

10.01.2023

Counsel for the appellant present. Mr. Muhammad Riaz Khan

Paindakhel, Assistant Advocate General for the respondents present.

**SCANNED**  
**KPST**  
**Peshawar**

Learned Member Executive (Miss Fareeha Paul) left the court

at 11.00 A.M in order to attend a meeting in the Law Department,

Government of Khyber Pakhtunkhwa, therefore, this case is adjourned

to 04.04.2023 for arguments before the D.B.



(Rozina Rehman)

Member(J)

4<sup>th</sup> Nov, 2022

None for the petitioner present. Mr. Kabirullah Khattak, Addl: AG for respondents present.

Written reply/comments on behalf of respondents No. 1 to 3 have already been submitted. Written reply/comments on behalf of respondent No.4 not submitted despite last opportunity, therefore, his right for submission of written reply is struck off. To come up for arguments on 13.12.2022 before D.B.

9

(Kalim Arshad Khan)  
Chairman

13.12.2022

Junior to learned counsel for the appellant present.

Mr. Muhammad Jan, District Attorney for the respondents present.

Former requested for adjournment due to engagement of learned senior counsel for the appellant in the Hon'ble Peshawar High Court today. Last opportunity is granted. To come up for arguments on 10.01.2023 before the D.B.

**SCANNED  
KPST  
Peshawar**

  
(FAREEHA PAUL)  
Member(E)

  
(ROZINA REHMAN)  
Member (J)

25.07.2022

Appellant present through counsel.

Naseer Ud Din Shah, learned Assistant Advocate General present. Nem for respondent Department.

Reply on behalf of respondents is still awaited. Notices be issued to all the respondents for submission of reply/comments. To come up for reply/comments on 27.09.2022 before S.B.

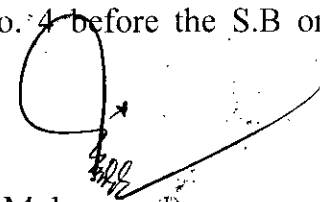


(Rozina Rehman)  
Member (J)

27.09.2022

Appellant in person present. Mr. Naseer-Ud-Din Shah, Assistant Advocate General alongwith Mr. Zahid Ullah, Litigation Officer on behalf of respondent No. 1 to 3 present.

Reply/comments on behalf of respondents No. 1 to 3 submitted which are placed on file and copy of the same is handed over to the appellant. Reply/comments on behalf of respondents No. 4 are still awaited. Learned Assistant Advocate General seeks time to contact respondent No. 4 for submission of reply/comments. Last opportunity is granted. Adjourned. To come up for reply/comments on behalf of respondent No. 4 before the S.B on 04.11.2022.



(Mian Muhammad)  
Member (E)

04.04.2022

Counsel for the appellant present and submitted as to the facts whether the appellant was a civil servant or not, that the appellant had at first instance filed a Writ Petition No. 382-B/2017 which was dismissed on 11.07.2017 on the ground that the appellant was a civil servant and the dispute relates to the terms and conditions of his service, wherein, the Service Tribunal has exclusive jurisdiction to adjudicate upon the matter. Where-after, vide order dated 19.12.2017 the temporary appointment order of the appellant was withdrawn from the date of issuance. The appellant filed departmental appeal on 19.01.2018 and also waited for ninety days, he filed this appeal which apparently seems to be within time.

Rs-600/-  
Appellant Dependent  
Security & Process Fee

A. Jaffar  
04/04/22

SCANNED  
KFST  
Peshawar

The appeal is admitted to full hearing subject to all just and legal objections by the other side. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to the respondents for submission of written reply/comments on 20.05.2022 before S.B

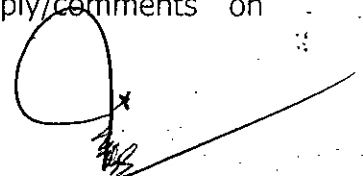


Chairman

20.05.2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl. AG for respondents present.

Written reply/comments on behalf of respondents not submitted. Learned AAG seeks time to contact the respondents for submission of written reply/comments. Granted. To come up for written reply/comments on 25.07.2022 before S.B.



(Mian Muhammad)  
Member (E)

29.11.2021

None for the appellant present. Mr. Kabirullah Khattak,  
Additional Advocate General for respondents present.

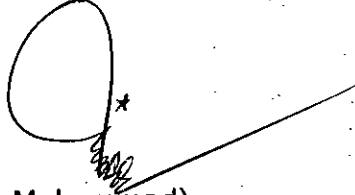
Notices be issued to the appellant and his counsel. To come  
up for preliminary hearing on 01.02.2022 before S.B.

  
(MIAN MUHAMMAD)  
MEMBER (E)

01.02.2022

Appellant in person present.

Former requests for adjournment on the ground that his  
counsel is busy before the Peshawar High Court, Peshawar.  
Adjourned. To come up for preliminary hearing on 04.04.2022  
before S.B.

  
(Mian Muhammad)  
Member(E)

D

04.08.2021

Appellant present in person and has submitted an application for amendment in the appeal. The same is placed on file.

As the appeal has already been fixed for arguments on its maintainability and respondents are not in attendance on pre-admission notice, this application shall be taken up at the time of arguments on maintainability of the appeal. Fresh notices be issued to the respondents. Case to come up for arguments on maintainability of appeal as well as application for amendment in the appeal on 30.09.2021 before S.B.

  
Chairman

30.09.2021

Appellant in person present. Mr. Kabirullah Khattak, Additional Advocate General for respondents present.

Appellant submitted copy of cause list of Khyber Pakhtunkhwa Medical Teaching Institutions Appellate Tribunal dated 30.09.2021 wherein his counsel is busy there in other cases and requested for adjournment. Adjourned. To come up for preliminary hearing before the S.B on 29.11.2021.

  
(MIAN MUHAMMAD)  
MEMBER (E)

31.03.2021

Appellant in person present.

Due to general strike on the call of Khyber Pakhtunkhwa Bar Council, instant case is adjourned to 07.07.2021 for hearing before S.B.



(Rozina Rehman)  
Member(J)

07.07.2021

Counsel for the appellant present and requested for time to further prepare the brief.

To come up for preliminary hearing on 04.08.2021 before S.B, including arguments on the point of maintainability of appeal in light of order dated 04.08.2020.



Chairman

04.08.2020

Appellant alongwith his counsel Syed Noman Ali Bukhari, Advocate present.

On last date, case was adjourned on the strength of Reader's note due to spread of COVID-19 Pandemic, therefore, no notice to learned Additional Advocate General has been issued and consequently served, therefore, again pre-admission notice be issued to learned Additional Advocate General for 27.10.2020. To come up for preliminary arguments including arguments on the issue that whether the appellant can be termed as civil servant and that whether the present service appeal is maintainable, on the date, fixed before S.B.


  
(MIAN MUHAMMAD)  
MEMBER (E)

27.10.2020

Appellant in person present.

Kabir Ullah Khattak learned Additional Advocate General for respondents present.

Lawyers are on general strike, therefore, case is adjourned to 05.01.2021 for preliminary hearing before S.B.

  
(Rozina Rehman)  
Member (J)

05.01.2021

Counsel for the appellant present.

Requests for adjournment to further prepare the brief. Adjourned to 31.03.2021 for hearing before S.B.

  
Chairman



11.03.2020

Learned counsel for the appellant present. The appellant has challenged the order dated 15.08.2016 whereby his appointment order dated 29.04.2016 to the post of PST, was withdrawn.

Perusal of appointment order would show that the appellant was appointed on contract basis.

Surely a person employed on contract basis is not a civil servant.

Departmental appeal of the appellant is also found time barred.

Learned counsel for the appellant refers to the judgment dated 21.11.2017 of the Hon'ble Peshawar High Court Bannu Bench in Writ Petition No.382-B/2017 filed by the appellant.

Let Pre-admission notice be issued to the learned Additional Advocate General for 28.04.2020.

To come up for preliminary arguments including arguments on the issue that whether the appellant can be termed as civil servant and that whether the present service appeal is maintainable, on the date, fixed before S.B.

  
Member

28.04.2020

Due to COVID-19, the case is adjourned to 04.08.2020 for the same, before S.B.

  
Reader

03.02.2020

Counsel for the petitioner and Mr. Kabirullah Khattak, Additional AG alongwith Mr. Abdul Shakoor, Assistant Account Officer for the respondents present. Arguments on restoration application heard.

Learned counsel for the petitioner contended that the main service appeal of the petitioner was dismissed in default on 07.10.2019. It was further contended that the petitioner submitted application for obtaining attested copy of the order on 11.10.2019 and the attested copy of the impugned order was delivered to the petitioner on 14.11.2019 as reveals from the attested copy of the impugned order. It was further contended that the petitioner submitted application for restoration of appeal on the same day i.e 14.11.2019 therefore, after excluding the period consumed/spent for obtaining attested copy, the restoration application is well within time, therefore, requested for acceptance of restoration application. It was further contended that the petitioner was ill and in this respect his medication prescription is also available on the record therefore, the absence of the petitioner was not willful.

On the other hand, learned Additional AG opposed the contention of learned counsel for the petitioner and contended that the restoration application is badly time barred therefore, prayed for dismissal of restoration application.

Perusal of the record reveals that the main service appeal of the petitioner was dismissed in default on 07.10.2019. The petitioner submitted application for obtaining attested copy of the impugned order on 11.10.2019 and the same was delivered to the petitioner on 14.11.2019 as reveals from the attested copy of the impugned order and the petitioner submitted application for restoration of appeal on the same day i.e 14.11.2019 therefore, after excluding the period consumed/spent for obtaining attested copy, the restoration application is well within time. Moreover, the petitioner has also annexed medical prescription regarding his illness, therefore, the restoration application is accepted. The main service appeal is restored to its original number. Case to come up for preliminary hearing on 11.03.2020 before S.B.

  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER



02.07.2019

Appellant in person present. Due to general strike on the call of Khyber Pakhtunkhwa Bar Council, learned counsel for the appellant is not available today. Adjourned to 22.08.2019 for preliminary hearing before S.B.

  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

22.08.2019

Counsel for the appellant present and requested for adjournment. Adjourned to 07.10.2019 for preliminary hearing before S.B.

  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

07.10.2019

Nemo for appellant.

It is already past 2.00 PM and the appellant is unrepresented despite repeated calls.

Dismissed for non-prosecution. File be consigned to the record room.

Chairman 

Announced:  
07.10.2019

O/S  
17/7

10.04.2019

Appellant in person present. He has submitted copies of Writ Petition No.3306/2016 and order passed therein on 27.03.2017 as well as on 21.11.2017. The copy of departmental appeal has also been submitted in view of order dated 17.07.2018. The said documents are placed on record.

The appellant requests for adjournment as his learned counsel is engaged before Peshawar High Court Bannu Bench at Bannu.

Adjourned to 15.05.2019 before S.B.

  
Chairman

15.05.2019

Appellant in person present and seeks adjournment as his counsel is not in attendance. Adjourn. To come up for preliminary hearing on 02.07.2019 before S.B.

  
Member

6-11-18

Due to retirement of Honorable  
Chairman the Tribunal is non functional  
therefore the case is adjourned to come up  
for the same on 24-12-2018

*[Signature]*  
Reader

24.12.2018

Nemo for appellant.

The last date of hearing was adjourned due to  
Reader Note. Let notice be issued to appellant/counsel for  
31.01.2019 before S.B.

*[Signature]*  
Chairman

31.01.2019

Appellant in person present and requested for adjournment on the  
ground that his counsel is busy before the Hon'ble Peshawar High Court,  
Peshawar and cannot attend the Tribunal Today. Adjourned. To come up  
for preliminary hearing on 05.03.2019 before S.B.

*[Signature]*  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

05.03.2019

Appellant in person present and seeks adjournment. Adjourned to  
10.04.2019 for preliminary hearing before S.B.




*[Signature]*  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

015  
17/1/18

**Form-A**  
**FORM OF ORDERSHEET**

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

Case No. 568/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	24/04/2018	<p>The appeal of Mr. Altaf Hussain resubmitted today by Mr. Rasheed Khan Wazir Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR 24/4/18</p>
2-	15/05/18.	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>22/05/18.</u></p> <p style="text-align: right;"> CHAIRMAN</p> <p>22.05.2018.</p> <p>None present on behalf of the appellant. Adjourned. To come up for preliminary hearing on 17.07.2018 before S.B.</p> <p style="text-align: right;"> (Muhammad Amin Khan Kundi) Member</p>

17.07.2018

Learned counsel for the appellant present.

The appointment order dated 29.04.2016 of the appellant (Ex-PST) was withdrawn vide impugned order dated 15.08.2016. The appellant was again conditionally reinstated, on the strength of order dated 27.03.2017 of the Peshawar High Court Bannu Bench, till the final decision of the Peshawar High Court Bannu Bench in Writ Petition filed by the appellant. The Writ Petition of the appellant was dismissed being not maintainable vide judgment/order dated 21.11.2017. Resultantly temporary appointment order in respect of the appellant was withdrawn vide order dated 19.12.2017.

Nothing is available on file to suggest that the appellant had filed the departmental appeal against the original impugned order dated 15.08.2016. During the course of arguments learned counsel for the appellant seeks time to furnish copy of order dated 27.03.2017 of the Peshawar High Court Bannu Bench mentioned above. Adjourned. To come up for preliminary hearing on 16.08.2018 before S.B

  
Member


16.08.2018

Appellant Altaf Hussain in person present and made a request for adjournment that his counsel is not available today. Granted. Case to come up for preliminary hearing on 25.09.2018 before S.B.

  
Chairman

25.09.2018

Appellant Altaf Hussain in person present and requested for adjournment as his counsel is not in attendance. Granted. To come up for written preliminary hearing on 06.11.2018 before S.B.

  
Chairman




The appeal of Mr. Altaf Hussain son of Wahid Ullah r/o Hindi Khel Wazir Jani Khel Tehsil and Distt. Bannu received today by i.e. on 12.04.2018 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

1- The law under which appeal is filed is not mentioned.


2- Copy of departmental appeal is not attached with the appeal which may be placed on it.

No. 753 /S.T,

Dt. 12/04 /2018

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Rasheed Khan Adv. Bannu.

The instant appeal has been filed on  
an expiry of date but returned  
now, it is requested that the same may  
be considered as fresh after 19/4/18. *plcs*  
  
24/4/18

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

SCANNED  
KPSI  
Peshawar

Appeal # 568 /2018.

Altaf Hussain-son of Wahid Ullah R/O Hindi Khel Wazir Jani Khel Tehsil  
& District Bannu ~~~~~ (Appellant)

--- VERSUS ---

1. The Government of Khyber Pakhtunkhwa through Secretary (Education) Khyber Pakhtunkhwa Peshawar.
2. Director Secondary and Elementary Education Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (male), Bannu.
4. District Accounts Officer, Bannu. ~~~~~ (Respondents)


**INDEX**

S#	Description of Documents	Annexure	Pages
1	Grounds of appeal alongwith affidavit		1-4
2	Memo of address.		5
3	Copy of CNIC and domicile certificate	A	6-7
4	Copy of qualification	B	8-12
5	Copy of appointment order	C	13-14
6	Copy of withdrawal order	D	15
7	Copy of writ petition	E	16-19
8	Copy of re-instatement order	F	20
9	Copy of judgment of Hon'ble High Court	G	21-23
10	Copy of re-withdrawal order	H	24
11	Copy of Departmental Appeal	I	25
12	Vakalat Nama		26

12/4/18

Dated: 11/04/2018

Petitioner's Through

  
(MOHAMMAD RASHID KHAN WAZIR)  
Advocate High Court, Bannu.

12/4/18

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR.

Appeal # \_\_\_\_\_/2018.

Altai Hussain son of Wahid Ullah R/O Hindi Khel Wazir Jani Khel Tehsil  
& District Bannu ~~~~~ (Appellant)

--- VERSUS ---

1. The Government of Khyber Pakhtunkhwa through Secretary  
(Education) Khyber Pakhtunkhwa Peshawar.
2. Director Secondary and Elementary Education Khyber  
Pakhtunkhwa Peshawar.
3. District Education Officer (male), Bannu.
4. District Accounts Officer,  
Bannu. ~~~~~ (Respondents)

APPEAL AGAINST THE FIRST ORDER DATED 15/08/2016 AND THE  
LAST IMPUGNED TERMINATION ORDER DATED 19/12/2017  
WHEREBY THE SERVICE OF THE PETITIONER AS PST TEACHER HAS  
BEEN WITHDRAWN.

PRAYER:

ON ACCEPTANCE OF THE INSTANT APPEAL BOTH THE IMPUGNED  
ORDERS DATED 15/08/2016 AND TERMINATION ORDER DATED  
19/12/2017 MAY KINDLY BE SET-ASIDE AND THE PETITIONER MAY  
RE-INSTATED ON THE POST OF PST. OTHER RELIEF, IF ANY, MAY  
ALSO BE GRANTED.

Respectfully Sheweth:

1. That the appellant is the permanent resident of Union Council  
Hindi Khel Jani Khel Tehsil & District Bannu. (Copy of the CNIC  
and domicile certificate are annexed as annexure A).

12/11/18

2. That appellant is high qualified person. (Copy of the academic/qualification is annexed as annexure B).
3. That appellant was initially appointed on 19/04/2016 as PST teacher at Union Council Hindi Khel at GPS *Malikshai* Jani Khel. (Copy of the appointment order is annexed as C).
4. That respondents due to some reasons based known to them withdrew the previous order on dated 15/08/2016 without any show cause notice or explanation. (Copy of the withdrawal order is annexed as D).
5. That appellant moved an application to the concerned quarter but in vain.
6. That appellant also filed Writ Petition before the Hon'ble Peshawar High Court Bannu Bench. (Copy of the Writ Petition is annexed as E).
7. That in the meanwhile on 28/08/2017 the respondents once again re-instated the appellant on the same post at the same school. (Copy of the re-instatement order is annexed as F).
8. That fate of the Writ Petition was decided on 21/11/2017 wherein the appellant was advised to seek his relief at proper form. (Copy of the judgment of Hon'ble High Court is annexed as G).
9. That appellant was till working as teacher being re-instated by the respondents, however, the respondents once again withdraw the previous order of appointment on dated 19/12/2017 without any show cause notice. (Copy of re-withdrawal order is annexed as H).


  
12/11/18

10. That appellant after coming to know about the withdrawal order approached the concerned quarter for redressal of his grievances but they extended lame excuses and kept the appellant on wait.
11. That appellant also moved service appeal before the competent authority but till date no positive response in connection of the said appeal, therefore, the appellant had knocked at every door for justice but all the doors never open before the appellant, hence the instant appeal inters alia on the following ground.

**GROUND:**

- (1) That appellant is a well experienced and hard worker teacher.
- (2) That no show cause notice has been served upon the appellant.
- (3) That appellant is a poor person and cannot grace the plump of the appointing authorities.
- (4) That since the termination order of appellant, the appellant preferred so many appeals but received no positive response from either quarter.
- (5) That the respondents did not bother to issued show cause notice or explanation and thus the appellant has been condemned unheard by the respondents.
- (6) That whenever the appellant approaches the Hon'ble Courts the respondents without any explanation re-instated but when the case of the appellant decided the respondents again turned against the appellant which shows their malafide and ulterior motive.


That the appellant's counsel respectfully seeks permission of this Hon'ble Tribunal to advance and rely on additional grounds at the time of hearing of instant revision petition.

  
12/4/18

It is, therefore, most humbly prayed that the appeal of the appellant may be accepted as prayed for.

Dated: 11/04/2018


Appellant  
Through

  
Muhammad Rashid Khan Wazir  
Advocate High Court, Bannu

12/4/18

CERTIFICATE

It is to certify that no such revision petition has earlier been filed before this Hon'ble Court as per information conveyed to me by my client.


  
Muhammad Rashid Khan Wazir  
Advocate High Court, Bannu

Affidavit

I Mr. Arif Hussain son of Wahid Ullah R/O Hindi Khel Wazir Jani Khel Tehsil & District Bannu do hereby solemnly affirm and declare on Oath that the contents of the instant Appeal are true and correct to the best of my knowledge and believe and that nothing has been concealed from this Hon'ble Court.

Dependent

Identified by

  
Muhammad Rashid Khan Wazir  
Advocate High Court, Bannu

12/4/18

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

Appeal # \_\_\_\_\_/2018.

**MEMO OF ADDRESS.**

Altaf Hussain son of Wahid Ullah R/O Hindi Khel Wazir Jani Khel Tehsil &  
District Bannu ~~~~~ (Appellant)

--- VERSUS ---

1. The Government of Khyber Pakhtunkhwa through Secretary (Education) Khyber Pakhtunkhwa Peshawar.
2. Director Secondary and Elementary Education Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (male), Bannu.
4. District Accounts Officer, Bannu. ~~~~~ (Respondents)

Respectfully Sheweth,

The parties may easily be served on the addresses referred herein above.

Petitioner s through counsel,

  
Muhammad Rashid Khan Wazir  
Advocate High Court, Bannu

12/4/18

کشمیرہ ذریعہ برقی پوزیشن ڈالو

5008104310



Register General of Pakistan  
Lahore, Pakistan

11101-1285780-5

Holder's Signature

Date of Issue: 06.01.2017  
Valid Until: 06.01.2027  
Registration No: 11101-1285780-5



PAKISTAN National Identity Card





(7)

# DOMICILE CERTIFICATE

## DISTRICT BANNU N.W.F.P. PAKISTAN

I declare that I was born of parents who are permanently domiciled in N.W.F.P. having belonged to it by birth / settled in it.

I belong by birth to village/Mohallah Handi Khel Jari Khel  
Tehsil Bannu District Bannu

Altaf H.H.  
Signature of the applicant ✓  
Date 24/7/2006

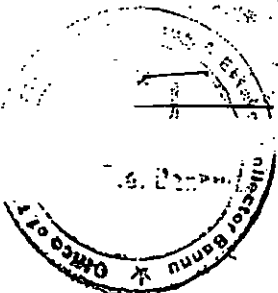
Pursuance to the declaration dated 19/7/2006 filed by MR. ALTAF HUSSAIN  
son / ~~daughter~~ / wife WAHEED ULLAH KHAN domiciled in the N.W.F.P. It is  
hereby certified that the said ALTAF HUSSAIN is born of parents who are  
permanent residents of the N.W.F.P. having belonged to it by birth settled in it.

I have satisfied myself from personal / my knowledge verification that the above  
declaration is true and certify. Ythc Felu

This Thursday day of July, 2006.

Attested

[Signature]



[Signature]  
Deputy District Officer Revenue



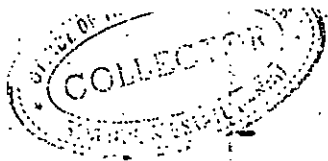
No. 1005 / Dated 12/7/2006

**COUNTERSIGNED**

[Signature]

Seel:

DISTRICT OFFICER REVENUE & ESTATE / COLLECTOR  
BANNU



تاریخ تصدیق بحال ۱۰/۱۰/۰۸  
 سند ضمیمہ میں ۱۵۰۰ روپے کے لئے  
 کو میں ذرا کم کر دیا گیا ہے  
 وزیر اعلیٰ کا دفتر  
 کہ ان کی اجازت سے کوئی نقل کیا گیا ہے  
 اس کے بعد یہ رقم دوبارہ جمع کی جائے گی  
 اور اس کے بعد اسے جمع کیا جائے گا

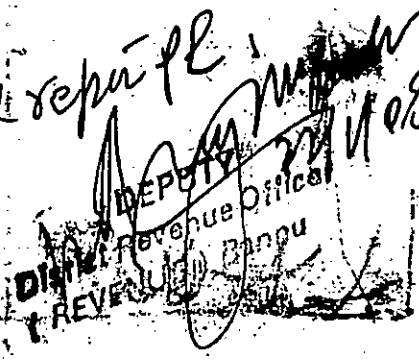
No.c obtained from  
 APAPB Bahr

Muhammad Noor  
 General Councilor  
 U.C Hindi Khel

11101-6958943

AS - Verified by General  
 Councilor U.C Hindi Khel

APAPB Bahr  
 for verification & receipt



03/1/08

ملک رحمت اللہ خان  
 ناظم یوسی ہندی خیل  
 (جانی خیل) بنوں



Annex 'A'

8

BOARD OF INTERMEDIATE AND SECONDARY EDUCATION,  
BANNU N-W.F.P. PAKISTAN

S.No 09242

Secondary School Certificate Examination

Detailed Marks Certificate

Roll No 8564

Group: Science

Session 2007 (Annual 10th)

Registration No: 034-HPSB-1-05

Certificate No: 20708564

This is to certify that Altaf Hussain  
Son / Daughter of Wahid Ullah  
and a student of Hira School And College, Bannu

has secured the marks shown against each subject, in the Secondary School Certificate Examination of the Board of Intermediate & Secondary Education, Bannu, held in April, 2007 as Regular Candidate

Subject	Marks	MARKS OBTAINED			In Words
		10Th		Total	
		Theory/Paper A	Practical/Paper-B		
1. English	150	44	36	80	Eighty Only
2. Urdu	150	53	56	109	One Hundred Nine
3. Islamiyat	75	47		47	Forty-Seven
4. Pakistan Studies	75	64		64	Sixty-Four
5. Mathematics	150	52	53	105	One Hundred Five
6. Physics	100	70	13	83	Eighty-Three
7. Chemistry	100	55	14	69	Sixty-Nine
8. Biology	100	70	13	83	Eighty-Three

Total 900: 640-A Six Hundred Forty Only  
Remarks: Science Group

Date of Birth according to Registration Record: 07-03-1992 (07 March, Nineteen Ninety-Two)  
Date of declaration of Result: 16-07-2007

Prepared by: [Signature]

Checked by: [Signature]

Date of issue: 16-07-2007

Note: Error/Omission excepted

Controller of Examinations  
Board Of Intermediate and  
Secondary Education, Bannu.

(Compiled by Computer CELL BISE, Bannu)

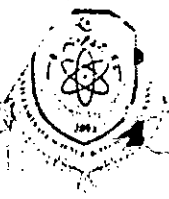
[Signatures]



# UNIVERSITY OF SCIENCE & TECHNOLOGY BANNU

Khyber Pakhtunkhwa PAKISTAN

S No 17842



DETAILED MARKS CERTIFICATE

Bachelor of Arts

Session: 2010-2012

Part-II Improvement Examination Held in June, 2013

Name: Altaf Hussain Roll No: 27305

Father's Name: Wahid Ullah Reg No: 2010-UB-GCB-31271

Institute Name: Govt Degree College No.2 Bannu

The Candidate has secured the following Marks and is placed in 2nd Division.

Subjects	Marks	MARKS OBTAINED				
		Theory	Practical	Total	In Words	Remarks
1 Part-I	285		---	153	ONE HUNDRED FIFTY-THREE	
2 Islamic Studies (Elective)	75	48	---	48	FORTY-EIGHT	
3 English (Elective)-New	75	23 + 19	---	42	FORTY-TWO	
4 English (Comp)	75	32	---	32	THIRTY-TWO	
5 Pakistan Studies (Comp)	40	30	---	30	THIRTY	
<b>Total</b>	<b>550</b>			<b>305</b>	<b>THREE HUNDRED FIVE</b>	

Note: Required Pass Percentage in each Subject (Written & Practical separately) for Above subject is 50% (except for 50)

The Examination was taken as a Whole

Prepared by: \_\_\_\_\_  
Checked by: \_\_\_\_\_

*[Signature]*  
Controller of Examinations  
University of Science & Technology Bannu

*[Signature]*  
Controller of Examinations  
University of Science & Technology Bannu

Result Declaration Date	09-09-2013
Issue Date	17-09-2013



Errors & omissions excepted, if subject to subsequent notification.

*[Signature]*  
24/8/13



# UNIVERSITY OF SCIENCE & TECHNOLOGY BANNU

Khyber Pakhtunkhwa PAKISTAN

S.No 0419

## TRANSCRIPT

Master of Arts in English  
Session: 2012-2014

Name: Altaf Hussain Father's Name: Wahid Ullah  
Registration No. 2010-UB-GCB-31271 Roll No. 10356

The candidate has secured the following marks and is placed in First Division

Term/Semester	Subject	Marks		Remarks
		Maximum	Obtained	
First Term	Novel-I	100	69	Promoted
	Prose-I	100	60	
	Poetry-I	100	54	
	History of English Literature-I	100	65	
	<b>Total</b>	<b>400</b>	<b>248</b>	
Second Term	Prose-II	100	53	Promoted
	Novel-II	100	60	
	Poetry-II	100	55	
	History of English Literature-II	100	72	
	<b>Total</b>	<b>400</b>	<b>240</b>	
Third Term	Poetry-III	100	52	Promoted
	Drama-III	100	61	
	Criticism-III	100	69	
	Language & Linguistics-III	100	59	
	<b>Total</b>	<b>400</b>	<b>242</b>	
Fourth Term	Viva Voce	100	65	Passed
	Poetry-IV	100	55	
	Drama-IV	100	65	
	Criticism-IV	100	76	
	English Language Teaching	100	69	
	<b>Total</b>	<b>500</b>	<b>330</b>	
<b>Grand Total</b>		<b>1700</b>	<b>1060</b>	<b>Over All 62.35 %</b>

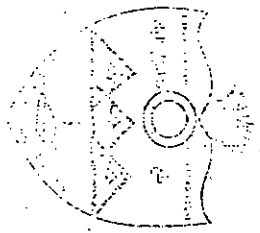
Prepared by: III

The Examination was taken in Parts

Checked by: <u>[Signature]</u>	Result Declaration Date	24-11-2015
	Issue Date	27-11-2015

[Signature]  
Controller of Examinations  
University of Science & Technology, Bannu

[Signature]  
[Signature]  
24/11/15



DETAILED MARKS CERTIFICATE  
DIPLOMA IN EDUCATION (2<sup>ND</sup> TERM)

NAME: - Muhammad Hussain

FATHER'S NAME: - Muhammad Wahid ulah

SESSION: - 2013-14

ROLL NO: - 11

Subject	Maximum Marks	Obtained Marks	Percentage	Total
1. Curriculum and Instructions	100	81	81%	81
2. School Organization & Management	100	83	83%	164
3. Testing, Evaluation & Basic Research	100	80	80%	244
4. Teaching of Computer Science	100	82	82%	326
5. Teaching of English	100	81	81%	407
6. Teaching of Calligraphy/Art & Craft/Industrial Arts/ Agriculture/Home Economics/Phys. Education	100	80	80%	507
7. Teaching Practice	150	115	77%	622
<b>Total 2<sup>nd</sup> Term Marks: -</b>	<b>750</b>	<b>597</b>	<b>79.6%</b>	<b>597</b>
<b>Total 1<sup>st</sup> Term Marks: -</b>	<b>750</b>	<b>500</b>	<b>66.7%</b>	<b>1097</b>
<b>G. Total Marks: -</b>	<b>1500</b>	<b>1097</b>	<b>73.1%</b>	<b>1097</b>

Note: Errors/Omission excepted.

Failed/Passed: - Passed Division: - 1st

Prepared By: - [Signature]  
Checked By: - [Signature]  
Date of Declaration of Result: 11-11-2014

Theory Papers	Internal - 20%
Teaching Practice	Internal - 50%

ASSISTANT DIRECTOR  
Administration  
K.P.K. Postgraduate

[Signature]  
[Signature]

Anexta. B

13



**OFFICE OF THE DISTRICT EDUCATION OFFICER  
MALE BANNU.**

**Appointment Order PST (Primary School Teacher) Male Adhoc**  
PH No. 0928-660005, 660346, Fax 928-660005,  
E-mail: [emisbannu@yahoo.com](mailto:emisbannu@yahoo.com)

Consequent upon the recommendation of the Departmental Selection Committee, appointment of the following candidates are hereby ordered against the post of Primary School Teacher (PST) School based in BPS-12 (Rs. 9055-650-28555) @Rs. 9055/- fixed plus usual allowances as admissible under the rules on Contract basis under the existing policy/notification issued vide. SO (PE) 4-5/2014/Teaching Cadre dated 30-04-2014 of the Provincial Government, in Teaching Cadre on the terms and conditions given below with effect from the date of the taking over charge :-

<u>S.NO</u>	<u>NAME</u>	<u>FATHER NAME</u>	<u>UNION COUNCIL</u>	<u>SCORE</u>	<u>NAME OF SCHOOL</u>	<u>REMARKS</u>
1	Jahangir Khan	Nek Nawaz Khan	Nizam Dherma Khel	110.05	GPS Kachozai	Instead of Abdul Wahab Not assume charge in the Said School
2	Allaf Hussain	Wahid Ullah Khan	Hindi Khel	109.68	GPS Malik Shahi Jani Khel	Instead of Rauf Ullah Khan Not assume charge in the Said School
3	Zarin Ullah	Aqal Khan	Takhti Khel	107.32	GPS Ghulam Jan Baku Khel	Approved by DSC

**TERMS & CONDITIONS.**

1. NO TA/DA etc is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary & contract basis initially for one year.
4. They should not be handed over charge if he exceeds 35 years or below 18 years of age. Age relaxation case may be submitted to competent authority.
5. Appointment is subject to the condition that certificate/documents must be verified from the concerned institutions by the DEO Male (concerned), anyone found producing bogus/fake Certificate/degree will be reported to the law enforcing agencies for further action and their appointment will be withdrawn from the selection list. Charges of the verification will be borne by the appointees themselves.
6. Their services are liable to termination on one month's prior notice from either side. In case of resignation without notice their one-month pay/allowances shall be forfeited to the Government.
7. Pay will not be drawn by the DDO concerned until and unless a certificate is not issued by this office that their certificates are duly verified.
8. They should join their posts within 15 days of the issuance of this notification. In case of failure, their appointment will expire automatically and no subsequent appeal etc shall be entertained.
9. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
10. They will be governed by such rules and regulations as may be issued from time to time by the Govt.



14  
Their services shall be terminated at any time, in case their performance is found unsatisfactory during their contract period. In case of misconduct, They shall be processed under the rules framed from time to time.

12. Their appointment is made on School base, They will have to serve at the place of posting, and their services are not transferable to any other station.
13. Before handing over charge once again their document may be checked if they have not the required relevant qualifications as per rules, they may not be handed over charge of the post.
14. In case of any error, deceit on behalf of the appointee found at any time, the appointment order of the candidates will be withdrawn.
15. The Undersigned reserve the rights of amendment in this appointment order in case of any mistake/error or omission.

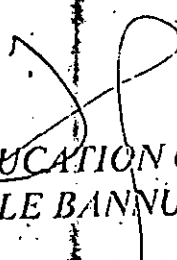
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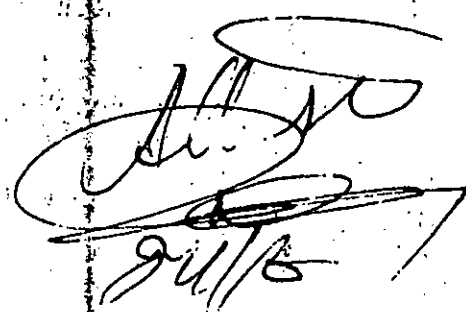
DISTRICT EDUCATION OFFICER  
MALE BANNU

Endst:No. 2539-44 /AE-I-Male/PST/Adhoc/Apptt: Dated Bannu the 29 /04/2016.

Copy forwarded for information and necessary action to the:-

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa.
2. Deputy District Education Officer Male Bannu.
3. District Accounts Officer District Bannu.
4. SDEO (M) Primary.
5. ASDEOs (Concerned).
6. Official Concerned.

  
DISTRICT EDUCATION OFFICER  
MALE BANNU





Am. E'

(15)

177

Govt: of Khyber Pakhtunkhwa

Office of the District Education Officer (Male) E & SE Bannu.

bannuedo@yahoo.com Phone&Fax:0928660005

OFFICE ORDER.

Appointment order issued by this office vide Endst: No:2539-44 AE- I male PST /Adhoc /App:Dated Bannu the 29-4-2016, the order of Altaf Hussain S/O Wahid Ullh Khan U/C Hindi Khel GPS Malik Shahaj Jani Khel Bannu is hereby withdrawn with immediate effect.

DISTRICT EDUCATION OFFICER,  
(MALE) BANNU.

EndstNO: 6589-92 /ADEO(M)/Primary Bannu

Dated: 15 /08/2016.

Copy forwarded for information to the:-

- Director of Elem: & Sec: Edu: Khyber Pakhtunkhwa Peshawar.
- Dy: DEO Bannu.
- District Account Officer Bannu.
- SDEO male Primary Bannu.
- ASDEO (C) Concerned
- Teachers Concerned,

DISTRICT EDUCATION OFFICER,  
(MALE) BANNU.

Taj Murad

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*[Handwritten signature]*

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BEFORE THE PESHAWAR HIGH COURT PESHAWAR

382-B/17  
W.P No. 3306/2016

Altaf Hussain S/o Wahid Ullah R/o Hindi Khel Wazir  
Jani Khel, Tehsil and District Bannu ..... Petitioner

VERSUS

1. Director Secondary and Elementary Education  
K.P.K Peshawar.
  2. District Account Officer Bannu.
  3. District Education officer Bannu
- ..... Respondents

24/8/16

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

PRAYER:-

ON ACCEPTANCE OF THIS WRIT PETITION  
AN APPROPRIATE WRIT MAY VERY  
GRACIOUSLY BE ISSUED TO THE  
RESPONDENT WITH DIRECTION TO THE  
RESPONDENT TO CANCEL THE IMPUGNED  
ORDER DATED 15.08.2016, THE SERVICE  
OF THE PETITIONER MAY KINDLY BE  
RESTORED, MOREOVER THE MONTHLY  
PAY OF THE PETITIONER BE RELEASED  
OTHER RELIEF IF ANY ALSO BE GRANTED.

FILED TODAY  
20 AUG 2016

ATTESTED

EXAMINER  
Peshawar High Court  
Bannu Bench

(17)

*[Handwritten mark]*

Respectfully Sheweth:

1. That the petitioner is the bonafide resident of the district Bannu is a well qualified person. (Copy of Qualification is attached as Annexure "A")
2. That the respondent advertised some post of PST, for which the petitioner also applied and after through scrutiny and checking the petitioner was found eligible for the same.
3. That after codal formalities the petitioner was appointed as PST Teacher vide appointment order by respondent No.3 dated 29.04.2016. (Copy of order is attached as Annexure "B").
4. That the petitioner assumed his charge on 29.04.2016, after medical examination. (Copy of the charge report and medical examination is attached as Annexure "C" & "D").
5. That since his appointment, no complain or defect was pointed out by the respondent against the petitioner.
6. That on 15.08.2016, all of a sudden and with one stroke of pen the respondent No.3, with drew the appointment order of the petitioner without any

*24/8/16*

FILED TODAY

Deputy Registrar

25 AUG 2016

ATTESTED

EXAMINER  
Federal High Court  
Bannu Bench

18

B

legal justification or notice, hence the instant writ petitioner inter alia on the following grounds. (Copy of the impugned order is attached as Annexure "E)

GROUND:-

- A. That the impugned order dated 15.08.2016 issued by respondent No.3 is against facts law and fundamental rights.
- B. That no show cause notice was served on the petitioner.
- C. That the academic qualification have been found as genuine and correct after the departmental verification similarly the selection committee has also checked the qualifications of the petitioner at the time of interview.
- D. That no complaint all defect has been intimated to the petitioner as is clear for the withdrawal order of the respondent No.3.
- E. That the petitioner has been made escape goat as the respondent No.3 is an interested to appoint his favorite candidate in place of the petitioner.
- F. That the petitioner seeks permission of this Honourable Court to advance other points at the time of arguments.

FILED TODAY

Deputy Registrar

25 AUG 2016

RECEIVED

EXAMINER

Honourable High Court

Banaru Bera

19

It is, therefore, most humbly prayed that on acceptance of this writ petition the impugned order dated 15.08.2016, be set-aside the petitioner be restored on his job <sup>as</sup> ~~as~~ PST Teacher and his monthly pay is also be released other relief also be granted.

INTERIM RELIEF:-

In wake of the above submission it is humbly requested that the operation of the impugned order dated 15.08.2016, may kindly be suspended and the monthly pay of the petitioner be released till the disposal of this writ petition.

PETITIONER

Through

  
Muhammad Rasheed Wazir  
Advocate, Bannu

*24/8*

Dated 24.08.2016

**ATTESTED**

EXAMINER  
Bannu High Court  
Bannu Bench

FILED TODAY  
Deputy Registrar  
25 AUG 2016

90

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) BANNU

REINSTATEMENT ORDER IN LIGHT OF COURT DECISION.

With reference to this office Appointment order issued under Endst: No.2539-43 dated: 29-04-2016 and this office withdraw order issued under Endst: No.6589-92 dated: 15-8-2016.

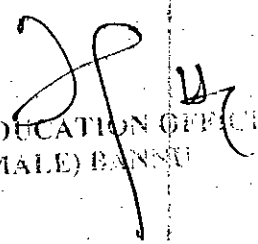
In light of Peshawar High Court Bannu Bench decision dated: 27-03-2017, Mr. Alta Hussain S/O Wahidullah R/O Hindi Kheh District Bannu is conditionally reinstated into service as PST Teacher till the final decision of the Honorable court.

-Sd-  
DISTRICT EDUCATION OFFICER  
(MALE) BANNU

Endst: No. 10596-601 Court decision order/PST Dated 28 / 08 / 2017.

Copy for information & necessary action to the:-

- 1- Sub Divisional Edu: Officer (M) Bannu.
- 2- Registrar Peshawar High Court Bannu Bench at Bannu.
- 3- District Account Officer Bannu.
- 4- ASDEO(C) concerned.
- 5- Head Teacher concerned school.
- 6- Candidate concerned.

  
DISTRICT EDUCATION OFFICER  
(MALE) BANNU

(21)

JUDGMENT SHEET  
IN THE PESHAWAR HIGH COURT,  
BANNU BENCH  
(Judicial Department)

W.P.No.382-B/2017

ALTAF HUSSAIN

VERSUS

DIRECTOR SECONDARY AND ELEMENTARY  
EDUCATION K.P.K PESHAWAR AND TWO  
OTHERS.

JUDGMENT

Date of hearing: 21.11.2017.

Appellant-petitioner Altaf Hussain By Muhammad  
Rashid Khan Magir Adu

Respondent By Chehid Hameed Ruzehi Adl Asy  
AW Farzand Supdt DEO Office Bannu.

SHAKEEL AHMAD, J.- Through this constitutional petition,  
the petitioner Altaf Hussain has sought the following relief.

"It is, therefore, most humbly prayed  
that on acceptance of this writ petition,  
the impugned order dated 15.8.2016, be  
set aside and the petitioner be restored  
on his job as PST Teacher and his  
monthly pay is also be released, other  
relief also be granted."

2. Brief facts of the case are that in pursuance of the  
recommendations made by the Departmental Selection  
Committee, the petitioner was appointed as PST vide order

Imran \*

2017/11/21  
Peshawar High Court  
Bannu Bench



dated 29.4.2016, whereafter he assumed the charge as such.

All of a sudden, his appointment order was withdrawn vide office order dated 15.8.2016, by the respondent No.3 i.e. The District Education Officer (Male), Bannu, hence, the instant writ petition.

3. It has been argued by the learned counsel for the petitioner that the impugned office order dated 15.8.2016, whereby the appointment order of the petitioner was withdrawn is illegal, without lawful authority and without jurisdiction. He next argued that no reason whatsoever has been assigned before withdrawal of appointment order of the petitioner, therefore, the same is liable to be set aside.

4. Arguments heard and record perused.

5. Perusal of the record reveals that the petitioner was appointed as PST vide office order dated 29.4.2016. Admittedly, he is a civil servant and the dispute relates to the terms and conditions of his service wherein the Service Tribunal has exclusive jurisdiction to adjudicate upon the matter. In view of embargo placed by Article 212 of the Constitution of Islamic Republic of Pakistan, 1973 jurisdiction of this Court is barred in matters relating to the terms and conditions of a civil servant. When the learned counsel for the petitioner was confronted with the aforesaid provision of Article 212 of the Constitution, he remained answerless and stated that he will seek his relief before

Intran

**ATTESTED**  
EXAMINER  
Bannu High Court  
Bannu Board

23

appropriate forum in accordance with law. May do so, if so advised.

6. For what has been stated above, the instant writ petition, being not maintainable, is dismissed.

Announced.  
Di: 21.11.2017.

Sd/- Mr. Justice Abdul Shakeer-I

Sd/- Mr. Justice Saif-ud-Din

CERTIFIED TO BE TRUE COPY

Examiner  
Peshawar High Court Barrow Bench  
Authorised Under Article 87 of  
the Qanun-e-Shahadat Order 1988

6 12 / 17

*[Handwritten signature]*  
21/11/17

24

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) BANNU

OFFICE ORDER

In light of Peshawar High Court Bannu Bench final decision in WP No.382-B/2017 dated; 21-11-2017, the temporary appointment order in respect of Altaf Hussain S/O Wahidullah R/O Jani Khel Bannu PST GPS Malik Shahi Jani Khel Bannu is hereby withdrawn from the date of issuance.

DISTRICT EDUCATION OFFICER  
(Male) BANNU

Endst:No. 16160-64 /AE-III/M-P Dated; 19/12 /2017

Copy for information & N/A to the:-

- 1- Director Elem: & Secy: Edu: KPK Peshawar.
- 2- Deputy Commissioner Bannu
- 3- District Monitoring Officer Bannu.
- 4- SDEO (M) Bannu/ASDEO Circle Bannu.
- 5- Ex-Teacher concerned.

  
DISTRICT EDUCATION OFFICER  
(Male) BANNU

**BEFORE THE DIRECTOR ELEMENTARY AND SECONDARY  
EDUCATION KHYBER PAKHTUNKHWA, PESHAWAR.**

Departmental Appeal # \_\_\_\_\_/2018.

Altaf Hussain son of Wahid Ullah R/O Hindi Khel Wazir Jani Khel Tehsil  
& District Bannu ~~~~~ (Appellant)

Versus.

1. District Education Officer (male), Bannu.
2. District Accounts Officer, Bannu. ~~~~~ (Respondents)

APPEAL AGAINST THE IMPUGNED TERMINATION ORDER DATED  
19/12/2017 WHEREBY THE SERVICE OF THE PETITIONER AS PST  
TEACHER HAS BEEN WITHDRAWN.

PRAYER:

ON ACCEPTANCE OF THE INSTANT APPEAL THE IMPUGNED  
TERMINATION ORDER DATED 29/12/2017 MAY KINDLY BE SET-  
ASIDE AND THE PETITIONER MAY RE-INSTATED ON THE POST OF  
PST. OTHER RELIEF, IF ANY, MAY ALSO BE GRANTED.

Respected Sir,

1. That the appellant is the permanent resident of Union  
Council Hindi Khel Jani Khel Tehsil & District Bannu.
2. That appellant is high qualified person.
3. That appellant was initially appointed on 19/04/2016  
as PST teacher at Union Council Hindi Khel at GPS  
*Malikshai* Jani Khel. That respondents due to some

reasons based known to them withdrew the previous order on dated 15/08/2016 without any show cause notice or explanation.

4. That appellant moved an application to the concerned quarter but in vain.
5. That appellant also filed Writ Petition before the Hon'ble Peshawar High Court Bannu Bench.
6. That in the meanwhile on 28/08/2017 the respondents once again re-instated the appellant on the same post at the same school.
7. That fate of the Writ Petition was decided on 21/11/2017 wherein the appellant was advised to seek his relief at proper form.
8. That appellant was till working as teacher being re-instated by the respondents, however, the respondents once again withdraw the previous order of appointment on dated 19/12/2017 without any show cause notice.
9. That appellant after coming to know about the withdrawal order approached the concerned quarter for redressal of his grievances but they extended lamp excuses and kept the appellant on wait, hence the instant appeal inters alia on the following ground.

**GROUNDS:**

- (1) That appellant is a well experienced and hard worker teacher.

- (2) That no show cause notice has been served upon the appellant.
- (3) That appellant is a poor person and cannot grace the plump of the appointing authorities.
- (4) That since the termination order of appellant, the appellant preferred so many appeals but received no positive response from either quarter.
- (5) That the respondents did not bother to issued show cause notice or explanation and thus the appellant has been condemned unheard by the respondents.
- (6) That respondents have shown no complaint against the appellant.
- (7) That no show cause notice whatsoever was issued to the appellant.

It is, therefore, most humbly prayed that the appeal of the appellant may be accepted as prayed for.

Dated: 19/01/2018

 Appellant

**Altaf Hussain**

**Affidavit**

I Mr. Altaf Hussain son of Wahid Ullah R/O Hindi Khel Wazir Jani Khel Tehsil & District Bannu do hereby solemnly affirm and declare on Oath that the contents of the instant Appeal are true and correct to the best of my knowledge and believe and that nothing has been concealed from this Hon'ble Court.

Dependent

قیمت  
50 روپے



34846

ایڈوکیٹ: محمد سید عرفان وزیر ایڈووکیٹس  
بار کونسل ایسوسی ایشن نمبر: B/1/3864  
رابطہ نمبر: 0336-0996613

پشاور بار ایسوسی ایشن، خیبر پختونخواہ

بعدالت جناب: سروسز ٹریڈ سنٹر خیبر پختونخواہ سینٹر

مخانب:	دعویٰ:
ایڈووکیٹ	رسول
	علت نمبر:
	مورخہ:
	جرم:
	تھانہ:
الطاف حسین بنام	
گورنمنٹ آف خیبر پختونخواہ	

### باعت تحریر آئکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ  
آن مقام سنور کیلے محمد سید عرفان وزیر ایڈووکیٹس کو وکیل مقرر  
کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو  
راضی نامہ کرنے و تقرر ثالث و فیصلہ بر حلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق  
زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز  
دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی  
کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب  
مقرر شدہ کو وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا  
دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا کوئی تاریخ پیشی مقام دورہ یا حد سے  
باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

المقوم:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

مقام سنور کے لیے منظور ہے۔

نوٹ: اس وکالت نامہ کی فوٹو کاپی ناقابل قبول ہوگی۔

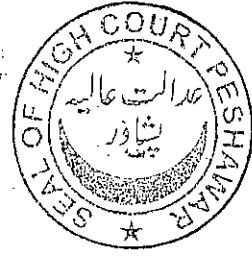
Attest

12/11/18

1101-12857  
80-5

(1)

BEFORE THE PESHAWAR HIGH COURT PESHAWAR



W.P No. 3306 /2016

Altaf Hussain S/o Wahid Ullah R/o Hindi Khel Wazir  
Jani Khel, Tehsil and District Bannu ..... Petitioner

VERSUS

1. Director Secondary and Elementary Education  
K.P.K Peshawar.
2. District Account Officer Bannu.
3. District Education officer Bannu  
..... Respondents

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

PRAYER:-

ON ACCEPTANCE OF THIS WRIT PETITION  
AN APPROPRIATE WRIT MAY VERY  
GRACIOUSLY BE ISSUED TO THE  
RESPONDENT WITH DIRECTION TO THE  
RESPONDENT TO CANCEL THE IMPUGNED  
ORDER DATED 15.08.2016, THE SERVICE  
OF THE PETITIONER MAY KINDLY BE  
RESTORED, MOREOVER THE MONTHLY  
PAY OF THE PETITIONER BE RELEASED  
OTHER RELIEF IF ANY ALSO BE GRANTED.

FILED TODAY

Deputy Registrar  
25 AUG 2018

ATTESTED  
EXAMINER  
Peshawar High Court

07 AUG 2018



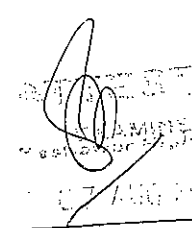
2

Respectfully Sheweth:

1. That the petitioner is the bonafide resident of the district Bannu is a well qualified person. **(Copy of Qualification is attached as Annexure "A")**
2. That the respondent advertised some post of PST, for which the petitioner also applied and after through scrutiny and checking the petitioner was found eligible for the same.
3. That after codal formalities the petitioner was appointed as PST Teacher vide appointment order by respondent No.3 dated 29.04.2016. **(Copy of order is attached as Annexure "B")**.
4. That the petitioner assumed his charge on 29.04.2016, after medical examination. **(Copy of the charge report and medical examination is attached as Annexure "C"& "D")**.
5. That since his appointment, no complain or defect was pointed out by the respondent against the petitioner.
6. That on 15.08.2016, all of a sudden and with one stroke of pen the respondent No.3, with drew the appointment order of the petitioner without any

  
24/8/16

FILED TODAY  
Deputy Registrar,  
25 AUG 2016

  
DEPUTY REGISTRAR  
BANNU DISTRICT  
27 AUG 2016

**CERTIFICATE:**

Certified on instructions of my client that petitioner has not previously moved this Hon'ble Court under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973 regarding the instant matter.

  
ADVOCATE



**LIST OF BOOKS:**

- 1. Constitution of Islamic Republic of Pakistan, 1973
- 2. Any other law books according to need

  
ADVOCATE

**ATTESTED**

EXAMINER  
Peshawar High Court

07 AUG 2018

FILED TODAY  
Deputy Registrar  
25 AUG 2016

BEFORE THE PESHAWAR HIGH COURT PESHAWAR

W.P No. 3306/2016

Altaf Hussain ..... Petitioner

VERSUS

Director Secondary and Elementary Education  
K.P.K Peshawar and others.....Respondents

AFFIDAVIT

I, Altaf Hussain S/o Wahid Ullah R/o Hindi Khel Wazir  
Jani Khel, Tehsil and District Bannu ; do hereby  
solemnly affirm and declare that the contents of the  
accompanying **Writ Petition** are true and correct to the  
best of my knowledge and belief and nothing has been  
concealed from this Hon'ble Court.

DEPONENT

CNIC # 11101-1285780-5

Identified By:-

Muhammad Rasheed Wazir  
Advocate, Peshawar

6471

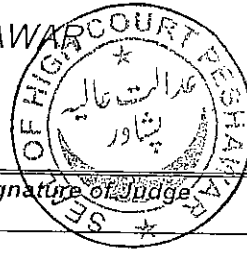
Case No.	16
Plaintiff	Altaf Hussain
Defendant	Bannu
Writ	M-Rasheed Wazir
Date	24/8/2016
Signature	

FILED TODAY  
Deputy Registrar  
25 AUG 2016

25 AUG 2016

PESHAWAR HIGH COURT, PESHAWAR

ORDER SHEET



Date of Order or Proceedings 1	Order or others Proceedings with Signature of Judge 2
27.03.2017	<p><u>W.P No.3306-P/2016 (M).</u></p> <p>Present: Mr. Muhammad Rasheed Wazir, Advocate, for the petitioner.</p> <p>*****</p> <p>Comments be called from the respondent No.3, so as to reach this Court within a fortnight.</p> <p><u>Interim Relief (M)</u></p> <p>Notice to the respondents for a short date in office. Till then, operation of the impugned order dated <u>15.08.2016</u> is suspended.</p> <p><i>Ad - Lal Jan Wazir J</i> JUDGE</p> <p><i>Ad - S.M. Atiqul Shah J</i> JUDGE</p>

2734

No. ....  
 Date of Presentation of Application ..... 7/8/18  
 No of Pages .....  
 Copying Fee .....  
 Un. Fee ..... Rs 20/-  
 Total .....  
 Date of Preparation of Copy ..... 7/8/18  
 Date of Delivery of Copy ..... 7/8/18  
 Received By: *Allif Gulzar*

VERIFIED TO BE TRUE COPY  
 Peshawar High Court, Peshawar  
 Authorized Under Article 177 of the Constitution of Pakistan  
 07 AUG 2018

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR**

Appeal No: 568/2019

Altaf Hussain

VERSUS

Education Department

Subject: **APPLICATION FOR AMENDMENT IN ABOVE  
MENTIONED APPEAL.**

Respectfully Sheweth:

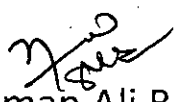
1. That the above mentioned appeal was fixed for 07/07/2021 in preliminary hearing.
2. That on previous date, the point of maintainability is raise so, some documents which are necessary for disposal of Appeal, the Appellant want to be added in instant Appeal which needs amendment.
3. That the above mentioned Appeal is now fixed for 04/08/2021.

*It is, therefore requested that on acceptance of instant appeal, the permission may kindly be granted for amendment of Appeal.*

Dated: 04/08/2021

Appellant

Through

  
Syed Nouman Ali Bukhari  
Advocate, High Court,  
Peshawar.

**KHYBER PAKHTUNKHWA MEDICAL TEACHING INSTITUTIONS**  
**APPELLATE TRIBUNAL**  
**CAUSE LIST FOR 30<sup>th</sup> Sep, 2021 (Thursday)**

S.No.	Case No.	Case Title	Appellants Side	Respondent's Side
1	124/2021	Dr. Ather Lodhi VS AMC	Mr. Rashid ul Haq Qazi	
2	44/2021	Tahir Shahzad VS Govt of Kpk	Amir Khan Chamkani	S. Noman Ali Bukhari.
3	126/2021	Nayab Durani VS ATH	Muhammad Fawad Khan	
4	45/2021	Asim Anwar VS KTH	Haroon Sarfaraz	
5	43/2021	Yousaf Jamal VS KTH	Haroon Sarfaraz	S. Noman Ali Bukhari.
6	24/2021	Bilal Khan VS KTH	Haroon Sarfaraz	
7	15/2021	Ibrar VS BOG MTI LRH	Majid Masoom	
8	135/2021	Dr. Musa Kalim VS LRH	Habib Anwar	

  
REGISTRAR



Shot on vivo S1  
AI Triple Camera

2021.09.30 11:07

PESHAWAR HIGH COURT, PESHAWAR

DAILY LIST FOR TUESDAY, 01 FEBRUARY, 2022

BEFORE:-

MR. JUSTICE ROOH UL AMIN KHAN &  
MR. JUSTICE IJAZ ANWAR

Court No: 2

MOTION CASES

- 17. W.P 3113-P/2021  
With IR()  
(179637)  
Syed Shoalb Hussain & anothe  
V/s  
Govt of KP  
Safdar Iqbal Khattak  
Hidayatullah (Focal Person),  
Muhammad Khalid Matten, Writ  
Petition Branch AG Office
- 18. W.P 3258-P/2021  
with CMs  
2368,2535/2021()  
(180136)  
Baz Muhammad Khan  
V/s (Date By Court)  
SP Chamkani Peshawar &  
others  
In Person, Malik Sulaman Khan,  
Khalid Mehmood  
Mian Zia ul Islam, Writ Petition  
Branch AG Office, Ibrar Ahmed  
(Focal Person IGP), Asad Jan  
Advocate
- 19. W.P 3594-P/2021  
With IR()  
(181090)  
Muhammad Naeem Khan  
V/s  
Govt of KPK Thr Chief Secty  
Peshawar  
Waqas Ur Rehman  
Abdul Rauf, Muhammad Anwar  
Khan Banvi, Writ Petition Branch  
AG Office
- 20. W.P 3839-P/2021  
With IR()  
(181805)  
Tariq Jamal  
V/s  
Govt of Pakistan  
Kamran Qaiser  
Deputy Attorney General,  
Muhammad Jamil, Law Officer  
FBR, Writ Petition Branch AG  
Office
- 21. W.P 3893-P/2021()  
(181967)  
Faratullah  
V/s  
Education department  
Syed Norman Ali Bukhari  
Hidayatullah (Focal Person),  
Muhammad Khalid Matten, Writ  
Petition Branch AG Office

PESHAWAR HIGH COURT, PESHAWAR

DAILY LIST FOR TUESDAY, 01 FEBRUARY, 2022

BEFORE:-

MR. JUSTICE ROOH UL AMIN KHAN &  
MR. JUSTICE IJAZ ANWAR

Court No: 2

MOTION CASES

Scanned with CamScanner

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

*Restoration Appli - no 438/19*

(2)

**APPEAL NO.568/2018**

Altaf Hussain

V/S

Education Deptt:

**APPLICATION FOR RESTORATION OF APPEAL NO.**  
**568/2018 WHICH WAS DISMISSED ON DEFAULT VIDE**  
**ORDER DATED 07.10.2019.**

**RESPECTFULLY SHEWETH:**


1. That the instant appeal No. 568/2018 was filed before this Honorable Tribunal for re-instatement.
2. That the instant appeal was in preliminary stage and the case was fixed on 07.10.2019 and the appellant himself was not available due to illness and the case was dismissed in default for want of prosecution on 07.10.2019. (Copy of the order is attached as annexure-A).
3. That the appellant file application on 11.10.2019 well in time for copy of orders sheet dated 07.10.2019 and the appellant was directed to come for attested copy after 2 days but thereafter the appellant when return to home fell seriously ill and on complete bed rest. Copy of medical certificates is attached as annexure-B.
4. That after recovery from illness the appellant today on 14.11.2019 received the copy of order dated 07.10.2019. so after receiving the order the application for restoration is well in time. So the delay if may be condoned.
5. That it is in the interest of justice that the appeal should be dealt on merit rather to dismiss on default because the valuable right of the appellant was involved.



It is therefore, most humbly prayed, that the instant appeal No. 568/2018 may be restore on the acceptance of this application.

  
APPELLANT

Through:

  
(SYED NOMAN ALI BUKHARI)  
ADVOCATE, HIGHCOURT  
PESHAWAR.

**AFFIDAVIT**

It is affirmed and declared that the contents of application are true and correct to the best of my knowledge and belief.

  
DEPONENT



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

Khyber Pakhtunkhwa Service Tribunal

Diary No. 547

Dated 12-4-2018

Appeal # 568 /2018.

Altaf Hussain son of Wahid Ullah R/O Hindi Khel Wazir Jani Khel Tehsil & District Bannu ~~~~~ (Appellant)

--- VERSUS ---


1. The Government of Khyber Pakhtunkhwa through Secretary (Education) Khyber Pakhtunkhwa Peshawar.
2. Director Secondary and Elementary Education Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (male), Bannu. Accounts Officer,
4. District Bannu. ~~~~~ (Respondents)

APPEAL AGAINST THE FIRST ORDER DATED 15/08/2016 AND THE  
LAST IMPUGNED TERMINATION ORDER DATED 19/12/2017  
WHEREBY THE SERVICE OF THE PETITIONER AS PST TEACHER HAS  
BEEN WITHDRAWN.

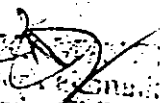
07.10.2019 Nemo for appellant.

It is already past 2.00 PM and the appellant is unrepresented despite repeated calls.

Dismissed for non-prosecution. File be consigned to the record room.

Chairman 

Certified to be true copy

  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

Announced:  
07.10.2019

Date of Presentation of Application 11-10-19

Number of Words 400

Copying Fee 6-00

Urgent 4-00

Total 10-00

Name of Copy [Signature]

Date of Completion of Copy 14-11-19

Date of Delivery of Copy 14-11-19

No.

RS. 5/-

OUT PATIENT'S DEPARTMENT

NAME Alaf Hussain

YEARLY NO. 377

DATE 13/1/19

DISEASE \_\_\_\_\_

FACE VALUE RUPEES 5/-

one month Bed Rest

~~1/2~~

1/2 es. Paracetol Ex  
1-1-1

1/2 Novideron  
1-1

one

Cap. Dexameth  
1-1

1/2 Calloop

1/2 1/2 1/2 1/2

1/2 1/2 1/2 1/2

Medic  
Khanra G  
Teaching Hospital Bann

No.

RS. 5/

OUT PATIENT'S DEPARTMENT

NAME

Altaf Hussain

YEARLY NO.

27<sup>th</sup>

DATE

12/11/13

DISEASE

Job Ponsita Ford  
1-1-1

IS. Noidera 500

IS. Cae 1000  
500 500 ①

CP Cefun 4000  
500 100

Senior Medical Officer  
Khalifa Gul Nawaz  
Teaching Hospital Bannu

Stensted  
1-1-1  
Reza 1000  
1-1-1

Medical Officer  
Khalifa Gul Nawaz  
Teaching Hospital Bannu

FACE VALUE RUPEES 5/

10 May Bet Rent

Dr. Qudrat Ullah Shah (Wazir)

ڈاکٹر قدرت اللہ شاہ (وزیر) هو الشانی

MBBS (AMC)

MCPS (Medicine)  
Internal

FCPS (Medicine)

Not Valid for Court



ایم بی بی ایس

ایم سی پی ایس (میڈیسن)

ایف سی پی ایس (میڈیسن)

فیکلٹی ڈائریکٹ (معدہ)

محمد ایڈیکل سنٹر شاہین

Pt. Name الکافی Add \_\_\_\_\_ Age 27 Sex M Date 27/10/20

Clinical Record R/

Cup, w 28cm  
① کاپ - 28 سم

Tas. Culp. Ples  
① کاپ - پلس

Tas. Qalen  
① کاپ - کالین

Tas. Coproin  
① کاپ - کاپروین

Tas. Digic P  
① کاپ - ڈیجیک پ

*Quadrat*  
27/10/20

5 days bed  
Rest

معائنہ: اتوار، سوموار، منگل، بدھ

0306-5767259  
0333-9740952

محمد ایڈیکل سنٹر شاہین ڈیجیٹل ایکسرے D.H.Q ہسپتال گیٹ نمبر 2 بنوں

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

Service Appeal No. 120 SGB / 2018

Altay Hussain

-----APPELLANT

Versus

Govt of KPK and Others-----

RESPONDENTS

S. No	Description	Annexure	Pages
1	Comments		1-2
2	Affidavit		3
3	Authorities		4
4	Decided S.A 72/2017	A	5-6
5	Appil. order (Ahoc)	B	7-8
6	Advertisement	C	-9
7	Decided IN-P 143-B/2015	D	10-13
8	M.A English offer cut off date	E	14

  
Deponent

Before The Honorable Service Tribunal Khyber Pakhtunkhwa Peshawar

(1)

Service appeal no...568.../2018

Altaf Husain .....Appellant

VS

DEO (Male) Bannu and others .....Respondents

Para wise Comments/ reply on behalf of respondents

Respectfully shweeth:

**Preliminary objection on service appeal:**

1. That the appellant has got no cause of action and locus standi to file the instant appeal.
2. That the appeal of the appellant is not maintainable in its form as the appellant is not civil servant, hence liable to be dismissed.
3. The appeal of the appellant is also bad for misjoinder and non-joinder of the necessary parties as he has not impleaded the members of the DSC committee in his service appeal.
4. That the appellant has not come to this Honorable tribunal with clean hands as the appellants has passed his master degree long after the publication of advertisement, hence on this sole count too, the appeal is liable to be dismissed.
5. That the prevailing policy as well as rules does not allow the appointment of the appellant as his degree is after the cut-off date of the advertisement.
6. That the appellant can-not claim an appointment in response to an advertisement which has been published in 2015 and which were purely on contract/adhoc bases, hence the appeal is liable to be dismissed.
7. That such like service appeal has been dismissed by this Honorable Service Tribunal (Judgment Annexure A)

**FACTS:**

1. That the 1<sup>st</sup> Para of the appeal pertains to personal record of the appellants.
2. That the Para pertains to the educational qualification of the appellants.
3. That the Para pertains to the record of this office.
4. Incorrect and not admitted, it is pertinent to be mentioned here that during the wake of verification process, the Master degree of the appellant was found to have been passed after the cutoff date of the advertisement, it is also important to be mentioned here that the closing date for submission of application form was 24-08-2015, where is Master degree obtained by the petitioner clearly shows as 24-11-2015 and which barred by the Govt policy. Hence, the appointment order of the petitioner was stand withdrawn as per clause 14 of the terms and conditions of his appointment order (See Annexure B appointment order).

(2)


5. That as explained in detail in above Paras.
6. That the Para pertains to the record and direction rendered in WP 382-B/2017.
7. That the operations of the appellant with drawl were remained suspended temporarily in light of PHC Bannu bench direction.
8. That the Para pertains to the record of writ petition decided on 21-11-2017, However it is pertinent to be mention here that the appellant had been appointed on contract basis for one year but soon after his appointment order was stand withdrawn being low in merit and due to his master degree which has been obtained by the appellant after the cutoff date.
9. That the Para pertains to the official record of this office, however the terms and conditions of appointment order is Crystal Clear. (Serial No. 14,15)
10. That the Para pertains to record.
11. That the Para pertains to record.

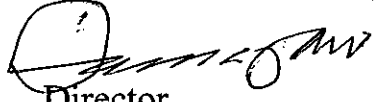
**GROUNDS:**


1. That the appellant does not fulfill the merit criteria as well as eligibility.
2. That in correct and not admitted, No show cause notice is given to an adhoc/ contract employee.
3. That the Para pertains to the person of petitioner hence no comments.
4. That the Para pertains to record, however, the appellant is not entitle to the relief being sought by him.
5. That incorrect and not admitted. That as per relevant rules and law, no show cause notice is given an adhoc/ contract based employee.
6. That incorrect and not admitted, No Mala-fide intentions or ill treatment has been exercised by the respondent with the appellant.

**PRAYER:**

It is, therefore, most humbly prayed that on acceptance of these Para wise reply/comments in response to an appeal filed by the appellant, the appeal in hand may very graciously be dismissed with heavy cost throughout.

  
District Education Office  
(Male) Bann

  
Director  
Elementary and Secondary Education  
Khyber Pakhtunkhwa Peshawar

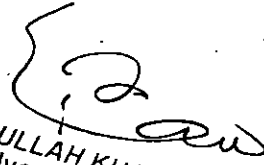
  
Secretary  
Elementary and Secondary Education  
Khyber Pakhtunkhwa Peshawar



AFFIDAVIT

(3)

I Mr. Zahid Ullah Khan Litigation Officer of the office of District Education Officer (Male) Bannu do hereby solemnly declare on oath that all the contents of the para wise comments/Reply in response to service appeal No. 568 /2018 titled Altaf Hussain VS Govt. of Khyber Pakhtunkhwa are true and correct to best of my knowledge and belief and that nothing has been kept concealed deliberately from this honorable tribunal.

  
NAQIB-ULLAH KHAN  
Advocate  
Oath Commissione-  
Distt: Court Bannu

  
Deponent

AFFIDAVIT

I Mr. Zahid Ullah Khan Litigation Officer of the office of District Education Officer (Male) Bannu do hereby solemnly declare on oath that all the contents of the para wise comments/reply in response to service appeal No. \_\_\_\_\_ dated \_\_\_\_\_ VS Govt. of Khyber Pakhtunkhwa are true and correct to best of my knowledge and belief and that nothing has been kept concealed deliberately from this honorable tribunal.

Deposant

ZAHID-ULLAH KHAN  
Advocate  
Oath Commission  
District Court Bannu

**AUTHORITY LETTER**

4

Mr. Zahid Ullah Khan Litigation Officer of this office is hereby authorized to submit the join para wise comments/reply in service appeal No. 568 /2018 titled M(As) Hussain VS Govt. of Khyber Pakhtunkhwa in the honorable service tribunal Peshawar under the intimation to the undersigned and progress to this effect be intimated for onward process.



**District Education Officer (Male)**

**Bannu**

(3)

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

Appeal No. 72/2017

Date of Institution ... 17.01.2017

Date of Decision ... 27.02.2019



Shamshad Khan son of Hidayat Ullah Khan R/O Nassar Fath Khel, Tehsil and District Bannu, ... (Appellant)

VERSUS

Director of Elementary & Secondary Education Government of Khyber Pakhtunkhwa, Peshawar and others. ... (Respondents)

Present

Mr. Zafar Ali Khan,  
Advocate.

... For appellant

Mr. Muhammad Riaz Khan Paindakhel,  
Asstt. Advocate General

... For respondents.

MR. HAMID FAROOQ DURRANI,  
MR. AHMAD HASSAN,

... CHAIRMAN  
... MEMBER


JUDGMENT

HAMID FAROOQ DURRANI, CHAIRMAN:-

1. The appellant is essentially aggrieved of order dated 19.05.2016 passed by the District Education Officer (Male) Bannu, whereby, his service alongwith six other employees was terminated w.e.f. 16.12.2015. It is the case of appellant that he preferred a departmental appeal on 28.07.2016 which remained un-responded, hence the appeal in hand.

At the outset, learned Asstt. Advocate General raised the objection regarding maintainability of instant appeal and referred to the order of

**ATTESTED**

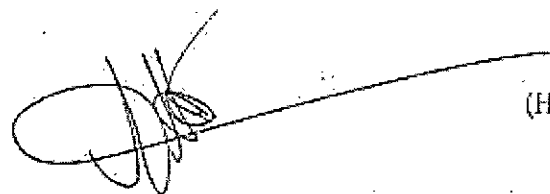
  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal

8

appointment of appellant made on 23.07.2014, wherein, the appellant was shown to have been appointed on ad-hoc basis and against contract. In the said view of the matter the jurisdiction of this Tribunal was barred, it was added.


Learned counsel for the appellant could not controvert the fact that ever-since his appointment the appellant remained on contract without regularization of his service.

2. In such view of the matter and in the light of provisions contained in Section 2 of Khyber Pakhtunkhwa Civil Servants Act, 1973 read with Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974, the appeal in hand is not competent before this Tribunal. Needless to note that for the purpose of Act ibid the appellant is not a civil servant. The appeal is, therefore, dismissed hereby. Parties are left to bear their respective costs. File be consigned to the record room.

  
(AHMAD HASSAN)  
MEMBER

  
(HAMID FAROOQ DURRANI)  
CHAIRMAN

ANNOUNCED  
27.02.2019

**Certified to be true copy**  
  
MEMBER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

Date of Presentation of Application 25/9/22  
Number of Pages 1200  
Copying Fee 14/-  
Urgent         
Total 14/-  
Name of Copy         
Date of Consignation of Copy 22/9/22  
Date of Delivery of Copy 22/9/22



Annex. B (7)

13

**OFFICE OF THE DISTRICT EDUCATION OFFICER  
MALE BANNU**

**Appointment Order PST (Primary School Teacher) Male Adhoc**  
PH No. 0928-660005, 660346, Fax 928-660005,  
E-mail: [emisbannu@yahoo.com](mailto:emisbannu@yahoo.com)

Consequent upon the recommendation of the Departmental Selection Committee, appointment of the following candidates are hereby ordered against the post of Primary School Teacher (PST) School based in BPS-12 (Rs. 9055-650-28555) @Rs. 9055/- fixed plus usual allowances as admissible under the rules on Contract basis under the existing policy/notification issued vide. SO (PE) 4-5/2014/Teaching Cadre dated 30-04-2014 of the Provincial Government, in Teaching Cadre on the terms and conditions given below with effect from the date of the taking over charge :-

S.NO	NAME	FATHER NAME	UNION COUNCIL	SCORE	NAME OF SCHOOL	REMARKS
1	Jahangir Khan	Nek Nawaz Khan	Nizam Dherma Khel	110.05	GPS Kachozai	Instead of Abdul Wahab Not assume charge in the Said School
2	Altaf Hussain	Wahid Ullah Khan	Hindi Khel	109.68	GPS Malik Shahi Jani Khel	Instead of Rauf Ullah Khan Not assume charge in the Said School
3	Zarin Ullah	Aqal Khan	Takhti Khel	107.32	GPS Ghulam Jan Baka Khel	Approved by DSC

**TERMS & CONDITIONS.**

1. NO TADA etc is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary & contract basis initially for one year.
4. They should not be handed over charge if he exceeds 35 years or below 18 years of age. Age relaxation case may be submitted to competent authority.
5. Appointment is subject to the condition that certificate/documents must be verified from the concerned institutions by the DEO Male (concerned), anyone found producing bogus/fake Certificate/degree will be reported to the law enforcing agencies for further action and their appointment will be withdrawn from the selection list. Charges of the verification will be borne by the appointees themselves.
6. Their services are liable to termination on one month's prior notice from either side. In case of resignation without notice their one-month pay/allowances shall be forfeited to the Government.
7. Pay will not be drawn by the DDO concerned until and unless a certificate is not issued by this office that their certificates are duly verified.
8. They should join their posts within 15 days of the issuance of this notification. In case of failure, their appointment will expire automatically and no subsequent appeal etc shall be entertained.
9. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
10. They will be governed by such rules and regulations as may be issued from time to time by the Govt.

(8)

Their services shall be terminated at any time, in case their performance is found unsatisfactory during their contract period. In case of misconduct, They shall be processed under the rules framed from time to time.

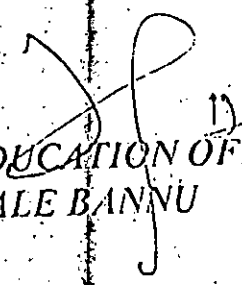
12. Their appointment is made on School base, They will have to serve at the place of posting, and their services are not transferable to any other station.
13. Before handing over charge once again their document may be checked if they have not the required relevant qualifications as per rules, they may not be handed over charge of the post.
14. In case of any error, deceit on behalf of the appointee found at any time, the appointment order of the candidates will be withdrawn.
15. The Undersigned reserve the rights of amendment in this appointment order in case of any mistake/error or omission.

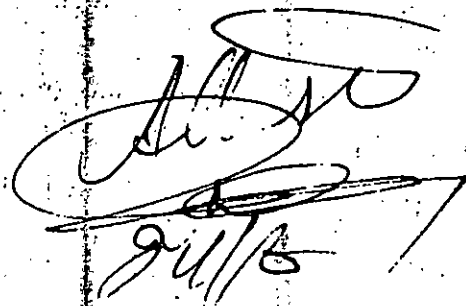
(Imtiaz Ul Haq)  
DISTRICT EDUCATION OFFICER  
MALE BANNU

Endst:No. 2539-44 /AE-I-Male/PST/Adhoc/Apptt: Dated Bannu the 29 /04/2016.

Copy forwarded for information and necessary action to the:

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa.
2. Deputy District Education Officer Male Bannu.
3. District Accounts Officer District Bannu.
4. SDEO (M) Primary.
5. ASDEOs (Concerned).
6. Official Concerned.

  
DISTRICT EDUCATION OFFICER  
MALE BANNU







*[Handwritten mark]*

**PESHAWAR HIGH COURT,**  
**BANNU BENCH**

Writ Petition No. 493-B/2015

**JUDGMENT**

Date of hearing.....02.06.2015.....

Petitioner(s) *M. Mohsin Kamal Khan By Saawal Nazir Khan*

Respondent(s) *By Saifur Rehman Khattak Addl A B*

**MUHAMMAD YOUNIS THAHEEM, J.-** Mohsin

Kamal the petitioner, seeks constitutional jurisdiction of this Court for issuance of appropriate writ directing the respondents to declare the impugned order dated 19.05.2014 as arbitrary, fanciful, capricious against the very spirit of law, rules and policy and against the very spirit of natural justice and to reinstate the petitioner on his post from the date of appointment order.

2. In essence the grievance of petitioner is that he being qualified for the post of CT, in response of advertisement applied on government Middle School Umer Khan-mama Khel and in NTS fall on top of the merit list. After interview the

*[Handwritten signature]*

**ATTESTED**  
**EXAMINER**  
Peshawar High Court  
Bannu Bench

petitioner was appointed on the said post vide order dated 16.05.2014, but when the petitioner approached for assumption of charge to the said school, the petitioner was refused by the respondent No.6 and was informed that the appointment order of petitioner has withdrawn vide impugned order dated 19.05.2014. Hence, the instant writ petition.

3. Comments were called from the official respondents which they furnished. Paras No.3 and 4 of the same read as:

3. *Incorrect. The petitioner was not on top of the merit list prepared for GMS Umer Khan Mama Khel, as his merit score is 117.41, because of passing of his Msc (Biology) after due date i.e. 30.01.2014.*

4. *Correct to the some extent, but after disclosing his tempering in M.Sc (Biology) result declaration date i.e. 31.01.2014 instead of*

5/10/14  
S  
2

ATTESTED  
EXAMINER  
Peshawar High Court  
Banny Bench

25  
10/10/14

(12)

47

3.01.2014, his appointment was withdrawn."

4. Perusal of the record reveals that last date for filing applications for the post of CT, as per advertisement, was fixed as 20.01.2014, whereas the petitioner mentioned to be M.Sc (Biology) and produced certificate having date of declaration of result as 03.01.2014, while actually the result was declared on 31.01.2014 after expiry of last date of submission of applications. By adding the marks of M.Sc and NTC, the petitioner secured 128 marks, which resulted him for the appointment at PST post, but on getting knowledge of the same, petitioner's MSc marks were deducted and thereby his marks reduced from 128 to 117 and in view of such situation, the petitioner was not entitled to be appointed being low on merit list, hence, the appointment made by the department was withdrawn.

5. In view of above facts and circumstances of the case, the respondents/ department has committed no illegality and rightly

ATTESTED  
EXAMINER  
Peshawar High Court  
Rajmura Bench

5  
12  
42

(13)

48

withdrawn the appointment order of petitioner.  
Hence, this writ petition being devoid of merits is  
dismissed.

Announced:  
Dt. 01.06.2015.

sd/ Muhammad Ali Khan  
sd/ Muhammad Younis Khan



CERTIFIED TO BE TRUE COPY

Exhibit  
Peshawar High Court Bannu Bench  
Authorised under Article 87 of  
The Qanun-e-Shahadat Order 1988

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Bannu.

espondents)

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# UNIVERSITY OF SCIENCE & TECHNOLOGY BANNU

Khyber Pakhtunkhwa PAKISTAN

14

S.No.04194

## T R A N S C R I P T

Master of Arts in English  
Session: 2012-2014

Name: Altaf Hussain Father's Name: Wahid Ullah  
Registration No. 2010-UB-GCB-31271 Roll No. 10356

The candidate has secured the following marks and is placed in First Division

Term/Semester	Subject	Marks		Remarks
		Maximum	Obtained	
First Term	Novel-I	100	69	Promoted
	Prose-I	100	60	
	Poetry-I	100	54	
	History of English Literature-I	100	65	
	<b>Total</b>	<b>400</b>	<b>248</b>	
Second Term	Prose-II	100	53	Promoted
	Novel-II	100	60	
	Poetry-II	100	55	
	History of English Literature-II	100	72	
	<b>Total</b>	<b>400</b>	<b>240</b>	
Third Term	Poetry-III	100	52	Promoted
	Drama-III	100	62	
	Criticism-III	100	69	
	Language & Linguistics-III	100	59	
	<b>Total</b>	<b>400</b>	<b>242</b>	
Fourth Term	Viva Voce	100	65	Passed
	Poetry-IV	100	55	
	Drama-IV	100	65	
	Criticism-IV	100	76	
	English Language Teaching	100	69	
	<b>Total</b>	<b>500</b>	<b>330</b>	
<b>Grand Total</b>		<b>1700</b>	<b>1060</b>	<b>Over All 62.35 %</b>

Prepared by: [Signature]

The Examination was taken in Parts

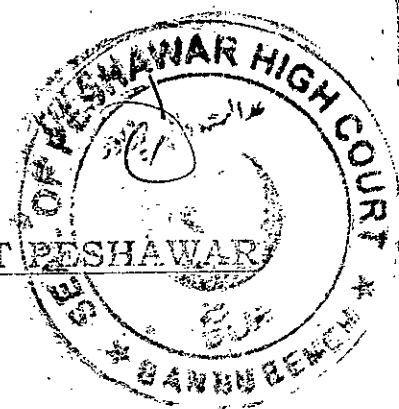
Checked by: [Signature]

Result Declaration Date	24-11-2015
Issue Date	27-11-2015

[Signature]  
Controller of Examinations  
University of Science & Technology Bannu

**VERIFIED**  
[Signature]  
Controller of Examinations  
University of Science & Technology Bannu

BEFORE THE PESHAWAR HIGH COURT PESHAWAR



382-8/17  
W.P No. 3306/2016

Aitaf Hussain S/o Walid Ullah R/o Hindi Khel Wazir  
Jani Khel, Tehsil and District Bannu ..... Petitioner

VERSUS

1. Director Secondary and Elementary Education  
K.P.K Peshawar.
2. District Account Officer Bannu.
3. District Education officer Bannu  
..... Respondents

24/8/16

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

PRAYER:-

ON ACCEPTANCE OF THIS WRIT PETITION  
AN APPROPRIATE WRIT MAY VERY  
GRACIOUSLY BE ISSUED TO THE  
RESPONDENT WITH DIRECTION TO THE  
RESPONDENT TO CANCEL THE IMPUGNED  
ORDER DATED 15.08.2016, THE SERVICE  
OF THE PETITIONER MAY KINDLY BE  
RESTORED, MOREOVER THE MONTHLY  
PAY OF THE PETITIONER BE RELEASED  
OTHER RELIEF IF ANY ALSO BE GRANTED.

FILED TODAY  
Deputy Registrar  
25 AUG 2016

**ATTESTED**  
  
EXAMINER  
Peshawar High Court  
Bannu Bench

2

Respectfully Sheweth:

1. That the petitioner is the bonafide resident of the district Bannu is a well qualified person. (Copy of Qualification is attached as Annexure "A")
2. That the respondent advertised some post of PST, for which the petitioner also applied and after through scrutiny and checking the petitioner was found eligible for the same.
3. That after codal formalities the petitioner was appointed as PST Teacher vide appointment order by respondent No.3 dated 29.04.2016. (Copy of order is attached as Annexure "B").
4. That the petitioner assumed his charge on 29.04.2016, after medical examination. (Copy of the charge report and medical examination is attached as Annexure "C"& "D").
5. That since his appointment, no complain or defect was pointed out by the respondent against the petitioner.
6. That on 15.08.2016, all of a sudden and with one stroke of pen the respondent No.3, with drew the appointment order of the petitioner without any

FILED TODAY

Deputy Registrar

25 AUG 2016

ATTESTED

EXAMINER  
Feshawar High Court  
Bannu Bench

3

legal justification or notice, hence the instant writ petitioner inter alia on the following grounds: (Copy of the impugned order is attached as Annexure "E)

GROUND:-

- A. That the impugned order dated 15.08.2016 issued by respondent No.3 is against facts law and fundamental rights.
- B. That no show cause notice was served on the petitioner.
- C. That the academic qualification have been found as genuine and correct after the departmental verification similarly the selection committee has also checked the qualifications of the petitioner at the time of interview.
- D. That no complaint all defact has been intimated to the petitioner as is clear for the withdrawl order of the respondent No.3.
- E. That the petitioner has been made escape goat as the respondent No.3 is an interested to appoint his favorite candidate in place of the petitioner.
- F. That the petitioner seeks permission of this Honourable Court to advance other points at the time of arguments.

24/8/16

FILED TODAY  
Deputy Registrar  
25 AUG 2016

**ATTESTED**  
EXAMINER  
Kochwar High Court  
Bannu Bench



4

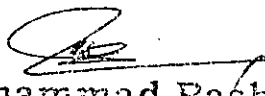
It is, therefore, most humbly prayed that on acceptance of this writ petition the impugned order dated 15.08.2016, be set-aside the petitioner be restored on his job <sup>as</sup> ~~as~~ PST Teacher and his monthly pay is also be released other relief also be granted.

INTERIM RELIEF:-

In wake of the above submission it is humbly requested that the operation of the impugned order dated 15.08.2016, may kindly be suspended and the monthly pay of the petitioner be released till the disposal of this writ petition.


PETITIONER

Through

  
Muhammad Rasheed Wazir  
Advocate, Bannu

Dated 24.08.2016

ATTESTED

  
EXAMINER  
Jacobabad High Court  
Jacobabad

FILED TODAY  
District Registrar  
25 AUG 2016

5

CERTIFICATE:

Certified on instructions of my client that petitioner has not previously moved this Hon'ble Court under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973 regarding the instant matter.

*[Handwritten signature]*

*[Handwritten signature]*

ADVOCATE

LIST OF BOOKS:

1. Constitution of Islamic Republic of Pakistan, 1973
2. Any other law books according to need

*[Handwritten signature]*

ADVOCATE

**ATTESTED**

*[Handwritten signature]*  
EXAMINER  
Peshawar High Court  
Banda House

FILED TODAY  
Deputy Registrar  
25 AUG 2016

6

BEFORE THE PESHAWAR HIGH COURT PESHAWAR

382-B/17  
W.P No. 3306 2016

Altaf Hussain ..... Petitioner

VERSUS

Director Secondary and Elementary Education  
K.P.K Peshawar and others..... Respondents

AFFIDAVIT

I, Altaf Hussain S/o Wahid Ullah R/o Hindi Khel Wazir  
Jani Khel, Tehsil and District Bannu ; do hereby  
solemnly affirm and declare that the contents of the  
accompanying **Writ Petition** are true and correct to the  
best of my knowledge and belief and nothing has been  
concealed from this Hon'ble Court.

*Altaf*

DEPONENT  
CNIC # 11101-1285780-5

Identified By:-

*Muhammad Rasheed Wazir*  
Muhammad Rasheed Wazir  
Advocate, Peshawar

6471	as verified on solemn
my of <i>Altaf</i>	24/8/16
do <i>Wahid Ullah</i>	16 Altaf Hussain
who was of <i>Bannu</i>	Bannu
Who is present	M-Rasheed Wazir
	<i>Muhammad Rasheed Wazir</i>

**ATTESTED**

EXAMINER  
Peshawar High Court,  
Bannu Bench

FILED TODAY  
Deputy Registrar  
25 AUG 2016

7

BEFORE THE PESHAWAR HIGH COURT PESHAWAR

W.P No. 382-B / 2016

Altaf Hussain ..... Petitioner

VERSUS

Director Secondary and Elementary Education  
K.P.K Peshawar and others..... Respondents

ADDRESSES OF PARTIES

PETITIONER

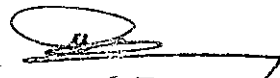
Altaf Hussain S/o Wahid Ullah R/o Hindi Khel Wazir  
Jani Khel, Tehsil and District Bannu

RESPONDENTS

1. Director Secondary and Elementary Education  
K.P.K Peshawar.
2. District Account Officer Bannu.
3. District Education officer Bannu

PETITIONER

Through

  
Muhammad Rasheed Wazir  
Advocate, Peshawar

**ATTESTED**

FILED TODAY  
Deputy Registrar  
25 AUG 2016

  
EXAMINER  
Peshawar High Court  
Bannu Bench

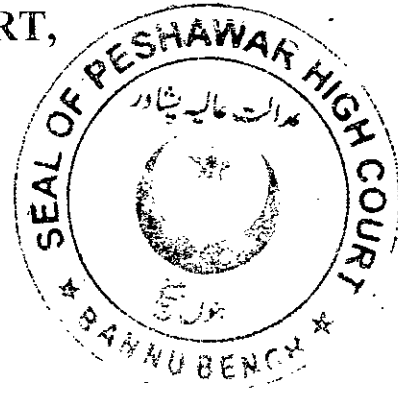
JUDGMENT SHEET  
IN THE PESHAWAR HIGH COURT,  
BANNU BENCH  
(Judicial Department)

W.P.No.382-B/2017

ALTAF HUSSAIN

VERSUS

DIRECTOR SECONDARY AND ELEMENTARY  
EDUCATION K.P.K PESHAWAR AND TWO  
OTHERS.



JUDGMENT

Date of hearing: 21.11.2017.

Appellant-petitioner Altaf Hussain By Muhammad  
Rashid Khan Wazir Ahs

Respondent By Khalid Hamid Qureshi  
And Farzand Spill. DEO Office Bannu.

SHAKEEL AHMAD, J.- Through this constitutional petition,  
the petitioner Altaf Hussain has sought the following relief.

*"It is, therefore, most humbly prayed  
that on acceptance of this writ petition,  
the impugned order dated 15.8.2016, be  
set aside and the petitioner be restored  
on his job as PST Teacher and his  
monthly pay is also be released, other  
relief also be granted."*

2. Brief facts of the case are that in pursuance of the  
recommendations made by the Departmental Selection  
Committee, the petitioner was appointed as PST vide order

**ATTESTED**

Imran\*

**EXAMINER**  
Peshawar High Court  
Bannu Bench

dated 29.4.2016, whereafter he assumed the charge as such. All of a sudden, his appointment order was withdrawn vide office order dated 15.8.2016, by the respondent No.3 i.e. The District Education Officer (Male), Bannu, hence, the instant writ petition.

3. It has been argued by the learned counsel for the petitioner that the impugned office order dated 15.8.2016, whereby the appointment order of the petitioner was withdrawn is illegal, without lawful authority and without jurisdiction. He next argued that no reason whatsoever has been assigned before withdrawal of appointment order of the petitioner, therefore, the same is liable to be set aside.

4. Arguments heard and record perused.

5. Perusal of the record reveals that the petitioner was appointed as PST vide office order dated 29.4.2016. Admittedly, he is a civil servant and the dispute relates to the terms and conditions of his service wherein the Service Tribunal has exclusive jurisdiction to adjudicate upon the matter. In view of embargo placed by Article 212 of the Constitution of Islamic Republic of Pakistan, 1973 jurisdiction of this Court is barred in matters relating to the terms and conditions of a civil servant. When the learned counsel for the petitioner was confronted with the aforesaid provision of Article 212 of the Constitution, he remained answerless and stated that he will seek his relief before

**ATTESTED**

**EXAMINER**

Secretary of High Court  
Bannu Bench

*Inwani*

appropriate forum in accordance with law. May do so, if so advised.

6. For what has been stated above, the instant writ petition, being not maintainable, is dismissed.

Announced.  
Dt: 21.11.2017.

Sd/- Mr. Justice Abdul Shakoor-J



Sd/- Mr. Justice Shakeel Ahmad, J



CERTIFIED TO BE TRUE COPY

*[Signature]*  
11/18/2018  
Examiner

Peshawar High Court 2 Innu Bench  
Authorised Under Article 87 of  
The Qanun-e-Shahadat Order 1984

*[Handwritten signature]*  
27/11/17


2

The restoration application of Mr. Altaf Hussain son of Wahidullah r/o Hindi Khel Wazir Jani Khel Bannu received today i.e. on 14.11.2019 is incomplete on the following score which is returned to the counsel for the applicant for completion and resubmission within 15 days.

Copy of medical certificate mentioned in para-3 of the application (Annexure-B) is not attached with the appeal which may be placed on it.

No. 2009 /S.T.

Dt. 14-11 /2019

  
REGISTRAR 14/11/19  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Syed Noman Ali Bukhari Adv. Pesh.

① objection removed file resubmitted.

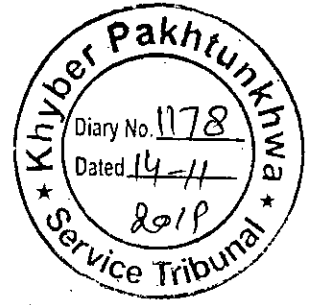




**BEFORE THE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL,**  
**PESHAWAR.**

*Restoration Application No. 438/2019*

**APPEAL NO.568/2018**



Altaf Hussain

V/S

Education Deptt:

**APPLICATION FOR RESTORATION OF APPEAL NO.**  
**568/2018 WHICH WAS DISMISSED ON DEFAULT VIDE**  
**ORDER DATED 07.10.2019.**

**RESPECTFULLY SHEWETH:**

1. That the instant appeal No. 568/2018 was filed before this Honorable Tribunal for re-instatement.
2. That the instant appeal was in preliminary stage and the case was fixed on 07.10.2019 and the appellant himself was not available due to illness and the case was dismissed in default for want of prosecution on 07 .10.2019 . **(Copy of the order is attached as annexure-A).**
3. That the appellant file application on 11.10.2019 well in time for copy of orders sheet dated 07.10.2019 and the appellant was directed to come for attested copy after 2 days but thereafter the appellant when return to home fell seriously ill and on complete bed rest. **Copy of medical certificates is attached as annexure-B.**
4. That after recovery from illness the appellant today on 14.11.2019 received the copy of order dated 07.10.2019. so after receiving the order the application for restoration is well in time. So the delay if may be condoned.
5. That it is in the interest of justice that the appeal should be dealt on merit rather to dismiss on default because the valuable right of the appellant was involved.

It is therefore, most humbly prayed, that the instant appeal No. 568/2018 may be restore on the acceptance of this application.

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**APPELLANT**

Through:

*Handwritten signature*

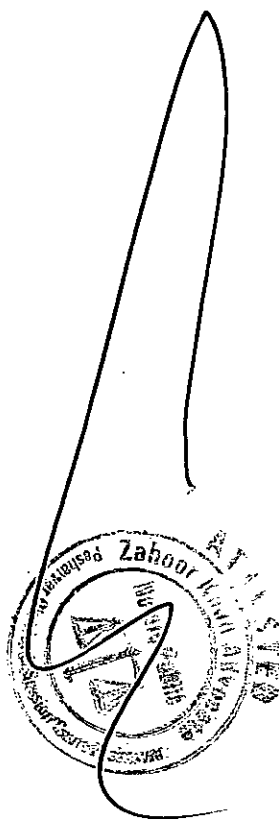
**(SYED NOMAN ALI BUKHARI)**  
ADVOCATE, HIGHCOURT  
PESHAWAR.

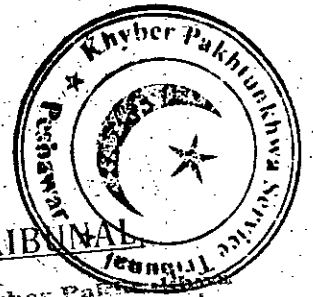
**AFFIDAVIT**

It is affirmed and declared that the contents of application are true and correct to the best of my knowledge and belief.

*Handwritten signature*

**DEPONENT**





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

Khyber Pakhtunkhwa  
Service Tribunal

Appeal # 568 /2018.

Diary No. 547  
Dated 12-4-2018

Altaf Hussain son of Wahid Ullah R/O Hindi Khel Wazir Jani Khel Tehsil  
& District Bannu ~~~~~ (Appellant)

---VERSUS---

1. The Government of Khyber Pakhtunkhwa through Secretary (Education) Khyber Pakhtunkhwa Peshawar.
2. Director Secondary and Elementary Education Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (male), Bannu. ~~~~~ Officer,
4. District Accounts Bannu. ~~~~~ (Respondents)


APPEAL AGAINST THE FIRST ORDER DATED 15/08/2016 AND THE  
LAST IMPUGNED TERMINATION ORDER DATED 19/12/2017  
WHEREBY THE SERVICE OF THE PETITIONER AS PST TEACHER HAS  
BEEN WITHDRAWN.

07.10.2019

Nemo for appellant.

It is already past 2.00 PM and the appellant is unrepresented despite repeated calls.

Dismissed for non-prosecution. File be consigned to the record room.

Chairman 

Certified to be true copy

  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

Announced:

07.10.2019 Date of Presentation of Application 11-10-19

Number of Words 400

Copying Fee 6-00

Urgent 4-00

Total 10-00

Name of Copy [Signature]

Date of Completion of Copy 14-11-19

Date of Delivery of Copy 14-11-19

Dr. Qudrat Ullah Shah (Wazir)

MBBS (AMC)

MCPS (Medicine)

Internal

FCPS (Medicine)

ڈاکٹر قدرت اللہ شاہ (وزیر) حوالہ شانی

Not Valid for Court



ایم بی بی ایس

ایم سی پی ایس (میڈیسن)

ایف سی پی ایس (میڈیسن)

کیسٹرو انٹرا لوجسٹ (معدہ)

معدہ اینڈ میڈیکل سپیشلسٹ

Pt. Name الکافیانی Add \_\_\_\_\_

Age 27 Sex M Date 27/10/09

Clinical Record

R/

Cup, Wilson  
دیکھو - 2 - 1 - 10mg

Tab. Cephal. pres  
دیکھو - 11 - 4

Tab. Qalsen. D  
دیکھو - 11 - 10

- Tab. Leprocin 500mg  
دیکھو - 1 - 1

- Tab. Digoxin P  
دیکھو - 1 - 1

15 days. bed.  
Rest.

27/10/09

معائنہ: اتوار، سوموار، منگل، بدھ

0306-5767259  
0333-9740952

محمد میڈیکل سنٹر شاہین ڈیپارٹمنٹ، ایکس ے D.H.Q ہسپتال گیٹ نمبر 2 بنوں

**VAKALAT NAMA**

NO. \_\_\_\_\_/20

IN THE COURT OF K.P Service Tribunal, Peshawar

Altaf Hussain (Appellant)  
(Petitioner)  
(Plaintiff)

VERSUS

Education Dept. (Respondent)  
(Defendant)

I/We, Altaf Hussain.

Do hereby appoint and constitute **SYED NOMAN ALI BUKHARI Advocate High Court Peshawar**, to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate/Counsel on my/our costs.

I/We authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter. The Advocate/Counsel is also at liberty to leave my/our case at any stage of the proceedings, if his any fee left unpaid or is outstanding against me/us.

Dated 14/11/2019.

[Signature]  
(CLIENT)

ACCEPTED

[Signature]  
**SYED NOMAN ALI BUKHARI**  
Advocate High Court Peshawar.