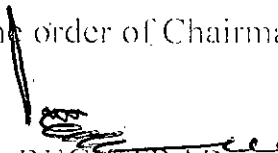


FORM OF ORDER SHEET

Court of _____

Case No.- 647/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	24/03/2023	<p>The appeal of Mr. Atta Ullah resubmitted today by Mr. Mir Zaman Safi Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 29-3-23 Parcha Peshi is given to appellant/counsel for the date fixed.</p> <p>By the order of Chairman</p>  <p>REGISTRAR</p>

The appeal of Mr. Atta Ullah PST GPS Kopra Aka Zai Ton Ghar, received today i.e. on 21.03.2023 is incomplete on the following score which is returned to the co Counsel for the appellant for completion and resubmission within 15 days.

- 1- Annexure-H of the appeal is illegible which may be replaced by legible/better one.
- 2- Annexures of the appeal be attested.

No. 1002 /S.T,

Dt. 23-3 /2023


REGISTRAR

SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Mir Zaman Safi Adv.
High Court at Peshawar.

Sir,

Re-submitted after compliance.

M. Zaman
24/3/2023

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. 647/2023

ATTA ULLAH

VS


EDUCATION DEPTT:

INDEX

S.NO.	DOCUMENTS	ANNEXURE	PAGE
1	Memo of appeal	1- 4.
2	Affidavit	5.
3	Appointment order	A	6- 9.
4	Order dated 07.09.2016	B	10.
5	High Court Judgment	C	11- 14.
6	Order dated 03.07.2018	D	15.
7	Order dated 24.11.2018	E	16.
8	Inquiry report	F	17- 18.
9	Service Tribunal judgment	G	19- 23.
10	Departmental appeal	H	24.
11	Appellate order	I	25.
12	Order dated 02.08.2019	J	26.
13	Wakalat nama	27.

APPELLANT

THROUGH:


MIR ZAMAN SAFI
ADVOCATE

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

APPEAL NO. _____ /2023

Mr. Atta Ullah, PST (BPS-12),
GPS Kopra, Aka Zai, District Tor Ghar.....**APPELLANT**

VERSUS

- 1- The Secretary, E&SE Department, Khyber Pakhtunkhwa, Peshawar.
- 2- The Director, E&SE Department, Khyber Pakhtunkhwa, Peshawar.
- 3- The Secretary Finance Department, Khyber Pakhtunkhwa, Peshawar.
- 4- The District Education Officer (Male), District Tor Ghar.
- 5- The District Account Officer, District Tor Ghar at Manshra.

.....**RESPONDENTS**

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED APPELLATE ORDER DATED 11.07.2019 WHEREBY THE APPELLANT HAS BEEN RE-INSTATED INTO SERVICE WITH EFFECT FROM THE DATE OF REMOVAL FROM SERVICE BUT THE INTERVENING PERIOD IS HEREBY TREATED AS LEAVE WITHOUT PAY.

PRAYER:

That on acceptance of this appeal the impugned appellate order dated 11.07.2019 may very kindly be modified/rectified to the extent of back benefits w.e.f the date of removal from service i.e. 24.11.2018 till 11.07.2019. Any other relief which this august Tribunal deems fit that may also be awarded in favor of the appellant.

R/SHEWETH:

ON FACTS:

- 1- That appellant is the employee of education department and is serving as PST (BPS-12) at GPS Kopra, Aka Zai, District Tor Ghar quite efficiently and upto the entire satisfaction of his superiors.
- 2- That the appellant was initially appointed against the post of PST (BPS-12) at GPS Shadag, Tor Ghar vide Notification dated 09.04.2016 and in pursuance of the appointment Notification submitted his arrival report and started performing his duty with all zeal and zest. Copy of the Notification is attached as annexure.....**A.**

- 3- That astonishingly the respondent No.4 issued the Notification dated 07.09.2016 whereby the appointment Notification dated 09.04.2016 was withdrawn on the baseless allegations of providing fake domicile. That appellant feeling aggrieved preferred writ petition No.48-A/2017 before the Hon'ble Peshawar High Court, Abbottabad Bench which was allowed vide judgment dated 10.05.2018 with the directions to re-instate the appellant into service. Copies of the Notification dated 07.09.2016 and judgment of the High Court are attached as annexure.....**B & C.**
- 4- That in light of the judgment of Hon'ble High Court, the respondent Department re-instated the appellant into service vide Notification dated 03.07.2018 but just after the lapse of three months the appellant once again was removed from his service vide order dated 24.11.2018. Copies of the re-instatement order and removal order dated 24.11.2018 are attached as annexure.....**D & E.**
- 5- That it is pertinent to mention here that the respondent department conducted inquiry for verification of the domicile certificate through the Deputy Commissioner, Tor Ghar and as such the same has been found correct as per verification of the inquiry committee. Copy of the inquiry report is attached as annexure.....**F.**
- 6- That it is pertinent to mention that the appellant feeling aggrieved preferred service appeal No. 4976/2021 before this august Tribunal which was allowed in favor of the appellant vide judgment dated 29.03.2022 to the extent of back benefits w.e.f 07.09.2016 to 03.07.2018. Copy of the judgment is attached as annexure.....**G.**
- 7- That it is also pertinent to mention here that the period w.e.f 24.11.2018 to 02.08.2019 is remaining which has also been challenged by the appellant through departmental appeal which was conditionally accepted by the appellate authority vide appellate order dated 11.07.2019 but without back benefits. That subsequently the competent authority issued the re-instatement order dated 02.08.2019 in pursuance of the order of appellate authority. Copies of the departmental appeal, appellate order dated 11.07.2019 and re-instatement order dated 02.08.2019 are attached as annexure.....**H, I & J.**
- 8- That appellant feeling aggrieved and having no other remedy but to file the instant service appeal on the following grounds amongst the others.

GROUND:

- A- That the impugned orders dated 11.07.2019 and 02.08.2019 are against the law, facts, norms of natural justice and materials on the record, hence not

tenable and liable to be rectified/modified to the extent of back benefits w.e.f 24.11.2018 to 02.08.2019.

- B- That the appellant has not been treated by the respondent department in accordance with law and rules on the subject noted above and as such the respondents 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 while not granting back benefits for the period w.e.f 24.11.2018 to 02.08.2019.
- D- That domicile of the appellant has been found correct as per inquiry report of the respondent department, hence the appellant is fully entitled for the grant of back benefits w.e.f 24.11.2018 to 02.08.2019.
- E- That the appellant has been fully exonerated in the inquiry conducted by the respondent department but inspite of that the respondent department denied back benefits for the period w.e.f 24.11.2018 to 02.08.2019.
- F- That in light of the inquiry report the appellant has the right of back benefits w.e.f 24.11.2018 to 02.08.2019.
- G- That not granting back benefits to the appellant w.e.f 24.11.2018 to 02.08.2019 is against the principle of natural justice.
- II- That appellant seeks permission to advance other grounds and proofs at the time of hearing.

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

APPELLANT

WATA ULLAH

THROUGH:

MIR ZAMAN SAFI

&

ABDULLAH KHAN KHATTAK
ADVOCATES

CERTIFICATE:

It is, certified that no other earlier appeal was filed between the parties.


DEPONENT

LIST OF BOOKS:

- 1- CONSTITUTION OF PAKISTAN, 1973
- 2- SERVICES LAWS BOOKS
- 3- ANY OTHER CASE LAW AS PER NEED

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. _____/2023

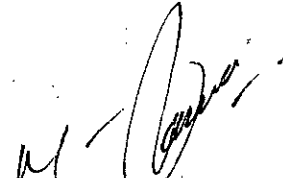
ATTA ULLAH

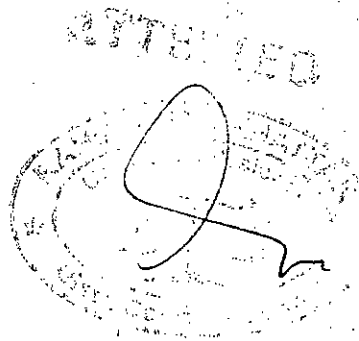
VS

EDUCATION DEPTT:

AFFIDAVIT

I **Mir Zaman Safi**, Advocate High Court, Peshawar on the instructions and on behalf of my client do hereby solemnly affirm and declare that the contents of this **service appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.


MIR ZAMAN SAFI
Advocate
High Court, Peshawar



21/3/23

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) DISTRICT TOR GHAR

A-6

NOTIFICATION

Consequent upon the recommendations of the Departmental Selection Committee, appointment of the following candidates are hereby ordered against the vacant posts of Primary School Teacher (PST) on School based in BPS-12 (Rs.9055-650-28555) @ Rs.9055/- fixed plus usual allowances as admissible under the rules on adhoc basis and school basis initially for a period of one year under the existing policy of the Provincial Government, in Teaching Cadre on the terms and conditions given below with effect from the date of their taking over charge :-

S NO	NAME OF CANDIDATE	FATHER'S NAME	SCORE	WARD/ UNION COUNCIL	NAME OF SCHOOL WHERE APPOINTED	REMARKS
1	Naseeb Rahim	Qareeb Khan	82.37	Balkot	GPS Bateela	Against V/P
2	Umar Habib	Latif Ur Rehman	64.56	Balkot	GPS Balkot	--do--
3	Shabir Ahmad	Habib Ur Rehman	64.03	Balkot	GPS Pakban	--do--
4	Waez Ullah	Muhammad Israr	78.78	Judba	GPS Sormal N/Khail	--do--
5	Rahman Ullah	Muhammad Husan	53.26	Balkot	GPS Sormal N/K	--do--
6	Abdullah	Taluq Khan	64.81	Bimbal	GPS Bilyani	--do--
7	Gulab Zada	Naseeb Zada	84.78	Bimbal	GPS Bilyani	--do--
8	Irshad Ullah	Habib Ullah	82.25	Bimbal	GPS Warokay Kilay	--do--
9	Sadiq Zar	Gula Zar	79.8	Bimbal	GPS Warokay Kilay	--do--
10	Muhammad Usman	Khitab Muhammad	80.58	Darbani	GPS Darbani	--do--
11	Majid Khan	Shahedol	70.05	Darbani	GPS Darbani	--do--
12	Abdul Mujeeb	Fazal Kareem	75.55	Darbani	GPS Jhango	--do--
13	Rozamin	Malik Said	85.44	Bimbal	GPS Khadang	--do--
14	Mastoreen	Meem Zaman	62.86	Darbani	GPS Lashora	--do--
15	Ameer Khan	Muhammad Khan	65.29	Bimbal	GPS Mera Aka Zai	--do--
16	Mumtaz Khan	Ajmal Khan	70.52	Bimbal	GMPS Dilyari	--do--
17	Muhammad Anwar	Gul Nazar Said	81.32	Dour Mera	GPS Dada Banda	--do--
18	Umar Ali	Taliwan Said	77.58	Dour Mera	GPS Dada Banda	--do--
19	Umar Rehman	Ghulam Khan	61.73	Dour Mera	GPS Danda Banda	--do--
20	Muhammad Nawab	Fazal Wahab	73.43	Dour Mera	GPS Dour Pain	--do--
21	Alim Ullah	Taliq Zar Khan	61.98	Dour Mera	GPS Dour Pain	--do--
22	Umar Zahid	Said Fazal Hakeem	73.29	Dour Mera	GPS Dour Mera	--do--
23	Shah Fahad	Israfeel	62.13	Dour Mera	GPS Sado Khan	--do--
24	Nor Nabi Said	Muhammad Akram	60.6	Dour Mera	GPS Zezari	--do--
25	Umar Nosh	Zar Farosh	58.77	Dour Mera	GPS Zezari	--do--
26	Fazal Nawaz Khan	Mir Nawaz Khan	76.48	Gari H/Zai	GPS Ambar Gari	--do--
27	Muhammad Iqbal	Muhammad Laiq	82.02	Gari H/Zai	GPS Bayo	--do--
28	Gul Nabi Shah	Hamza Ali Shah	75.41	Gari H/Zai	GPS Gari Hasan Zai	--do--
29	Jehan Zeb Khan	Fareed Khan	70.24	Gari H/Zai	GPS Gari Hasan Zai	--do--

30	Akhtar Muhammad	Yaqeen Khan	67.81	Gari H/Zai	GPS Gari Hasan Zai	--do--
31	Abdul Jalil	Abdul Wahid	106.38	Gari H/Zai	GPS Gari Kotwal	--do--
32	Faiz Ur Rehman	Sahib Rahman	67.27	Gari H/Zai	GPS Gari Kotwal	--do--
33	Raqib Ullah Khan	Amin Khan	87.81	Paloosa	GPS Gatta Umar Khan	--do--
34	Naseer Ullah	Jehan Zaib	85.92	Paloosa	GPS Gatta Umar Khan	--do--
35	Yousuf Gul	Sahib Gul	75.71	Palosa	GPS Gatta Umar Khan	--do--
36	Ishafaq Ullah	Zareen Khan	65.23	Gari H/Zai	GPS Malyar	--do--
37	Abdus Sadiq	Naseem Khan	61.48	Gari H/Zai	GPS Malyar	--do--
38	Sana Ullah	Abdur Rauf	90.7	Harnail	GPS Petawo Asharay	--do--
39	Gul Faroosh Farooqi	Karamat Khan	85.43	Harnail	GPS Shaloon	--do--
40	Hashamali	Hazrat Ahmad	87.15	Harnail	GPS Soray Asharay	--do--
41	Muhammad Islam	Ahmad Latif	79.03	Harnail	GPS Zangia	--do--
42	Bakhtzada	Nawab Muhammad	91.4	Jhatka	GPS Mori Bala	--do--
43	Noor Zada	Ghulam Muhammad	65.46	Jhatka	GPS Shatal	--do--
44	Qadar Muhammad	Taluq Khan	85.56	Judba	GMPS Judba	--do--
45	Ghani Ur Rehman	Rokhman Shah	62.28	Judba	GPS Shadag	--do--
46	Muhammad Ikram	Muhammad Ishaq	55.86	Judba	GPS Shagai	--do--
47	Muhammad Rafiq	Muhammad Niqab	89.01	Judba	GPS Shadag	--do--
48	Fathullah Pathan	Shabir Ahmad	69.25	Judba	GPS Shagai	--do--
49	Atta Ullah	Shehzada	61.38	Harnail	GPS Shadag	--do--
50	Syed Farman Ullah Shah	Syed Usman Ullah Shah	75.28	Kand	GPS Kand Bala	--do--
51	Zafar Ullah	Sher Zada	91.1	Khovar M.K	GPS Chund	--do--
52	Athar Ullah	Muhammad Raheem	85.3	Khovar M.K	GPS Chund	--do--
53	Amin Said	Qeemat Said	83.62	Khovar M.K	GPS Chund	--do--
54	Behrullah	Sher Zada	76.42	Khovar M.K	GPS Gari Mada Khail	--do--
55	Rahman Ullah	Muhammad Hanif	73.32	Khovar M.K	GPS Gari Mada Khail	--do--
56	Faisal	Yad Ullah	80.42	Khovar M.K	GPS Kalsoona	--do--
57	Muhammad Ismaeel	Bakht Zada	103.3	Khovar	GPS Legra	--do--
58	Tahir Muhammad	Baz Muhammad	92.21	Khovar	GPS Sonia	--do--
59	Zahid Said	Umar Said	87.85	Khovar	GPS Tara	--do--
60	Zar Muhammad	Wala Jan	78.49	M M Khail	GPS Chamgah Doga	--do--
61	Ibrahim Khan	Sabit Khan	79.48	M M Khail	GPS Dilo Bala	--do--
62	Zar Muhammad Shah	Muhammad Shah	75.77	M M Khail	GPS Dilo Payeen	--do--
63	Anwar Zaib	Shah Hussain	77.54	M M Khail	GPS Gawandla	--do--
64	Muhammad Shahid	Sheikh Fareen	83.92	M M Khail	GPS Gawandla Bala	--do--

7

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65	Muhammad Shoaib	Zamin Khan	70.96	M. M Khail	GPS Lakwal	--do--
66	Siraj Ullah	Muhammad Arif	77.09	M M Khail	GPS Mabra	--do--
67	Abu Bakar	Lal Sharif	75.58	M.M Khail	GPS Mabra Bala	--do--
68	Muhammad Hanif	Palas Khan	75.49	M M Khail	GPS Mera K.D	--do--
69	Yas Muhammad	Zubaid Khan	88.96	M M Khail	GPS Shabaz	--do--
70	Saeed Rehman	Saidmar Khan	76.06	M M Khail	GPS Shabaz	--do--
71	Muhammad Zahid	Ghulam Saeed	72.21	M M Khail	GPS Tetay	--do--
72	Abdul Manan	Muhammad Ayub	90.85	Manjakot	GMPS Shanai Pain	--do--
73	Israr Ahmad Khan	Muhammad Farosh Khan	101.24	Tilli	GPS Abo Hasan Zai	--do--
74	Shair Muhammad Zal	Muhammad Afzal	76.82	Manjakot	GPS Abo Mada Khail	--do--
75	Muhammad Ibrahim	Nasrullah Khan	81.69	Manjakot	GPS Doba	--do--
76	Inam Ul Haq	Sahib Shah	78.65	Manjakot	GPS Doba	--do--
77	Irfan Ul Allah	Waris Khan	77.72	Manjakot	GPS Karor	--do--
78	Asif Nawaz Khan	Wahid Gul	73.77	Manjakot	GPS Karor	--do--
79	Imam Gul	Baram Gul	71.68	Manjakot	GPS Karor	--do--
80	Roheeb Gul	Sakhimat Khasn	70.34	Manjakot	GPS Karor	--do--
81	Muhammad Saleh	Wazir Muhammad	66.56	M. M Khail	GPS Manjakot	--do--
82	Khawaj Muhammad	Muhammad Ashraf	67.2	M. M Khail	GPS Manjakot	--do--
83	Zarkhaib Gul	Sakhimat Gul	66.0	Manjakot	GPS Manjakot	--do--
84	Zakir Khan	Nazar Meet Khan	65.2	Manjakot	GPS Manjakot	--do--
85	Naseeb Ullah	Jehanzeb	101.82	Palosa	GPS Kandar Tawara	--do--
86	Muhammad Zahid	Muhammad Naseeb Khan	79.13	Paloosa	GPS Kunhar Sharif	--do--
87	Muhammad Riaz	Karim Shah	79.36	Palosa	GPS Paloosa	--do--
88	Noor Faiser Gul	Gul Khan	69.13	Shingaldar	GPS Banjo Banda	--do--
89	Syed Mehtab Shah	Syed Khitab Shah	82.69	Tilli	GPS Gangat	--do--
90	Abdullah	Mehmood Ur Rehman	99.81	Tilli	GPS Maira Khankhail	--do--
91	Ibrar Ahmed	Muhammad Ferosh Khan	78.15	Tilli	GPS Maira Khankhail	--do--
92	Muhammad Amin	Muhammad Tahir	73.04	Tilli	GPS Mishkot	--do--
93	Syed Muslim Shah	S.Taj Muhammad Shaha	57.9	Tilli	GPS Mishkot	--do--
94	Mohib Ullah	Ghulam Bahadar	62.28	Tilli	GPS Reel	--do--
95	Muhammad Suleman	Abid Khan	53.9	Tilli	GPS Sabay	--do--
96	Syed Sahib Zar shah	Syed Bakht Shah	50.95	Tilli	GPS Tilli Sydan	--do--
97	Syed Bakht Munir shah	Naseebzar Shah	43.86	Tilli	GPS Tilli Sydan	--do--

TERMS & CONDITIONS:

1. NO TA/DA is allowed.
2. Charge reports should be submitted to all concerned in duplicate.

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3. Appointment is purely on temporary & adhoc basis initially for a period of one year.
4. They should not be handed over charge if their age is above 35 years or below 18 years.
5. Their Appointments are subject to the condition that their CERTIFICATE/DOCUMENTS AND DOMICILES be verified from the concerned authorities by the District Education Officer before release of their salaries. Anyone who found producing fake documents will be dismissed from service and the case will further be reported to the law enforcing agencies for action under the relevant law.
6. Their services are liable to termination on one month's notice from either side. In case of resignation without notice his one-month pay/allowances shall be forfeited to the Government treasury.
7. Their Pay will not be activated until and unless pay release order is not issued by the competent authority after verification of their documents by the District Education Officer.
8. They should join their post within 10 days of the issuance of this notification. In case of failure to join the post within 10 days of the issuance of this notification, their appointment will expire automatically and no subsequent appeal etc shall be entertained.
9. They should produce Health and Age Certificate from the Medical Superintendent concerned before taking over charge.
10. They will be governed by such rules and regulations as may be issued from time to time by the Government.
11. Their services shall be terminated at any time, in case their performance is found unsatisfactory during their contract period. In case of misconduct, they shall be preceded under the rules framed from time to time.
12. Their appointment is made on School based, they will have to serve at the place of posting, and their services are not transferable to any other station.
13. The competent Authority reserve the right to rectify the errors and omissions, if any noted/observed at any stage in the instant order issued erroneously.
14. Before handing over charge once again their document may be checked by the SDEO (M) Tor Ghar if they don't have the prescribed qualifications prescribed for the post they should not be handed over the charge.

--SD--

Abdullah

District Education Officer (M)
E&SE Tor Ghar

Endst: No. 908-18/Dated Tor Ghar 09th April 2016.

Copy forwarded for information and necessary action to the:-

1. Secretary to Government of Khyber Pakhtunkhwa E&S Education Department Peshawar.
2. Director E&SE Khyber Pakhtunkhwa, Peshawar.
3. PS to Minister E&SE Department Khyber Pakhtunkhwa Peshawar.
4. Deputy Commissioner District Tor Ghar.
5. District Accounts Officer Tor Ghar at Mansehra.
6. Sub Divisional Education Officer (M) Tor Ghar.
7. District Monitoring Officer (IMU) Tor Ghar.
8. District Education Management Information System (DEMIS) Local Office.
9. Head Teacher GPS Concerned.
10. Official Concerned.
11. Office File.

District Education Officer (M)
E&SE Tor Ghar



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) TOR GHAR

Ph. 0345-6660087 Fax. Nil
Email. torgharemis@gmail.com

No. _____
Dated: ____ / ____ / 2016

B-10

NOTIFICATION

Reference to the Deputy Commissioner Tor Ghar letters No. 1223/DC (2016)/TG Dated 09/05/2016, No. 1394/DC (2016) TG Dated 19/05/2016 and Assistant Commissioner Letter No. AC(2016)/TG 2792-93 dated 18/08/2016, in connection with the terms and conditions No. 5 of the Appointment order issued vide this office Notification No.908-18 Dated 09/04/2016, the competent authority E&SE Tor Ghar is pleased to withdraw/denotify the appointment in respect of Atta Ullah S/O Shahzada PST GPS Shadag w.e.f the date of his appointment.

---SD---

District Education Officer (M)
E&SE Tor Ghar

Endst: No 283543 / Dated 7/9 / 2016.

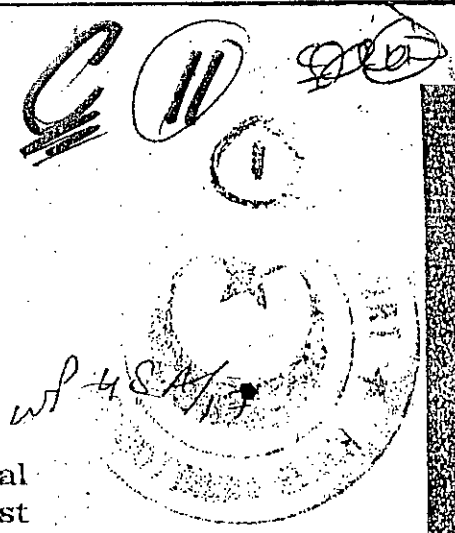
Copy for Information to the.

1. Director E&SE Khyber Pakhtunkhwa Peshawar.
2. Deputy Commissioner Tor Ghar with the remarks that denotification and legal action has been initiated against the teachers as directed.
3. District Police Officer Tor Ghar with request to Lodge FIR as per rules against above mentioned candidate.
4. District Nazim Tor Ghar.
5. District Account Officer Tor Ghar at Mansehra.
6. Sub Divisional Education Officer (M) Tehsil Judba.
7. District Monitoring Officer (IMU) Tor Ghar.
8. District Education Management Information System (DEMIS) Local office.
9. Office File.

Dy: District Education Officer (M)
E&SE Tor Ghar

Note. All employees education department & other interested ones, please Type "Follow torghardeo" in your mobile message & send it to "40404" to get free tweets of DEO Education Torghar on your mobile.

**BEFORE THE PESHAWAR HIGH COURT,
BENCH ABBOTTABAD**



- 1) Muhammad Amjid Ali son of Fazal Rabbi, resident of Loonian, Post Office Serkhaili Banda Mangri, Tehsil and District Torghar.
- 2) Attaullah son of Shehzada, resident of Sher Abad, Kuza Banda, Post Office Geedri, Tehsil and District Battagram.....Petitioners

Versus

- 1) Government of K.P.K. through Secretary Elementary and Secondary Education, Peshawar.
- 2) Director E&SE, K.P.K. Peshawar
- 3) DEO (Male) E&SE Torghar.
- 4) Deputy DEO (Male) E&SE Torghar
- 5) Deputy Commissioner, Torghar.
- 6) District Police Officer Torghar
- 7) District Nazim Torghar
- 8) District Accounts Officer Torghar at Manshra.....Respondents

WRIT PETITION UNDER ARTICLE 199 OF THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN, 1973 FOR DECLARATION TO THE EFFECT THAT THE NOTIFICATION BEARING ENDST. NOS. 3032-40 DATED 08.09.2016 AND NO. 2835-43 DATED 07.09.2016 ISSUED BY RESPONDENTS NOS. 3 & 4 REGARDING DENOTIFICATION/ WITHDRAWLS OF THE APPOINTMENT ORDERS OF THE PETITIONERS ARE ILLEGAL, WRONG, AGAINST THE LAW,

FILED TODAY
REGISTRAR
PESHAWAR HIGH COURT
ABBOTTABAD BENCH

16.7.17

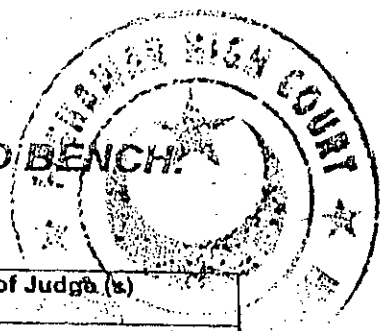
ATTESTED

12

OR

PESHAWAR HIGH COURT, ABBOTTABAD BENCH

FORM OF ORDER SHEET



Date of Order of Proceedings	Order or other Proceedings with Signature of Judge (s)
1	2
10.05.2018	<p><u>W.P.No. 48-A/2017.</u></p> <p>Present: Mr. Muhammad Naeem Akbar, Advocate, for the petitioners.</p> <p>Sardar Muhammad Asif, Assistant A.G for respondents No.1 to 6 & 8.</p> <p>Mr. Junaid Anwar Khan, Advocate, for respondent No.7.</p> <p>***</p> <p><u>LAL JAN KHATTAK, J.-</u> Through this petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, the petitioners have prayed this court for issuance of a writ declaring the notifications bearing Endorsement Nos. 2835-43 and 3032-40 dated 07.09.2016 and 08.09.2016 respectively as illegal, unlawful and of no legal effect whereby their appointment orders have been withdrawn.</p> <p>2. Arguments heard and record gone through.</p> <p>3. At the very outset, learned counsel for the petitioners pointed out at the bar that the issue raised by the petitioners in this petition has already been laid to rest</p>

Open

ATTESTED

13

12

by this court in judgments dated 21.02.2018, 22.02.2018 and 09.05.2018 delivered in Writ Petitions No. 910-A/2016, 209-A/2017 and 1082-A/2016 respectively wherein, while accepting the referred petitions this court has not only declared the likewise notifications as illegal and of no legal effect but at the same time also ordered for re-instatement of the petitioners therein in their service leaving the respondents at liberty to proceed against them, if they so wish but in accordance with law and rules on the subject.

Again

4. Perusal of the case record would show that the petitioners' case is at par with the referred writ petitions. When in all respect the petitioners' case is identical with the cases already decided by this court, then there would be no justification to take a view different than the one already taken by this Court.

5. In the wake of the above and for the reasons given in the referred judgments, this petition too is allowed and consequently, the impugned notifications dated 07.09.2016 & 08.09.2016 are declared as illegal, unlawful

ATTESTED

14

and of no legal effect with direction to the respondents to re-instate the petitioners in their service, however, the respondents would be at liberty to proceed against them if they so wish but in accordance with law and rules on the subject.

30/1/25

Hon'ble Mr. Justice Lal Jan Khullak and Mr. Justice Abdul Shakoor


ATTESTED



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE)
DISTRICT TOR GHAR

Email: torgharenis@gmail.com



NOTIFICATION

In compliance with the Judgment of Honorable Peshawar High Court Bench Abbottabad, dated 10/05/2018, in Writ Petition No. 48-A/2017, the services of the following teachers are reinstated on their posts in the schools mentioned against each from the date of their withdrawn order.

S. NO.	NAME	FATHER NAME	DESIGNATION	NAME OF SCHOOL
1	Muhammad Amjad Ali	Fazal Rabi	PST	GPS Shingaldar
2	Attaullah	Shehzada	PST	GPS Shadag

Their arrears of pay and allowances will be decided on the outcome of the de-novo inquiry.

SD

District Education Officer (M)
District Tor Ghar

Endst. No. 4949-SS Dated 03-10-2018

Copy for information to the.

1. Director E&SE Khyber Pakhtunkhwa Peshawar.
2. Deputy Commissioner Tor Ghar.
3. District Monitoring Officer IMU Tor Ghar.
4. District Accounts Officer Tor Ghar.
5. Sub Divisional Education Officer Male Tor Ghar.
6. Teacher Concerned.
7. Office File.

District Education Officer (M)
District Tor Ghar

ATTESTED

Note: All employees education department & other interested ones, please Type "Follow torghardao" in your mobile message & send it to "46304" to get free tweets of DEO Education Torghar on your mobile.

GOVERNMENT OF KHYBER PAKHTUNKHWA
OFFICE OF THE DISTRICT EDUCATION OFFICER MALE

DISTRICT TOR GHAR

No. 149786/225435/EDU/No. 149786/IMU/QAMIS/2018
Dated: 22/11/2018

NOTIFICATION

WHEREAS, Mr. Attaullah, (PST) GPS Shadag, was proceeded against under the Khyber Pakhtunkhwa Govt Servants (Efficiency & Discipline) Rules, 2014, for the charge of willful absence from duty

2 AND WHEREAS, a show cause notice was served upon Attaullah, (PST) GPS Shadag vide this office letter No. 149786-225435 Dated 17/10/2018, and he submitted his reply to the Show Cause notice which was declared by the competent authority as non-convincing.

3 AND WHEREAS, the Competent Authority (District Education Officer, Male) after having considered the charges and evidence on record, explanation of the accused teacher in response to the Show Cause Notice and personal hearing granted to him/her on 16/11/2018 vide this office letter No. 149786-43 Dated 14/11/2018 and he availed on 20/11/2018, is of the view that the charges against the accused officer have been proved.

4 THEREFORE, in exercise of the powers conferred under section 4 of Khyber Pakhtunkhwa Govt Servants (Efficiency & Discipline) Rules, 2014, the Competent Authority (District Education Officer, Male, Tor Ghar, Khyber Pakhtunkhwa) is pleased to impose Major penalty of "REMOVAL FROM SERVICE" upon Mr. Attaullah, (PST) GPS Shadag District Tor Ghar with immediate effect.

SD

District Education Officer, Male
Tor Ghar

Endat: of Even No. & Date

Copy forwarded to the:-

- 1 Director E&D Khyber Pakhtunkhwa Peshawar
- 2 Deputy Commissioner Tor Ghar
- 3 District Monitoring Officer IMU Tor Ghar
- 4 District Accounts Officer Tor Ghar
- 5 Sub Divisional Education Officer Male Judda
- 6 Teacher Concerned
- 7 Office File

District Education Officer, Male
Tor Ghar

Office of the Deputy Commissioner.

District Torghar

No. Dom/DC(2018)/TG/ 2253

Dated Torghar the 31/12/2018

F-17

Fax# 0997-580188
dctorghar@gmail.com

To

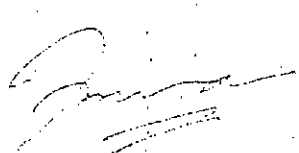
The District Education Officer (M)
Torghar

Subject:

INQUIRY PROCEEDING FOR VERIFICATION OF DOMICILE IN THE
LIGHT OF JUDGEMENTS OF HONORABLE HIGH COURT
PESHAWAR BENCH ABBOTTABAD, RENDERED IN WP NO.897-
A/2016,48-A/2017 AND No.1082-A/2016 AGAINST GOVT:

Reference to your office letter No. 4956 Dated: 03-07-2018 on the Subject
cited above;

Enclosed Please find herewith an Inquiry report submitted by Additional
Deputy Commissioner Torghar for further necessary action.


Deputy Commissioner
Torghar

Office of the Additional Deputy Commissioner
District Torghar

No. Steno/ADC (2018)/TG/ 132

Dated Torghar the 27/12/2018

18

To,

The Deputy Commissioner
Torghar.

Subject: **INQUIRY**

In pursuance of the Deputy Commissioner Office letter bearing NO. Dom/DC (2018)/TG/ 1944 dt: 02-10-2018, wherein, the Additional Deputy Commissioner Torghar was asked to conduct inquiry regarding the domicile verification of the following persons.

1. Hasham Ali S/O Hazrat Ahmad.
2. Muhammad Ikram S/O Muhammad Ishaq.
3. Muhammad Amjad Ali S/O Fazal Rabi.
4. Noor Zada S/O Ghulam Muhammad.
5. Attah Ullah S/O Shehzada.
6. Siad Farid S/O Abdul Shahid.
7. Nasrat Shah S/O Iqbal Shah.
8. Abdul Jalil S/O Abdul Ghafor.
9. Jamal Khan S/O Hajim Khan.

BACKGROUND:-

The above named persons were appointed as teachers by the Education Department Torghar. Their domicile certificates were sent to Deputy Commissioner Office Torghar for verification which were not verified. Consequent upon non-verification of their domicile certificates, the appointment orders of the above mentioned teachers were withdrawn by the Education Department. These teachers sought relief from the Peshawar High Court through filing writ petition No. 897-A/2016, No.48-A/2017, and No.1082-A/2016 (**Annex A**). Peshawar High Court Abbottabad Bench re-instated the above mentioned teachers vide judgment dt: 15-05-2018 dt: 09-05-2018 and dated: 10-05-2018 respectively (**Annex B**) leaving the respondents at liberty to proceed against them in accordance with law and rules if they so desire.

Education Department Torghar requested Deputy Commissioner Torghar vide letter No. 4956 Dated: 03-07-2018 to conduct inquiry as per judgment of the Peshawar High Court Abbottabad Bench, as the case is not fit for CPLA in the August Supreme Court of Pakistan. (**Annex C**)

PROCEEDINGS:-

The Undersigned proceeded with the matter and issued notices to the teachers to appear before the undersigned alongwith their supporting documents. They were also directed to bring with them village secretary, village Nazim, Tehsil Member, District Member and District Nazim for recording evidence for or against them, as the case may be. They alongwith village secretary, village Nazim/Naib Nazim, Tehsil Member, District Member and District Nazim appeared before the Inquiry Officer and recorded their statements verifying the residential status of the above mentioned teachers. The undersigned have gone through the documents i.e. (Domicile Certificates, CNICs, residential certificates and statements of the local elected representatives (**Annex D1 to D9**))

FINDINGS/ RECOMMENDATIONS

From the above proceedings, statements of the local representatives and examination of the documents provided by the candidates. It seems that the above mentioned teachers are residents of District Torghar and the domicile certificates have rightly been issued to them.

Report is submitted

S. Akram
Additional Deputy Commissioner
Torghar

6-19

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

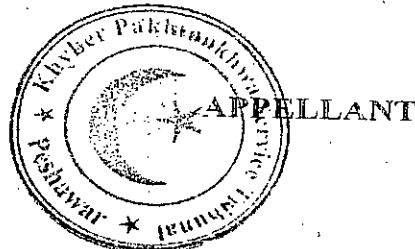
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SERVICE APPEAL NO. _____ /2021

Khyber Pakhtunkhwa
Service Tribunal

5034
Dated: 26/9/2021

Atta Ullah, PST (BPS-12),
GPS Kopra, Aka Zai District Torghar.



VERSUS

1. The Secretary (Elementary & Secondary Education) Khyber Pakhtunkhwa, Peshawar.
2. The Director (Elementary & Secondary Education) Khyber Pakhtunkhwa, Peshawar.
3. The District Education Officer (Male) Tor Ghar.
4. The Secretary Finance, Khyber Pakhtunkhwa, Peshawar.
5. The District Account Officer, District Tor Ghar at Manshira.

(RESPONDENTS)

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 FOR DIRECTING THE RESPONDENT TO GRANT BACK BENEFITS TO THE APPELLANT IN SHAPE OF SALARIES FOR THE PERIOD WITH EFFECT FROM 07.09.2016 TO 03.07.2018 ALONG WITH ANNUAL INCREMENT OF YEAR 2016, 2017 & 2018 AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS.

PRAYER:

THAT ON THE ACCEPTANCE OF THIS APPEAL, THE RESPONDENTS MAY BE DIRECTED TO GRANT BACK BENEFITS TO THE APPELLANT IN SHAPE OF SALARIES FOR THE PERIOD WITH EFFECT FROM 07.09.2016 TO 03.07.2018 ALONG WITH ANNUAL INCREMENT OF YEAR 2016, 2017 & 2018 AS ON DOMICILE ON WHICH HIS APPOINTMENT ORDER WAS WITHDRAWN HAS VERIFIED AND FOUND CORRECT DURING THE DE-NOVO INQUIRY PROCEEDING. ANY OTHER REMEDY, WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

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BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL PESHAWAR.

Service Appeal No. 4976/2021

Date of Institution ... 26.04.2021

Date of Decision ... 29.03.2022



Atta Ullah, PST (BPS-12), GPS Kopra, Aka Zai District Torghar.

...(Appellant)

VERSUS

The Secretary (Elementary & Secondary Education) Khyber Pakhtunkhwa, Peshawar and four others.

(Respondents)

MR. TAIMUR ALI KHAN
Advocate

For appellant.

MR. KABIRULLAH KHATTAK,
Additional Advocate General

For respondents.

MR. SALAH-UD-DIN
MS. ROZINA REHMAN

MEMBER (JUDICIAL)
MEMBER (JUDICIAL)

JUDGMENT:

SALAH-UD-DIN, MEMBER:- Precise facts forming the background of the instant appeal are that the appellant was appointed as PST (BPS-12), vide Notification dated 09.04.2016. The appellant performed his duties till 06.09.2016, however vide Notification dated 07.09.2016 issued from the office of District Education Officer (Male) Torghar, his appointment order was withdrawn on the ground that his domicile certificate was declared unverified by the quarter concerned. The appellant challenged the order dated 07.09.2016 through filing of Writ Petition No. 48-A/2017 before the august Peshawar High Court, Abbottabad Bench, which was allowed by setting-aside the Notification dated 07.09.2016, however the respondents were left at liberty to

ATTESTED

ATTESTING OFFICER
Khyber Pakhtunkhwa
Services Tribunal
Peshawar

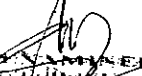
21

proceed against the appellant in accordance with law and rules, if they so desire. The appellant was reinstated vide Notification dated 03.07.2018 in light of judgment of august Peshawar High Court, Abbottabad Bench, however the issue of arrears of his pay and allowances was ordered to be decided on the outcome of de-novo inquiry. During the inquiry, the domicile certificate of the appellant was found genuine by the concerned quarter. The appellant was removed from service vide order dated 24.11.2018 on the ground of willful absence from duty, which was challenged by the appellant through filing of departmental appeal. The same was allowed vide order dated 11.07.2019 and the appellant was reinstated in service with effect from the date of his removal from service by treating the intervening period as leave without pay. Vide Notification dated 04.11.2020, the service of the appellant was regularized with effect from the date of his appointment but the arrears of pay and allowances with effect from 07.09.2016 to 03.07.2018 were not granted to the appellant. The appellant agitated the matter before august Peshawar High Court, Abbottabad Bench through filing of COC No. 143-A/2019, which was though dismissed vide judgment dated 13.01.2021, however it was observed that the appellant would be at liberty to approach the appropriate forum provided under the law for redressal of his grievance, if any, in accordance with law qua the issue of back benefits. The appellant then filed departmental appeal, which was not responded within the statutory period, hence the instant service appeal.

02. Notices were issued to the respondents, who contested the appeal by way of submitting joint comments, wherein they refuted the assertions made by the appellant in his appeal.

03. Mr. Taimur Ali Khan, Advocate representing the appellant has contended that it was categorically mentioned in the reinstatement order dated 03.07.2018 that the issue of arrears of pay and allowances will be decided upon, the outcome of de-novo inquiry, however the arrears were not granted to the appellant despite the fact that his domicile

ATTESTED


TAIMUR ALI KHAN
Advocate
12, West Avenue, Lahore

22


certificate was found genuine during the de-novo inquiry. He next contended that as the appellant remained out of service with effect from 07.09.2016 till 02.07.2018 for no fault on his part, therefore, he is entitled to payment of salaries as well as annual increments for the said period. Reliance was placed on 2013 SCMR 752, 2015 PLC (C.S) 215, FLD 1991 Supreme Court 226 and 2018 SCMR 64.

04. On the other hand, learned Additional Advocate General for the respondents has contended that in view of principle of no work no pay, the appellant cannot claim salaries for the period during which he remained out of service. He further argued that the appeal in hand being barred by time is liable to be dismissed on this score alone. He next contended that the appellant has been dealt in accordance with law and no discrimination has been caused to him therefore, the appeal in hand may be dismissed with costs.

05. We have heard the arguments of learned counsel for the appellant as well as learned Additional Advocate General for the respondents and have perused the record.

06. A perusal of the record would show that the appellant was appointed as PST (BPS-12) vide Notification dated 09.04.2016, however vide Notification dated 07.09.2016, the appointment order of the appellant was withdrawn for the reason that his domicile certificate was not verified as valid from the concerned quarter. The Writ Petition filed by the appellant before the august Peshawar High Court, Abbottabad Bench was however allowed and he was reinstated in service vide Notification dated 03.07.2018, wherein it is categorically mentioned that the issue of arrears of pay and allowances would be decided upon the outcome of de-novo inquiry. It is an admitted fact that the domicile certificate of the appellant was found valid during the de-novo inquiry. therefore, the period during which the appellant remained out of service could not be considered as a fault on the part of the appellant. August Supreme Court of Pakistan in its judgment reported as

ATTESTED


 DEPUTY ATTORNEY GENERAL
 SERVICE TRIBUNAL

2013 SCMR 752 has graciously observed as below:-

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"Once an employee is reinstated in service after his exoneration of the charges leveled against him, the period during which he remained either suspended or dismissed cannot be attributed as a fault on his part. His absence during this period was not voluntary on his part but it was due to order of the appellant that he was restrained not to attend his job/duty because on the basis of charge sheet, he was suspended and later on dismissed. AT the moment, his exoneration from the charges would mean that he shall stand restored in service, as if he was never out of service of the appellant. If the absence of the respondent or non-attending the work was not volunteer act on the part of the respondent and was due to steps taken by the appellant, in no manner the service record of the respondent can be adversely affected nor he can be denied any benefit to which he was entitled, if he had not been suspended or dismissed."

07. While deriving wisdom from the above mentioned judgment of august Supreme Court of Pakistan, we are of the view that the appellant was entitled to pay and allowances for the period during which he remained out of service, particularly when he has submitted an affidavit alongwith his appeal that he did not remain gainfully employed in any service during the period of his absence. The affidavit so submitted by the appellant has not been denied by the respondents through filing of any counter affidavit. So far as the question of limitation is concerned, the issue being one of financial benefits, therefore, the appeal is not hit by law of limitation.

08. In view of the foregoing discussion, the appeal in hand is allowed and the appellant is held entitled to payment of salaries with effect from 07.09.2016 to 02.07.2018 as well as annual increments for the years 2016 to 2018. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED
29.03.2022

(ROZINA REHMAN)
MEMBER (JUDICIAL)

(SALAH-UD-DIN)
MEMBER (JUDICIAL)

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

بخدمت جناب ڈائریکٹر صاحب تعلیم صوبہ خیبر پختونخوا پشاور

اپیل برٹر مینیشن ازاں سروس

جناب عالی: اپیل ذیل عرض ہے۔

1. یہ کہ سائل ضلع تورغر کا آباد اجداد سے رہائشی باشندہ ہے سائل کو میرٹ پر مورخہ 09/04/2016 کو بطور PST بھرتی کیا گیا اور GPS شاہ ڈاگ تورغر تعینات کیا گیا اور اپنے فرائض دیانت داری اور ایمانداری سے ادا کرتا رہا مورخہ 07/09/2016 کو ڈومیسائل ویریفیکیشن کے سلسلے میں ٹر مینٹ کر دیا گیا۔ (نقل آرڈر مورخہ 07/09/2016 لف ہذا ہے)۔

2. یہ کہ سائل نے ہائیکورٹ سے رجوع کیا اور 2 سال تک مقدمہ کرنے کے بعد سائل ڈگری ہوئی اور سائل کو دوبارہ مورخہ 03/07/2018 کو بحال کیا۔ (نقل آرڈر اور ڈگری لف ہذا ہیں)۔

3. یہ کہ بعد ازاں ڈومیسائل کی D انکوآری DEO صاحب نے مقرر کر کے DC صاحب نے مجھے سے کہا کہ تحصیل ممبر ڈسٹرکٹ عمیر اور VC کو میرے سامنے پیش کرو کہ verification کا بیان دیں۔ جب سائل مذکورہ انکوآری کے دے دیا گیا اور بعد ازاں ہیرنگ کر کے DEO صاحب نے دوبارہ برطرف کر دیا جو کہ صریحاً انصافی ہے۔

لہذا استدعا ہے کہ سائل ایک غریب آدمی ہے اور اپنے کنبے کا واحد کفیل ہے سائل کو انصاف فراہم کیا جا کر بحال فرمایا جائے۔

مورخہ 13/12/2018

عطاء اللہ ولد شاہ نواز ساکنہ شالون عیسی خیل ضلع تورغر

قومی شناختی کارڈ نمبر 3-5662849-13202

موبائل نمبر 0345-2715439

H.24

بخدمت جناب ڈائریکٹر صاحب تعلیمات سوہانہ تحصیل پشاور

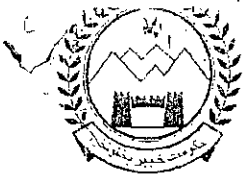
اپیل برائے تیسریں الزام رسواں

جناب عالی

میں نے اپنی اپنی تعلیمات سوہانہ تحصیل پشاور میں حاصل کی ہیں۔
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میں نے اپنی تعلیمات سوہانہ تحصیل پشاور میں حاصل کی ہیں۔
میں نے اپنی تعلیمات سوہانہ تحصیل پشاور میں حاصل کی ہیں۔

تاریخ: 15/05/2018

ڈائریکٹر تعلیمات سوہانہ تحصیل پشاور
تلفون نمبر: 0315-2715139



**DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION
KHYBER PAKHTUNKHWA PESHAWAR.**

Phone: 091-9210957 Fax: 091-9210936

I-25

NOTIFICATION

1. WHEREAS, Mr. Atta Ullah, Ex:-PST, GPS Shadag UC Harnai, was appointed by DEO (M) Tor Ghar vide Endst No 908-18 Dated 09-04-2016.
2. AND WHEREAS, he was removed from service on the basis of non- verification of domicile by the DEO concerned vide Endst No. 2835-43 dated 07.09.2016.
3. AND WHEREAS, The applicant filed an appeal at Honorable Peshawar High Court, Abbotabad Bench, under W.P No. 48-A/2017, which decided the case in his favour for Re-Instatement dated 21.05.2018.
4. AND WHEREAS, The appealt was re-instated in the light of Hnorable Peshawar High Court Abbottabad Bench's decision, vide DEO (M) Tor Ghar No. 4949-55 /dated 03.07.2018.
5. AND WHERASE, The Inquiry Committee constituted by the Deputy Commissioner Tor Ghar, started its proceeding on 27.12.2018, in compliance with Peshawar High Court Abbottabad Bench decision.
6. AND WHEREAS, IMU reported the said official absent from duty and resultantly he was removed from service vide Endorsement No: 1191/File No 149766/IMU/OAMIS/2018 dated 24-11-2018.
7. AND WHEREAS, Inquiry Committee submitted its report on 27-12-2018.
8. AND WHEREAS, The applicant submitted an appeal for Re- instatement in the light of the High Court's decision and the Deputy .Commissioner Inquiry Committee's recommendations dated 27.12.2018.
9. AND WHEREAS, The Appellate Authority accepted the appeal for his Re- instatement in the light of Honourable High Court's decision and the Deputy Commissioner Inquiry Committee's recommendations. Therefore, Mr. Attaullah Ex. PST is hereby re-instated w.e.f the date of his removal from service without back benefits, and the intervening period will be treated as leave without pay.

(DIRECTOR)

**ELEMENTARY & SECONDARY EDUCATION
KHYBER PAKHTUNKHWA, PESHAWAR**

Endst No. 2638-40 /F.No.A-10/VOL:I/APPEALS. Dated Peshawar the 11/7/2019
Copy of the above is forwarded for information and necessary action to the:-

1. The District Education Officer (M) Tor Ghar.
2. District Account Officer Tor Ghar.
3. Mr. Atta Ullah PST GPS Shadag Tor Ghar.
4. PA to Director E&SE Khyber Pakhtunkhwa, Peshawar.

**DEPUTY DIRECTOR (ESTAB)
E&SE KHYBER PAKHTUNKHWA
PESHAWAR.**



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE)
DISTRICT TOR GHAR



Email: torgharemis@gmail.com

5-26

NOTIFICATION:

In compliance with Notification No.2638-40/F.No.A-10/VOL:1/APPEALS, Dated:11-07-2019 of Appellate Authority, the service of Mr. Atta Ullah S/O Shehzada, Ex-PST is hereby reinstated as PST at GPS, Kopra Aka Zai, Tor Ghar, from the date of his removal from service without back benefits.

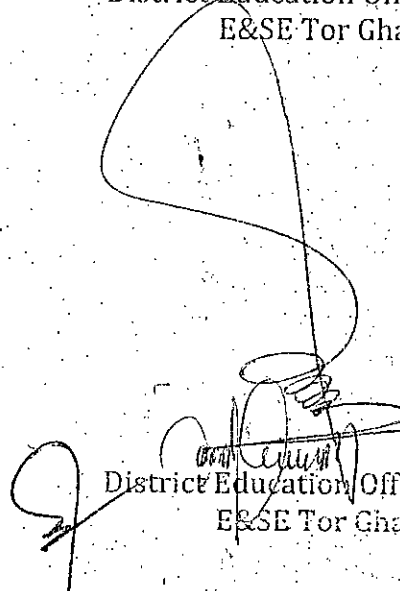
--Sd--

(Jaffar Mansoor Abbasi)
District Education Officer (M)
E&SE Tor Ghar

Endst: No.1212-18 Date: 02/08/2019.

Copy for information to the:

1. Director E&SE Khyber Pakhtunkhwa Peshawar.
2. Deputy Commissioner Tor Ghar.
3. District Monitoring Officer (IMU) Tor Ghar.
4. District Accounts Officer Tor Ghar at Mansehra.
5. SDEO (M) Hassan Zai Tor Ghar.
6. Official Concerned.
7. Office File.


District Education Officer (M)
E&SE Tor Ghar

WAKALAT NAMA

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

OF 2023

Attallah

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education Deptt

(RESPONDENT)
(DEFENDANT)

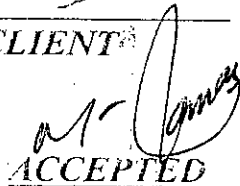
I/We *Attallah*

Do hereby appoint and constitute **MIR ZAMAN SAFI, Advocate, High Court, Peshawar** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our 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. 1 / /2023



CLIENT



ACCEPTED
MIR ZAMAN SAFI
ADVOCATE

OFFICE:

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