

Sr. No	Date of order/proceedings	Order or other proceedings with signature of Judge or Magistrate
1	2	3
	04.03.2020	<p align="center"><u>BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL</u> <u>At Camp Court, Swat.</u> Service Appeal No. 177/2019</p> <p>Date of Institution 18.09.2019 Date of Decision 04.03.2020</p> <p>Dr. Akbar Ali.</p> <p align="right">Appellant</p> <p align="center">Versus</p> <ol style="list-style-type: none"> Government of Khyber Pakhtunkhwa, through Chief Secretary Khyber Pakhtunkhwa Peshawar. Secretary Health Khyber Pakhtunkhwa Peshawar. Director General Health Khyber Pakhtunkhwa Peshawar. MS District Head Quarter Hospital, Daggar, District Buner. Dr. Muhammad Ishaq Senior Medical Officer (BS-18) District Head Quarter Hospital Daggar, District Buner. <p align="right">Respondents</p> <p>Mr. Muhammad Hamid Mughal-----Member(J) Mr. Hussain Shah -----Member(E)</p> <p align="center"><u>JUDGMENT</u> <u>MUHAMMAD HAMID MUGHAL, MEMBER:</u> Appellant</p> <p>with counsel present. Mr. Usman Ghani learned District Attorney present.</p> <p>2. The appellant has filed the present service appeal against the order dated 30.05.2019 whereby Dr. Muhammad Ishaq (private respondent No.5), Senior Medical Officer (BS-18)/Qualified Children Specialist, DHQ Hospital Buner was adjusted against the vacant post of Children Specialist (BS-18) in his own pay & scale at DHQ Hospital Buner.</p>

Handwritten signature and date: 4.3.2020

3. Learned counsel for the appellant argued that vide order dated 19.01.2015 the appellant was appointed against the vacant post of District Children Specialist (BS-18) DHQ (H) Daggar Buner; that there are two posts of Children Specialist in DHQ (H) Daggar Buner which posts are already occupied by the appellant and Dr. Said Shah; that there is no vacant post of Children Specialist available at DHQ (H) Daggar Buner however vide impugned order dated 30.05.2019 the Health Department has adjusted Dr. Muhammad Ishaq (private respondent No.5) against the post of Children Specialist at DHQ (H) Daggar Buner.

4. As against that learned District Attorney argued that the appellant has not come to this Tribunal with clean hands; that two posts of District Children Specialists are sanctioned in DHQ Hospital Daggar Buner one in BPS-18 and the another one is in BPS-19; that the post of BPS-19 is occupied by Dr. Said Shah; that the Health Department notified Dr. Muhammad Ishaq as Children Specialist vide order dated 30.05.2019 and accordingly he is working in the Children Unit under the supervision of Dr. Said Shah; that the appellant was not interested towards his job in the children ward , resultantly the appellant was directed to perform his duty in the Casualty Department.

5. Arguments heard. File perused.

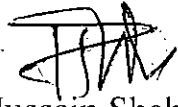
6. Vide order dated 19.01.2015 of the Health Department, the appellant was transferred from LRH Peshawar to DHQ Hospital Daggar Buner for further posting against the vacant post of District

Ca
4.3.2020

Specialist (Children) BS-18.

7. The Health Department without issuing any fresh posting order in respect of the appellant, adjusted private respondent No.5 at the post of Children Specialist in DHQ Hospital Daggar Buner vide impugned order dated 30.05.2019.

8. In the light of above the Health Department/competent authority is directed to remove the ambiguity in relation to the posting of the appellant by issuing proper posting order in accordance with law and rules on the subject within 15 days of the receipt of copy of this judgment. The present service appeal is disposed of in the above noted terms. Parties are left to bear their own costs. File be consigned to the record room.



(Hussain Shah)
Member



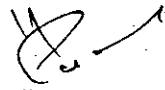
(Muhammad Hamid Mughal)
Member
Camp Court, Swat.

ANNOUNCED

04.03.2020


03.03.2020 Appellant with counsel present. Mr. Usman Ghani learned District Attorney present. Arguments heard. To come up for order on 04.03.2020 before D.B at Camp Court, Swat.

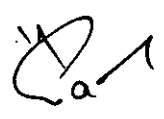

Member


Member
Camp Court, Swat.

04.03.2020 Appellant with counsel present. Mr. Usman Ghani learned District Attorney present.

Vide separate judgment of today of this Tribunal placed on file, the Health Department/competent authority is directed to remove the ambiguity in relation to the posting of the appellant by issuing proper posting order in accordance with law and rules on the subject within 15 days of the receipt of copy of this judgment. The present service appeal is disposed of in the above noted terms. Parties are left to bear their own costs. File be consigned to the record room.


(Hussain Shah)
Member


(Muhammad Hamid Mughal)
Member
Camp Court, Swat.

ANNOUNCED.
04.03.2020

03.02.2020

Learned counsel for the appellant and Mr. Riaz Paindakheil learned Assistant Advocate General alongwith M/S Dr. Farooq DMS and Jaffar Assistant representatives of official respondents present and submitted written reply on behalf of official respondents. No one present on behalf of private respondent No.5. Being transfer/adjustment case, the present service appeal is posted for arguments before D.B. In the interest of justice, notice be issued to private respondent No.5. Adjourned to 02.03.2020 before D.B at Camp Court, Swat.



Member
Camp Court, Swat.

02.03.2020

Appellant in person present. Mr. Usman Ghani learned District Attorney alongwith Dr. Farooq Siyar DMS present. Appellant seeks adjournment as his counsel is not available. Being posting transfer case, adjourned for tomorrow i.e. on 03.03.2020. Adjourn. To come up for arguments on 03.03.2020 before D.B at Camp Court, Swat.

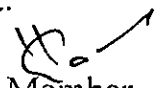
Member



Member
Camp Court, Swat.


04.12.2019

Appellant in person present. Written reply not submitted. Bakht Rehman Junior Clerk representative of respondent department present and seeks time to furnish written reply/comments. Granted. To come up for written reply/comments on 06.01.2020 before S.B at Camp Court, Swat.


Member
Camp Court, Swat

06.01.2020

Appellant in person and Mr. Riaz Ahmad Paindakheil, Assistant AG for the respondents present. Neither written reply on behalf of respondents submitted nor representative of the department is present, therefore, notices be issued to the respondents with the direction to direct the representative to attend the court and submit written reply on the next date positively. Adjourned to 03.02.2020 for written reply/comments before S.B at Camp Court Swat.


(Muhammad Amin Khan Kundi)
Member
Camp Court Swat

03.02.2020


Learned counsel for the appellant and Mr. Riaz Paindakheil learned Assistant Advocate General alongwith M/S Dr. Taroo, MS and Jaffar Assistant representatives of official respondents present and submitted written reply on behalf of official respondents. No one present on behalf of private respondent No.5. Notice be issued to private respondent No.5 for written reply/comments. Adjourned. To come up for written reply/comments of private respondent No.5 on 02.03.2020 before S.B at Camp Court, Swat.

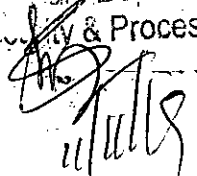
Member
Camp Court, Swat

07.11.2019

Counsel for the appellant Dr. Akbar Ali present. Preliminary arguments heard. It was contended by learned counsel for the appellant that the appellant was transferred from LRH Peshawar to DHQ Hospital Daggar Buner for further posting against the vacant post of District Specialist (Children) BS-18 in his own pay and scale in the public interest vide order dated 19th January 2015. It was further contended that in pursuance to the order dated 19.01.2015 the appellant was posted in DHQ Hospital Daggar Buner against the permanent post of District Specialist (Children). It was further contended that after some time, the competent authority again adjusted the appellant in the said hospital as Second Incharge Children Specialist vide order dated 10.05.2018 and one Dr. Muhammad Ishaq private respondent was adjusted as Casualty Medical Officer vide same order available on the record. It was further contended that the competent authority again adjusted the private respondent Dr. Muhammad Ishaq as District Specialist (Children) Buner against the post of District Specialist (Children) BS-18 already occupied by the appellant despite the fact that the appellant was neither transferred nor adjusted at any other post. It was further contended that the appellant filed departmental appeal but the same was not responded. It was further contended that since the private respondent was adjusted on the post already occupied by the appellant without the transfer or adjustment order of the appellant to other post therefore, the impugned order is illegal and liable to be set-aside.

The contention raised by learned counsel for the appellant needs consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days, thereafter, notices be issued to the respondents for written reply/comments for 04.12.2019 before S.B at Camp Court Swat. Learned counsel for the appellant also submitted application for grant of interim relief by restraining the respondents from taking any adverse action against the appellant till the final disposal of the main appeal. Notice of the said application be also issued to the respondents for the date fixed. In the meanwhile, the respondents are restrained from taking any adverse action against the appellant till the next date.


(Muhammad Amin Khan Kundi)
Member
Camp Court Swat


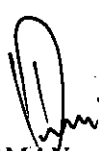
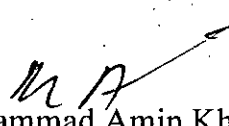
Appellant Deposited
Security & Process Fee


Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 1177/2019

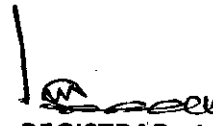
S.No.	Date of order proceedings	Order or other proceedings with signature of judge		
1	2	3		
1-	24/09/2019	<p>The appeal of Dr. Akbar Ali resubmitted today by Mr. Shamsul Hadi Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR 24/9/19</p> <p>2-</p>	09.10.2019	<p>This case is entrusted to touring S. Bench at Swat for preliminary hearing to be put up there on <u>09-10-2019</u></p> <p style="text-align: right;"> CHAIRMAN</p> <p>Clerk of counsel for the appellant present and requested for adjournment on the ground that learned counsel for the appellant is busy before the Hon'ble Dar-ul-Qaza. Adjourned to <u>07.11.2019</u> for preliminary hearing before S.B at Camp Court Swat.</p> <p style="text-align: right;"> (Muhammad Amin Khan Kundi) Member Camp Court Swat</p>

The appeal of Dr. Akbar Ali Children Specialist DHQ Hospital Daggar Buner received today i.e. on 18.09.2019 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Memorandum of appeal may be got signed by the appellant.
- 2- Copy of appointment order mentioned in para-1 of the memo of appeal is not attached with the appeal which may be placed on it. Annexure-A is transfer order but not a appointment order.

No. 1622 /S.T,


Dt. 19-9- /2019.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Shamsul Hadi Adv. Swat.

The objections are remedied:
Annexure "A" is a Service Certificate,
which are annexed.

Please place before
the court.
Thanks

Infor Ali Yousof
Advocate


29-09-2019

BEFORE THE KHYBER PAKHTUNKHWA SERVICES
TRIBUNAL, PESHAWAR

Service Appeal No. 1177 /2019

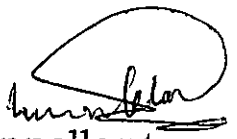
Dr. Akbar Ali.....**Appellant**

V E R S U S

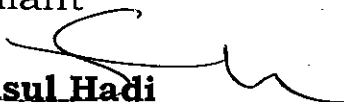

Govt. of KPK and others**Respondents**

I N D E X

S.No	Description of Documents	Annex	Pages
1.	Memo of Appeal	*	1-5
2.	Affidavit	*	6
3.	Application for interim relief	*	7-8
4.	Addresses of Parties	*	9
5.	Copies of service certificates	A-B	10-11
6.	Copy of the order dated 10/05/2018	C	12
7.	Copy of departmental appeal along with AD receipt	D-E	13-16
8.	Copy of cancellation order	F	17-18
9.	Wakalat Nama		19


Appellant

Through


Shamsul Hadi
Advocate, High Court,
At Swat
& 
Irfan Ali Yousafzai
Advocate, High Court,
Peshawar

Date: 18/09/2019

①

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

Service Appeal No. 1177 /2019

**Khyber Pakhtunkhwa
Services Tribunal**
Diary No. 1271
Dated 18/9/2019

Dr. Akbar Ali (Children Specialist)
MO (BS-18) District Head Quarter Hospital, Daggar,
District Buner **Appellant**

V E R S U S

1. Govt. of KPK through Chief Secretary Khyber Pakhtunkhwa, Civil Secretariat, Peshawar
2. Secretary Health, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar
3. Director General Health, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar
4. MS District Head Quarter Hospital, Daggar, District Buner
5. Dr. Muhammad Ishaq
Senior Medical Officer, (BS-18) District Head Quarter Hospital, Daggar, District Buner.

..... **Respondents**

Filed to-day
Registrar

**APPEAL UNDER SECTION 4 OF
THE SERVICES TRIBUNAL ACT
1974 AGAINST THE IMPUGNED
TRANSFER/ADJUSTMENT
ORDER DATED 30/05/2019
ADJUSTED THE RESPONDENT**

Re-submitted to-day
and filed.

Registrar
21/9/19

(2)

NO.5 IN DHQ HOSPITAL
DAGGAR, DISTRICT BUNER
AGAINST THE OF DISTRICT
CHILDREN SPECIALIST

Prayer in Appeal:

On acceptance of this appeal, the impugned order dated 30/05/2019 may very graciously be set aside and appellant may kindly be restored/posted back to the post of District Children Specialist (BS-18) in District Head Quarter Hospital, Daggar, District Buner in the large interest of justice.

Respectfully Sheweth:

1. That appellant was serving as District Children Specialist in (BS-18) in District Head Quarter Hospital, Daggar, District Buner on 19/01/2015, since the appellant is serving the department at his best of ability.
2. That the appellant served the department without any complaint on his ability. **(Copies of service certificates are Annexure-A & B)**

(2) x

NO.5 IN DHQ HOSPITAL
DAGGAR, DISTRICT BUNER
AGAINST THE OF DISTRICT
CHILDREN SPECIALIST

Prayer in Appeal:

On acceptance of this appeal, the impugned order dated 30/05/2019 may very graciously be set aside and appellant may kindly be restored/posted back to the post of District Children Specialist (BS-18) in District Head Quarter Hospital, Daggar, District Buner in the large interest of justice.

Respectfully Sheweth:

1. That appellant was appointed as District Children Specialist in (BS-18) in District Head Quarter Hospital, Daggar, District Buner on 19/01/2015, since the appellant is serving the department at his best of ability. **(Copy of the appointment order is Annexure-A)**
2. That the appellant served the department without any complaint on his ability. **(Copies of service certificates are Annexure-B & C)**

3. That the appellant has served more than 4 years of job in District Head Quarter Hospital, Daggar, District Buner and was transferred vide order dated 30/05/2019 from DHQ Hospital, Daggar, District Buner and the respondent No.5 is adjusted on the post of the appellant.
4. That it is pertinent to mention here that in the District Head Quarter Hospital, Daggar, District Buner two posts of District Children Specialists are sanctioned/available where the appellant and one another doctor occupied the same posts since long but the respondent No.5 is illegally adjusted on the same post without further posting of appellant.
5. That Medical Superintendent District Head Quarter Hospital, Daggar, District Buner issued an office order dated 10/05/2018 in which the appellant was appointed as In charge of Children Ward as Children Specialist. **(Copy of the order dated 10/05/2018 is Annexure-D)**
6. That aggrieved by the order appellant preferred departmental appeal to the respondent No.1, which was not decided within the specified period. **(Copy of departmental appeal along with AD receipt are Annexure-E & F)**

7

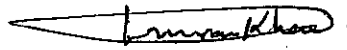
7. That appellant is aggrieved from the order of respondents with no other remedy hence approached this Honourable Tribunal on the following amongst other grounds:

GROUND S:

- A. That on considering of the appeal by the respondent against the impugned transfer order is unwarranted and illegal.
- B. That the appellant has served the department at the best of his ability but even that respondent No.4, illegally transferred the respondent No.5.
- C. That the impugned order of the respondent No.4 is not sustainable.
- D. That the impugned transfer was made with malafide intention because there were two posts of children specialist available in District Head Quarter Hospital, Daggar, District Buner and the respondent No.5 was adjusted, against the law and rules.
- E. That the appellant be allowed to add/rely upon other grounds at the time of arguments.

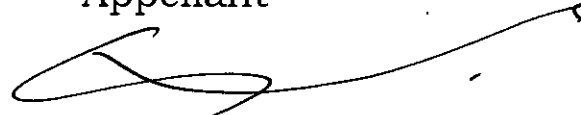
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It is, therefore, most humbly prayed that on acceptance of this appeal, the impugned transfer/adjustment order dated 30/05/2019 may kindly be set aside and he be posted back at the post of District Children Specialist in District Head Quarter Hospital, Daggar, District Buner in the large interest of justice.



Appellant

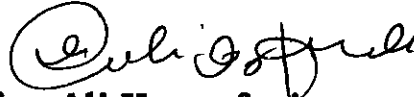
Through



Shamsul Hadi

Advocate, High Court,
At Swat

&



Irfan Ali Yousafzai

Advocate, High Court,
Peshawar

Date: 18/09/2019

6

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

Service Appeal No. _____/2019

Dr. Akbar Ali.....**Appellant**

V E R S U S

Govt. of KPK and others**Respondents**

AFFIDAVIT

I, **Irfan Ali Yousafzai Advocate (Counsel for appellant)**, do hereby solemnly affirm and declare on oath that the contents of accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable court.

A circular stamp from the Peshawar High Court. The text inside the stamp includes "Attestation" and "Commissioner". A handwritten signature is written over the stamp, and the date "18-9-19" is written next to it.

DEPONENT

A handwritten signature in cursive script, appearing to read "Irfan Ali Yousafzai".

7

BEFORE THE KHYBER PAKHTUNKHWA SERVICES
TRIBUNAL, PESHAWAR

Service Appeal No. _____/2019

Dr. Akbar Ali.....**Appellant**

V E R S U S

Govt. of KPK and others**Respondents**

APPLICATION FOR GRANT OF
INTERIM RELIEF BY
RESTRAINING THE
RESPONDENTS FROM TAKING
ANY ADVERSE ACTION AGAINST
THE APPELLANT TILL THE FINAL
DISPOSAL OF THE MAIN APPEAL

Respectfully Sheweth:

1. That the captioned Appeal is being filed before this Honourable Tribunal, in which no date of hearing has yet been fixed.
2. That the grounds of Appeal may be read as integral part of this application.

2

3. That on the face of it, the applicant has got strong arguable case and is sanguine about its success.
4. That the balance of convenience also lies in favour of applicant for grant of interim relief.
5. That if the interim relief is not granted in favour of applicant and the respondents are not restrained from taking any adverse action against the applicant, then applicant would sustain irreparable loss, which is not redeemable in terms of money.


It is, therefore, most humbly prayed that on acceptance of this application, the interim relief may kindly be granted in favour of applicant as prayed for in the heading of application, till the final disposal of the appeal.


Appellant

Through



Shamsul Hadi
Advocate, High Court,
At Swat

& 
Irfan Ali Yousafzai
Advocate, High Court,
Peshawar

Date: 18/09/2019

9

BEFORE THE KHYBER PAKHTUNKHWA SERVICES
TRIBUNAL, PESHAWAR

Service Appeal No. _____/2019

Dr. Akbar Ali.....**Appellant**

V E R S U S

Govt. of KPK and others**Respondents**

ADDRESSES OF PARTIES

APPELLANT

Dr. Akbar Ali (Children Specialist)
MO (BS-18) District Head Quarter Hospital, Daggar,
District Buner

RESPONDENTS

1. Govt. of KPK through Chief Secretary Khyber Pakhtunkhwa, Civil Secretariat, Peshawar
2. Secretary Health, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar
3. Director General Health, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar
4. MS District Head Quarter Hospital, Daggar, District Buner
5. Dr. Muhammad Ishaq
Senior Medical Officer, (BS-18) District Head Quarter Hospital, Daggar, District Buner.

Through

Appellant 

Shamsul Hadi

Advocate, High Court,
At Swat

&

Irfan Ali Yousafzai

Advocate, High Court,
Peshawar

Date: 18/09/2019



"A" (10)

GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT



Dated 19th January 2015

NOTIFICATION

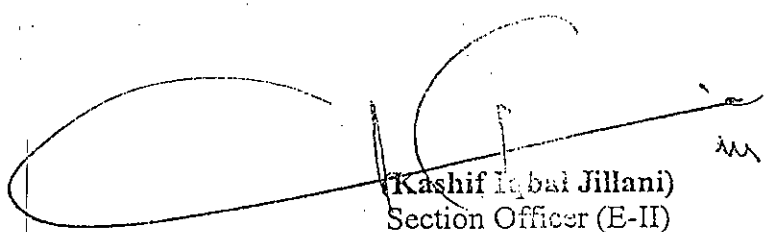
No.SO(E)H-II/4-1/2015: The Competent Authority is pleased to transfer Dr. Akbar Ali, MO (BS-18) from LRH, Peshawar to DHQ Hospital Daggar Buner for further posting against the vacant post of District Specialist(Children) BS-18, in his own pay and scale, in the public interest.

**SECRETARY HEALTH
KHYBER PAKHTUNKHWA**

Endst. No. & Date even.

Copy to the:

1. Accountant General Khyber Pakhtunkhwa.
2. Director General Health Services, Khyber Pakhtunkhwa.
3. Chief Executive, LRH, Peshawar.
4. MS DHQ Hospital Daggar Buuner.
5. District Accounts Officer, Buner
6. Deputy Director(IT), Health Department, Peshawar.
7. P.S to Secretary Health, Peshawar.
8. P.S to Special Secretary Health, Peshawar.
9. Officer Concerned.


(Kashif Iqbal Jilani)
Section Officer (E-II)


ATTESTED

11

"B"

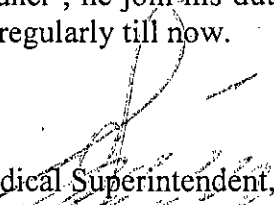
OFFICE OF THE MEDICAL SUPERINTENDENT, DHQ; HOSPITAL DAGGAR.



SERVICE CERTIFICATE.

Dated 17-03-2015

Certified that Dr. Akbar Ali BPS-18 is serving against the post of Children Specialist BPS-19 on contract basis in DHQ: Hospital Daggar Buner, he join his duty as contract children specialist on 23-01-2015 and performing his duty regularly till now.


Medical Superintendent,
DHQ: Hospital Daggar,
~~Medical Superintendent~~
~~Chief Head Quarter Hospital~~
Daggar Buner


ATTESTED



Office of the Medical Superintendent DHQ(H) Dagger Buner.

Phone # 0939 510223

Email # dhqhbuner@gmail.com


No 1985-1

Dated: 27/12 /2016.

Service Certificate.

It is certified that Dr. Akbar Ali BPS.17 is serving against the post of Children Specialist in DHQ(H) Dagger Buner, He has joined his duty on 23/01/2015 and performing his duty as children specialist in DHQ(H) Dagger Buner regularly till now.

He is cooperative and dutiful, I wish him success in his future.


Medical Superintendent,
DHQ(H) Dagger Buner.


ATTESTED

13

(D)



Office of the Medical Superintendent DHQ(H) Dagger Buner.

Phn&fax#0397510223 E-mail: dbqhbuner@gmail.com

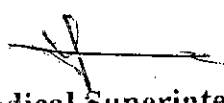
No: 689-1

Dated: 10,05 /2018

Office Order.

As approved by the competent authority that, The following Doctors are directed to perform their duties is as under with immediate effect in the best interest of hospital.

Sr.No	Name	From	To
1.	Dr. Akbar Ali	Peas Surgery	Children Ward As a 2 nd In charge Children Specialist.
2.	Dr. Muhammad Ayaz Dr. Sardar Alam	Pead Surgery for Night Duty	
3.	Dr. Muhammad Ishaq	Casualty	

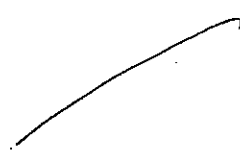

Medical Superintendent,
DHQ (H) Dagger Buner.

Dated: 10,05 /2018

No _____ /

Cc to,

1. I/C of the unit for information Please.
2. The above name officers for information and compliance.
3. Office record.


Medical Superintendent,
DHQ (H) Dagger Buner.


ATTESTED

(14)

To

The Hon'ble Secretary
To Govt. of Khyber Pakhtunkhwa,
Health Department.

Subject:- CANCELLATION OF ORDER OF CHILDREN SPECIALIST DR. MUHAMMAD ISHAQ.

Respected Sir,

It is stated that I am Dr. Akbar Ali (BPS-18) is qualified Children Specialist working on same pay and scale since 2015 in DHQ (H) Daggar documents is attached with application.

But Dr. Muhammad Ishaq S/O Mizollah Khan got same order of same pay scale on 31.05.2019 vide Notification No. SOH-1/HD/3-5/2019 and take over on my job with help of MS DHQ Daggar. It is pertinent to mention here that there are two posts of Children Specialist which is already occupied by and by my senior Dr. Said Shah and there is no vacant post of Children Specialist in DHQ (H) Daggar. It is therefore you are requested to kindly cancel the order of Dr. Muhammad Ishaq District Children Specialist for best public interest.

Many thanks.

Dated 11/06/2019

Your Sincerely



Dr. Akbar Ali SMO BPS-18
Current acting Distt: Children Specialist
DHQ (H) Daggar.


ATTESTED



15

**GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT**

Dated Pesh: the 30th May 2019

Notification

No.SOH-I/HD/3-5/2019


The Competent Authority is pleased to adjust Dr. Muhammad Elshāq; Senior Medical Officer (BS-18)/Qualified Children Specialist, DHQH Buner against the vacant post of Children Specialist (BS-18) in his own pay and scale at DHQH Buner with immediate effect in the public interest.

SECRETARY HEALTH

Endst No and date even

C.C

1. Director General Health Services, Khyber Pakhtunkhwa.
2. Medical Supdt; DHQH Buner.
3. Distt: Accounts Officer, Buner.
5. PS to Secretary Health Department.
6. Doctor concerned.
7. Personal file of the doctor concerned.


(Tasteem Khan)
Section Officer-I


ATTESTED

To

The Hon'able Chief Secretary,
Khyber Pakhtunkhwa.

(17)

DR F

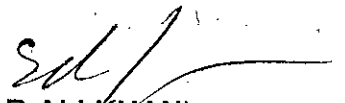
Subject: **CANCELATION OF POSTING ORDER OF DR. MUHAMMAD ISHAQ,
CHILDREN SPECIALIST**

Respected Sir,

With due respect it is stated that I, Dr. Akbar Ali Khan, BS-18 is a qualified children specialist and working in same pay & scale in DHQ (H) Daggar since 2015 (documents attached). But one another children specialist namely Dr. Muhammad Ishaq has also got posting order of in DHQ (H) Daggar in same pay and scale vide Notification No. SOH-1/HD/3-5/2019 dated 31.05.2019 with the help of MS DHQ (H) Daggar (copy enclosed). It is pertinent to mention here that there are two posts of children specialists in DHQ (H) Daggar which is already occupied by the undersigned and Dr. Said Shah and there is no vacant post children specialist is available at DHQ (H) Daggar.

2. In view of the above, it is, therefore, requested to kindly issue directions to the quarter concerned for withdrawal of the orders of Dr. Muhammad Ishaq, children specialist for the best public interest.

Yours Sincerely



(DR. AKBAR ALI KHAN)
SMO BS-18
Acting District Children Specialist
DHQ (H) Daggar

8-6-2019



ATTESTED

To

18

The Hon'able Chief Secretary,
Khyber Pakhtunkhwa.

Subject; CANCELATION OF POSTING ORDER OF DR. MUHAMMAD ISHAQ,
CHILDREN SPECIALIST

Respected Sir,

With due respect it is stated that I, Dr. Akbar Ali Khan, BS-18 is a qualified children specialist and working in same pay & scale in DHQ (H) Daggar since 2015 (documents attached). But one another children specialist namely Dr. Muhammad Ishaq has also got posting order of in DHQ (H) Daggar in same pay and scale vide Notification No. SOH-1/HD/3-5/2019 dated 31.05.2019 with the help of MS DHQ (H) Daggar (copy enclosed). It is pertinent to mention here that there are two posts of children specialists in DHQ (H) Daggar which is already occupied by the undersigned and Dr. Said Shah and there is no vacant post children specialist is available at DHQ (H) Daggar.

2. In view of the above, it is, therefore, requested to kindly issue directions to the quarter concerned for withdrawal of the orders of Dr. Muhammad Ishaq, children specialist for the best public interest.

Yours Sincerely



(DR. AKBAR ALI KHAN)
SMO BS-18
Acting District Children Specialist
DHQ (H) Daggar


ATTESTED

بعدالت سروس ٹریبونل کے فیصلے کے تحت کارروائی

کوٹ فیس	قیمت ایک روپیہ
---------	----------------

۲۰ منجانب / صاحب / ڈاکٹر اکبر علی

ڈاکٹر اکبر علی بنام گورنمنٹ آف لاپس و پبلک ورکس

مورخہ
مقدمہ
دعویٰ
جرم

باعث تحریر آنکہ

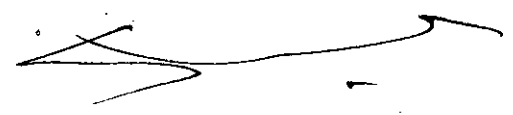
مقدمہ مندرجہ بالا میں اپنی طرف سے واسطے پیروی وجواب دہی و کل کارروائی متعلقہ آن مقام سٹیشنر - عرضان علی مسنفر / مستمسک الھادی ادرکونڈ مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ و تقرر ثالث و فیصلہ پر حلف دینے جواب دی اور اقبال دعویٰ اور درخواست ہر قسم کی تصدیق زراس پر دستخط کرنے کا اختیار ہوگا نیز بصورت عدم پیروی یا ڈگری ایک طرف یا اپیل کی برآمد ہوگی اور منسوخ ڈائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ بصورت ضرورت مذکور کے نسل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنی ہمراہ یا اپنی بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی جملہ مذکورہ بالا اختیارات حاصل ہونگے اور اسکا ساختہ برواختہ منظور و قبول ہوگا اور دوران مقدمہ میں جو خرچہ و ہر جانہ التوائے مقدمہ کے سبب سے ہاگا اسکے مستحق وکیل صاحب ہونگے۔ نیز بقایا و خرچہ کی وصولی کرتے وقت کا بھی اختیار ہوگا اگر کوئی تاریخ پیشی مقام دورہ ہر ہو یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہونگے کی پیروی مقدمہ مذکور لہذا وکالت نامہ لکھ دیا ک سندر ہے

Shah

۲۰ ماہ المرقوم

العبد الغواہ شہادہ العبد کے لئے منظور ہے

Handwritten signature



BEFORE KYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR.

SERVICE Appeal No. _____/2019

Dr. Akbar Ali (Children Specialist).
MO (BPS-18) district Head Quarter Hospital, Daggar,
District Buner.....Appellant.

VERSUS

Govt. of KPK and others.....Respondent.

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5.	Dual Joining	A-C	6
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8.	Dual Joining	A-F	9
9.	Status report of Salary	A-G	10
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12.	Pay Roll	A-J	13
13.	Office Order	A-K	14

1. Secretary to Govt. of Health Department
KPK Peshawar

**Secretary to Govt. of
Khyber Pakhtunkhwa
Health Department**

3. Medical Superintendent,
District Hospital, Daggar Buner.
District Head Quarter Hospital,
Daggar Buner

2. Director General Health Services,
KPK Peshawar.

**DIRECTOR GENERAL
HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR**

BEFORE KYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR.

SERVICE Appeal No. _____/2019

Dr. Akbar Ali (Children Specialist):
MO (BPS-18) district Head Quarter Hospital, Daggar,
District Buner.....Appellant.

Vs

1. **The Govt of KPK through Chief Secretary Khyber Pakhtunkhwa, Civil Secretariat, Peshawar**
2. **Secretary health, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.**
3. **Director General Health Services KPK Peshawar.**
4. **Medical Superintendent DHQ(H) Daggar Buner.**
5. **r. Muhammad Ishaq**
Senor Medical Officer, (BSA-18) DHQ(H) Daggar, District Buner.

Para wise Comments on behalf of Respondent.

Preliminary Objection.

1. **That the appellant has no cause of action and locus standi.**
2. **That the appeal is barred by law.**
3. **That the appeal is not maintainable.**
4. **That the appellant has not come with clean hands.**

Respectfully Sheweth:

1. **Incorrect:** Reference Notification No. SOH-I/7-53/2019 dated 19/01/2015 Dr. Akbar Ali MO BPS-17 has been posted in this Hospital against the vacant post of District Specialist (Children BPS-18 on his own pay and scale. (**Annexure A**”)
 - The Concerned Doctor Name Dr. Akbar Ali also posted at Merlin Organization on 18/11/2014. (**Annexure B**”)
 - This office has informed the doctor about the dual joining, to clear your positions vide the office letter No. 842/PF dated. 20/04/2015. (**Annexure C**”)
 - This office has forwarded letter No. 857 dated. 23/04/2015 to DGHS KPK for guidance regarding dual joining. (**Annexure D**”)
 - In response of letter the DGHS KPK directed on letter No. 9027/E.I dated 25/05/2015 to direct the doctor concerned to provide a copy of his selection letter of Merlin project to proceed further. This office endorsed to Dr. Akber Ali. (**Annexure E**”)
 - This Office has also forwarded the selection letter of the concerned doctor through this office letter No. 2067/PF dated.20/08/2015 (**Annexure F**”)
 - This Office demanded from Team Leader Merlin, status of salary of Dr. Akbar Ali vide letter No.3280/28/10/2015. (**Annexure G**”)
 - The merlin team leader submitted a letter and show the status of his salary as mentioned below

Month	Salary Paid (PKP)
Feb-15	105,720/-
March-15	119,520/-
Aparil-15	119,520/-
May-15	119,520/-

(**Annexure H**”)

- The merlin project issued a letter of Dismissal in r/o Dr. Akbar Ali on 11/06/2015. (**Annexure I**)
 - The concerned doctor has resumed the charge of Children Specialist (Merlin project), not joined the Govt. Job and received salary as mentioned in (**Annexure H**)
 - After the dismissal from merlin project he was performed duty as MO in children ward as well as in other units.
2. **Correct:** The Doctor Concerned served in this department as MO BPS-17 and received the pay (pay roll attached) (**Annexure J**)
 3. **In correct:** The previous MS Doctor Akhtar Ali issued order on 05/09/2018, was nominated Dr. Mohammad Ishaq as Incharge of Children ward till further order and directed Dr. Akber Ali to perform his duty in casualty Department instead of Dr. Mohammad Ishaq SMO. (**Annexure K**)
 4. There are two posts of District Children Specialists sanctioned in DHQ Hospital Daggar Buner, one in BPS-18 and another one in BPS-19. The post of BPS-19 occupied by Dr. Syed Shah Senior Children Specialist and the post of BPS-18 is still vacant.
 5. **In correct:** Dr. Akber Ali has locally directed by MS on dated. 10/05/2018, in duty roster to perform duty as 2nd In charge Children Specialist and directed Dr. Mohammad Ishaq on dated. 05/09/2018 to perform duty instead of Dr. Akbar Ali. Dr. Akber Ali Has directed in the same office order to perform in casualty mentioned in (Annex:K)
 6. **In correct:** In the light of the above the appeal is invalid.

Grounds:

- A. **In correct:** The Order issued by the competent authority.
- B. **In correct:** The undersigned change the duty of all the staff on need basis according to duty roster.
- C. **In correct:** The undersigned is being a competent authorities to change duty of the staff in duty roster accordingly.
- D. **In correct:** There are two posts of District Children Specialists sanctioned in DHQ Hospital Daggar Buner, one in BPS-18 and another one in BPS-19. The post of BPS-19 occupied by Dr. Syed Shah Senior Children Specialist and the post of BPS-18 is still vacant.
- E. The health Department has notified Dr. Mohammad Ishaq as Children Specialist vide notification No. SOH-I/HD/3-5/2019 dated. 30/05/2019 and still working in children unit on his own pay and scale (SMO-18) accordingly under the supervision of In Charge children ward Dr. Saeed Shah Senior Children Specialist BPS-19 and he is satisfied from services.

All the facts are explained to The Honorable Court, no misperception and facts has been concealed from the honorable court.

PRAYER.

It is humbly prayed that the appeal may be dismissed with cost.

1. Secretary to Govt. of Health Department
KPK Peshawar.

2. Director General Health Services.
KPK Peshawar.

3. Medical Superintendent
DHQ Hospital Daggar Buner.
District Head Quarter Hospital
Daggar Buner

BEFORE KYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR.

SERVICE Appeal No. _____/2019

**Dr. Akbar Ali (Children Specialist),
MO (BPS-18) district Head Quarter Hospital, Daggar,
District Buner.....Appellant.**

V E R S U S

Govt. of KPK and others.....Respondent.

AFFIDAVIT

I, Dr. Fazal Wahab Medical Superintendent DHQ Hospital Daggar Buner (Respondent), do hereby solemnly affirm on oath that the contents of accompanying Para wise comments are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.

Dr. Fazal Wahab,
Medical Superintendent,
DHQ Hospital Daggar Buner.
Dist. Head Quarter
Daggar Buner

(u)

Dated 19th January 2015NOTIFICATION

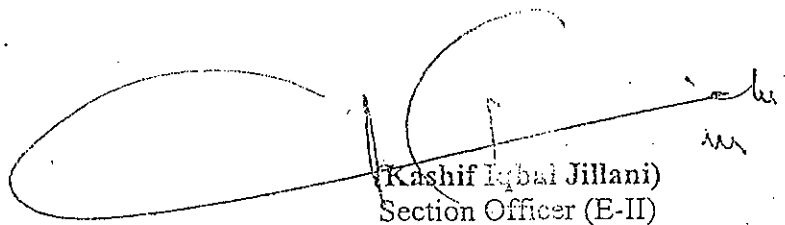
o.S.O(E)H-W/A-1/2015: The Competent Authority is pleased to transfer Dr. Khair Ali, MO (BS-17) from LRH, Peshawar to DHQ Hospital Daggar Buner for further posting against the vacant post of District Specialist(Children) BS-18, in his own pay and scale, in the public interest.

SECRETARY HEALTH
KHYBER PAKHTUNKHWA


Adst. No. & Date even.

Copy to the:

1. Accountant General Khyber Pakhtunkhwa.
2. Director General Health Services, Khyber Pakhtunkhwa.
3. Chief Executive, LRH, Peshawar.
4. MS DHQ Hospital Daggar Buner.
5. District Accounts Officer, Buner
6. Deputy Director(IT), Health Department, Peshawar.
7. P.S to Secretary Health, Peshawar.
8. P.S to Special Secretary Health, Peshawar.
9. Officer Concerned.


(Kashif Iqbal Jilani)
Section Officer (E-II)

Noted by
NA


Medical Superintendent
District Head Quarter Hospital
Daggar Buner

5

18-Nov-2014

Dr. Akbar Ali,
Village and PO Etai,
Tehsil Daggai, District Buner.

MERLIN

Subject: Offer Letter
Position - Children Specialist - Bunner

Dear Dr. Akbar,

This is in reference to the interview held on, November- 14. We are pleased to inform you that you have been selected for the position of Children Specialist.

We would like to offer you employment from 19-Nov-14 in Bunner.

This offer is conditional subject to the receipt of satisfactory written references. On receipt of these references we will issue you with a formal contract of employment.

The terms and conditions of your employment are as follows:

Designation:	Children Specialist
Gross Salary:	PKR 120,000/- (Inclusive of all allowances)
Scale:	BPS - 18
Duration:	19-Nov-14 to 30-Jun-15
Probation period:	1 Month (19-Nov-14 to 18-Dec-14)

All staff is expected to comply with Merlin's individual code of conduct, a copy of which is attached. Please read this and if you are in agreement sign and return it to the Merlin office.

If you accept the offer, please sign and date both copies of this letter and return one to the Merlin office.

We look forward to working with you as part of the Merlin team.

Yours sincerely,

Dr. Syed Shah Miran
Country Director / Country Health Director
Merlin, Pakistan

I, Dr. Akbar Ali, have read and understood this letter, and I accept the offer of employment with Merlin.

Abul
Signature

19/11/14
Date

Medical Superintendent
Jinnah Head Quarter Hospital
Daggai Buner

6

A - C

OFFICE OF THE MEDICAL SUPERINTENDENT DHQ HOSPITAL DAGGAR BUNER.

Dated 22/02/2015.

No 141

To Dr. Akbar Ali Children Specialist,
DHQ Hospital Dagggar Buner.

Subject: Arrival/ Dual Joining.

Memo: You are hereby directed in written to clear the position of the above mentioned subject that you want to avail the Health department or facility of Merlin before forwarding your file to DGHS Health Department KPK.

MEDICAL SUPERINTENDENT,
DHQ HOSPITAL DAGGAR BUNER.

Received
Shah

Medical Superintendent
DHQ Hospital Dagggar Buner

OFFICE OF THE MEDICAL SUPERINTENDENT DHQ HOSPITAL
DAGGAR BUNER.

Dated 23/4/2015.

No 857/

To

The Director General Health Services,
Khyber Pakhtunkhwa Peshawar.

Subject: Arrival Report/ Dual Joining.
Memo:

Reference to this office letter No. 842/PF dated.20/4/2015 regarding the above this office informed Dr. Akbar Ali Children Specialist BPS 18 DHQ Hospital Daggar Buner regarding dual joining charge report. the Doctor concerned submitted his reply. the application in original is hereby forwarded for favorable consideration please.

MEDICAL SUPERINTENDENT,
DHQ HOSPITAL DAGGAR BUNER

No 858/

- Cc.
1. Merlin Team Leader for information.
 2. Office record.

MEDICAL SUPERINTENDENT,
DHQ HOSPITAL DAGGAR BUNER

[Signature]
Mr. Mansoor Qureshi
Dagggar Buner



Date 23.04.2015

8

Office - 091-9210269
Exchange - 091-9210187, 9210190
Fax # 091-9210230

To.

The Medical Superintendent,
DHQ Hospital Daggar Buner.

Subject: ARRIVAL REPORT/DUAL JOINING.
Memo:-

Reference your letter No. 857/ dated 23.04.2015 on the
subject noted above.

Please direct the doctor concerned to provide a copy of his
selection letter of Merlin Project to proceed further.

(Signature)
21/5/15
ASSISTANT DIRECTOR (P-I)
DIRECTORATE GENERAL HEALTH
SERVICES KHYBER PAKHTUNKHWA
PESHAWAR

(Signature)
IZHAR KHAN
(Signature)
21/5

(Signature)
Dr. Akbar Ali
(Signature)
21/5

OFFICE OF THE MEDICAL SUPERINTENDENT DHQ HOSPITAL DAGGAR
BUNER.
No 1155-56/18F

Dated 10/6/2015.

- Copy to.
1. The Director General Health Services KPK Peshawar for information please.
 2. Dr. Akbar Ali Children specialist is directed to provide a copy of your selection letter of Merlin project that we may submit to DGHS KPK Peshawar

(Signature)
Medical Superintendent
Daggar Buner

9

A-12

OFFICE OF THE MEDICAL SUPERINTENDENT DHQ HOSPITAL DAGGAR BUNER.

No 2067/178
To

Dated 20/08/2015.

The Director General Health Services
Khyber Pakhtunkhwa Peshawar

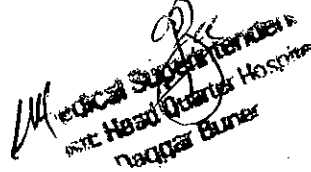
Subject: Arrival Report/ Dual Joining.
R/Sir.

With Reference, your office letter No. 9027/E.1 Dated. 25/05/2015 on the subject noted above.

Enclosed please find herewith a copy of selection letter in f/o Dr. Akbar Ali is hereby forwarded for further proceeding please.

MEDICAL SUPERINTENDENT,
DHQ HOSPITAL DAGGAR BUNER.

27
/


Medical Superintendent
DHQ Head Quarter Hospital
Daggar Buner

A-9.

10

OFFICE OF THE MEDICAL SUPERINTENDENT DHQ HOSPITAL DAGGER BUNER.

No: 3280

DATED 28/10 /2015

TO
THE TEAM LEADER,
MERLIN BUNER.

SUBJECT. STATUS REPORT OF SALARY OF DR. AKBAR ALI.

SIR.

With request kindly issue a certificate to the undersigned, that how much salary in (period) has been paid to the concerned doctor from your side, please submit complete details to proceed further.

No _____

[Handwritten Signature]
Medical Superintendent
DHQ Hospital Dagger
Buner

MEDICAL SUPERINTENDENT
DHQ HOSPITAL DAGGER

BUNER.

[Handwritten Mark]

A-H

111



OFFICE OF THE
DISTRICT HEALTH DEPARTMENT
BUNER

Phone & Fax: 0939-510138

Dated: at Daggar Buner the 5/11/15 2015.

Ref No: TL-BN/771

To:
Medical Superintendent
DHQ Daggar
Buner

From:
Team Leader
MERLIN

Subject: Status Report of Salary of Dr Akbar Ali

Reference to your Letter No. 3280 dated: 28/10/2015 regarding the services of Dr Akbar Ali with MERLIN that his services as Children Specialist has been stopped with Merlin from 31st May 2015 due to non-provision of NOC, Dr. Akbar Ali was selected as Children Specialist at DHQ Daggar against the vacant post BPS - 18 on 3rd Feb 2015 with MERLIN. Merlin has paid him against his services from 3rd Feb 2015 to 31th May 2015 as below details upon confirmation from District Account Section that he has not taken salaries from Government exchequer against his original post during his tenure with Merlin.

Month	Salary Paid (PKR)
Feb-15	105,720/-
March-15	119,520/-
April-15	119,520/-
May-15	119,520/-
<hr/>	
Total	464280/-

Noted
5/11/15

[Signature]
Team Leader,
(MERLIN) Buner

[Signature]
Medical Superintendent
Head Quarter
Buner

12

A-1

House No. 11, H-8, Phase-8
Sector E-7, Islamabad, Pakistan
merlin.org.uk/Pakistan

Tel: +92 (0) 31 4813447
F: +92 (0) 31 4814820
E: info@merlin-pakistan.org

11-Jun-2015

M-BUN:055

Akbar Ali
Children Specialist
MERLIN, Buner



Letter of Dismissal

Dear Akbar,

I regret to inform you that based on Merlin's National Staff Policies and Procedures, article 1.2.1, your employment contract with Merlin as Children Specialist is subject to immediate unconditional dismissal without prior notice, w.e.f. 31st May 2015.

The reasons for your immediate dismissal are the following:

- Due to your failure in provision of NOC from your Govt Employer .i.e. Health Department Buner within due date.

Should you have any important document of Merlin in your possession, we would advise that you kindly hand it over to any senior staff or to your line manager

For and on behalf of Merlin Pakistan,

Dr. Syed Shah Miran
Country Director
Merlin Pakistan

Dr. Syed Shah Miran
Medical Superintendent
Jinnah Head Quarters Hospital
Buner Buner

Cc: Personnel file

Government of Khyber Pakhtunkhwa
District Accounts Office Bunair at Dagga
Monthly Salary Statement (April-2019)

13

A J



Personal Information of Mr DR AKBER ALI d/w/s of SHER AFZAL
Personnel Number: 00322194 CNIC: 1510192036975
Date of Birth: 04.04.1970 Entry into Govt. Service: 08.05.2004

NTN:
Length of Service: 14 Years 11 Months 024 Days

Employment Category: Active Permanent
Designation: SENIOR MEDICAL OFFICER
DDO Code: BD4203-MS District Head Quarter Hospital
Payroll Section: 001 GPF Section: 005
GPF A/C No: Interest Applied: Yes
Vendor Number: -
Pay and Allowances:

80813986-GOVERNMENT OF KHYBER PAKH

Cash Center:
GPF Balance: 107,818.00

Pay scale: BPS For - 2017 Pay Scale Type: Civil BPS: 18 Pay Stage: 11

Wage type	Amount	Wage type	Amount
0001 Basic Pay	69,920.00	1913 Comp Allow 20%(N2,17to22)	2,000.00
1947 Medical Allow 15% (16-22)	2,254.00	1985 Health Professional Allow	82,000.00
2148 15% Adhoc Relief All-2013	1,460.00	2199 Adhoc Relief Allow @10%	983.00
2211 Adhoc Relief All 2016 10%	5,053.00	2224 Adhoc Relief All 2017 10%	6,992.00
2247 Adhoc Relief All 2018 10%	6,992.00		0.00

Deductions - General

Wage type	Amount	Wage type	Amount
3018 GPF Subscription - Rs5360	-5,360.00	3501 Benevolent Fund	-800.00
3609 Income Tax	-3,392.00	3620 House Rent Deduction 5%	-3,496.00
4004 R. Benefits & Death Comp:	-1,350.00	4200 Professional Tax	-500.00

Deductions - Loans and Advances

Loan	Description	Principal amount	Deduction	Balance

Deductions - Income Tax

Payable: 47,129.75 Recovered till April-2019: 40,347.00 Exempted: 0.43 Recoverable: 6,783.18
Gross Pay (Rs.): 177,654.00 Deductions: (Rs.): -14,898.00 Net Pay: (Rs.): 162,756.00

Payee Name: DR AKBER ALI
Account Number: CUR-2048
Bank Details: MCB BANK LIMITED, 240318 MCB DAGGAR BUNIR MCB DAGGAR BUNIR,

Leaves: Opening Balance: Aailed: Earned: Balance:

Permanent Address:
City: VILLAGE ILLAI BUNER
Temp. Address:
City:

Domicile: NW - Khyber Pakhtunkhwa
Email:

Housing Status: No Housing

Medical Superintendent
District Head Quarter Hospital
Daggar Bunir

OFFICE OF THE MEDICAL SUPERINTENDENT, DHQ;
HOSPITAL DAGGAR.



OFFICE ORDER.

It has come to the notice of the undersigned that the incharge of children ward (Dr. Akbar Ali) in not interested to run the children ward smoothly and day to day problems occurs in the ward.

Therefore the undersigned being a competent authority is hereby cancelled the order of Dr. Akbar Ali and Dr. Mohammad Ishaq Senior Medical Officer BPS-18 DHQ: Hospital Daggar is nominated as Incharge of Children ward till further order. He is directed to look in to the matter and run the ward for the best interest of public.

Dr. Akbar Ali is hereby directed to perform his duty in Casualty Department instead of Dr. Mohammad Ishaq SMO.

MEDICAL SUPERINTENDENT,
DHQ; HOSOPITAL DAGGAR,
BUNER.

DT: 05/09/2018

No 1184-86

Copy to

1. Dr. Akbar Ali SMO for information and compliance.
2. Dr. Mohammad Ishqa SMO for information and with directive to takeover the charge of children ward with immediate effect.
3. The DMS for information and necessary action.

M. Ishaq
MEDICAL SUPERINTENDENT,
DHQ; HOSOPITAL DAGGAR,
BUNER.

M. Ishaq
Medical Superintendent
Head Quarter Hospital
Daggar Buner

Noted - Ishaq
05/09/2018

17
M. Ishaq
Medical Superintendent
Head Quarter Hospital
Daggar Buner

14

A. K.

OFFICE OF THE MEDICAL SUPERINTENDENT, DHQ;
HOSPITAL DAGGAR.



OFFICE ORDER.

It has come to the notice of the undersigned that the incharge of children ward (Dr. Akbar Ali) in not interested to run the children ward smoothly and day to day problems occurs in the ward.

Therefore the undersigned being a competent authority is hereby cancelled the order of Dr. Akbar Ali and Dr. Mohammad Ishaq Senior Medical Officer BPS-18 DHQ; Hospital Dagggar is nominated as Incharge of Children ward till further order. He is directed to look in to the matter and run the ward for the best interest of public.

Dr. Akbar Ali is hereby directed to perform his duty in Casualty Department instead of Dr. Mohammad Ishaq SMO.

MEDICAL SUPERINTENDENT,
DHQ; HOSOPITAL DAGGAR,
BUNER.

No 1184-86

DT: 05/09/2018

Copy to

1. Dr. Akbar Ali SMO for information and compliance,
2. Dr. Mohammad Ishaq SMO for information and with directive to takeover the charge of children ward with immediate effect.
3. The DMS for information and necessary action.

Oral
MEDICAL SUPERINTENDENT,
DHQ; HOSOPITAL DAGGAR,
BUNER. ✓

MA
Medical Superintendent
Head Quarter Hospital
Dagggar Buner

Noted - Ishaq
05/09/2018

17
DAGGAR BUNER
05/09/2018

✓

OFFICE OF THE MEDICAL SUPERINTENDENT DHQ HOSPITAL DAGGAR BUNER.

Information.

Subject: **Sanctioned/ Conversion of posts.**

R/Sir.

It is for your kind information that DHQ Hospital Dagggar Buner upgraded from civil Hospital to DHQ (H) at 1993 and then at 2003-04 to category "B".

The following are the detail of vacant posts of specialist.

S. No.	Specialty BPS-19-18	S	F	V	Remarks
1.	Physician BS-19	2	0	2	
2.	Senior Gynecologist BS-19	2	0	2	
3.	Children Spec. BS-19	2	1	1	One MO BPS-17 working against The vacant post.
4.	Senior Surgeon BS-19	2	0	2	
5.	Dermatologist BPS-18,	1	0	1	
6.	Surgeon BPS-18	1	0	1	
	Total.	10	1	9	

At the moment the following specialist posts are required for DHQ Hospital Dagggar to be filled on need basis, which is not sanctioned till now.

S. No.	specialty	Number of posts.
1.	Orthopedic Surgeon	01
2.	Radiologist	01
3.	Pathologist	01
4.	Psychiatrist Spec.	01
5.	Anesthesia Spec.	01
6.	ENT Surgeon	01
7.	Neurosurgeon	01
8.	Urologist	01

Therefore you are requested to sanctioned new post of specialists or convert the post of PMOs BS-19, as we have vacant eight numbers of posts of PMO BS-19 in DHQ Hospital Dagggar Buner in the interest of public.


Medical Superintendent,
DHQ Hospital Dagggar Buner.

KHYBER PAKHTUNKWA SERVICE TRIBUNAL, PESHAWAR.

No. 1254 /ST

Dated 16-06 2020

To

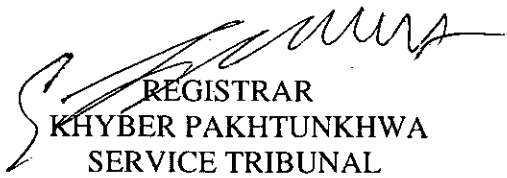
The Secretary E&SE Department,
Government of Khyber Pakhtunkhwa,
Peshawar.

Subject: -

1177
JUDGMENT IN APPEAL NO. 1177/2019, MR. AKBAR ALI.

I am directed to forward herewith a certified copy of Judgement dated 04.03.2020 passed by this Tribunal on the above subject for strict compliance.

Encl: As above


REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.

KHYBER PAKHTUNKWA SERVICE TRIBUNAL, PESHAWAR

No. 1656 /ST

Dated 15-07 / 2020

To

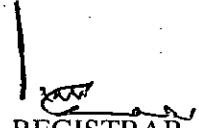
The Secretary Health Department,
Government of Khyber Pakhtunkhwa,
Peshawar.

Subject: -

JUDGMENT IN APPEAL NO. 1177/2019, DR. AKBAR ALLI.

I am directed to forward herewith a certified copy of Judgement dated 04.03.2020 passed by this Tribunal on the above subject for strict compliance.

Encl: As above


REGISTRAR /
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.