

24.06.2015

Appellant Deposited  
Security & Process Fee



Counsel for the appellant present. Learned counsel for the appellant argued that posts of PST were advertised and vide order dated 18.5.2012 appellant was appointed against one of the advertised seats on merits and in accordance with law after qualifying the prescribed test and interview. That vide impugned order dated 3.3.2015 the appellant was dismissed from service on the ground that the DEO (M) was involved in illegal appointments. That the appellant preferred departmental appeal against the impugned order on 19.3.2015 which was not responded and hence the instant service on 17.6.2015.

That the appellant was appointed on merits and in the prescribed manners and that no opportunity of hearing was afforded to the appellant in the prescribed manners.

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 for 2.9.2015 before S.B.

  
Chairman

02.09.2015

Counsel for the appellant, M/S Khurshid Khan, SO and Javed Ahmed, Supdt. alongwith Addl: A.G for respondents present. Learned counsel for the appellant submitted copy of notification dated 25.8.2015 according to which the grievances of the appellant have been redressed through acceptance of her departmental appeal.

In the view of afore-stated development, learned counsel for the appellant requested for withdrawal of appeal.

Dismissed as withdrawn. File be consigned to the record.

ANNOUNCED  
02.09.2015



  
Chairman

02.09.15

Form- A  
FORM OF ORDER SHEET

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

Case No. 679/2015

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	17.06.2015	<p>The appeal of Mst. Bibi Mehwish presented today by Mr. Shahzada Irfan Zia 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</p>
2	22-6-15	<p>This case is entrusted to S. Bench for preliminary hearing to be put up thereon <u>24-6-15</u></p> <p style="text-align: right;"> CHAIRMAN</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR

Service Appeal No. 679 / of 2015

Bibi Mehwish Ex. PST, D/o Muhammad Naveed ... Appellant

VERSUS

Province of Khyber Pakhtunkhwa, through  
Secretary Elementary and Secondary  
Education Department and others... Respondents

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Through:

*Bibi Mehwish*  
Appellant

*(Shahzada Irfan Zia)*  
Advocate

13-C Haroon Mansion  
Khyber Bazar, Peshawar  
Cell # 0300-9345297

Dated: 16.06.2015

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR

Service Appeal No.

679 / of 2015

A.W.F. Province  
Service Tribunal

Diary No. 726

Dated 17-6-2015

Bibi Mehwish Ex. PST, D/o Muhammad Naveed,  
resident of Phulra, Tehsil and District Mansehra

... Appellant

VERSUS

1. Province of Khyber Pakhtunkhwa, through  
Secretary Elementary and Secondary  
Education Department, Khyber Pakhtunkhwa  
Civil Secretariat Peshawar.
2. Director Elementary and Secondary Education  
Department, Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Female) Mansehra. ... Respondents

APPEAL UNDER SECTION 4 OF KHYBER  
PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974  
AGAINST THE IMPUGNED ORDER DATED 03.03.2015  
WHEREBY THE APPELLANT HAS BEEN DISMISSED  
FROM SERVICE AND HER DEPARTMENTAL  
APPEAL AGAINST THE IMPUGNED ORDER  
ELICITED NO RESPONSE WITHIN THE STATUTORY  
PERIOD FIXED BY THE LAW.

Filed to-day  
17/6/15

Respectfully Sheweth:

FACTS OF THE CASE.

1. That certain posts of different cadre were advertised through media of press. The appellant applied for the post of PST and after successfully going through the prescribed selection process, appointed by the competent authority on regular basis against a regular vacant vacancy.

2. That as per advertisement the prescribed qualification for the post of PST was F.A and the appellant possessed the prescribed qualification at the time of submitting of application, and she also qualified the B.A Examination subsequently and produced the Degree of B.A at the time of appointment. Thus the appellant was selected and appointed on the recommendation of the Departmental Selection Committee. (Annex: A&B).
3. That the appointments were made according to Union Council Basis and in the Union Council of the appellant, there was five vacancies, but only four candidates including the appellant were appointed in Union Council Phulra and the appellant secured Third Position in her Union Council. (Annex: C).
4. That the appellant took over charge of the post and performed her statutory duties for a period of Three years to the entire satisfaction of her superiors, and no cause of complaint was ever reported against her. (Annex: D).
5. That on 29.9.2014 a Show Cause Notice was served upon the appellant wherein it was provided that an inquiry had been conducted against the E.D.O (E&S) Mansehra, who misused his authority in recruitment process and appointed illegally a number of employees including the appellant. (Annex: E).
6. That the appellant submitted her reply to the Show Cause Notice and vindicated her plea and position. The reply of the appellant was well founded and reasonable but went unheeded. (Annex: F).
7. That on 03.03.2015 respondent No.3 passed the impugned order whereby the appellant has been dismissed from service, and her departmental appeal against the impugned order elicited no response within the statutory period. (Annex: G&H), hence the present appeal is being filed ~~here~~ on the following grounds:-

GROUND:

- a. That the appointment of the appellant is according to the prescribed selection process and there is no illegality in her appointment. The prescribed qualification for the post of PST was F.A which she possessed at the time of appointment. She also qualified B.A at the time of interview, therefore, she was entitled for extra Marks on the basis of B.A qualification. Thus the impugned order is illegal, void, therefore, not sustainable under the law.
- b. That before passing the impugned order, legal requirements of law were not observed, and the appellant was dismissed from service without any inquiry. Neither any charge Sheet was served upon the appellant nor any chance of personal hearing was afforded to the appellant, hence she was condemned unheard.
- c. That the appointment of the appellant was made on merit basis, according to the result of ETEA Test, and after going through the prescribed selection process, she was appointed on the recommendations of the Departmental Selection Committee. There is no illegality in the process of her appointment, therefore, the impugned order is unwarranted by law.
- d. That department conducted inquiry against the then D.E.O (Male) Mansehra in the matter of his misuse of authority in realm of appointments, but the appellant was not associated in the said inquiry and an exparte decision was taken against her without giving

her an opportunity of defence, which is another defeat of truth and justice.

- e. That the appellant will raise more legal grounds at the time of arguments.

In view of the aforesaid facts and circumstances of the case it is humbly prayed that the impugned order dated 03.03.2015 may graciously be set aside being illegal and void, directing the respondents to reinstate the appellant into service with all back benefits.

Any other relief though not specifically asked for to which the appellant is found entitled in the circumstances of the case may also be granted to the appellant.

*Bibi Mehwish*

Appellant

Through:

*Irfan*

(Shahzada Irfan Zia)  
Advocate, Peshawar.

Dated: 16.06.2015

CERTIFICATE:

Certified that as per instructions of my client no such Service Appeal on behalf of the appellant has earlier been filed in this Honourable Service Tribunal on the subject matter.

*Irfan*  
Advocate.





03018106130  
03085555603

(ANNEX-B)  
(6)

OFFICE OF THE EXECUTIVE DISTRICT OFFICER E&S EDUCATION MANSEHRA

ORDER

Consequent upon the recommendation of the Departmental Selection Committee District Manshra, the competent authority is pleased to appoint the following candidates as a Primary School Teacher PST (Female) against newly created / resultant vacated posts in their relevant union councils in BPS 7 @ Rs.5800-320-15400 plus usual allowances as admissible under the rule on regular basis under the existing policy of provincial Government on the terms and conditions given below with immediate effect.

U/C BAFFA				
S#	Name of Candidate	Father's Name	Home Address/ Domiciled U/C	Remarks
1	Niaz Gul	Abdul Razaq	Baffa	Own UC M/List
2	Sabia	Noor Hussain	Baffa	Own UC M/List
U/C BEHALI				
3	Munaza Daud	Daud	Behali	Own UC M/List
4	Nazma Bibi	R.Khan Bahdar	Behali	Own UC M/List
U/C Battal				
5	Shagufta Bibi	Muhammad Shafi Khan	Battal	Own UC M/List
6	Shaista Jabeen	Muhammad Akbar	Kathai	From Adjacent UCs Merit list
U/C Bherkund				
7	Bushra	Ghulam Mustafa	Bhekund	Own UC M/List
U/C Gari Habib Ullah				
8	Naida Ashraf	Muhammad Ashrif Bag	Gari Habib Ullah	Own UC M/List
9	Gul Naz Bibi	S. Qabal Shah	Gari Habib Ullah	Own UC M/List
U/C Hilkot				
10	Bibi Asia	Abdul Ghafoor	Hilkot	Own UC M/List
U/C Hangrai				
11	Irum Saeed	Saeed Akhtar	Hangrai	Own UC M/List
12	Marium Bibi	Muhammad Younis	Hangrai	Own UC M/List
U/C Ichrian				
13	Bibi Sajida	Saeed ur Rehman	Ichrian	Own UC M/List
14	Saima Ara	M.Fareed Khan	Ichrian	Own UC M/List
U/C Jabar Daveli				
15	Mah Jabeen	Muhammad Farooq	Jabar Daveli	Own UC M/List
16	Saba Tariq	Muhammad Tariq	Sachan	From Adjacent UCs Merit list
U/C Jaloo				
17	Sobia Bibi	Abdul Ghafoor	Jaloo	Own UC M/List
18	Saima Naz	Mir Afzal	Jaloo	Own UC M/List
U/C Karnol				
19	Fara Naz	Muhammad Khurshid	Karnol	Own UC M/List
20	Nadia Rehman	Habib ur Rehman	Pairan	From Adjacent UCs Merit list
U/C Karori				
21	Amrin Younis	Muhammad Younis	Karori	Own UC M/List
22	Musrat Bibi	Khalil ur Rehman	Karori	Own UC M/List
23	Zenab	Alam Zeb	Karori	Own UC M/List
24	Amrin Kusar	Muhammad Miskeen	Karori	Own UC M/List
25	Rukhsana Taj	Taj Muhammad	Karori	Own UC M/List
26	Rifat Bibi	Faqeer Muhammad	Shanaya	From Adjacent UCs Merit list
27	Ashiya	Misri Khan	Shanaya	From Adjacent UCs Merit list
28	Razia Bibi	Muhammad Zaman	Darband	From Adjacent UCs Merit list

attested  
18/

(7)

U/C Lissan Nawab				
29	Sobia Arshad	Muhammad Arshad	Lissan Nawab	Own UC M/List
30	Rashida Bibi	M.Zahoor	Lissan Nawab	Own UC M/List
U/C Mohandari				
31	Bibi Nascema	Ghulam Nabi	Mohandari	Own UC M/List
U/C Nika Pani				
32	Yasmeen Wahab	Abdul Wahab	Nika Pani	Own UC M/List
33	Neelam	Abdul Latif	Darband	From Adjacent UCs Merit list
U/C Perhinna				
34	Lubna Younis	M.Younis	Perhinna	Own UC M/List
35	Zahida Bano	Ali Zaman	Perhinna	Own UC M/List
U/C Phulra				
36	Bibi Saleha	Abdula Jan	Phulra	Own UC M/List
37	Melnaz Bibi	M.Iqbal	Phulra	Own UC M/List
38	Bibi Mewash	M.Naveed	Phulra	Own UC M/List
39	Farzana Yousaf	M.Yousaf	Phulra	Own UC M/List
40	Bibi Farah	Khurshid Khan	Sawan Maira	From Adjacent UCs Merit list
U/C Sachan Kalan				
41	Bibi Salama	Shezada Khesro Faredon	Sachan Kalan	Own UC M/List
42	Bibi Norin	Rehmat Ullah	Sachan Kalan	Own UC M/List
U/C Sawan Maira				
43	Tahira Jabeen	Muhammad Ayub	Sawan Maira	Own UC M/List
U/C Shanaya				
44	Safoora Farat	Abdul Razaq	Shanaya	Own UC M/List
45	Irum Shahceen	Anwar Khan	Shanaya	Own UC M/List
U/C Shergarh				
46	Saceda Haidar	Mir Haidar	Shergarh	Own UC M/List
47	Fozia Bibi	Sher Bahadar	Shergarh	Own UC M/List
48	Sadia Gul	M.Zaman	Shergarh	Own UC M/List
49	Asma	Abdul Malik	Darband	From Adjacent UCs Merit list
U/C Shuakat Abad				
50	Sadia Javed	Javed Khan	Shuakat Abad	Own UC M/List
51	Sabeen	M.Haroon	Shuakat Abad	Own UC M/List
52	Tabasam Rashid	Abdul Rashid	Shuakat Abad	Own UC M/List
U/C Trangri Sabir Shah				
53	Nabeela Ghuncha Gul	Bashir Ahmad Khan	Trangri Sabir Shah	Own UC M/List
54	Khalida Bibi	M.Yousaf Khan	Trangri Sabir Shah	Own UC M/List
55	Sidra Hamayun	M.Hamayun	Trangri Sabir Shah	Own UC M/List
U/C Bandi Shungli				
56	Salma Javed	Muhammad Javed	Darband	From Adjacent UCs Merit list
57	Nosheen Bibi	Fazal ur Rehman	Darband	From Adjacent UCs Merit list
U/C Tanda				
58	Sahibzada Hazmat Rabani	Ghulam Rabani	Tanda	From Adjacent UCs Merit list
59	Asma Noreen	Nawab Khan	Dhodial	From Adjacent UCs Merit list

**ADJUSTMENT ORDER**

Consequent upon the above, the following adjustment are hereby ordered against the posts mentioned against each.

S#	Name	Father's Name	Home Address/ Domiciled U/C	Place of Posting	Remarks
1	Niaz Gul	Abdul Razaq	Baffa	GGPS Baffa Khurd	A/V/Post
2	Sabia	Noor Hussain	Baffa	GGPS Kando Gali	A/V/Post
3	Munaza Daud	Daud	Behali	GGPS Ashwal	A/V/Post
4	Nazma Bibi	R.Khan Bahdar	Behali	GGPS Jamal Nukka	A/V/Post
5	Shagufta Bibi	Muhammad Shafi Khan	Battal	GGPS Karmang	A/V/Post
6	Shaista Jabeen	Muhammad Akbar	Kathai	GGPS Chandni	A/V/Post

attested  
[Signature]

7	Bushra	Ghulam Mustafa	Bhekund	GGPS Kehman Mian	A/V/I Post
8	Naida Ashraf	Muhammad Ashraf Bag	Gari Habib Ullah	GGPS Danna Ganaila	A/V/I Post
9	Gul Naz Bibi	S. Qabal Shah	Gari Habib Ullah	GGPS Chuntre	A/V/I Post
10	Bibi Asin	Abdul Ghaffoor	Hilkot	GGPS Khan Balimang	A/V/I Post
11	Irum Saeed	Saeed Akhtar	Hangrai	GGPS Kalas Ghanaila	A/V/I Post
12	Marium Bibi	Muhammad Younis	Hangrai	GGPS Kalas Ghanaila	A/V/I Post
13	Bibi Sajida	Saeed ur Rehman	Ichrian	GGPS Karmang Phyeeri	A/V/I Post
14	Saima Ara	M. Fareed Khan	Ichrian	GGPS Ramsara	A/V/I Post
15	Mah Jabeen	Muhammad Farooq	Jabar Daveli	GGPS Baso Manda Gucha	A/V/I Post
16	Saba Tariq	Muhammad Tariq	Sachan	GGPS Baso Manda Gucha	A/V/I Post
17	Sobia Bibi	Abdul Ghafoor	Jaloo	GGPS Talian Di Kasi	A/V/I Post
18	Saima Naz	Mir Afzal	Jaloo	GGPS Chor Banda	A/V/I Post
19	Fara Naz	Muhammad Khurshid	Kamol	GGPS Bhoraj	A/V/I Post
20	Nadia Rehman	Habib ur Rehman	Pairan	GGPS Dheri Sohail	A/V/I Post
21	Amrin Younis	Muhammad Younis	Karori	GGPS Seri Malwal	A/V/I Post
22	Musrat Bibi	Khalil ur Rehman	Karori	GGPS Malhar	A/V/I Post
23	Zenab	Alam Zeb	Karori	GGPS Malhar	A/V/I Post
24	Amrin Kusar	Muhammad Miskeen	Karori	GGPS Fata Bandi	A/V/I Post
25	Rukhsana Taj	Taj Muhammad	Karori	GGPS Fata Bandi	A/V/I Post
26	Rifat Bibi	Faqeer Muhammad	Shanaya	GGPS Naryala	A/V/I Post
27	Ashia	Misri Khan	Shanaya	GGPS Thakra	A/V/I Post
28	Razia Bibi	Muhammad Zaman	Darband	GGPS Dhok	A/V/I Post
29	Sobia Arshad	Muhammad Arshad	Lassan Nawab	GGPS Shurota	A/V/I Post
30	Rashida Bibi	M. Zahoor	Lassan Nawab	GGPS Chapra Bala	A/V/I Post
31	Bibi Naseem	Ghulam Nabi	Mohandari	GGPS Badal Gran	A/V/I Post
32	Yasmeen Wahab	Abdul Wahab	Niku Pani	GGPS Cham	A/V/I Post
33	Neelam	Abdul Latif	Darband	GGPS Cham	A/V/I Post
34	Lubna Younis	M. Younis	Perhinna	GGPS Phalkot	A/V/I Post
35	Zahida Bano	Ali Zaman	Perhinna	GGPS Phalkot	A/V/I Post
36	Bibi Saleha	Abdula Jan	Phulra	GGPS Ghazikot	A/V/I Post
37	Mehnaz Bibi	M. Iqbal	Phulra	GGPS Dhaman	A/V/I Post
38	Bibi Mewash	M. Naveed	Phulra	GGPS Ghazikot	A/V/I Post
39	Farzana Yousaf	M. Yousaf	Phulra	GGPS Batangi	A/V/I Post
40	Bibi Farah	Khurshid Khan	Sawan Maira	GGPS Gojar Gali	A/V/I Post
41	Bibi Salama	Shezada Khesro Fareed	Sachan Kalan	GGPS Kalas Nawaz Abad	A/V/I Post
42	Bibi Norin	Rehmat Ullah	Sachan Kalan	GGPS Kalas Nawaz Abad	A/V/I Post
43	Tahira Jabeen	Muhammad Ayub	Sawan Maira	GGPS Mohar	A/V/I Post
44	Safoora Farat	Abdul Razaq	Shanaya	GGPS Numshera Shahkot	A/V/I Post
45	Irum Shaheen	Anwar Khan	Shanaya	GGPS Numshera Shahkot	A/V/I Post
46	Saeeda Haidar	Mir Haidar	Shergarh	GGPS Gakharh	A/V/I Post
47	Fozia Bibi	Sher Bahadar	Shergarh	GGPS Perchaian	A/V/I Post
48	Sadia Gul	M. Zaman	Shergarh	GGPS Perchaian	A/V/I Post
49	Asma	Abdul Malik	Darband	GGPS Sherolian	A/V/I Post
50	Sadia Javed	Javed Khan	Shuakat Abad	GGPS Lalan Da Darra	A/V/I Post
51	Sabeen	M. Haroon	Shuakat Abad	GGPS Chajar Bala	A/V/I Post
52	Tabasam Rashid	Abdul Rashid	Shuakat Abad	GGPS Paniyuli	A/V/I Post
53	Nabeela Ghuncha Gul	Bashir Ahmad Khan	Trangri Sabir Shah	GGPS Trangri Bala	A/V/I Post
54	Khalida Bibi	M. Yousaf Khan	Trangri Sabir Shah	GGPS Trangri Bala	A/V/I Post
55	Sidra Hamayun	M. Hamayun	Trangri Sabir Shah	GGPS Khari Paloi	A/V/I Post
56	Salma Javed	Muhammad Javed	Darband	GGPS Pagora	A/V/I Post
57	Noshin Bibi	Fazal ur Rehman	Darband	GGPS Beer Bat	A/V/I Post
58	Sahibzadi Azmat Rehani	Ghulam Rabani	Tanda	GGPS Talian Manda Gucha	A/V/I Post
59	Asma Noreen	Nawab Khan	Dhodial	GGPS Kothri	A/V/I Post

### TERMS & CONDITIONS:

1. Their appointments are purely on temporary basis and liable to termination at any stage without assigning any reason/notice.

*[Handwritten signature]*

*attested*  
*RA*

(9)

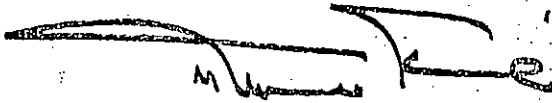
- They will be governed by such rules and regulations enforce and as may be prescribed by the Government from time to time for the category of the Government servants to which they belong.
3. In case they failed to assume the charge of their posts within 15 days of their appointment, candidature-ship 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 domicile/ UC Certificate from the secretary concerned union councils 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.
  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 Mansehra)
  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 un-satisfactory; 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 Mansehra.
  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 1<sup>st</sup> 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. 5360-5384 /Estt: (F)Apptt:PET(F)/2011-12 Dated Mansehra the 18<sup>th</sup> May, 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. Deputy District Officer (Female) E&SE Mansehra.
7. PA to District Coordination Officer, Mansehra.
8. Budget & Accounts Officer, local office, Mansehra.
- 9-67. Candidates concerned.

  
EXECUTIVE DISTRICT OFFICER  
E&S EDU: MANSEHRA.

*attested.*  
*RA*

TAT-1 FEMALE MANSEHRA RESULT 2011 (Annex: C)

Roll No	Name	Father Name	Marks	%age
1701105	BIBI SAJIDA	MOHD NASIM	56	Fail
1701106	SADIA IRSHAD	M IRSHAD KHAN	112	Fail
1701107	SOBIA	MOHD IRSHAD	160	53.33
1701108	SAFIA NBIBI	LAL MOHD	52	Fail
1701109	AZRA PARVIN	GOHER AMAN	108	Fail
1701111	HADIA SHAHZAD	GHULAM RABANI	120	40.00
1701112	TAHIRA BIBI	ABDUL QUyum	160	53.33
1701113	TASWAR KHANUM	ALTAF HUSSAIN	84	Fail
1701114	SHAZIA	KHUDA BUKHSH	72	Fail
1701115	NAZAKAT BIBI	VALO UR REHMAN	80	Fail
1701116	RIZWANA RAFIQ	M RAFIQUE	164	54.67
1701117	SAIMA SHABBIR	M SHABBIR	80	Fail
1701118	NASEEM AKHTAR	QARI ABDUL REHMAN	96	Fail
1701119	BIBI ZAINAB	M RASHID	140	46.67
1701120	BIBI SAIMA	M RASHID	164	54.67
1701121	BIBI NNAIMA RAFIQUE	M RAFIQUE	124	41.33
1701122	BIBI SAIRA	ANWER ZEB	80	Fail
1701123	SADIA	M AJAMEEL	124	41.33
1701124	ASMAT BIBI	ABDUL REHMAN	108	Fail
1701125	SHUMAILA ZAMAN	ALI ZAMAN	76	Fail
1701126	NAZMA BIBI	GHULAM HUSSAIN	116	Fail
1701127	NAILA GUL	M FAIDUN KHAN	124	41.33
1701128	NELOFARHAT	M RAFIQUE	176	58.67
1701129	AMBREEN ANJUM	GHULAM SARWER	88	Fail
1701130	AMBREEN FARID	M FARID KHAN	80	Fail
1701131	SABA ASHRAF	N ASHRAF	88	Fail
1701132	NAFEESA BANO	M YOUSAF	96	Fail
1701133	SAJIDA	M YOUSAF	60	Fail
1701134	NAZIA YOUSAF	M YOUSAF	60	Fail
1701135	LUBNA BIBI	M ZUBAIR	108	Fail
1701136	NOSHEEN AKHTER	SAIN MOHD	148	49.33
1701137	SHAHEEN AKHTER	M AYUB	88	Fail
1701138	SHUGYFTA MEHR	QAZI ABDUL QUyum	76	Fail
1701139	BIBI MEWISH	M NAVID	124	41.33
1701140	SHAMAILA	SADIQ	96	Fail
1701141	SYADIA	FAKIR HUSSAIN SHAH	92	Fail
1701142	AMBREEN	S. NOORAN SHAH	156	52.00
1701143	AKEEBA SANA	BOSTAN KHAN	92	Fail
1701144	FARZANA	M IQBAL	76	Fail
1701145	BIBI CHAMAN ARA	RAJA FAKIR HUSSAIN SHAH	52	Fail
1701146	SAIRA BANO	MUHAMMAD ASHRAF	68	Fail
1701147	BIBI HANIFA	QAZI WAHEED UR RAHAMAN	92	Fail
1701148	UZMA BIBI	MUHAMMAD RIAZ	56	Fail
1701149	SABA KHALID	KHALID PERVAIZ	104	Fail
1701150	SHAHIDA BIBI	SYED MUBARAK SHAH	92	Fail
1701151	FAIZA BAHADUR	GHULAM BHADUR KHAN	88	Fail
1701152	BIBI SOMIA	SYED MUBARAK SHAH	56	Fail
1701153	SONIA ANJUM	TARIQ FEROZE	Absent	#VALUE!
1701154	LUBNA UROOJ	MUNAWAR KHAN	128	42.67
1701155	SONIA ANJUM	TARIQ FEROZE	108	Fail
1701156	YASMIN AKBAR	MUHAMMAD AKBAR	104	Fail
1701157	DANISH BIBI	MUHAMMAD IQBAL	64	Fail
1701158	MUHAZZAMA GUL	HAQ NAWAZ KHAN	140	46.67
1701159	MEHWISH ASLAM	MUHAMMAD ASLAM	164	54.67
1701160	SALMA BIBI	MUHAMMAD ISMAIL	68	Fail
1701161	PERVEEN BIBI	KHAN MUHAMMAD	80	Fail
1701162	ANSWAR	HAIDAR ZAMAN	64	Fail

(10)

(15)

Altaf ul  
HEAD MASTER  
Govt. Middle School  
Jabri Manshra

attested  
18

No	Name	Father Name	Address	D/O Birth	D/O of Prof. Result	Name of Institution	ETEA Marks	Plage	Academic Qualification																Remarks		
									SSC			FA/FSC			BA/BSC			MA/MSC			M.Phil						
									Obt	Tot	Plage	Obt	Tot	Plage	Obt	Tot	Plage	Obt	Tot	Plage	Obt	Tot	Plage				
68	TAHIDA BANO	ALI ZAMAN	PERHINA	20/04/1983	23/03/2004	AIOU	148	19.733	469	850	8.63	543	900	13.1												46.46	
69	SAFEEQA BIBI	MCHD. MISKEEN	PERHINA	04/04/1985	20/04/07	AIOU	153	13.133	535	850	9.11	555	1100	13.29												40.47	
14	BIBI AMINA	M IQBAL	PERHINA	21/3/91	14/3/09	AIOU	124	16.533	620	900	10.3	461	1100	13.12												39.98	
PHULRA																											
16	BIBI SALIHA	ABDULLAH JAN	PHULRA	11/05/1981	14/5/09	AIOU	152	20.257	552	850	9.74	657	1100	17.92	314	550	2.555										50.78
14	MEHNAZ BIBI	MOHD IQBAL	PHULRA	07/01/1985	14/5/09	AIOU	128	17.057	477	850	8.42	630	1100	13.55	255	550	2.327										45.35
139	BIBI MEWISH	M NAVID	PHULRA	15/1/91	31/12	R Manshehra	124	16.533	620	1050	9.46	571	1100	15.57	315	550	2.673										44.44
09	FARZANA YOUSAF	M YOUSAF	PHULRA	17/11/85	20/5/09	AIOU	136	18.133	552	850	9.74	453	1100	12.83													40.50
SACHAN KALAN																											
570	BIBI SALMA	SHAZADA KHUSRO FEREDON	SACHAN KALAN	03/03/1993	20/8/09	AIOU	140	16.557	613	850	10.8	632	1100	13.5	434	550	3.945	645	1100	3.65							55.82
332	BIBI NOREEN	REHMAT ULLAH	SACHAN KALAN	13/11/89	14/5/09	AIOU	168	22.4	721	1050	10.3	698	1100	19.04	320	550	2.909										54.65
78	SABA TARIQ	MOHAMMAD TARIQ	SACHAN KALAN	22/11/82	17/5/11	AIOU	159	20.8	514	900	8.57	603	1100	14.45													45.81
334	SUTARA JABEEN	SARFRAZ KHAN	SACHAN KALAN	15/07/1993	15/12/2007	R Manshehra	128	17.057	477	850	8.42	655	1100	17.55	252	550	2.291										45.64
503	SUSHRA JAWANZEB	SHANCEB	SACHAN KALAN	05/03/1993	17/5/11	AIOU	144	19.2	537	1050	9.1	480	1100	13.09													41.39
SANDISAR																											
1509	UZMA RANI	AEOU: QUYYUM	SANDISAR	1991	17/5/11	AIOU	184	24.533	494	850	9.72	605	1100	16.5	278	550	2.537	533	1100	2.93							55.14
1510	SERISH NAWAZ	HAQ NAWAZ	SANDISAR	29/10/83	17/5/11	AIOU	164	24.533	510	850	9	595	1100	16.52	315	550	2.864			0							51.92
1201	SAIMA SIDDIQUE	MOHD SIDDIQUE	SANDISAR	20/4/87	17/5/11	AIOU	140	16.557	553	850	10.3	651	1100	16.93	727	1100	3.305										50.29
476	SAFIRA BIBI	SUFI GUJAR KHAN	SANDISAR	01/03/1987	04/08/2009	AIOU	156	20.8	571	1050	8.16	589	1100	16.34	282	550	2.564										47.65
2611	SADIA BIBI	LAIQAT ALI SHAH	SANDISAR	31/01/1983	21/02/2005	AIOU	140	18.657	594	850	10.5	576	1100	15.71	293	550	2.664										47.52
2408	MISBAH BIBI	MR AFZAL	SANDISAR	25/02/1983	14/02/2009	AIOU	140	16.557	525	850	11	531	1100	14.43	259	550	2.355										46.55
3116	MARYUM BIBI	SHAH ZAMAN	SANDISAR	03/05/1983	17/5/11	AIOU	132	17.5	721	1050	10.3	639	1100	17.43													45.33
2530	RAHI	DARVAISH	SANDISAR	13/03/1987			136	18.133	535	1050	9.07	557	1100	15.19													42.40
285	NOREEN	ZARBAT KHAN	SANDISAR	08/05/1984	21/08/2008	AIOU	124	16.533	457	850	8.06	512	1100	13.95	255	550	2.145										40.71
SAWAN MERA																											
1025	TAHIRA JABEEN	MOHD AYUB	SAWAN MERA	16/3/83	17/5/11	AIOU	148	19.733	555	850	9.97	589	1100	16.09	341	550	3.1	701	1100	3.19							52.08
150	BIBI FURAH	KHURSHED KHAN	SAWAN MERA	07/12/1983	12/09/2016	AIOU	156	20.3	537	850	11.2	515	1100	14.05	248	550	2.255	625	1100	2.84							51.18
29	SHAHIDA BIBI (40)	ABDUL RAHEEM	SAWAN MERA	28/12/83	14/3/09	AIOU	148	19.733	702	1050	10	560	1100	15.27	334	550	3.036										48.07
184	NAZIA RAFIQUE	M RAFIQUE	SAWAN MERA	05/05/1990	20/5/09	AIOU	132	17.5	552	850	9.74	599	1100	16.34													43.65

11

attested  
[Signature]

[Signature]  
[Signature]

گنڈاپتی جاتی ہے کر سماء بی بی میونسپل وکسٹر ہڈ نوید سائنس گنڈاپ

سے آج مورخہ 19<sup>5</sup>/<sub>2012</sub> قبل از دپسیر زیر آڈر نمبر 5384 - 5360

آدرہ از دفتر E.D.O صاحب (E.S) سائبرہ گورنمنٹ ٹرلز برائسی  
سکول غاز پوٹ میں حاضری اُردی ہے

گنڈاپ رپورٹ لکھی ہے

این آئی سی نمبر

13503-0598102-3

وکیل

میرزا

عبدالرحمان



attested.  
187



(Annex: E)

(13)

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MANSEHRA

No: 777 / S. Cause

Email: deofmansehra@yahoo.com

Dated the 29/9 /2014

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. Bibi Mewesh, PST GGPS Ghazikot Mansehra Show cause Notice as follows:

- 1) You were illegally appointed as PST at GGPS Ghazi Kote vide defunct Executive District Officer (E&SE) Mansehra at S. No. 38, where you were given extra marking and 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 will & 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) Inflicted huge financial losses to the Govt. Treasury receiving pay as result of bogus appointment.
  - c) By snatching established rights of the deserving candidates due for appointment on merit. Cheating/canceling the facts for unlawful appointment with collusion 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 hereby, 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-parte action shall be taken against you.
- 6) A copy of the finding inquiry committee related page is enclosed.

*Bibi Mehvish*

*17<sup>10</sup>  
2014*

Mst. Bibi Mewesh

GGPS Ghazikote

*attested.  
IA*

*Naghmana Sardar*  
COMPETENT AUTHORITY



(Annex-II)

(14)

To,

The District Education Officer,  
(Female) Mansehra

Subject: - SHOW CAUSE NOTICE

Respected Madam!

With reference to show cause  
Notice No. 7771/S. Cause dated  
29.09.2014 on the captioned subject.

Reply on behalf of the  
undersigned is submitted as under: -

- 1) That, the undersigned has applied for the appointment against the vacant post of PST.
- 2) That, the undersigned has passed her F.A. exam and the said exam was enough to be appeared in ETEA test.
- 3) That, the undersigned has submitted her application for the post ibid within due date.
- 4) That, the undersigned was called for the ETEA test and appeared in the said test and has become success in the test.
- 5) That, initial recruitment of the PST post is F.A. and on the undersigned fulfilled all the requisite qualification for the above mentioned post.
- 6) That, the appointment of the undersigned was made on 19.05.2012 vide order No. 5360-5384.  
(Photo copy is annexed for kind perusal).
- 7) That, the appointment of the undersigned was made purely on merit basis and illegality and irregularity has been committed

attested.  
[Signature]

(15)

- after scrutinizing all the documents.
- 8) That, the appointment of the undersigned was made on the basis of F.A. and during the process of appointment the undersigned was already appeared in B.A. exams and the result was awaited.
  - 9) That, before issuing of appointment order, the result of B.A. was declared and the undersigned has attached/annexed the D.M.C. of B.A.
  - 10) That, the appointment of the undersigned is legal and there is no fault for making of the appointment of undersigned.
  - 11) That, the appointment of the undersigned made in Union Council Phulra on merit basis. It is worth-mentioning here that one Mst. Bibi Farah daughter of Khurshid Khan, resident of Union Council Sawan Maira was appointed in U.C. Phulra at Sr. 40, if the undersigned does not persist on merit then according to the law, precedent and procedure she is entitled to be appointed against Mst. Bibi Farah who is not belonging to Union Council Phulra. Only on this score the appointment of undersigned is purely on merit basis and the show cause notice issued is liable to be set-aside.
  - 12) That, the appointment of the undersigned was made after proper verification of academic qualification documents as well as after passing of the ETEA Test.
  - 13) That, there is no illegality and irregularity has been committed by appointing the undersigned.
  - 14) That, the appointment of the undersigned is legal, lawful and according to the rules and regulations.
  - 15) That, the show cause notice issued is illegal, against the law and ineffective upon the rights of undersigned.

~~altered~~  
18

(16)

- 16) That, after the appointment the undersigned is drawing her pay plus emoluments according to prescribed rules and the competent authority has verified all the documents from concerned Education Institutions as well as concerned Board & University which were found genuine/correct.
- 17) That, no extra marking and no misuse of authority by the then learned EDO not to his sweet will and wishes against the recruitment rules and the appointment of the undersigned was made after fulfilling all the codal formalities and the charges leveled against the undersigned are baseless and frivolous and liable to be set-aside.

In view of the above circumstances it is therefore, most humbly requested that the show cause notice issued may kindly be filed.

Dated 22.10.2014

*Bibi Mehwish*  
**Bibi Mehwish**  
 PST, GGPS  
 Ghazikot,  
 U.C. Phulra

*attested.*  
*IA*

P.No-701967



(Annex E)  
(Annex G)  
(17)

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MANSEHRA

NOTIFICATION

- 1:- Where as Mst: Bibi Mehwish D/O Muhammad Naveed working as PSI GGHS/GGMS/GGP Ghazi Kot 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. Bibi Mehwish D/O Muhammad CT/PET/TT PSI GGHS/GGM/GGP Ghazi Kot.

attached.  
18

DISTRICT EDUCATION OFFICER  
FEMALE MANSAEHRA.

Endst: No. 2026-35 /AE-\_\_\_/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 \_\_\_\_\_
7. SDEO(F) Mansehra.
8. Budget and Accounts Officer Local Office.
9. Mst: \_\_\_\_\_
10. Office File.

DISTRICT EDUCATION OFFICER  
FEMALE MANSAEHRA.

To

The Director,  
Elementary & Secondary Education Department,  
Khyber Pakhtunkhwa, Peshawar.

(Annex: H)  
(18)

D.No. 1505  
19/3/2015

**SUBJECT:- APPEAL FOR REINSTATMENT IN SERVICE.**

Dear Sir,

With due respect it is submitted that Executive District Officer, Elementary & Secondary Education, Mansehra called applications for filling up the posts of PST on Union Council based merit through ETEA test, having qualification of FA with PST Certificate from a recognized Institute. I applied for the post having FA qualification and appeared in the test conducted by ETEA and secured 124 marks out of 200 marks. Only 04 candidates passed the ETEA test against 05 vacant posts in UC Phulra as such there maintained no merit list, thus all the 04 applicants qualified for the post and against fifth post, a candidate from adjacent UC was appointed. During the process of selection I also passed my BA Examination before interview. After completion of all codal formalities I was appointed as PST in GGPS Ghazikot in my native Union Council, Phulra (Mansehra) on 18<sup>th</sup> May 2012.

I was surprised to receive a Show Cause notice issued on 29.9.2014, stating therein that my appointment was illegal on the grounds that "weightage" of BA was included in my aggregate marks which I passed after the closing date for submission of applications. I submitted brief reply to the Show Cause notice and contended that my appointment was made after due process and purely on the basis of result of ETEA Test as well as my basic qualification i.e. F.A at that time. I even now am not aware as to whether my BA marks have been included in the aggregate marks or not. In case the same were included in final list, it was not my fault? I presented my BA certificate at the time of interview only for information of an additional qualification and not for inclusion in the merit.

The District Education Officer (Female), Mansehra issued my dismissal order on 03.03.2015. Neither my submission/reply was considered to ascertain the factual position & grounds nor I was given the chance of personal hearing.

It is reiterated that I was appointed purely on the basis of result of ETEA Test and on my basic qualification of FA required for the post of PST as per recruitment rules of the post. There was no need at all to count my BA marks in aggregate marks as I already qualified the mandatory ETEA Test and Qualification.

In view of the above factual position it is humbly requested that my dismissal orders issued by the DEO(F), Mansehra may be recalled and I may be reinstated on my service so as to give me relief and justice.

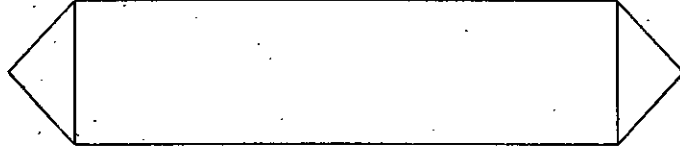
Yours faithfully,

*Bibi Mehvish*  
(BIBI MEHVISH)  
PST, GGPS, Ghazikot,  
UC Phulra (Mansehra)

Dated 19.03.2015.

*attested*  
*187*

Before the K.P.K Service Tribunal Peshawar  
بعد الت



Bibi Mehwish 2 جناب 16-6-2015 مورخہ  
Province of KPK بنام Bibi Mehwish مقدمہ  
through Secretary F&S and others. Service Appeal دعوی  
جرم

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کارروائی متعلقہ  
آن مقام *only Peshawar Advocate* کیلئے *Shahzada Tufan Zia*  
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 کرنے و تقرر ثالث و فیصلہ پر حلف دیئے جواب دہی اور اقبال دعویٰ اور  
بصورت ڈگری کرنے اجراء اور وصولی چیک دروپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق  
زر میں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی  
اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت  
مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے  
تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے  
اور اس کا ساختہ پر داختم منظور قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے  
سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں  
گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھد یا کہ سندر ہے۔

attested

Accepted.

المرقوم 16th June 2015

Bibi Mehwish

الع د گ واه الع

مقام *only Peshawar* کے لئے منظور ہے۔

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION  
KHYBER PAKHTUNKHWA, PESHAWAR.

NOTIFICATION.

WHEREAS, Mst Bibi Mehwish, PST at Government Girls Primary School Ghazi Kot District Mansehra was dismissed from service by the DEO (Female) Mansehra vide Order No. 2026-35 dated 03/03/2015 after serving Show Cause Notice and giving her an opportunity of personal hearing on charge of irregular/fake/bogus appointment.

WHEREAS, consequently the above aggrieved teacher lodged/preferred an appeal to the Director E&SE Khyber Pakhtunkhwa, Peshawar (appellant authority) against her dismissal from service with the pray to set aside her dismissal order issued by the DEO concerned followed by her statement.

AND WHEREAS, the Director E&SE Khyber Pakhtunkhwa, Peshawar constituted a committee vide Notification No. 5500-09 dated 23-04-2015 for the scrutiny of appeals of the dismissed teacher.

AND WHEREAS, the committee having scrutinized appeal of above affected teacher on the basis of available record and merit of the case submitted its report to the Director E&SE Khyber Pakhtunkhwa, Peshawar with the findings and recommendations reproduced briefly below:-

1. She belongs to U/C Phulra, Her name was at S. No.07 of the merit list of her U/C under ETEA R. No. 1701139. She did not acquire her B.A qualification, but she was awarded the marks of B.A wrongly. After deduction of the B.A marks her score in the merit list was reduced to 41.57 from 44.44, however her position in the merit list remains unchanged. Hence she deserved to be appointed.
2. Appeal may be accepted as she was on merit in her U/C.

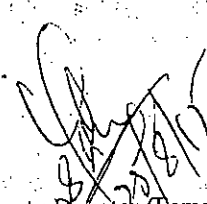
NOW THEREFORE, in exercise of powers conferred upon the Director E&SE Khyber Pakhtunkhwa, Peshawar (appellant authority) under E&D Rules 2011 read with rules 17 (b) & (c) and keeping the findings/recommendations of the committee into consideration, accepts the appeal of aforesaid sacked teacher and set aside the order of DEO (F) Mansehra No. 2026-35 dated 03/03/2015 and reinstate Ms. Bibi Mehwish PST at Government Girls Primary School Ghazi Kot District Mansehra with effect from the date of her dismissal with all back benefits.

Director  
Elementary & Secondary Education,  
Khyber Pakhtunkhwa, Peshawar.

Sl. No. 4509/11-99 /F.No. 79 /Appeals Female MSR Dated Peshawar the 25/8/2015

Copy of the above is forwarded for information & n/action to the:-

1. District Education Officer (Female) Mansehra
2. Sub Divisional Education Officer (Female) Mansehra
3. District Accounts Officer Mansehra
4. Appellants concerned
5. PA to Director E&SE KP, Peshawar
6. Master File.

  
Deputy Director (Female)  
Directorate E&SE, KP  
Peshawar