretary PHE Department for kind information.
3. Deputy Secretary (Admn)



HIGHER EDUCATION COMMISSION

Sector H-9, Islamabad (PAKISTAN)

Telephone: 0092 51 90400913; Fax: 0092 51 90400902

URL: <http://www.hec.gov.pk>

Ref 5-3/HEC/A&A/2013

December 27, 2013

Section Officer (E),
Public Health Engineering Department,
Government of Khyber Pakhtunkhwa,
Peshawar.

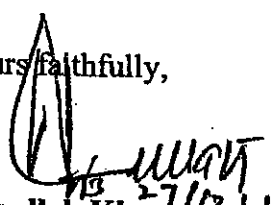
Subject: Verification of degrees held by Mr. Zahid Hussain Shah.

Dear Sir,

With reference to your letter No PS/Secy PHE/TN/2012/DS (A) dated October 29, 2013 addressed to DG (HRM) of HEC on the subject cited above. It is to inform that according to Preston Institute of Management Science, Karachi and Sarhad University of Science & Information Technology, Peshawar B. Tech (Pass) and (Hons) & 4-year B.Tech (Hons) degrees held Mr. Zahid Hussain Shah are verified as genuine.

Accordingly above three mentioned degrees held Mr. Zahid Hussain Shah are attested by HEC. Copies of verified degrees as well as verification letters received from both universities are enclosed for information please.

Yours faithfully,


Azizullah Khan
Assistant Director (A&A)

Encl: As Above

✓ Copy to: Assistant Director Crimes, Anti-Corruption Establishment, Mansehra.
Reference No. 225/ADC, CAE, Dated December 03, 2013.



PIMSAT

177/2, IEP Building, Shahrah-e-Faisal, Karachi. Tel: 021-3278988-90, Fax: 021-32789891. Web: www.pimsat-khi.edu.pk

Chartered by Govt. of Sindh
Recognized by Higher Education Commission

P-25

To,
Azizullah Khan
Asst. Director (A&A)
HEC
Sect H-9
Islamabad

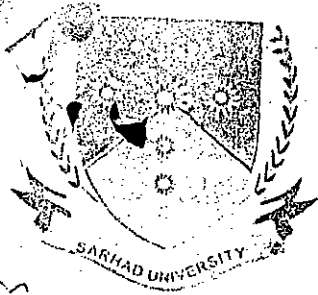
Date : 23 November 2013
Ref. : PIMSAT/Khi/Exam-25/V02379

VERIFICATION OF DOCUMENTS

Dear Sir,

1. Please refer to your letter dated 19-NOV-13 it is certified that the documents (copy attached) issued to Mr./Ms. Zahid Hussain Shah having Registration No. AIQE204022 is genuine and authentic.
2. Should you need any other information, please do contact us at your convenience.

S. M. Shahzad Hassan
Assistant Controller of Examinations



Sarhad University

37

P-26

No. SUI-HEC-V-LET-211113 19 to 2

November 21, 2013

The Deputy Director (Attestation),
Higher Education Commission,
Islamabad.

Subject: VERIFICATION OF TRANSCRIPT/DEGREE

Dear Sir,

This to certify that Mr. Zahid Hussain Shah S/o Mr. Syed Muzaffar Shah, bearing Registration No. SUI-08-01-79015, Roll No. 08-FA-22328 has successfully completed his Bachelor of Technology (Hons) in Civil - (4 Year) degree program from this University.

Pertinent information about the above named student is as follows:

- Date of Admission *July 14, 2008*
- Commencement of Classes *July, 2008*
- Date of First Exam. *17 December, 2008 to 15 January, 2009*
- Date of Last Exam. *01 to 21 July, 2012*
- Last Result Declaration Date *October 13, 2012*
- Duration of each Semester *16 Weeks*
- Duration of Program *04 Years*

With best regards,

Barakat Ali Anwar Adam
Deputy Controller of Examinations
Degree - SUI

Mr. Bayshri
12/12/13

Mr Bayshri

HS 10-A-A
25-11-13

P-25

Annex

E

(Advance copy)

Through

Proper

Channel

To

P-27

The Secretary,
Public Health Engg: Department,
Peshawar

**Subject: REVISION OF THE SENIORITY LIST/PROMOTION FROM SUB
ENGINEER TO SUB DIVISIONAL OFFICER OF THE
APPLICANT**

It is submitted that the applicant acquire B-Tech (Hon) Degree in the year 2006. (Copy of the degree duly verified by the concerned University) Director Anticorruption which is sent by the department as well as HEC is attached).


As per rule and record the applicant is senior most graduate Sub Engineer in B-Tech (Hon) through out KPK from 2006 onward.

That the department constituted departmental promotion committee and promoted 2-Nos on that time the applicant was at the top of the seniority list of the B-Tech (Hon) and was eligible for the promotion of Sub Divisional Officer. But the applicant degree was sent to Director Anticorruption and HEC for the verification vide letter No PS/Sec/PHE/TN/2012/DS (A) dated 29th November 2013.

Therefore the Director Anticorruption and HEC got the verification from concerned University and forwarded to the department vide letter No. Ref S-3/HEC/B&A/2013 dated 27th December 2013.

In view of the above is supplicated that keeping in view the injustice done to the applicant in the post and date of acquire of degree in the year 2006. Revised seniority list magneable order to the issue by play the applicant at the top of the seniority list of B-Tech (Hon).

You're faithfully


30/12/2015
(ZAHID HUSSAIN SHAH)
SUB ENGINEER PHE DIVISION
ABBOTTABAD

**PUBLIC HEALTH ENGINEERING DEPARTMENT
KHYBER PAKHTUNKHWA, PESHAWAR**

Annex-F



P-28

SENIORITY LIST OF:

	<u>PAGE</u>
1. Sub Engineers (B-16)	1-2
2. Sub Engineers (B-11) (Direct Graduate)	3
3. Sub Engineers (B-11) (In service Graduate)	4
4. Sub Engineers (B-11) (Diploma Holders)	5-8
5. Circle Head Draftsman (B-16)	9
6. Head Draftsman (B-13)	10-11
7. Draftsman (B-11)	12-13
8. Tracers (B-5) (2-Years Certificate Holders)	14
9. Tracers (B-5)	15
10. Superintendent (B-16)	16
11. Head Clerk (B-14)/Stenographer (B-15)	17-18
12. Steno Typist (B-12)	19
13. Accounts Clerk (B-9)	20-21
14. Senior Clerk (B-9)	22-25
15. Junior Clerk (B-7)	26-32

AS STOOD ON 31.12.2010

Public Health Engineering Department

109
20/11/5
60
-55

1

P-29

Seniority List of Sub Engineer (BPS-16) as stood on 31.12.2010

S.No	Name	Father Name	Home District	Qualification	Date of Birth	Date of Commencement of Service	Date of Appointment to Present Post	Remarks
1	Muhammad Naeem	Inayat Khan	Malakand	DAE (M)	10.04.1952 ✓	04.03.1977	23.12.1992	DE Passed
2	Shoukat Hussain	Mawas Khan	Khyber	DAE (M)	08.05.1952 ✓	05.05.1977	23.12.1992	DE Passed
3	Muhammad Khalid	Nawsher Khan	Swabi	DAE (M)	01.01.1954 ✓	20.05.1977	23.12.1992	DE Passed
4	Jan Ali	Musali Shah	Peshawar	DAE (M)	12.01.1955 ✓	08.09.1976	17.10.1995	DE Passed
5	Aziz ullah	Sabir Khan	D.I.Khan	DAE (M)	10.03.1953 ✓	20.04.1977	18.02.1997	DE Passed
6	Javid Ali Shah	Haji Amir Shah	Bannu	DAE (M)	09.03.1953 ✓	30.10.1977	18.02.1997	DE Passed
7	Muhammad Gul	Ghulam Habib	Lakki	DAE (M)	09.10.1954 ✓	26.10.1977	18.02.1997	DE Passed
8	M.Naeem Boota	Rehmat Ali	Abbottabad	B-Tech(C)	10.01.1955 ✓	03.11.1977	18.02.1997	DE Passed
9	Masroor ul Hassan	Fasahat Hussain	D.I.Khan	DAE (M)	22.10.1956	30.10.1977	18.02.1997	DE Passed
10	Moeen ud Din	Aziz ud Din	D.I.Khan	DAE (M)	23.02.1953 ✓	04.04.1978	18.02.1997	DE Passed
11	Manzoor Ahmad	Khawaja Muhammad Khan	Mansehra	DAE (M)	16.04.1955 ✓	09.05.1978	10.12.2005	DE Passed
12	Asmat Ullah	Aziz ud Din	D.I.Khan	DAE (M)	18.05.1955 ✓	02.05.1978	10.12.2005	DE Passed

[Signature]
AO (M)

Public Health Engineering Department


2

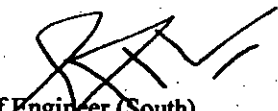
P-30

S.No	Name	Father Name	Home District	Qualification	Date of Birth	Date of Commencement of Service	Date of Appointment to Present Post	Remarks
13	Abdul Ghani	Abdul Aziz Khan	D.I.Khan	DAE (M)	15.02.1956	30.04.1978	10.12.2005	DE Passed
14	Muhammad Ashiq	Muhammad Rafiq	Charssada	DAE (C)	25.10.1961	18.03.1981	10.12.2005	DE Passed

Endstt: No. 07/E-16/PHE Dated Peshawar the
Copy of the Seniority List is forwarded to the: -

- 1 Chief Engineer (North) Public Health Engg: Department Khyber Pakhtunkhwa Peshawar.
- 2 All Superintending Engineers in Public Health Engg: Department Khyber Pakhtunkhwa.
- 3 All Executive Engineers in Public Health Engg: Department Khyber Pakhtunkhwa.
- 4 Section Officer (Estt) Public Health Engg: Department Khyber Pakhtunkhwa Peshawar


Chief Engineer (South)
Public Health Engg: Department
Khyber Pakhtunkhwa Peshawar
28/13/2011
A.O.(N)

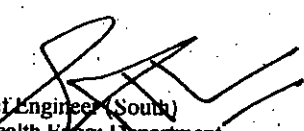

Chief Engineer (South)
Public Health Engg: Department
Khyber Pakhtunkhwa Peshawar
A.O.(N)

Public Health Engineering Department

P-31

Seniority List of Direct Graduate Sub Engineer (BPS-11) as stood on 31.12.2010


S.No	Name	Father Name	Home District	Qualification	Date of Birth	Date of Commencement of Service	Date of Appointment to Present Post	Remarks
1	Yousaf Khan	Asaf Khan	Swat	BSc (Civil)	01.03.1969	16.09.1993	16.09.1993	
2	Munawar Ahmad	Muhammad Noor Khan	Lakki	BSc (Civil)	01.02.1960	23.11.1988	31.05.2008	Join PHED in 2008
3	Muhammad Siddiq	Sher Zada Khan	Swabi	BSc (Civil)	15.08.1962	26.11.1988	26.03.2008	-do-


 Chief Engineer (South)
 Public Health Engg: Department
 Khyber Pakhtunkhwa Peshawar

Endstt: No. 131E-161 PHe

Dated Peshawar the

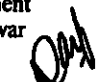
30/04/2011


 AO (N)

Copy of the Seniority List is forwarded to the: -

- 1 - Chief Engineer (North) Public Health Engg: Department Khyber Pakhtunkhwa Peshawar.
- 2 - All Superintending Engineers in Public Health Engg: Department Khyber Pakhtunkhwa.
- 3 - All Executive Engineers in Public Health Engg: Department Khyber Pakhtunkhwa.
- 4 - Section Officer (Estt) Public Health Engg: Department Khyber Pakhtunkhwa Peshawar


 Chief Engineer (South)
 Public Health Engg: Department
 Khyber Pakhtunkhwa Peshawar


 AO (N)

Public Health Engineering Department**Seniority List of in-Service Graduate Sub Engineer (BPS-11) as stood on 31.12.2010**

S.No	Name	Father Name	Home District	Qualification	Date of Birth	Date of Commencement of Service	Date of Appointment to Present Post	Remarks
1	Barkat Ullah	Lal Salahuddin	NWA	BSc (Civil) 1998	07.03.1961	01.01.1986	01.01.1986	
2	Mir Adam	Sher Ahmad Khan	FR Bannu	BSc (Civil) 1999	28.02.1966	17.10.1987	17.10.1987	
3	Salim Javed	Sahib Zada	Malakand	BSc (Civil)	01.04.1965	22.11.1988	31.05.2008	Join PHED in 2008
4	Ifikhar Ahmad	Hashim Ali Khan	Peshawar	BSc (Civil) 2007	04.02.1966	29.12.1985	31.01.2009	

Chief Engineer (South)
Public Health Engg: Department
Khyber Pakhtunkhwa Peshawar

Endstt: No. 21/E-16/PHE

Dated Peshawar the

30/04/2011

AO (N)

Copy of the Seniority List is forwarded to the:-

- 1 - Chief Engineer (North) Public Health Engg: Department Khyber Pakhtunkhwa Peshawar.
- 2 - All Superintending Engineers in Public Health Engg: Department Khyber Pakhtunkhwa.
- 3 - All Executive Engineers in Public Health Engg: Department Khyber Pakhtunkhwa.
- 4 - Section Officer (Estt) Public Health Engg: Department Khyber Pakhtunkhwa Peshawar

Chief Engineer (South)
Public Health Engg: Department
Khyber Pakhtunkhwa Peshawar

AO (N)

Public Health Engineering Department

1961
62
21

P-33

Seniority List of Sub Engineer (BPS-11) as stood on 31.12.2010

S.No	Name	Father Name	Home District	Qualification	Date of Birth	Date of Commencement of Service	Date of Appointment to Present Post	Remarks
1	Sareerullah	Inayat Ullah	Peshawar	DAE (M)	14.03.1952 ✓	02.04.1978	01.04.1978	
2	Hamid ur Rehman	Abdul Ali	Charsadda	DAE (M)	08.03.1953 ✓	06.05.1978	06.05.1978	
3	Saleem Khan	Sohrab Khan	Lakki	DAE	11.12.1959	13.09.1980	08.09.1980	
4	Fazle Mabood	Habib ur Rehman	Malakand	DAE (C)	10.04.1961	26.07.1981	06.05.1982	
5	Sajjad Ali	Rahim Dad	Swabi	DAE	01.03.1962	08.09.1981	06.05.1982	
6	Iqbal Hussain	Dilawar Khan	Peshawar	DAE (C)	05.09.1958	04.10.1981	06.05.1982	
7	Mushtaq Ahmad	Khushal Khan	Mansehra	DAE (C)	20.10.1956	17.10.1981	06.05.1982	
8	Nasir ud Din	Dar Malook	Bannu	DAE (C)	01.10.1960	31.12.1981	06.05.1982	
9	Alam Zeb	Sar Biland Khan	FR Bannu	DAE (C)	24.08.1960	16.03.1982	06.05.1982	
10	Allah Nawaz	Shah Nawaz	Bannu	DAE (C)	05.12.1959	27.03.1982	06.05.1982	
11	Khurshid Anwar	Haji Fateh ullah	D.I.Khan	DAE (C)	04.03.1960	04.04.1982	06.05.1982	
12	Muhammad Ilyas	Fazal Razaq	Dir Upper	DAE (C)	08.09.1958	15.04.1982	06.05.1982	
13	Karamat Ullah	Khan Azam	Bannu	DAE (C)	15.03.1961	18.05.1982	18.05.1982	
14	Laiq Zaman	Gul Shaib Khan	Bannu	DAE (C)	27.01.1959	03.07.1982	23.06.1982	
15	Abdul Ghaffar	Haji Muhammad Akbar	Lakki	DAE (C)	10.06.1961	21.10.1982	09.10.1982	
16	Asif Farooq	Karim Nawaz	Karak	DAE (C)	02.01.1960	22.11.1982	20.11.1982	
17	Aziz ur Rehman	Muhammad Azim	Karak	DAE (C)	02.06.1962	14.04.1983	26.03.1983	
18	Inamul Haq	Lal Ghaffar	Karak	DAE (C)	18.03.1963	06.04.1983	06.04.1983	
19	Khurshid Iqbal	H.Abdul Rashid	Haripur	DAE (C)	03.01.1959	01.12.1984	20.11.1984	
20	Umer Hayat	H.Gulam Nabi	Bannu	DAE (C)	25.03.1962	24.11.1984	20.11.1984	
21	Hassan Khan	Sar Biland Khan	Malakand	DAE (C)	08.02.1963	22.11.1984	20.11.1984	
22	Arif Saeed	Amal Rehman	Karak	DAE (C)	03.04.1963	01.12.1984	20.11.1984	
23	Lajbar Khan	Zabata Khan	Mardan	DAE (C)	18.04.1963	01.12.1984	20.11.1984	
24	Falak Naz	Shah Nam Raza	Swat	DAE (C)	03.01.1957	31.12.1984	23.12.1984	
25	Muhammad Yousaf	Muhammad Ibrahim	D.I.Khan	DAE (M)	20.05.1964	25.04.1985	08.04.1985	
26	Muhammad Pervez	Faqir Muhammad	D.I.Khan	DAE (C)	01.10.1960	06.07.1985	03.07.1985	
27	Sahib Zarin	Mohayoud Din	Dir Lower	DAE (C)	22.07.1958	18.12.1985	18.12.1985	
28	Samiullah Jan	Danish Khan	Peshawar	DAE (C)	16.06.1959	18.12.1985	18.12.1985	
29	Muhammad Ali	Muhammad Zaman	Swat	DAE (C)	21.04.1964	26.12.1985	18.12.1985	
30	Muhammad Riaz	Muhammad Khan	Malakand	DAE (C)	01.01.1965	30.12.1985	18.12.1985	
31	Allaud Din	Muhammad Ajun Khan	Mansehra	DAE (C)	21.06.1961	10.07.1986	09.07.1986	
32	Anwar Khan	Ghulam Khan	Mansehra	DAE (C)	06.04.1963	19.07.1986	09.07.1986	

(Signature)

Seniority List of Sub Engineer (BPS-11) as stood on 31.12.2010

P-39

S.No	Name	Father Name	Home District	Qualification	Date of Birth	Date of Commencement of Service	Date of Appointment to Present Post	Remarks
33	S.Abid Hussain Shah	Syed Pir Zaman Shah	Abbottabad	DAE	13.03.1964	17.07.1986	09.07.1986	
34	Bashir Ahmad	Wazir Zada	Dir Lower	DAE (C)	08.12.1964	23.10.1986	23.10.1986	
35	Shahid Saeed	Saeed ur Rehman	Mansehra	DAE (C)	26.08.1965	23.12.1985	18.12.1985	
36	Aziz ur Rehman	Mehmood Khan	Bannu	DAE (C)	15.12.1960	28.10.1981	18.04.1987	
37	Zoor Ali	Said Muhammad	FR Bannu	DAE (C)	05.03.1960	11.01.1982	18.04.1987	
38	Mekail Khan	Muhammad Shebli	Bannu	DAE (M)	09.10.1961	27.12.1982	18.04.1987	
39	Najeeb ur Rehman	Abdur Rehman	Karak	DAE (C)	02.02.1963	09.02.1983	18.04.1987	
40	Khuzb ur Rehman	Mir Abas	FR Bannu	DAE (C)	10.03.1964	18.05.1987	18.05.1987	
41	Abbas Khan	Ali Akbar Khan	Abbottabad	DAE (C)	01.02.1966	18.05.1987	18.05.1987	
42	Rashid Ahmad	H.Muhammad Saddique	Lakki	DAE (C)	14.03.1959	09.06.1987	09.06.1987	
43	Said Faisal	Syed Wahid Shah	Swabi	DAE (C)	03.01.1959	23.08.1987	23.08.1987	
44	Muhammad Sharif Shah		SWA	DAE (C)	01.05.1963	20.10.1987	20.10.1987	
45	Abdur Rehman	Mehar Dil Khan	Tank	DAE (C)	06.09.1963	11.10.1987	08.10.1987	
46	Nisar Ali	Haji Gujar Khan	Swat	DAE (C)	01.04.1964	10.10.1987	10.10.1987	
47	Aslat Khan	Muhammad Azim	Mardan	DAE (C)	06.02.1965	14.10.1987	14.10.1987	
48	Muhammad Yaseen	Faqir Shah	Swabi	DAE (C)	04.03.1964	14.10.1987	14.10.1987	
49	Muhammad Ashraf	Amir Zada	Peshawar	DAE (C)	02.11.1967	18.10.1987	18.10.1987	
50	Islam Gul	M.Sahib Gul	Karak	DAE (C)	10.09.1963	26.10.1987	21.10.1987	
51	Muhammad Younis	Rehan ud Din	Sawbi	DAE (C)	02.01.1959	29.08.1989	29.08.1989	
52	Khalid Wahab	Dost Muhammat	Karak	DAE (C)	15.07.1961	29.08.1989	29.08.1989	
53	Karim Nawaz	Gul Daraz	D.I.Khan	DAE (C)	01.03.1962	09.06.1985	29.08.1989	
54	Irshad Ahmad	Malik Elahi Bakhsh	D.I.Khan	DAE (C)	28.03.1962	03.03.1986	29.08.1989	
55	Bahre Karam	Rahmat Shah	Malakand	DAE (C)	15.04.1958	15.04.1986	29.08.1989	
56	Khalid Afzal	Mir Sahib Jan	NWA	DAE	20.02.1960	29.08.1989	29.08.1989	
57	Hazrat Muhammad	Shamsi Bahadar	Dir Lower	DAE (C)	01.05.1965	05.10.1986	29.08.1989	
58	Muhammad Yousaf Jan	Abdullah jan	D.I.Khan	DAE (C)	01.04.1961	18.10.1987	29.08.1989	
59	Muhammad Hamayun	Dure Marjan	Karak	DAE (C)	10.09.1963	29.08.1989	29.08.1989	
60	Muhammad Kamal	Hazrat Jamal	Mardan	DAE (C)	01.04.1962	13.01.1988	29.08.1989	
61	Sikandar Azam	Amir Daraz Khan	NWA	DAE (C)	15.11.1961	12.12.1989	06.12.1989	
62	Muhammad Iqbal	Abdul Rahim	Bajaur	DAE (C)	01.08.1964	11.12.1989	06.12.1989	
63	Muheet Khan	Rias Khan	Karak	DAE (C)	08.06.1965	10.12.1989	06.12.1989	
64	Syed Zia ur Rehman	S.Hidayat ur Rehman	Mardan	DAE (C)	01.04.1965	09.12.1989	06.12.1989	
65	Riaz Ahmad	Ghulam Muhammad	Dir Lower	DAE (C)	01.03.1966	10.12.1989	06.12.1989	
66	Aurangzeb	Jehanzeb	Mohmand	B-Tech(Hon-C)	25.10.1968	13.12.1989	06.12.1989	

AD (W)

Seniority List of Sub Engineer (BPS-11) as stood on 31.12.2010

P-35

S.No	Name	Father Name	Home District	Qualification	Date of Birth	Date of Commencement of Service	Date of Appointment to Present Post	Remarks
67	Hazrat Hussain	Muhammad Hanif	Swat	DAE (C)	15.03.1960	22.08.1987	06.12.1989	
68	Sardar Ijaz Anwar	Muhammad Yaqoob	Abbottabad	DAE (C)	01.04.1966	09.12.1989	06.12.1989	
69	Iftikhar Ahmad	Dr. M.Zakir Khan	Mansehra	DAE (C)	02.05.1965	09.12.1989	06.12.1989	
70	Akhtar Hussain	Amir Amanullah Khan	Swat	DAE (C)	05.01.1968	14.12.1989	06.12.1989	
71	Muhammad Yaqoob	Amir Sahib Rehman	Bannu	DAE (C)	10.04.1963	27.03.1990	26.03.1990	
72	Walayat Said		Dir Lower	DAE (C)	15.09.1967	05.04.1990	05.04.1990	
73	Syed Haleem Shah	S.Imdad Hussain Shah	Mansehra	DAE (C)	11.04.1965	01.04.1990	26.03.1990	
74	Misal Khan		D.I.Khan	DAE (C)	15.07.1966	06.05.1990	06.05.1990	
75	Imdad Hussain Shah	Syed M.Afzal shah	Mansehra	DAE (C)	25.04.1971	14.11.1992	12.11.1992	
76	Muhammad Amjad		Bannu	DAE (C)	18.04.1969	16.09.1993	16.09.1993	
77	Saqi Muhammad	Amir Muhammad	Swabi	DAE (C)	19.04.1969	25.09.1993	16.09.1993	
78	Irshad Mahmood	Sultan Muhammad	Dir Upper	DAE (C)	20.12.1965	23.09.1993	16.09.1993	
79	Nasir Nawaz Khan	M.Nawaz Khan	Mansehra	DAE (C)	01.02.1973	06.03.1996	26.02.1996	
80	S.Zahid Hussain Kazmi	S.Manzoor Hussain Kazmi	Abbottabad	B-Tech Hons	11.10.1971	25.03.1996	26.02.1996	
81	Mehboob ur Rehman	Habib ur Rehman	Haripur	DAE	10.04.1971	11.04.1996	26.02.1996	
82	Jehanzeb	Shadi Gul	NWA	DAE (BE)(E)	01.04.1971	27.02.1996	26.02.1996	
83	Amir Zada	Bahadar Khan	Mardan	DAE (C)	14.05.1965	04.03.1996	26.02.1996	
84	Zahid Hussain Shah	Syed Muzaffar Shah	Mansehra	B-Tec (C)	01.02.1972	27.02.1996	26.02.1996	
85	Ishfaq Ahmad	Zarbat Shah	FR Kohat	DAE (C)	01.05.1970	26.02.1996	26.02.1996	
86	Muhammad Khan	Sher Ahmad Khan	Haripur	DAE (C)	23.01.1954	27.11.1988	19.05.2008	joined PHE in 2008
87	Amanullah		Peshawar	DAE (C)	02.03.1955	22.11.1988	19.05.2008	joined PHE in 2008
88	Malik Muhammad Irfan		D.I.Khan	DAE (C)	16.06.1959	22.11.1988	19.05.2008	joined PHE in 2008
89	Abdul Hameed	Abdul Latif	Kohat	D.A.E	18.09.1959	24.11.1988	19.05.2008	joined PHE in 2008
90	Intizar Muhammad		Swabi	DAE (C)	20.12.1960	22.11.1988	19.05.2008	joined PHE in 2008
91	Dilawar Khan	Muhammad Rehman	SWA	DAE (C)	23.02.1962	22.11.1988	29.03.2008	joined PHE in 2008
92	Muhammad Ilyas	Khanza Gul	NWA	DAE (C)	25.03.1962	28.11.1988	22.05.2008	joined PHE in 2008
93	Aziz ur Rehman		Khyber	DAE (C)	08.10.1962	22.11.1988	19.05.2008	joined PHE in 2008
94	Muhammad Rais	Hazrat Khan	SWA	DAE (C)	20.04.1963	26.11.1988	31.05.2008	joined PHE in 2008
95	Tariq Khan		Swat	DAE (C)	01.04.1964	22.11.1988	19.05.2008	joined PHE in 2008
96	Muhammad Nazif	Muhammad Hussain	Nowshera	DAE (C)	05.01.1964	30.11.1988	28.03.2008	joined PHE in 2008
97	Abdali Shah	Haji Sufaid Shah	Malakand	DAE (C)	01.02.1966	26.11.1988	26.03.2008	joined PHE in 2008
98	Arif Qayum Khan	Abdul Qayum	Bannu	DAE (C)	12.10.1966	23.11.1988	29.03.2008	joined PHE in 2008
99	AminGul		Malakand	DAE (C)	15.10.1966	22.11.1988	19.05.2008	joined PHE in 2008
100	Asghar Hussain	Gul Akbar	Khyber	DAE (C)	14.11.1968	22.11.1988	31.03.2008	joined PHE in 2008

Day
10/11/10

Seniority List of Sub Engineer (BPS-11) as stood on 31.12.2010

P-36

S.No	Name	Father Name	Home District	Qualification	Date of Birth	Date of Commencement of Service	Date of Appointment to Present Post	Remarks
101	Mislah-ud-Din	Sharif Ullah	Dir Lower	DAE (C)	20.02.1965	24.11.1988	26.03.2008	joined PHE in 2008
102	Atta Muhammad	Muhammad Younas	Mansehra	DAE (C)	10.04.1971	08.09.1997	01.07.2008	
103	Raheel Shahzad	Muhammad Farid	Mansehra	DAE (C)	16.09.1976	30.08.1997	01.07.2008	
104	Sheikh Islam ud Din	Sheikh Nizam-ud-Din	D.I.Khan	DAE (C)	08.03.1961	29.08.1987	11.02.2009	
105	Farid Ullah	Sherin Dad	Bannu	DAE (C)	10.01.1962	01.09.1987	11.02.2009	
106	Mumtaz Khan	Zardad Khan	Bannu	DAE (C)	01.03.1963	27.12.1987	11.02.2009	
107	Imtiaz Muhammad	Hazrat Wali	Swabi	DAE (C)	09.01.1971	20.12.1994	11.02.2009	
108	Shujaul Mulk	Shahi Mulk	Swat	DAE (C)	01.04.1970	03.10.1995	11.02.2009	
109	Shahid Ayaz	Mir Shad Ali	Karak	DAE (M)	03.03.1963	07.02.1990	11.02.2009	
110	Zahid Ullah	Abdullah Jan	Dir	DAE (C)	11.08.1972	28.06.1995	11.02.2009	
111	Farman Ullah	Farid Gul	Bannu	DAE (C)	04.04.1971	26.09.1995	11.02.2009	
112	Behzad Khan		Peshawar	DAE (C)	25.11.1958	16.07.1981		
113	Abdul Salam	Mir Khalim Khan	D.I.Khan	DAE (C)	25.08.1968	02.07.1995	30.07.2009	

Chief Engineer (South)
Public Health Engg: Department
Khyber Pakhtunkhwa Peshawar

Endstt: No. 22/E-16/PHE

Dated Peshawar the

30/04/2011

Copy of the Seniority List is forwarded to the: -

- 1 - Chief Engineer (North) Public Health Engg: Department Khyber Pakhtunkhwa Peshawar.
- 2 - All Superintending Engineers in Public Health Engg: Department Khyber Pakhtunkhwa.
- 3 - All Executive Engineers in Public Health Engg: Department Khyber Pakhtunkhwa.
- 4 - Section Officer (Estt) Public Health Engg: Department Khyber Pakhtunkhwa Peshawar

Chief Engineer (South)
Public Health Engg: Department
Khyber Pakhtunkhwa Peshawar

IN THE PESHAWAR HIGH COURT ABBOTTABAD BENCH.

W.P No. 198-A/2016

Zahid Hussain Shah

VERSUS

Govt. of Khyber Pakhtunkhwa & others

WRIT PETITION

COMMENTS ON BEHALF OF RESPONDENTS NO. 2 & 3.

Respectfully Sheweth;-

PRELIMINARY OBJECTION

1. That the petitioner has neither a cause of action nor locus stand to file the instant petition.
2. That the petitioner has not come to this Honourable Court with clean hands.
3. That that petitioner is a civil servant, therefore, the Service Tribunal has the exclusively jurisdiction to entertain and decide the matter in issue under Article 212 of the constitution of Islamic Republic of Pakistan, 1973.

No. 4911
19.11.16
FILED TODAY

Additional Registrar
Peshawar High Court
Abbottabad Bench
19/11/16

4. That the petitioner has concealed the material facts from this Honourable Court.

ON FACTS:-

1. Correct.
2. Correct to the extent that petitioner obtained first Bachelor of technology (Hons) in Civil Technology degree from PIMSAT in January, 2012 and the second Bachelor of Technology (Hons) in Civil 4 Years Degree from Sarhad University of Science and information Technology issued in November, 2012. The petitioner attached copy of his first degree at page-15 and page-17 of the instant petition revealed that petitioner obtained First Degree in the year 2012 and not in 2006.
3. Correct.
4. Correct to the extent that Higher Education Commission verified both the degree of the petitioner. That petitioner attached. Copy of his first degree at page-15 and 17 of the instant petition revealed that petitioner obtained First Degree in the Year 2012 and not in 2006.

FILED TODAY

h
Additional Registrar
Peshawar High Court
Abbottabad Bench
19/11/16

5. The service benefits to the petitioner would be given from the date of obtaining Degree i.e 1st B. Tech (Hons) Degree in January, 2012.
6. Correct to the extent that petitioner filed departmental appeal for considering the First B. Tech. (Hons) Degree, but the petitioner attached his first Degree at page-15 and 17 of the instant petition reveals that the petitioner was awarded that first Degree in January, 2012, therefore, he cannot claim considering the same first Degree from 2006.

GROUNDS

- (a) As stated in para-6 of facts that First Degree was awarded to the petitioner in January, 2012. Therefore, the petitioner is not entitled for service benefits from 2006.
- (b) As per reply given in Para-a above.
- (c) As per reply given in Para-a above.
- (d) As per reply given in Para-a above.
- (e) As stated above the petitioner has obtained first degree in the year 2012 not in the 2006, therefore, petitioner is not entitled for service benefits from 2006.

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Additional Registrar
Labour Tribunal
Abbottabad Bench
[Signature]

(f) No Comments.

(g) No Comments

It is, therefore, humbly prayed that on acceptance of the above parawise comments, the instant Writ petition may graciously be dismissed the costs.

Dated _____/2016

Chief Engineer (South)
Public Health Engineering Deptt:
Khyber Pakhtunkhwa, Peshawar.

Superintending Engineer,
Public Health Engineering Deptt:
Abbottabad.

FILED TODAY

Additional Registrar
Peshawar High Court
Abbottabad Bench

19/11/16

BEFORE THE HONOURABLE PESHAWAR HIGH COURT ABBOTTABAD
BENCH KHYBER PAKHTUNKHWA PESHAWAR

Writ petition No.198-A/2016

Zahid Hussain Shah s/o S.Muzafar Shah,
Sub Engineer PHED Abbottabad

Petitioner

Versus

1. Secretary to Govt of KPK PHED, Peshawar
2. Chief Engineer South PHED Peshawar.
3. Superintending Engineer

AFFIDAVIT

I, Iftikhar Ahmad SDO PHE Sub Division Abbottabad do hereby solemnly affirm that the contents of the accompanying written statement are true and correct to the best of my knowledge and nothing has been concealed from this honourable Court.

13101- 6904967-1

AFFIDAVIT

S.No: 6067/1347

Receipt No: 347

Certified that the above was verified on Solemn affirmation before me on this

18th Nov 2016 at Peshawar, by
Iftikhar Ahmad SDO PHE
R/o Sub Division PHE

Who is personally known to me.

Iftikhar Ahmad
DEPONENT

Iftikhar Ahmad
Oath Commissioner
(Additional Registrar)
Peshawar High Court (Circuit) Bench
Abbottabad

18/11/16

FILED TODAY

Iftikhar Ahmad
Additional Registrar
Peshawar High Court
Abbottabad Bench
19/11/16

6

BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

Zahid Hussain Shah

....PETITIONER

VERSUS

Govt. of Khyber Pakhtunkhwa & others.

....RESPONDENTS

WRIT PETITION

INDEX

S.#	Description	Page #	Annexures
1.	rejoinder with affidavit	1 to 4	
2.	Copy of notice & receipt	5	"A"

... PETITIONER

Dated: 17/3 /2017

Through;


(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

FILED / TODAY

ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABBOTTABAD BENCH
18.3.17

BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

Writ Petition No. 198-A/2016

Zahid Hussain Shah

....PETITIONER

VERSUS

Govt. of Khyber Pakhtunkhwa & others.

....RESPONDENTS

WRIT PETITION

REJOINDER ON BEHALF OF PETITIONER

Respectfully Sheweth;-

REJOINDER ON PRELIMINARY OBJECTIONS:

1. Para No.1 of the comments is incorrect and denied.
The petitioner is entitled to be treated in service with effect from 2006 as the petitioner obtained first B-Tech (Hons) First degree in 2006.
2. Para No.2 of the comments is incorrect and denied.
Valuable rights of the petitioner are involved.

No. 1365
18.3.17

FILED TODAY

**ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABBOTTABAD BENCH**

18.3.17

3. Para No.3 of the comments is incorrect and denied. The matter is relating to declaration of first degree of B-Tech (Hons) obtained in the year 2006 for all purposes and intents in the service record of the petitioner, Therefore, Article 212 of the Constitution of Islamic Republic of Pakistan, 1973 is not applicable in this case.

4. Para No.4 of the comments is incorrect and denied.

REJOINDER ON FACTS:-

1. Para needs no reply.
2. Para No.2 of the comments is incorrect and denied. The petitioner obtained first B-Tech (Hons) degree in year 2006, and the second degree of Bachelor of Technology (Hons) in year 2012.
3. Para No.3 needs no reply, as the same is admitted.

FILED TODAY

**ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABBOTTABAD BENCH**

18.3.17

4. Para No.4 of comments is incorrect and denied. The petitioner passed his B-Tech (Hons) in year 2006, which was issued in 2012 as mentioned in the degree of B-Tech (Hons) of petitioner. Besides, as per law, transcript/ detailed marks confiscate/ provisional certificate is issued as and when applied by the candidates. However, the degrees through out Pakistan are issued after passing of requisite period.
5. Para No.5 is correct, to the extent as mentioned by the respondents that all service benefits are to be allowed from the date of obtaining of first degree. Rest of para is incorrect because the petitioner obtained 1st degree in year 2006.
6. Para No.6 is incorrect and denied, reply has already been given in the above paras.

REJOINDER ON GROUNDS:-

- a. That Para "a" of the comments is incorrect. Reply has already been given in Para-5 above.

FILED TODAY

ADDITIONAL REGISTRAR
PUNJAB HIGH COURT
ABBOTTABAD BENCH

2 10. 3. 12

b. Para "b", "c", "d" & "e" are incorrect and denied. Reply have already been given in above paras.

It is, therefore, prayed that writ petition of the petitioner may graciously be accepted as prayed for.

[Signature]
...APPELLANT

Through

Dated: 17/3 /2017

[Signature]
(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

AFFIDAVIT;-

I, Zahid Hussain Shah son of Syed Muzaffar Shah, Sub-Engineer, Public Health Engineering Department, Khyber Pakhtunkhwa, Peshawar, do hereby affirm and declare that the contents of foregoing rejoinder are true and correct to the best of my knowledge and belief and nothing has been suppressed from this Honourable Court.

13503 - 9097169-5

AFFIDAVIT

S.No: 1418/370

Receipt No: 370

[Signature]
DEPONENT

Certified that the above was verified on oath affirmation Atd on this

17 March 2017 by
Zahid Hussain - Son of Syed Muzaffar
Sub-Engineer, Public Health
Atd Who I personally know is me.

Oath Commissioner

(Additional Registrar)

Peshawar High Court (Circuit) Bench

FILED TODAY

[Signature]
17/3/17

ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABBOTTABAD BENCH

[Signature]
2/8/17

OFFICE OF MUHAMMAD ARSHAD KHAN TANOLI
Advocate High Court, office at Abbottabad

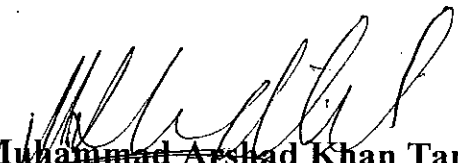
To,

Govt. of Khyber Pakhtunkhwa
through secretary Public Health Department
KPK, Peshawar.

Subject: **NOTICE OF FILING OF REJOINDER.**

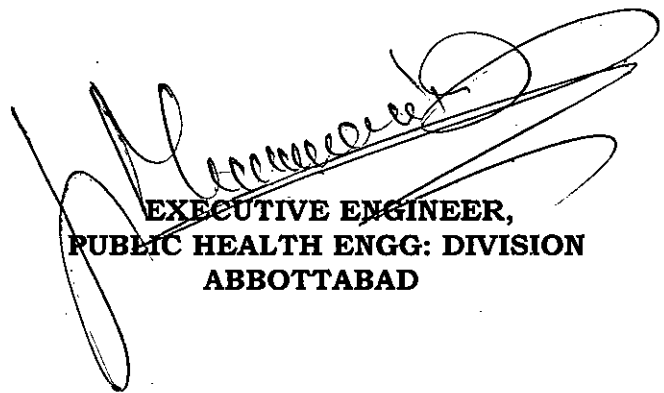
It is intimated that rejoinder is being filed in the titled writ petition Zahid Hussain Shah V/s Govt. of KPK through Secretary Public Health Department KPK Peshawar before the Honourable Peshawar High Court, Abbottabad Bench. A notice/ intimation of the same is sent to you for information under the law. Copy of rejoinder is attached herewith.

Dated: 18/3/ 2017


(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

AUTHORITY LETTER

The Sub Divisional Office (BPS-17) Public Health Engineer Division Abbottabad is hereby authorized to attend the office of the Assistant Registrar Peshawar High Court Abbottabad Bench on behalf of the Secretary Public Health Peshawar Chief Engineer (S) Peshawar & Superintending Engineer PHE Circle Abbottabad to protect the Govt: interest.



**EXECUTIVE ENGINEER,
PUBLIC HEALTH ENGG: DIVISION
ABBOTTABAD**

Before the Peshawar High Court ^{Abbottabad} Bench

Zahid Hussain Shah Govt of KPK etc عنوان:

Petitioner منجانب:

Wait Petition نوعیت مقدمہ:

باعث تحریر آنکہ

مقدمہ مندرجہ میں اپنی طرف سے واسطے پیروی وجواب دہی کل کاروائی متعلقہ آن مقام

Abbottabad Muhammad Arshad Khan Tanoli Advocate
High Court Abbottabad

کو وکیل مقرر کر کے اقرار کرتا ہوں کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا نیز وکیل صاحب

موصوف کو کرنے راضی نامہ و تقرر ثالث و فیصلہ برحلف و دینے اقبال دعویٰ اور بصورت دیگر ڈگری کرانے اجراء

وصولی چیک روپیہ و عرضی دعویٰ کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور

کی کل یا کسی جزوی کاروائی کے لئے کسی اور وکیل یا مختار صاحب قانونی کو اپنے ہمراہ اپنی بجائے تقرر کا اختیار

بھی ہوگا اور صاحب مقرر شدہ کو بھی وہی اور ویسے ہی اختیارات ہوں گے اور اس کا ساختہ پرداختہ مجھ کو منظور و قبول

ہوگا۔ دوران مقدمہ جو خرچ و ہرجانہ التوائے مقدمہ کے سبب ہوگا اس کے مستحق وکیل صاحب ہوں گے۔

نیز بقایا رقم وصول کرنے کا بھی اختیار ہوگا۔ اگر کوئی پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب موصوف

پابند ہوں گے کہ پیروی مقدمہ مذکورہ کریں اور اگر مختار مقرر کردہ میں کوئی جزو بقایا ہو تو وکیل صاحب موصوف

مقدمہ کی پیروی کے پابند نہ ہوں گے۔ نیز درخواست بمراد استجارت ناش بصیغہ مفلسی کے دائرہ کرنے اور اس کی

پیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

لہذا وکالت نامہ تحریر کر دیا تاکہ سند رہے۔

2016 02 مارچ 02 المرقوم:

Abbottabad بمقام:

Accepted

Muhammad Arshad Khan Tanoli
Advocate High Abbottabad

بجائے حساب چھپرے صاحب سرور کے نرنیوئل لیبیا اور
کیمپ ایسٹ آباد

سرور ایسٹ آباد 1244/2

P.H.E پتہ سرور

سرور ایسٹ آباد

دو ہواست میرا دھرمے کرانے سکورکسٹس

صدا عالی دو ہواست ریل میں ہے

ان کے سرور ایسٹ ریل ٹھونڈا لکھنے صدائے

سجھا 22 ناؤ بن دھرمے 28/9
نور ہے

صدا عالی ایسٹ ریل سکورکسٹس
جمعہ کو ہواست

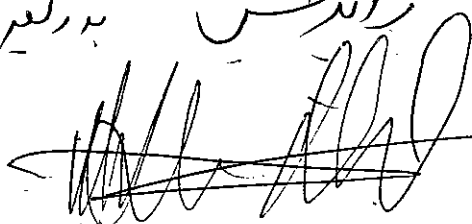
صد پتہ ایسٹ سکورکسٹس لکھ کر آیا جاتا ہے

لکھنا ایسٹ سکورکسٹس صاحب صالح لکھ کر

کی اجازت لکھتی جاوے

28/9 (مجموعہ)

زادین پتہ سرور خود



وکالت نامہ

کورٹ فیس

بدالت عدالت عالیہ لاہور اور ہائی کورٹ لاہور کے احکامات کے مطابق

عنوان: زاہر حسین شاہ ایم ٹی سی لاہور

مخاطب: میسٹرز

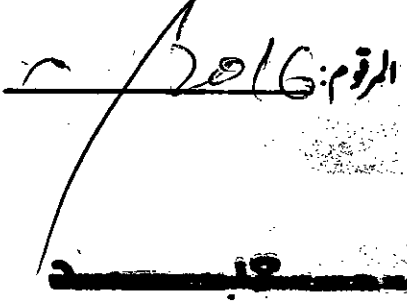
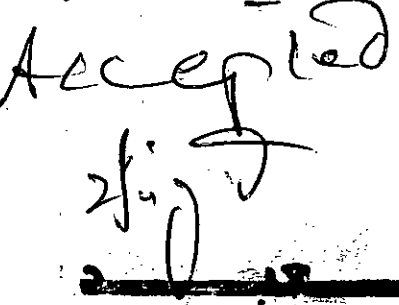
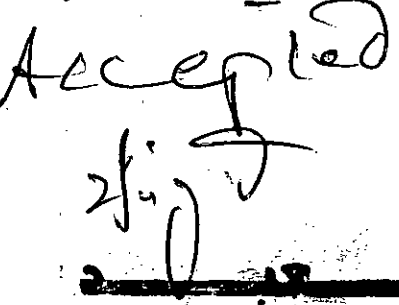
نوٹیت مقدمہ: رٹ کیس
باعث تحریر آنگہ

مقدمہ مندرجہ میں اپنی طرف سے واسطے جبری و مجاب دہی کل کارروائی متعلقہ آں مقام

اہلے آبادیہ شہر لاہور کے اہل و عیال کے

کو وکیل مقرر کر کے اقرار کرتا ہوں کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا اہل اختیار ہوگا نیز وکیل صاحب موصوف کو کرنے راضی نامہ و تقریر توثیق و فیصلہ بر طرف دہی نے اقبال دعویٰ اور بصورت دیگر ڈگری کرانے اجراء وصولی چیک روپیہ و مرضی دعویٰ کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کی کل یا کسی جزوی کارروائی کے لئے کسی اور وکیل یا عاقل صاحب قانونی کو اپنے ہمراہ اپنی بجائے تقرر کا اختیار بھی ہوگا اور صاحب مقرر شدہ کو بھی دہی اور روپیہ ہی اختیارات ہوں گے اور اس کا ساختہ پر داخلہ مجھ کو محفوظ قبول ہوگا۔ دوران مقدمہ جو خرچہ و ہر جانہ الخوائے مقدمہ کے سبب ہوگا اس کے سختی وکیل صاحب ہوں گے نیز جہاں تم وصول کرنے کا بھی اختیار ہوگا اگر کوئی دہی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب موصوف پابند ہوں گے کہ جبری مقدمہ مذکورہ کریں اور اگر عاقل مقرر کردہ میں کوئی جزو چھایا ہو تو وکیل صاحب موصوف مقدمہ کی جبری کے پابند نہ ہوں گے۔ نیز درخواست برادر استخارت نائش بسینہ مظلمی کے دائرہ کرنے اور اس کی جبری کا بھی صاحب موصوف کو اختیار ہوگا۔



لہذا وکالت نامہ تحریر کر دیا تاکہ سند رہے۔

مقام:  المرقوم: 2016/6/6
Accepted

المقام: 

زاہر حسین شاہ
لاہور

PESHAWAR HIGH COURT, ABBOTTABAD BENCH



FORM 'A'
FORM OF ORDER SHEET

Date of Order or Proceedings 1	ORDER OR PROCEEDINGS WITH SIGNATURE OF JUDGE/JUDGES 2
17.05.2016	<p data-bbox="558 662 877 713"><u>W.P No.198-A/2016.</u></p> <p data-bbox="558 751 1356 840">Present: Mr. Muhammad Arshad Tanoli, Advocate for petitioner.</p> <p data-bbox="941 955 997 980">***</p> <p data-bbox="534 1031 1388 1210">Comments of respondents No.2 and 3 be called for so as to reach this Court within a fortnight. Adjourned to a date in office.</p> <p data-bbox="1157 1312 1380 1439">  JUDGE </p> <p data-bbox="1133 1477 1340 1605">  JUDGE </p>

(Ayub)

PESHAWAR HIGH COURT, ABBOTTABAD BENCH.
FORM "A"

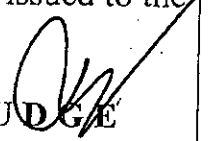

FORM OF ORDER SHEET.

Serial No of order or proceeding	Date of Order or Proceeding	Order or other proceedings with Signature of judge or Magistrate and that of parties or counsel where necessary
1	2	3
	28.11.2016.	<p><u>W.P. No.198-A/2016.</u></p> <p><u>Present.</u> Mr.Muhammad Arshad Khan Tanoli, Advocate for the petitioner.</p> <p>=====</p> <p>Seeks time to file rejoinder to the comments furnished by respondents No.2 and 3.</p> <p>Allowed. May do so within a fortnight.</p> <p style="text-align: right;">  JUDGE  JUDGE </p>

PESHAWAR HIGH COURT ABBOTTABAD BENCH.

FORM "A"



FORM OF ORDER SHEET

Serial No of order or proceeding	Date of Order or Proceeding	ORDER OF THE COURT WITH SIGNATURE (s) OF HON'BLE JUDGE (s)
1	2	3
	04.04.2017	<p><u>WP No. 198-A/16</u></p> <p>Present: Mr. Muhammad Arshad Khan Tanoli, Advocate, for the petitioner.</p> <p style="text-align: center;">****</p> <p>Contents that the petitioner has acquired B.Tech (Hons) degree in the year 2006 from PRESTON INSTITUTE OF MANAGEMENT SCIENCES & TECHNOLOGY and later-on second degree of B.Tech (Hons) from SARHAD UNIVERSITY OF ENGINEERING & TECHNOLOGY, PESHAWAR in the year 2012, however, the respondents are not considering the first degree obtained from PRESTON INSTITUTE OF MANAGEMENT SECEINCES & TECHNOLOGY for the purpose of promotion/service benefits of petitioner as both the degrees are valid and duly verified from the respective institutes/universities. The points urged need consideration, hence, pre-admission notice be issued to the other side for a date in office.</p> <p style="text-align: right;"> JUDGE</p> <p style="text-align: right;"> JUDGE</p>

Tahir/

PESHAWAR HIGH COURT, ABBOTTABAD BENCH.

FORM OF ORDER SHEET



Date of Order of Proceedings	Order or other Proceedings with Signature of Judge (s)
1	2
04.04.2018	<p><u>W.P.No. 198-A/2016.</u></p> <p>Present: Mr. Muhammad Arshad Khan Tanoli, Advocate, for the petitioner.</p> <p>Mr. Yasir Zahoor Abbasi, Assistant A.G for the respondents.</p> <p>***</p> <p>The former requests for adjournment as he could not prepare the brief. Adjourned to a date in office.</p> <p> JUDGE</p> <p> JUDGE</p>

Saif. PS.

Hon'ble Mr. Justice Lal Jan Khattak
Hon'ble Mr. Justice Ijaz Anwar

PESHAWAR HIGH COURT, ABBOTTABAD BENCH.

FORM OF ORDER SHEET

Date of Order of Proceedings	Order or other Proceedings with Signature of Judge (s)
1	2
13.12.2018	<p><u>W.P.No. 198-A/2016.</u></p> <p>Present: Mr. Muhammad Arshad Khan Tanoli, Advocate, for the petitioner.</p> <p>Sardar Muhammad Asif, Assistant A.G for the respondents.</p> <p>***</p> <p>The former wants to further prepare the case.</p> <p>Adjourned to a date in office.</p> <p style="text-align: right;"> JUDGE</p> <p style="text-align: right;"> JUDGE</p>

Saif. CS.

Hon'ble Mr. Justice Lal Jan Khattak
Hon'ble Mr. Justice Syed Muhammad Attique Shah

پشاور ہائی کورٹ ایبٹ آباد بنچ

نمبر مقدمہ _____ دیوانی / فوجداری
 عنوان مقدمہ Case = Case
Zahid Hussain = Case

Post	
Address	
Case No.	
Date	
Place	
Peshawar	
PHD Department	
Chief Engineer (North)	

نوٹس بنام: رسا قوند

(2)

Chief Engineer (South)
 Public Health Engineering
 Deptt. KPK Peshawar

حکم ہذا کی تعمیل پندرہ روزہ متعلقہ اہلکار سے
 کرائی گئی ہے۔
 حوالہ کیا گیا ہے۔
 18.15.17

449

آپ کو بذریعہ نوٹس ہذا مطلع کیا جاتا ہے کہ آپ بمقدمہ عنوان بالا مورخہ 23-5-17 بوقت 8 بجے صبح بمقام ایبٹ آباد رو برو AR اصالتاً و کاتباً اختیار تاجیش ہوں۔ بصورت دیگر آپ کے خلاف یکطرفہ کارروائی عمل میں لائی جائے گی۔
 نوٹس فی تعمیل کنندہ AR کو ہدایت کی جاتی ہے کہ نوٹس ہذا کو اندر 2 یوم تعمیل کروا کر واپس عدالت ہذا کیا جاوے۔ بصورت دیگر متعلقہ افراد کے خلاف کارروائی کی جائے گی۔

ایڈیشنل رجسٹرار

ڈاک بھی نمبر 519 - تاریخ 12-5-17

تراویح کا طہری ہر ایک سائیکل کے ساتھ

پشاور ہائی کورٹ ایبٹ آباد بیچ

نمبر مقدمہ 198/16 دیوانی افتوحاری

عنوان مقدمہ رفیع حسن بنام گوانی

نوٹس بنام: کسٹنس

Mahid Azehad Khan Terwali

Aziz Ahmad A.T.D

الرد اور ملز
114
[Signature]

آپ کو بذریعہ نوٹس ہذا

مطلع کیا جاتا ہے کہ آپ مقدمہ عنوان بالا مورخہ 28/4/17 بوقت 8 بجے صبح بمقام ایبٹ آباد رو برو

AR اصالتاً/ادکاتاً اختیار تاپیش ہوں۔ بصورت دیگر آپ کے خلاف یکطرفہ کارروائی عمل میں لائی جائے گی

نوٹ افسر تعمیل کنندہ A.T.D کو ہدایت کی جاتی ہے کہ نوٹس ہذا کو اندر 2 یوم تعمیل کروا کر

واپس عدالت ہذا کیا جاوے۔ بصورت دیگر متعلقہ افراد کے خلاف کارروائی کی جائے گی۔

ایڈیشنل رجسٹرار

ڈاک بی نمبر 928 تاریخ 22/6

4

~~Handwritten scribble~~

کتاب عالی
گنہ گشت ہے کہ دلیل بی دلیل
بہ اعلیٰ فکر، فصاحت، اور آرائش ہے۔ - سیدنا ابو ریحان رضی اللہ عنہ

دلیل اکبر ۲

24 4
17

