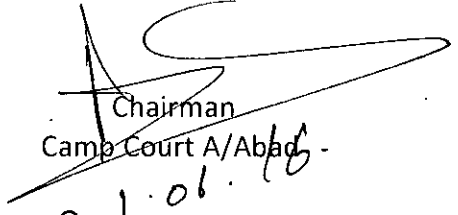


21.1.2016

None present for appellant despite repeated calls. Security and process fee also not deposited. Dismissed in default. File be consigned to the record room.

ANNOUNCED
21.1.2016


Chairman
Camp Court A/Abad

21.01.16

13.10.2015

Counsel for the appellant present. Requested for adjournment.
Adjourned to 28.10.2015 for preliminary hearing before S.B.


Chairman

28.10.2015

Counsel for the appellant present. Learned counsel for appellant argued that the appellant was serving as Drawing Master at GGHS Kawai District Mansehra when subjected to inquiry on the allegations of irregular appointment and dismissed from service vide impugned order dated 3.3.2015 against which she preferred departmental appeal on 31.3.2015 which was not responded and hence the instant service appeal on 28.7.2015.

That the appellant was dismissed from service due to clerical error in the name of her father which fault was not attributable to the appellant as made by the authority. That the appellant was not liable to be proceeded against under E & D Rules, 2011.





Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply/comments for 21.01.2016 before S.B at Camp Court Abbottabad as the matter pertains to the territorial limits of Hazara Division.


Chairman

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 844/2015

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	28.07.2015	<p>The appeal of Mst. Asma Zeb presented today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution register and put up to the Worthy Chairman for proper order.</p> <p style="text-align: right;"> REGISTRAR -J-</p>
2	31-7-15	<p>This case is entrusted to S. Bench for preliminary hearing to be put up thereon <u>04-8-2015</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
3	04.08.2015	<p>None present for appellant. Notice be issued to counsel for the appellant for 10.9.2015 for preliminary hearing.</p> <p style="text-align: right;"> Member</p>
4	10.09.2015	<p>None present for appellant. Notice be repeated to counsel for the appellant for <u>13-10-15</u> for preliminary hearing.</p> <p style="text-align: right;"> Member</p>

Noticee lady dated 14/9/15

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. 844 /2015

Asma Zeb

VS

Education Deptt:

INDEX

S.NO.	DOCUMENTS	ANNEXURE	PAGE
1.	Memo of appeal	1- 4.
2.	CNIC	A	5.
4.	Domicile Certificate	B	6.
5.	Educational testimonials	C	7- 11.
6.	Result	D	12.
7.	Merit list	E	13.
8.	Notification	F	14- 15.
9.	Medical Certificate	G	16.
10.	Corrigendum	H	17.
11.	Arrival report	I	18.
12.	Show cause notice	J	19- 20.
13.	Inquiry report	K	21.
14.	Impugned order	L	22.
15.	Departmental appeal	M	23- 24.
16.	Vakalat nama	25

APPELLANT

THROUGH:


NOOR MOHAMMAD KHATTAK
ADVOCATE

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

APPEAL NO. 844 /2015

S.W.F Province
Service Tribunal

Dyary No. 886

Dated 28/7/2015

Mst: Asma zeb D/O Anwarzeb, Ex: Drawing Master,
GGHS Kawai, District Mansehra **Appellant**

VERSUS

- 1- The Government of Khyber Pakhtunkhwa through Secretary (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.
- 2- The Director (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.
- 3- The District Education Officer (F), District Mansehra.

..... **Respondents**

**APPEAL UNDER SECTION 4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974
AGAINST THE ORDER DATED 03-03-2015 WHEREBY
MAJOR PENALTY OF DISMISSAL FROM SERVICE WAS
IMPOSED ON THE APPELLANT WITHOUT CONDUCTING
FACT FINDING AND REGULAR DEPARTMENTAL
INQUIRIES IN THE MATTER AND AGAINST NO
ACTION TAKEN ON DEPARTMENTAL APPEAL OF THE
APPELLANT WITHIN THE STATUTORY PERIOD OF
NINETY DAYS**

PRAYER:

That on acceptance of this appeal the impugned order dated 03-03-2015 may very kindly be set aside and the appellant may be re-instated into service with all back benefits. Any other remedy which this august Tribunal deems fit may also be awarded in favor of the appellant.

R/SHEWETH:

ON FACTS:

1. That respondent No-3 advertised various posts of teaching cadre including the post of Drawing Master. That the appellant having the domicile of District Mansehra and having the requisite qualification for the post of Drawing Master applied. Copies of NIC and Domicile Certificate and education testimonials are attached as annexure **A, B & C.**

2. That the appellant participated in the test conducted by ETEA and was declared successful by securing 160 Marks with percentage of 53.33. That subsequently the appellant was enlisted at serial No.4 of the merit list of Drawing Masters (F) of District Mansehra. Copies of ETEA result and merit list are attached as annexure **D & E.**
3. That vide notification dated 18-05-2012 the appellant was appointed as Drawing Master on the proper recommendation of Departmental Selection Committee. That unfortunately in the said notification the name of the father of appellant has wrongly been recorded/ written as Aurang zeb instead of Anwar zeb. That in this regard the appellant also filed an application for corrigendum but no reply was received on that application. Copies of the notification and medical certificate are attached as annexure **F & G.**
4. That later on a corrigendum dated 28-05-2012 was issued due to which the place of posting of the appellant was shown as GGHS Kawai District Mansehra instead of GGHS Ghanool. That in response the appellant submitted her arrival report and started performing her duty quite efficiently and up to the entire satisfaction of her superiors. Copies of the corrigendum and arrival report are attached as annexure **H & I.**
5. That astonishingly after the lapse of 2 years a show cause notice was issued to the appellant in which it was alleged that the appointment order of the appellant is irregular. Copy of the show cause notice is attached as annexure **J.**
6. That the so called inquiry officer in his inquiry report has mentioned that in the appointment order of the appellant the name of her father has wrongly been written as Aurang zeb instead of Anwar zeb, therefore the appointment order is irregular. Copy of the relevant page of the inquiry report is attached as annexure **K.**
7. That vide impugned order dated 03-03-2015 the appellant was dismissed from service on the basis of illegality which have been committed by the competent authority and not the appellant. That the appellant feeling aggrieved from the impugned order dated 03-03-2015 prefer Departmental appeal on 31-03-2015 but no reply has been received so far. Copies of the impugned order and Departmental appeal are attached as annexure **L & M.**
8. Hence the present appeal on the following grounds amongst the others.

GROUND:

- A- That the impugned order dated 03-03-2015 issued by the respondent No.3 is against the law, facts, norms of natural justice and materials on the record hence not tenable and liable to be set aside.
- B- That the appellant has not been treated by the respondents in accordance with law and rules on the subject noted above and as such the respondent Department violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.
- C- That the respondent Department acted in arbitrary and malafide manner by issuing the impugned order dated 03-03-2015.
- D- That it is the consistent view of the Apex Court that one should not be punished on the fault of others. That the name of the father of appellant has wrongly been written/recorded in the Notification dated 18-05-2012 by the concerned authority and not by the appellant, therefore the appellant can not be held guilty for the fault of others.
- E- That no charge sheet and statement of allegation has been issued to the appellant before issuing the impugned order dated 3.3.2015 by the respondents.
- F- That no chance of personal hearing/ defense has been given to the appellant before issuing the impugned order dated 3.3.2015 by the respondent No.3 against the appellant.
- G- That no fact finding nor Departmental inquiries have been conducted in the matter before issuing the impugned order dated 3.3.2015 against the appellant by the respondents.
- H- That as per Supreme Court judgments regular inquiry is must before imposition of any major punishment on the civil servant.
- I- That the appellant seeks permission to advance other grounds and proofs at the time of hearing.

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

Dated: 24.7.2015

APPELLANT

Asma Zeb

ASMA ZEB

THROUGH:

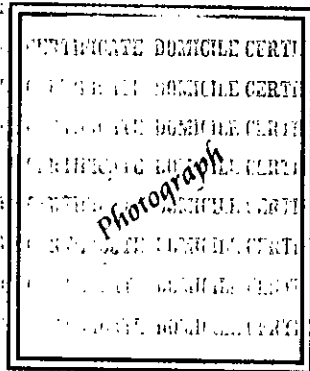
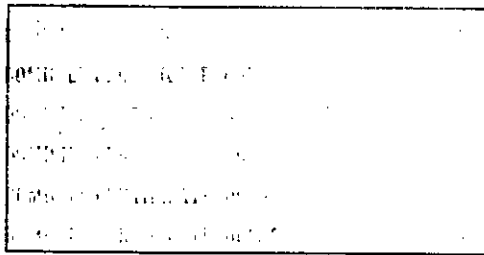
Noor Mohammad Khattak

**NOOR MOHAMMAD KHATTAK
ADVOCATE**

Domicile Certificate

B-6

N.W.F.P.



I declare that I am born of parents who are/were permanently domiciled in **NORTH WEST FRONTIER PROVINCE** having been born/settled in this province.

I was born at Village/Mohallah T. LUGHMANT

Tehsil BALAKOT District MANSEHRA Hazara Division

[Signature]
Signature of applicant

Date 29/07/2002

Pursuance to the Declaration date _____

Filled by Mr./Miss./Mrs ASMA ZEB S/D/W/O ANWAR ZEB KHAN

Domiciled in North West Frontier Province, It is here by certified that the said ASMA ZEB is born of parents who are/were/permanent residents of the North West Frontier Province, having been born/settled within it.

I have satisfied myself from *Personal* ~~Personal~~/my Knowledge verification that the above declaration is true and certify accordingly.

This 31st Day of July 2002

Countersigned
[Signature]
District Officer
Revenue & Estate

ATTESTED

[Signature]

[Signature]
Deputy District Officer
Revenue & Estate
DEPUTY DISTRICT OFFICER
(REVENUE & JUDICIAL)
BALAKOT

صدیقہ کبریٰ صاحبہ کے نام عالم زبیر و مہر الزمزمہ خان صاحبہ
دعوت نامہ امتحان گورنمنٹ گزٹ برائے مائیں سکول بارکھٹ

Abida Beg
Head Mistress
Govt Girls Primary
School Barikot

حساب نمبر ۱۵

دعوت نامہ دی گئی ہے کہ عالم زبیر و مہر الزمزمہ خان صاحبہ کو سکول بارکھٹ
کے سکول مائیں گورنمنٹ گزٹ برائے مائیں سکول بارکھٹ میں
سکول کی کلاس دیکھ جائیں اور اپنی رائے سے فیصلہ لیں۔
مہر الزمزمہ خان صاحبہ - سکول بارکھٹ

Numberdar
Girid Barikot Shibani
Sambara Patting Hingra & Jagan

جیسا کہ حسب شدت نصیب نامہ خانہ نمبر دار دفعہ نمبر ۱۵ عالم زبیر و مہر الزمزمہ خان صاحبہ کو سکول بارکھٹ میں
سکول کی کلاس دیکھ جائیں اور اپنی رائے سے فیصلہ لیں۔

جسکو دیکھ کر مہر الزمزمہ خان صاحبہ کو سکول بارکھٹ میں سکول کی کلاس
دیکھ کر اپنے والدین کو سکول بارکھٹ میں سکول کی کلاس دیکھ کر
اپنی رائے سے فیصلہ لیں۔

297
2002

29/7/02

29/7/02

29/7/02

ADA No 101963

Roll No. 5385

BOARD OF INTERMEDIATE & SECONDARY EDUCATION




Abbottabad N.W.F.P. - Pakistan
SECONDARY SCHOOL EXAMINATION CERTIFICATE
SESSION ANNUAL 2002

This is to certify that ASMA ZEB
Son / Daughter of ANWAR ZEB
Enrollment No
A candidate from GGHSS BALAKOTE MANSEHRA
has passed the **Secondary School Certificate Examination** of the Board of
Intermediate and Secondary Education, Abbottabad held in March 2002 as a
Regular / Private Candidate. He / She obtained 502 Marks out of 850.
and has been placed in Grade C Representing GOOD
The candidate passed in the following subjects.
1. English 2. Urdu 3. Islamiyat 4. Pakistan Studies
5. Mathematics 6. G. SCIENCE 7. ISL. STUDIES 8. EHE
Date of birth according to admission form is TWENTY-FIRST SEPTEMBER
One thousand nine hundred and EIGHTY-FIVE (..... 21-09-1985)


Asstt. Secretary

This certificate is issued without alteration or erasure.


Secretary

TESTED

ADA No. 044823

Roll No. 38057

BOARD OF INTERMEDIATE & SECONDARY EDUCATION



Abbottabad N.W.F.P. - Pakistan

HIGHER SECONDARY SCHOOL EXAMINATION CERTIFICATE
SESSION ANNUAL 2004

Humanities Group

This is to certify that

ASIMA ZEB

Son/Daughter of

ANWAR ZEB

A candidate from GGHSS BALAKOT MANSEHRA

has passed the Higher Secondary School Certificate Examination of the Board of Intermediate and Secondary Education, Abbottabad held in May 2004 as a Regular/Private Candidate. He/She obtained 634 marks out of 1100 and has been placed in Grade C Representing GOOD.

The Examination was taken as a whole/in parts and the candidate passed in the following subjects.

1. ENGLISH

2. URDU

3. ISL. EDUCATION-PAK STUDIES

4. ISLAMIC HISTORY

5. CIVICS

6. ISLAMIC STUDIES

ATTESTED

Asstt. Secretary

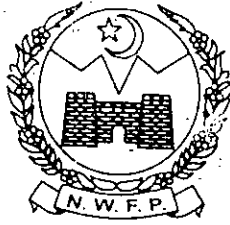
This certificate is issued without alteration or erasure.

Secretary

S.No

3524

Departmental Examinations Schools & Literacy Department, NWFP



NWFP

DETAILED MARKS CERTIFICATE Training Classes Examination (Drawing Master)

Name Asma ZebSession 2006Father's Name Anwar ZebRoll No. 221

Subject	Maximum Marks	Marks obtained		
		Internal	External	In words
1. Scale, Technical and Geometrical Drawing: Free hand Sketching	100			58
2. Model Drawing	50			24
3. Nature Study	50			44
4. Black Board Sketching	50			36
5. Craft	200			167
6. Islamiyat	100			55
7. History of Art	100			78
8. Expressional Drawing	50			40
9. Physical Education	50			39
10. Design	50			38
11. Teaching Practice	200			193
Total	1000			772

Note: Errors/omissions excepted.

Failed/Passed Division _____ Division I

Prepared by _____

Checked by Department _____

Date of Declaration of Result 28 DEC 2006

Deputy Director (Examination),
Schools & Literacy Department,
N.W.F.P., Peshawar.

ATTESTED

10

Roll No. 221

REGIONAL INSTITUTE OF TEACHERS EDUCATION FEMALE



GHAZIKOT, MANSEHRA.

PROVISIONAL & CHARACTER CERTIFICATE

Session 2005 - 2006

This is to certify that Miss ASMA ZEB

Daughter of ANWAR ZEB who has been a regular student of JDPE / D.M / Diploma in Education class has passed the Departmental Examination of the Board of Peshawar held on 17-08-2006. She has obtained 772 marks, 1st Division.

Date of declaration of result 28-12-2006

Elective subject _____

Distinction _____

Her conduct during her stay in this institution was Good

ATTESTED

Checked by [Signature]

Date 08-01-2007


[Signature]

[Signature]

PRINCIPAL
RITE (F), Mansehra.

11

HAZARA UNIVERSITY, MANSEHRA, NWP, PAKISTAN



HAZARA UNIVERSITY, MANSEHRA, NWP, PAKISTAN

SNo: 15994

DETAILED MARKS CERTIFICATE
BA ANNUAL 2006

Roll No: 31812 Registration No: 05-P-1271

Student's Name: Asma Zeb Father's Name: Anwer Zeb Khan

Institution/District: Mansehra Part: Second

Course Name	Maximum Marks	Marks Obtained	Marks In Words	Remarks
1. Part I Marks	285	138	One Hundred & Thirty-Eight	Pass
2. English Compulsory	75	25	Twenty-Five	Pass
3. Pakistan Studies	40	28	Twenty-Eight	Pass
4. Urdu	75	39	Thirty-Nine	Pass
5. Islamic Studies	75	48	Forty-Eight	Pass

Total 550 278
Percentage 50.55%
Division Second

Prepared by: Babar Khan
Checked by: [Signature]

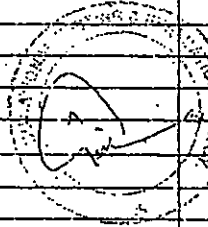
Controller Examinations
Hazara University, Mansehra
September 22, 2006

ATTESTED
[Signature]

TAT-1 FEMALE MANSEHRA RESULT 2011

D-12

Roll No	Name	Father Name	Marks	%age
1701755	SHAZIA BIBI	FAQIR MOHD	128	42.67
1701756	SADIQA NAWAZ	SHAH NAWAZ	64	Fail
1701758	SADAF	SHOUKAT ALI	100	Fail
1701759	SAFEENA BIBI	NAZIR MOHD	Absent	#VALUE!
1701760	ABIDA BIBI	ALI BAHADAR	92	Fail
1701762	HIRA ASLAM	ASLAM	72	Fail
1701763	HASINA BIBI	MOHD PARVEZ	92	Fail
1701764	GULNAZ BIBI	MOHD AYUB	60	Fail
1701765	SABA GUL	MOHD PARVEZ	108	Fail
1701766	SAMMAN	HAQNAWAZ	116	Fail
1701767	NOSHEEN NIAZ	NIAZ MOHD	124	41.33
1701768	TABSUM BIBI	ABDUL RASHID	136	45.33
1701769	SUMIRA	ABDUL HAMID	124	41.33
1701770	MAHJABEEN	MOHD MASOOD	156	52.00
1701771	UZMA	SARFARAZ	136	45.33
1701772	BIBI NAZEEN	MOHD MASOOD	128	42.67
1701773	ABDIA BIBI	SAIN MOHD	104	Fail
1701774	BIBI ASIA	MOHD MUSTAQ	104	Fail
1701775	RIZWANA BIBI	MISRI SHAH	104	Fail
1701776	SHAFIQA	BASHIR AHMED	84	Fail
1701777	FAIZA RANI	MOHD FARIED	84	Fail
1701778	SAIRA	MOHD ANWAR	48	Fail
1701779	SHAHBANA	JEHANZEB	124	41.33
1701780	NAZIA SHAH	SHAD MOHD	124	41.33
1701781	NOSHEEN GUL	AMAM D'N	140	46.67
1701782	NUZHAT SHAHEEN	AMAM DIN	128	42.67
1701783	HAMIDA BIBI	BAHADUR KHAN	144	48.00
1701784	NIOGHAT SHAHEEN	IMAM DIN	140	46.67
1701785	MUSSRAT SHAHEEN	AMAM DIN	152	50.67
1701786	SHAMZA	AURAN GZEB	160	53.33
1701787	BIBI FARHAT	AURAN GZEB	120	40.00
1701788	SUGRA	MOHD IQBAL	112	Fail
1701789	HASINA NAZ	SARWAR SHAH	100	Fail
1701790	NAVEEDA PARVIN	SAIN MOHD	88	Fail
1701791	SIDRA BEGUM	SAIN MOHD	188	62.67
1701792	SANJEEDA BIBI	SULTAN MOHD	40	Fail
1701793	SUMIRA	MOHD FARIED	72	Fail
1701794	ASIFA NOREEN	ABDUL SALAM	Absent	#VALUE!
1701795	ABIDA	ANWAR ZEB	116	Fail
1701796	TASLEEM KOSAR	ABDUL QAYUM	84	Fail
1701797	SAEEDA BANO	MOHD SALEH	92	Fail
1701798	NADIA RUBY	ABDUL RASHID	112	Fail
1701799	MUNEBA CHAND	MOHD BASHIR	152	50.67
1701800	KHUDIJA CHAND	MOHD ASLAM	160	53.33
1701801	SALMA BIBI	ABDUL REHMAN	156	52.00
1701802	TABSUM BIBI	GHULAM SARWAR	44	Fail
1701803	GUL NAZ	M MASKEEN	108	Fail
1701804	MEHNAZ	MOHD BASHIR	112	Fail
1701805	SEHRISH BIBI	DURI AMAN	104	Fail
1701806	ASMA ZEB	ANWAR ZEB	160	53.33
1701807	BIBI SALMA	ABDUL QAYUM	64	Fail
1701808	RUKHSANA	MOHD RAFIQUE	72	Fail
1701809	ZAITOON BIBI	MOHD RAFIQUE	52	Fail
1701810	NABEELA SHEREEN	ABDUL QAYUM	80	Fail



A-2

23

ATTESTED

Mg

E-13

Merit List of Candidates for DM Female Dist Manshehra

Sl	Roll No	Name	Father Name	ADDRESS	DATE OF BIRTH	D/O of Declt. of Prof. Result	Name of Institution	ETEA Marks		Academic Qualification												Remarks	
								Obt	Pctage	SSC			FA/FSC			BA/BSC			MA/MSC				
										Obt	Tot	Pctage	Obt	Tot	Pctage	Obt	Tot	Pctage	Obt	Tot	Pctage		
✓ 1	2170	NAGHMA ZEB	AURAN ZEB	MANSEHRA	1.4.80	31.12.05	RITE PESHAWAR	192	25.6	694	850	8.16	702	1100	9.57	275	550	10.00	586	1100	3.73	57.07	
✓ 2	1753	SUMIRA NAZ	FAIRDOOS	MANSEHRA	20.10.86	31.12.10	RITE MANSEHRA	160	21.33	501	850	5.89	665	1100	9.07	560	900	12.44	0	0	0.00	48.74	
✓ 3	45	NABEELA BIBI	RANA SARFARAZ	MANSEHRA	5.10.83	15.12.07	RITE MANSEHRA	140	18.67	493	850	5.8	514	1100	7.01	305	550	11.09	680	1100	4.33	46.89	
→ 4	1806	ASMA ZEB	ANWAR ZEB	MANSEHRA	21.9.85	28.12.06	RITE MANSEHRA	160	21.33	502	850	5.91	634	1100	8.65	278	550	10.11	0	0	0.00	45.99	
✓ 5	2319	BIBI FATIMA	GULFAM	MANSEHRA	12.3.85	28.12.06	RITE MANSEHRA	136	18.13	574	850	5.75	529	1100	7.21	251	550	9.13	587	1100	3.74	44.86	
✓ 6	504	TAYYABA KHAN	RAJA RUSTAM KHAN	MANSEHRA	23.4.80	25.4.00	RDE PESHAWAR	128	17.07	515	850	6.06	584	1100	7.96	267	550	9.71	629	1100	4.00	44.8	
✓ 7	1051	ANUM SALIM	M SALIM	MANSEHRA	7.3.86	31.12.10	RITE MANSEHRA	120	16	441	850	5.19	698	1100	9.52	247	550	8.98	719	1100	4.58	44.26	
✓ 8	603	RABIA SABIR	SABIR HUSSAIN	MANSEHRA	11.4.87	15.12.07	RITE MANSEHRA	120	16	524	850	6.16	599	1100	8.17	279	550	10.15	510	1100	3.25	43.72	
✓ 9	2652	RASHIDA ZEB	AURAN ZEB	MANSEHRA	11.3.78	31.3.02	RITE MANSEHRA	124	16.53	464	850	5.40	599	1100	8.17	254	550	9.24	660	1100	4.20	43.8	No Form
✓ 10	2443	NUSRAT SARDER	GHULAM SARWE	MANSEHRA	12.12.85	15.12.07	RITE ABBOTTABAD	128	17.07	459	850	5.4	521	1100	7.1	661	1000	13.22	0	0	0.00	42.79	
✓ 11	338	JAVERIA BIBI	M FAIZ AZIZ	MANSEHRA	1.3.86	31.12.08	RITE MANSEHRA	132	17.6	559	850	6.58	667	1100	9.1	240	550	9.05	0	0	0.00	42.33	
✓ 12	1859	CHAND BIBI	MOHD SADIQUE	MANSEHRA	5.3.82	3.5.03	RITE MANSEHRA	128	17.07	524	850	6.16	627	1100	8.55	280	550	10.18	0	0	0.00	41.96	
✓ 13	2313	NAZMA SHAHEEN	MOHD IMRAN	MANSEHRA	7.3.84	29.12.06	RITE MANSEHRA	148	19.73	448	850	5.27	511	1100	6.97	263	550	9.56	0	0	0.00	41.54	
✓ 14	580	IRUM NISAR	NISAR AHMED	MANSEHRA	21.5.86	15.12.07	RITE MANSEHRA	136	18.13	474	850	5.56	601	1100	8.2	247	550	8.98	0	0	0.00	40.89	
✓ 15	197	ASIA BIBI	KHAWAJ MOHD	MANSEHRA	2.2.80	5.5.03	RITE MANSEHRA	120	16	558	850	6.56	556	1100	7.58	283	550	10.29	0	0	0.00	40.44	
✓ 16	642	BIBI KOSAR	ABDUL RAZZAQ	MANSEHRA	15.6.83	5.5.03	RITE MANSEHRA	132	17.6	458	850	5.39	552	1100	7.53	254	550	9.24	0	0	0.00	39.75	
✓ 17	2742	MADIA NAUSHEEN	M.NAWAZ KHAN	MANSEHRA	29.4.87	15.12.07	RITE MANSEHRA	124	16.53	572	850	6.73	547	1100	7.46	247	550	8.98	0	0	0.00	39.7	No Form
✓ 18	1111	HADIA SHAHZAD	GHULAM RABANI	MANSEHRA	1.4.80	8.5.03	RITE MANSEHRA	120	16	509	850	5.99	512	1100	7.39	264	550	9.60	0	0	0.00	38.98	
✓ 19	2741	FARHAT PERVEEN	ABDUL RASHID	MANSEHRA	22.4.85	28.2.06	RITE MANSEHRA	120	16	437	850	5.14	524	1100	7.15	247	550	8.98	0	0	0.00	37.27	No Form

ATTESTED

Janis
 D.O. Manshehra
 (193 8) Manshehra

15/12/2015
 Govt U
 Lab Manshehra

① Janis
 ② Usman

F-14

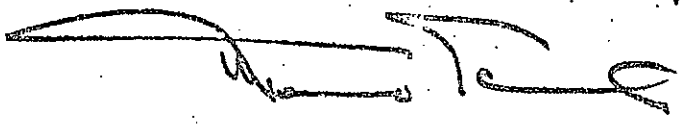
OFFICE OF THE EXECUTIVE DISTRICT OFFICER E&S EDUCATION MANSEHRA

ORDER

As approved by the Departmental Selection Committee, the Competent Authority has been pleased to appoint the following **DM (Female)** against vacant posts mentioned against each in **BPS-9 @ Rs.6200-380-17600** pm plus usual allowances as admissible under the rules in the interest of Public Service with effect from the date of their taking over charge subject to the following terms & conditions:-

S#	Name with	Father's Name	Home Address	Place of Posting	Remarks
1	Naghma Zeb	Aurang Zeb	Perhinna	GGMS Karori	A/V/Post
2	Sumaira Naz	Ferdos	Ichrian	GGMS Sokal	A/V/Post
3	Nabeela Bibi	Rana Sarfraz	Mansehra	GGMS Madserian	A/V/Post
4	Asma Zeb	(Aurang Zeb)	Balakot	GGHS Ghanool	A/V/Post
5	Bibi Fatema	Gul Fam	Dhodial	GGMS Kothri	A/V/Post
6	Tayyuba Khan	R.Rustam Khan	Behali	GGMS Jisgran	A/V/Post
7	Anam Salim	M. Salim Khan	T.Sabir Shah	GGMS Mathra Jalgli	A/V/Post
8	Rubia Sabir	Sabir Hussain	Data	GGHS Kaghan	A/V/Post
9	Rashida Zeb	Aurang Zeb	Mansehra	GGMS Kamal Ban	A/V/Post
10	Nusrat Sardar	Ghulim Sarwar	Mansehra	GGMS Sinjli	A/V/Post
11	Javeria Bibi	M.Fiaz Khan	Balakot	GGMS Mohadari	A/V/Post

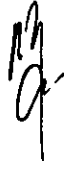
TERMS & CONDITIONS:



1. Their appointments are purely on temporary basis and liable to termination at any stage without assigning any reason/notice.
2. They will be governed by such rules and regulations enforce and as may be prescribed by the Government from time to time for the category of the Government servants to which they belong.
3. In case they failed to assume the charge of their posts within 15 days of their appointment, candidature-ship will be stand automatically cancelled.
4. Their services are regular but will not be entitled for pension/gratuity & they will not contribute any amount towards GP Fund however they will contribute CP fund on the prescribed rate & half contribution will be made by the Government.
5. They will submit to this office, their all testimonial and along-with bank drafts in the name of controller / treasurer of the concerned BISE / University within 7 days after the taking over charge for verification.

Anwar Zeb

ATTESTED



(15)

6. The release of the pay by the concerned DDOs will be subject to the receipt of verified documents by the appointing authority / (EDO E&SE Manshra)
7. In case a document or documents is / are found fake or forged or Bogus on such scrutiny or all the verification, the service of the teachers concerned shall be terminated. The whole amount paid to him/her as salary will be recovered and a case against him/her shall be registered under relevant section of Law.
8. Their services are liable to termination on one month prior notice from either side in case of resignation without prior notice. Their one month pay/allowances if any shall be forfeited to Government Treasury.
9. Their services can be terminated at any time in case their performance is found unsatisfactory; they will be proceeded against under the removal from service under E&D Rules 2011.
10. They should produce Age & Health Certificate from the MS DHQ Hospital Manshra.
11. They may not be handed over the charge if their age is above 35 years and below 18 years.
12. The Candidates who are working as regular before 1st July 2001 in pervious post, their entitled for pension / gratuity etc.
13. No. TA/DA etc is allowed.
14. Charge report should be submitted to all concerned in duplicate.

Umar Khan Kundi
EXECUTIVE DISTRICT OFFICER
E&S EDU: MANSEHRA

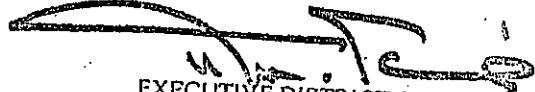
Endst: No.5385-5413 /Estt: (F)Apptt:DM(F)/2011-12 Dated Mansehra the 18/5/2012

Copy to the:-

1. Secretary to Govt: of KPK E&SE Department Peshawar.
2. Director E&SE Department KPK Peshawar.
3. District Accounts Officer, Mansehra.
- 4-5. District Officer (M&F) Local Office.
- 6-19. Principal/Headmistresses School concerned.
20. PA to District Coordination Officer, Mansehra.
21. Budget & Accounts Officer, local office, Mansehra.
- 22-33. Candidates concerned.

ATTESTED




EXECUTIVE DISTRICT OFFICER
E&S EDU: MANSEHRA

G-16

HEALTH & AGE CERTIFICATE

Name of official Asma Zeb
 Father's Name Anwar Zeb
 Date of Birth 21-09-1985
 Cast of Race Swabi
 Address Mst Allah Rughmani
 Tehsil Balakot District Manshehra
 Extra height by measurement 5'2"
 Personal mark of identification NIL
 National Identity Card No 13501-9856601-8
 Signature of official Asma
 Signature of head of official _____

Seal of office

I do hereby certify that I have examined Mr. Asma Zeb
 Employment in the office Educational Deptt.
 And can do not discover that he had any disease communicable of
 other constitutional affection or bodily infirmity expect NIL

I do not consider this as disqualification for employment in the office
 Of the (As above) his age according to his own statement is 27
 years and by appearance about 27 years.

Left hand thumb and finger impression



ATTESTED

Medical Superintendent,
 King Abdullah Teaching
 Hospital Manshehra

30/5/12
 (Dr. Niaz Muhammad)
 Medical Superintendent
 King Abdullah Teaching
 Hospital Manshehra.

H-17

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (E&SE) MANSEHRA

CORRIGENDUM.

In partial modification of this office Endst: 5385-5413 /Estt: (F)Appt:DM(F)/2011-12 dated 18/5/2012 the following corrigendum are hereby accorded in the interest of public

S.No	Name & Desg:	Place of posting in appointment order	Place/ name of posting to read as
1	Nabila Bibi DM	GGMS Madserian at S.No.3	GGMS Kandar
2	Asma Zeb DM	GGHS Ghanool at S.No.4	GGHS Kawai
3	Rubia Sabar DM	GGHS Kaghan at S.No.8	Rabia Sabar R/O Chakia

Term & condition will be intact as per appointment order.

---Sd-


EXECUTIVE DISTRICT OFFICER
ELEM: & SECY: EDU: MANSEHRA

Endst: No. 6352-99 Estt(F)appt:DM(F)2011-12 dated Mansehra the: 28/5 12.

Copy to:-

1. The Secretary to Govt:of KPK E&SE Department Mansehra.
2. The Director E&SE KPK Peshawar.
3. The District Accounts officer Mansehra
4. The District officer (F)Local office.
5. The Headmistress school concerned.
6. PA to District coordination officer Mansehra
7. Budget & Accounts officer local office.
8. candidate concerned.

ATTESTED


DISTRICT OFFICER (FEMALE)
ELEM: & SECY: EDU: MANSEHRA



ARRIVAL Report

آج مورچہ 30/05/2012 کو گورنمنٹ گریزہائی
سکول پوائٹی میں آمدہ از دفتر انٹروز 689299
کے تحت مانہرہ ایجوکیشن دفتر E.D.O صاحب

کے تحت آج میں از فوجی گورنمنٹ گریزہائی
سکول پوائٹی میں حاضر کر دیئے۔

اور عداوت کی جاتی ہے آپ حاضر رہو رپورٹ
کی نقل مانہرہ دفتر میں جمع کرادیں۔

دستخط چیتا ستریں
Hajira

HEADMISTRESS
G.G.H.S Kawi
(Manshra)

ATTESTED

M.



J-19

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MANSEHRA

No. 7718 DFO 2014

Email: deofmanshra@yahoo.com

Dated: 29/9/ 2014

Phone & Fax: 0997-302518

To

Head Mistress
Govt. Girls High School

Subject:

Kauser

SHOW CAUSE NOTICE

Memo:

Show Cause notice in respect of Mst Asma Zeb D-19 D/O
Arneeg Zeb of your school is attached herewith. You are directed to serve the same to the teacher concerned and return one copy to this office as a token of receipt.


DISTRICT EDUCATION OFFICER
FEMALE MANSEHRA.

Endst:No. _____

Copy to the:-

1. Deputy Commissioner, Mansehra.
2. District Monitoring Unit Mansehra.
3. Sub Divisional Education Officer (Female) Mansehra.
4. ADEO Circle concerned is directed to ensure the attendance by the concerned teacher.

ATTESTED

DISTRICT EDUCATION OFFICER
FEMALE MANSEHRA.





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OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MANSEHRA

No. 7718 / Establishment/ 2014
Dated: 29/9/ / 2014

Email: deofmansehra@yahoo.com
Phone & Fax: 0997-302518

SHOW CAUSE NOTICE

I, Naghmana Sardar, District Education Officer (Female) Mansehra as Competent Authority under the Khyber Pakhtunkhwa Servant (Efficiency & Discipline) rules, 2011, do hereby serve you Mst Asma Zeb D/O Aurangzeb, DM, Govt: Girls High School Ghanool Now Presently at GGHS-Kawai, Mansehra Show cause Notice as follows:

- 1) You were appointed as DM at Ghanool Sokal vide defunct Executive District Officer (E&SE) Mansehra Endstt: No 5385-5413/Estt:/Apptt: DM/2011-12 Dated 18.05.2012 where you were stranger for recruitment process initiated through EATA: Acceptance of your appeal & subsequently your appointment order was the result of misuse of authority by the then EDO according to his sweet well& wishes against the recruitment rules, as per inquiry report received through Government of Khyber Pakhtunkhwa, Elementary & Secondary Education Department letter No SO(S/M)E&SED/4-17/2013 Umar Khan EDO BS-19 dated 25/08/2014 More over the then EDO(E&SE) has been removed from Government Service in connection with all such bogus appointment including yours made by him.
- 2) Going through the finding and recommendation of the inquiry committee, the material on record & other connected papers including your defiance before the inquiry committee:-

I am satisfied that you have committed the following acts/Omissions specified in rules.

- a) Misconduct and dishonesty in getting bogus/faked appointment without due process of recruitment.
 - b) Inflected huge financial losses to the Govt: Treasury receiving pay are result of bogus appointment.
 - c) By snatching established rights of the deserving candidates due for appointment on merit. Cheating/canceling the facts for un lawful appointment with coordination of then EDO.
- 3) As a result thereof, I as competent authority have tentatively decided to impose upon you the major penalty of dismissal from services under rule 4 of the said rules.
 - 4) You, are thereof, required to Show Cause as to why the aforesaid penalty should not be imposed upon you & also intimate where you desire to be heard in person.
 - 5) If no reply to this notice is received within seven days or not more than fifteen days of its delivery, it shall be presumed that you have no defiance to put in and in that case an ex-party action shall be taken against you.
 - 6) A copy of the finding inquiry committee related page is enclosed.

ATTESTED

COMPETENT AUTHORITY

**District Education Officer
(Female) Mansehra**

EDO E&SE Mansehra dated 19-3-2013 containing the remarks "appeal is accepted" if otherwise is eligible and passed EATA and scrutinized the original documents. It is astonishing that the appointment order was issued on 18-05-2012 but the appeal was accepted by the EDO E&SE Mansehra on 19-3-2013 i.e., 9 months prior to the date of appointment. The appointment is irregular. Miss Sanam ADEO has furnished a certificate that she and Mr. Farooq Supdt. checked document of Tayyuba Khan on verbal permission of Mr. Umor Khan EDO E&SE Mansehra on the next of day of interview. (Annex- L)

K

Asma Zeb
D/O
Aurang
Zeb

Appointed
at GGHS
Ganool

Endst No. 5385-
5413/Estt: DM
(F) /2012 dated
18-05-2012.
appointed as DM
(BPS-9)

As per entry of the merit list at S.No 4 the entry is Asma Zeb D/O Anwer Zeb but the appointment order has been issued to Asma Zeb D/O Aurang Zeb. Father's name of the candidate at S.No 4 is Anwer Zeb. Whereas the application forms/documents are not available in the office record. Cutting in the father name at S.No 4 of the appointment order has neither been signed by the competent authority nor any corrigendum was issued in this regard. (Annex- LI)

The appointment is irregular.

Rashida
Zeb D/O
Aurang
Zeb

Appointed
at GGMS
Kamalban

Endst No: 5385-
5413/Estt: DM
(F) /2012 dated
18-05-2012.
appointed as DM
(BPS-9)

Rashida Zeb D/O Aurang Zeb was appointed at GGMS Kamalban. Her application forms and documents are not available on the record. Copies of her verified documents were also not available on the record which was essential for drawl of pay. Rashida Zeb appeared before the committee and submitted that roll number were issued to her in ETEA, she had qualified the test and interview and stood on merit and claimed her appointment as issued on merit (Annex-LII). In the column of remarks of the merit list at S.No 09, no form has been found recorded.

The appointment is irregular.

09

SERI
NO. I
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MERIT
LIST C
ATS

ATTESTED



OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MANSEHRA

NOTIFICATION

- 1:- Where as Mst: Asma Zeb D/O Aunang Zeb working as DM GGHS/GEMS/GGP Kawai was served with show cause notice and was proceeded under the Khyber Pukhtunkhwa Govt: Servants (Efficiency and Disciplinary) Revised Rules 2011 for the charges mentioned in her Show-Cause Notice.
- 2:- And where as the inquiry committee comprising the following officers conducted an inquiry regarding the illegal appointments in the office of Ex- Executive District Officer Elementary and Secondary Education Mansehra.
- i) Syed hidayat Jan, (PCS SG B-20) Agricultural Department Khyber Pukhtunkhwa, Peshawar (Now Secretary Zakat, Usher and Social Welfare Department)
- ii) Mr. Akhalhaq Baig, Principal BS-20 RITE Male Haripur.
- 3:- And where as the inquiry Committee after having examined the record pointed out that you were appointed illegally and against the recruitment rules and policy.
- 4:- And where as District Education Officer (Female) in the capacity of competent Authority, after having considered the charges, evidence on record, recommendation of report of the inquiry committee and replies in response to Show Cause Notices, is of the view that the charges against you have been proved.
- 5:- Now, therefore, in exercise of the powers conferred under Khyber Pakhtunkhwa Govt: Servants (Efficiency and Discipline) Revised Rules 2011 the District Education Officer (Female) Mansehra, in the capacity of competent Authority is pleased to impose major penalty of "DISMISSAL" from Govt: Services upon Mst. Asma Zeb D/O Aunang Zeb CT/PET/TT DM GGHS/GEM/GGRS Kawai

DISTRICT EDUCATION OFFICER
FEMALE MANSAEHRA.

Endst: No. 1766-75 /AE- I /Estab: dated 03/03 /2015.

Copy to the:-

1. Secretary Elementary and Secondary Education Department Khyber Pakhtunkhwa, Peshawar.
2. Director Elementary and Secondary Education Khyber Pakhtunkhwa, Peshawar.
3. District Accounts Officer Mansehra.
4. District Monitoring Officer Mansehra.
5. Deputy Commissioner Mansehra.
6. Principal/Headmistress GGHS-Kawai
7. SDEO(F) Mansehra.
8. Budget and Accounts Officer Local Office.
9. Mst: Asma Zeb DM
10. Office File.

ATTESTED

DISTRICT EDUCATION OFFICER
FEMALE MANSAEHRA.

A

To.

The Director
Elem. & Secy. Education
Khyber Pakhtoon Khawa Peshawar.

Subject. DEPARTMENTAL APPEAL AGAINST ILLEGAL
DISMISSAL FOR SERVICE.

Sir,

Respectfully submitted that applicant graciously invites your kind attention that she was inducted in Education Department as DM on 18.5.2012.

That, during the course of recruitment as well as on the invitation of application, applicant applied, came successfully through EATA and scored distinctive marks and was, thus, appointed as DM.

That, later on, during the course of inquiry held against the illegal appointment in Education Department at District Mansehra, applicant was also detected and placed among the candidates, who were considered illegal and doubtful and was, by this way, victimized on the part of others.

That, the appointment of applicant was purely legal and the mistake which was pointed out by the enquiry committee was the entry of incorrect father's name in the appointment order of the applicant and on the basis of such negligible and baseless ground, applicant was placed among the irregular appointed candidates.

That the appointing authority i.e. DEO (F) Mansehra had also been asked by the inquiry committee to issue corrigendum order in this regard, which was not heeded properly as well as timely, while during the personal hearing the matter was, once again, brought out by the

ATTESTED



M-23

applicant, which was, unfortunately, gone unnoticed once again.

That, recently, the Department has wrongly imposed upon applicant the penalty of dismissal and her service had been dispensed with without considering the merit as well as scrutinizing the official records as the appointment of the applicant was purely on merit and was the product of clerical mistake instead of being illegal.

That such an act of sheer negligence on the part of Department is unlawful, mala fide, perverse and based on personal grudges as the applicant had to suffer a lot owing to such illegal termination.

That in the light of the aforesaid mentioned facts/circumstances the applicant has no other remedy than to seek for your jurisdiction that the service of applicant may very kindly be restored.

Thanking in anticipation.

Dated: 31/3/2015

Obediently Yours
Asma
Asma Zeb, D/O Anwar Zeb
Ex DM GGHS Kawai
Mansehra

ATTESTED
[Signature]

VAKALATNAMA

IN THE COURT OF KPK Service Tribunal Peshawar
_____ OF 2015

Mst. Asma Zeb (APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education Department (RESPONDENT)
(DEFENDANT)

I/We Asma Zeb

Do hereby appoint and constitute **NOOR MOHAMMAD KHATTAK, Advocate, 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 cost. 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.

Dated. ____/____/2015

Asma Zeb
CLIENT

N.M.
ACCEPTED
NOOR MOHAMMAD KHATTAK
(ADVOCATE)

OFFICE:

Room No.1, Upper Floor,
Islamia Club Building, Khyber Bazar,
Peshawar City.

Phone: 091-2211391

Mobile No.0345-9383141