

715/2015

20.10.2015

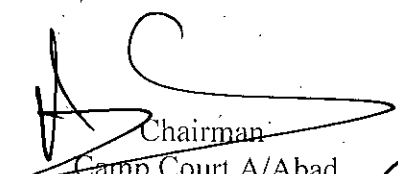
Mr. Javed Iqbal on behalf of the appellant and Mr. Sakeenullah, ADO alongwith Mr. Muhammad Tahir Aurangzeb, G.P for official respondents present. Learned G.P submitted application alongwith copy of notification dated 25.8.2015 according to which the appellant is to be appointed in her own Union Council as per policy. The said office order has not yet been implemented as such request for adjournment on behalf of appellant was made. Adjourned for further proceedings to 14.12.2015 before S.B at Camp Court A/Abad.


Chairman
Camp Court A/Abad.

14.12.2015

Mr. Javed Iqbal husband of the appellant and Mr. Muhammad Siddique, Sr.G.P for respondents present. Husband of the appellant submitted copy of notification dated 25.8.2015 according to which the grievances of the appellant have been redressed. Application for withdrawal of appeal also submitted.

In view of application and notification referred to above, the appeal is dismissed as withdrawn. File be consigned to the record room.


Chairman
Camp Court A/Abad
14.12.15

ANNOUNCED
14.12.2015

Before the Hon. Service Tribunal Wahidullah Khan

Appeal no. 715/2015


Miss Nadia Rehman vs Education Dept.

Application for disposal of the Appeal no. 715/2015

Respectfully Sheweth:

1. That the titled appeal is in trial before this Hon. Tribunal and today is fixed for reply.
2. That the Appellate Authority has accepted the appeal of the appellant and reinstated the appellant in service with all back benefits by setting aside the impugned order of the competent Authority.

It is therefore respectfully prayed that the appeal in trial of the appellant may graciously be disposed off in the interest of justice.

Appellant 
through Javed iqbal
Husband of the
Appellant
MR. Nadia Rehman
PST SSB Malakwal

Dtd 12/11

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION
KHYBER PAKHTUNKHWA, PESHAWAR.

NOTIFICATION.

WHEREAS, Mst. Nadia Rehman, PST at Government Girls Primary School Dheri Shohal District Mansehra was dismissed from service by the DEO (Female) Mansehra vide Order No. 1986-95 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 reinstatement.

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 above 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 Pairan where no post was lying vacant and her name was at S. No. 02 of the merit list under ETEA R.No.1701380. She was appointed at GGPS Dheri Shohal U/C Karnol against one of the two posts lying vacant there vide Endst.No.5360-84 dated 18/5/2012 at Sr.No.20 U/C Karnol is adjacent to her own U/C according to the list provided by DEO(F) Mansehra.
2. Appeal may be accepted as she was on merit and eligible for appointment in her own U/C but there was no vacancy in her own U/C and she was required to be consider for appointed in adjacent U/C according to the policy.


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 (2) (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. 1986-95 dated 03/03/2015 and reinstate Ms. Nadia Rehman PST at Government Girls Primary School Dheri Shohal District Mansehra with effect from the date of her dismissal with all back benefits.

Director
Elementary & Secondary Education,
Khyber Pakhtunkhwa, Peshawar.

Ends: No. 110-10-15 /F.No. 14 /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

01.07.2015

Counsel for the appellant present. Learned counsel for the appellant argued that the appellant was dismissed from service vide impugned order dated 3.3.2015 regarding which she preferred departmental appeal on 29.3.2015 which was not responded and hence the instant service appeal on 25.6.2015.

That the allegations of fake appointment were not enquired into and appellant was extended no opportunity of hearing.

Point 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 15.9.2015 before S.B at Camp Court Abbottabad as the appeal pertains to the territorial limits of Hazara Division.

Appellant Deposited Security & Process Fee

[Handwritten signature]

1135-521

[Handwritten signature]
Chairman

15.9 2015

1135-5-1

Mr. Javed Iqbal on behalf of the appellant and Mr. Muhammad Usman, Senior Clerk alongwith Mr. Muhammad Tahir Aurangzeb, G.P for respondents present. Requested for adjournment. To come up for written reply/comments on 20.10.2015 before S.B at Camp Court A/Abad.



[Handwritten signature]
Chairman
Camp Court A/Abad



Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 715 /2015

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	25.06.2015	<p>The appeal of Mst. Nadia Rehman presented today by Mr. Muhammad Asif Yousafzai 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	30-6-15	<p>This case is entrusted to S. Bench for preliminary hearing to be put up thereon <u>1-7-2015</u></p> <p style="text-align: right;"> CHAIRMAN</p>

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

Appeal No. 715 /2015

Miss Nadia Rehman

V/S


Education Department.

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3.	Copy of Merit List	- B -	07
4.	Copy of Merit List	C	08
5.	Copy of Result	- D -	09
6.	Copy of Appointment	- E -	10-13
7.	Copy of Charge report	- F -	14
8.	Copy of Show Cause Notice	- G -	15
9.	Copy of Reply	-H-	16
10.	Copy of Impugned Dismissal order.	- I -	17
11.	Copy of Departmental Appeal	J	18-23
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APPELLANT
Nadia Rehman

THROUGH:


(M. ASIF YOUSAFZAI)
ADVOCATE, PESHAWAR.

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

Appeal No. 715 /2015

A.W.P. Province
Service Tribunal

Diary No. 746

Dated 25-6-2015

Mr. Nadia Rehman, D/O Habib-ur-Rehman,
W/O Javed Iqbal, Ex-PST GGPS, Malokra Oghi.

APPELLANT

VERSUS

1. The Secretary, Education (E&SE) Department, Government of Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
2. The Director of Education (E&SE), Khyber Pakhtunkhwa, Peshawar.
3. The District Education Officer, E&SE, Female, Mansehra.

RESPONDENTS

.....

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL ACT, 1974 AGAINST THE ORDER DATED 03.03.2015 WHEREBY THE APPELLANT HAS BEEN DISMISSED FROM HER SERVICE ILLEGALLY AND IN-VIOLATION OF LAW AND RULES AND AGAINST NOT TAKING ANY ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN STATUTORY PERIOD OF 90 DAYS.

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Filed to
Registrar
25/6/15

PRAYER:

THAT ON ACCEPTANCE OF THIS APPEAL, THE ORDER DATED 03.03.2015 MAY BE SET ASIDE BEING ILLEGAL AND AGAINST THE LAW AND RULES AND THE APPELLANT MAY BE RE-INSTATED IN SERVICE WITH ALL BACK AND CONSEQUENTIAL BENEFITS. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT MAY ALSO BE AWARDED IN FAVOUR OF APPELLANT.

RESPECTFULLY SHEWETH:

1. That the respondent department advertised some posts of different categories in the daily News-paper "Aaj". Copy of Advertisement is attached as Annexure-A.
2. That the appellant appeared in test and qualified the test and interview got first position in the merit list for Union Council Pairan. Copy of Merit list attached as Annexure-B.
3. That at the time of appointment there were 2 vacancies available at UC Karnol i.e. at GGPS Bhoraaj and GGPS Dheri Shohai. As in the UC Karnol only one candidate qualified the test and interview, therefore, against the second post the appellant was appointed being top in merit for adjacent UC in accordance with Section 3(4) of the Teachers Appointment 7 regulatory Act of 2011.
4. That according to the Section-3(4) of the Act-2011, "In case of non availability of candidates in a Union Council where the school is situated such appointment should be made on merit from amongst the eligible candidates belonging to the adjacent union council.

5. That, since the appellant belongs to UC Pairan. At that time there was no vacant post in UC Pairan and the UC Karnol is adjacent the appellant's UC. There were two posts available and only one candidate namely Farah Naz qualified for ETEA test and obtained score in merit list 46.00 and the appellant obtained score in merit list 62.67 amongst all the candidates. Copies of Merit List are attached as Annexure-C & D.
6. That due to non availability of post in UC Pairan and got first positions amongst all the candidates, the competent authority appointed/adjusted the appellant in the adjacent UC Karnol at GGPS Dheri Shohai as per rules and regulations vide Notification dated 18.05.2012 . Copy of Appointment Order is attached as Annexure-E.
7. That appellant submitted her charge report on 24.05.2012 at GGPS Dheri Shohai and served the department for about 3 years honestly and with full devotion to the entire satisfaction of the department and there is no complaint against the appellant from the public and the department. Copy of Charge Report is attached as Annexure-F.
8. That after a passage of about 3 years the DEO (F) Mansehra issued an illegal, unlawful show cause notice on 29.09.2014 with the allegation of illegal appointment in other Union Council at GGPS Dheri Shohai on the part of appellant. The appellant responded against the said illegal and unlawful show cause notice with full justifications and comprehensive detail reply submitted properly to the competent authority. Copies of Show Cause Notice and Reply are attached as Annexure-G &H.
9. That the DEO (F) Mansehra without considering the lawful and comprehensive reply of the appellant, imposed the major penalty upon the appellant and issued Notification regarding "**Dismissal**" from service of the

appellant. Copy of Notification dated 03.03.2015 is attached as Annexure-I.

10. That against the Illegal and Unlawful Dismissal from service Notification dated 03.03.2015, the appellant submitted her Departmental Appeal to the competent appellate authority on 19.03.2015 but despite of that the respondent department failed to reply within the statutory period of ninety days. The appellant having no other remedy, hence the present appeal on the following grounds amongst the others : Copy of Departmental Appeal is attached as Annexure-J.

GROUND:

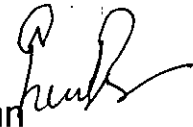
- A) That the impugned order dated 03.03.2015 is against the law, rules, norms of justice and material on record, therefore, not tenable in the eyes of law.
- B) That the appellant has not been treated according to law and rules and has been punished for nothing.
- C) That no charge sheet, statement of allegations has been served on the appellant by the respondent department and as such mandatory provisions of law are violated.
- D) That neither any regular inquiry has been conducted against the appellant nor any statement has been recorded in the presence of appellant or any statements of the others colleagues have been given by the inquiry committee in the instant case which is the total violation of law and rules.
- E) That the appellant has not been associated with the inquiry committee nor chance of cross examination was provided to the appellant by the committee in fact no inquiry was ever conducted against the appellant.

- F) That the impugned order is politically motivated and has been passed to accommodate the blue eyed persons.
- G) That even no chance of personal hearing was provided before issuing the penalty order and as such golden principles of Audi Altram Partem was violated by the respondent No.3.
- H) That the impugned order has been passed after 3 years and as such valuable rights under the principle of Locus Poenitentiae were created in favour of appellant. Therefore the appellant cannot be removed from service in a slipshod manner.
- I) That even the authority has not passed dispensing with regular inquiry order and despite that a slipshod manner was adopted while dismissing the appellant from service which is the violation of mandatory provisions of law and rules. Therefore the impugned order is not sustainable in eyes of law.
- J) That the appellant seeks permission to advance others grounds and proofs at the time of hearing.

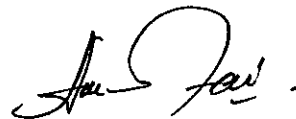
It is, therefore, most humbly prayed that the appeal of the appellant maybe accepted as prayed for.

APPELLANT

Nadia Rehman



THROUGH:



(M. ASIF YOUSAFZAI)
ADVOCATE, PESHAWAR.

¶

Taimur Ali Khan
Adv.

7

B

Merit list of U/C Paيران

Sl	Roll No	Name	Father Name	Address	D/O Birth	D/O of Decl. of Prof. Result	Name of Institution	ETE Mark s	Academic Qualification												Remarks						
									SSC			FA/FSC			BA/BSC			MA/MSC				M-Phil					
								Plage	Obt	Tot	Plage	Obt	Tot	Plage	Obt	Tot	Plage	Obt	Tot	Plage	Obt	Tot	Plage	Obt	Tot		
MANSEHRA DEH																											
1	2205	ASMA BIBI	MOHD SULMAI	MANSEHRA DEH	01/01/1988	31/12/10	R Mansehra	148	19.733	543	850	9.58	643	1100	17.54	330	550	3									49.85
2	515	NATASHA	M FAIZ	MANSEHRA DEH	04/02/1286	01/09/2006	AIOU	168	22.4	519	850	9.18	530	1100	14.45	248	550	2.255									48.27
3	2361	SAJIDA BIBI	M MASKEEN	MANSEHRA DEH	01/01/1976	21/02/2005	AIOU	136	18.133	430	850	7.59	454	1100	12.38												38.10
MOHANDRI																											
1	152	BIBI NASEEMA	GULAM NABI	MOHANDRI	02/03/1982	14/3/09	AIOU	124	16.533	465	850	8.21	618	1100	16.8												41.54
NEW DARBAND																											
1	2118	NELEEM	ABDUL LATEEF	NEW DARBAND	15/6/86	17/9/10	AIOU	140	18.867	499	850	8.81	719	1100	19.81	250	550	2.273									49.35
2	1529	HOSHEEN BIBI	FAZAL UR REHMAN	NEW DARBAND	14/4/86	20/8/05	AIOU	124	16.533	473	850	8.35	565	1100	15.41	237	550	2.153									42.44
3	718	AGNA	ABDUL MALIK	NEW DARBAND	12/12/1988	20/9/07	AIOU	140	18.867	649	1050	9.27	510	1100	13.91												41.85
4	2332	RAZIA BIBI	M ZAMAN	NEW DARBAND	01/10/1980	06/06/2003	AIOU	124	16.533	498	850	8.81	435	1100	11.66	230	550	2.091									39.29
NIKA PANI																											
1	911	YASMIN WAHAB	ABDUL WAHAB	NIKA PANI	26/02/1989	14/3/09	AIOU	128	17.067	665	1050	9.5	518	1100	14.07												40.64
OGHI																											
1	1340	NAZIR HAGINA	ABDUL LATEEF	OGHI	05/02/1984	03/03/2002	R Mansehra	168	22.4	627	850	11.1	732	1100	18.96	338	550	3.055	558	1100	2.54						59.02
2	82	ADIRA	M AFZAL	OGHI	25/3/86	17/8/10	AIOU	148	19.733	729	1050	10.4	743	1100	20.26	271	550	2.464									52.67
3	1112	TAHIRA BIBI	ABDUL QUYUM	OGHI	01/01/1987	17/8/10	AIOU	160	21.333	585	850	10.3	639	1100	17.43	299	550	2.718									51.80
4	434	BIBI IRUHA SHAZADI	M ASKER	OGHI	14/10/86	14/3/09	AIOU	120	16	547	850	9.65	739	1100	20.15	288	550	2.618	523	1100	2.38						50.60
5	7301	HAQIA HAWZA	JAMROZ KHAN	OGHI	01/06/1982	14/03/2009	AIOU	132	17.6	557	850	9.83	596	1100	16.25	254	550	2.309									45.99
6	1035	AFSHEEN ARIF	S ARIF HUSSIN SHAH	OGHI	23/5/85	17/6/10	AIOU	132	17.6	492	850	8.68	607	1100	16.55	281	550	2.373									45.21
7	1530	SALAM	M JAWAID	OGHI	07/02/1990	14/3/09	AIOU	128	17.067	591	1050	8.44	643	1100	17.54	237	550	2.155									45.20
8	2678	FAIZA ISMAIL	M ISAMIL	OGHI	03/03/1988	17/8/10	AIOU	128	17.067	703	1050	10	542	1100	14.78												41.89
PAIRAN																											
1	1380	NADIA REHMAN	JAVED IQBAL (Father of Nazman)	PAIRAN	30/5/75	20/9/07	AIOU	188	25.087	559	850	9.86	601	1100	16.39	285	550	2.591									53.91
2	774	ASMA ALI	ALI AKBAR	PAIRAN	29/4/87	14/3/07	AIOU	184	21.867	525	850	9.26	680	1100	18.55	286	550	2.8									52.28
3	439	FIZA BIBI	MIR ALAM	PAIRAN	17/5/86	20/8/07	AIOU	126	18.133	597	850	10.5	562	1100	15.33	282	550	2.584									46.56
4	1575	TAYBA GUL	ABDUL REHMAN	PAIRAN	06/01/1992	14/3/09	AIOU	124	16.533	551	900	9.18	623	1100	16.99	330	550	3									45.71
PERHINA																											
1	345	LUBNA YOUNIS	M YOUNIS	PERHINA	23/3/91	17/9/10	AIOU	124	16.533	597	850	10.5	726	1100	19.8												46.87

ATTESTED

دوست
دوست

(Signature)

(Signature)

Adjacent U/c Karnol.
Merit list of U/c Karnol.

Sl. No.	Roll No.	Name	Father Name	Address	D/O Birth	D/O of Decl. of Prof. Result	Name of Institution	ETEA Marks	Plage	Academic Qualification										Remarks						
										SSC			FA/FSC			BA/BSC			MA/MSC		M-Phil		Plage			
										Obt	Tot	Plage	Obt	Tot	Plage	Obt	Tot	Plage	Obt		Tot	Plage		Obt	Tot	
4	226	BIBI TANZEEM	MEHBOOB UR REHMAN	IHAYATABAD	13/5/84	05/12/2004	AIOU	120	16	470	850	8.29	455	1100	12.41	266	550	2.418	514	1100	2.34		41.46			
1	1237	MAHJABEEN	MOHD FAROOQ	JABBAR DEVL	15/11/1989	17/09/2010	AIOU	152	20	267	608	1050	8.69	599	1100	16.34								45.29		
1	205	ASMA RANI	AHWER BEG	JABBORI	14/3/90	14/3/09	AIOU	124	16	533	858	1050	9.4	621	1100	16.94	278	550	2.527						45.10	
2	541	BUSHRA QUYUM	ABDUL QUYUM	JABBORI	08/12/1983	20/9/07	AIOU	156	20.8	521	850	9.19	554	1100	15.11										44.24	
3	323	NEELUM WAQAR	WAOAR MUSA	JABBORI	15/3/91	14/3/09	AIOU	140	18	687	454	900	7.57	562	1100	15.33	295	550	2.682						43.69	
4	2790	CHAND BIBI	MUMTAZ KHAN	JABBORI	10/08/1978	03/05/2003	RITE Pashawar	128	17.067	434	850	7.66	521	1100	14.21	252	550	2.291	542	1100	2.46			43.17		
5	1812	RASHIDA BIBI	ABDUL QAYUM	JABBORI	18/12/81	20/9/07	AIOU	144	19.2	417	850	7.36	529	1100	14.43	240	550	2.182							42.35	
6	805	HOSHEEN BIBI	AZIZ UR REHMAN	JABBORI	01/06/1985	20/09/2007	AIOU	120	16	476	850	8.4	658	1100	17.95										40.82	
7	2287	SADIA SAJID	MOHD SADIQUE	JABBORI	18/09/1984	17/09/2010	AIOU	120	16	531	850	9.37	480	1100	13.09	259	550	2.355							49.65	
1	1654	SOBHA BIBI	ABDU GHAFOR	JALOO	04/03/1987	17/8/10	AIOU	132	17.8	535	850	9.44	633	1100	17.26	276	550	2.508	624	1100	2.84				46.07	
2	399	SAIMA NAZ	MIR AFZAL	JALOO	01/01/1988	31/12/10	RITE MAN	124	16	533	827	1050	8.98	657	1100	17.92	293	550	2.664							47.17
1	1130	RUBIYA BIBI	AJURANGZER	KACHAN	02/04/1982	21/2/05	AIOU	163	25	067	452	850	7.98	518	1100	14.13										44.24
2	1333	BIBI NOSHEEN	SYED ASMAT SHAH	KACHAN	31/12/86	17/9/10	AIOU	168	22.4	518	1050	7.4	533	1100	14.54											46.00
1	16	FARAH NAZ	MOHD KHURCHEED SALLI	KARNOL	02/05/1983	20/09/2007	AIOU	152	20	267	442	850	7.8	558	1100	15.22	299	550	2.718							46.05
1	27	ANERIN YOUNIS	MOHD YOUNIS	KARORI	21/11/85	31/12/08	RITE ATD	144	19.2	422	850	7.45	513	900	17.1	704	1100	3.2							46.92	
2	1501	MUSRAT BIBI	MHALIL UR REHMAN	KARORI	10/01/1984	20/9/07	AIOU	132	17.8	461	850	8.14	844	1400	18.09	558	900	3.1							46.49	
3	578	ZENIB	ALAM ZED	KARORI	03/02/1990	20/7/09	AIOU	156	20.8	622	1050	8.89	519	1100	14.15	291	550	2.645							41.79	
4	1925	ANWARIN KOSAR	MOHD MISKEEN	KARORI	29/12/90	14/3/09	AIOU	136	18	133	521	900	8.66	549	1100	14.97									41.15	
5	693	RUMS-JHA LAJ	TAJ MOHD	KARORI	25/3/86	31/12/06	AIOU	128	17	067	595	850	10.5	498	1100	13.58									46.89	
1	1747	SMAISTA JANBEEN	MOHD AKBAR	KATHAI	31/12/90	14/3/09	AIOU	148	19	733	659	1050	9.41	551	1100	15.03	299	550	2.718							46.89

ATTESTED

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TAT-1 FEMALE MANSEHRA RESULT 2011

D 9

Roll No	Name	Father Name	Marks	%age
1701339	SAMAVIA JAVED	JAVED ALAM	88	Fail
1701340	NAZIR NAGINA	ABDUL LATEEF	168	56.00
1701341	BIBI NAHEEDA	TASWER HUSSAIN SHAH	44	Fail
1701342	MEWISH	SARFRAZ KHAN	100	Fail
1701343	MUSRAT AMAN	DURIA AMAN	140	46.67
1701344	ASMA NISAR	M NISAR KHAN	140	46.67
1701345	FARKUH NISA	ABDUL LATIF	92	Fail
1701346	TAHIRA JABEEN	M AFZAL	36	Fail
1701347	NASEERA TABASUM	MIR AFZAL KHAN	112	Fail
1701349	CHAN NABILA	M AFZAL	100	Fail
1701350	SOMIA	M DAUD	Absent	#VALUE!
1701351	SHAKILA	AZIZ MOHD	56	Fail
1701352	AYLYIA BASHIR	M BASHIR	100	Fail
1701353	SOBIA BIBI	ALI SERVER	108	Fail
1701354	SAJIDA	SHER MOHD	156	52.00
1701355	TAHIRA JABEEN	REHMAT WALI KHAN	136	45.33
1701356	HASRAT SHAHEEN	BURA KHAN	112	Fail
1701357	RIFFAT SHAHEEN	REHMAT NAWAZ	108	Fail
1701358	UZMA FRAZ	SARFRAZ KHAN	Absent	#VALUE!
1701359	SHAZIA RAFFIQUE	M RAFFIQUE	132	44.00
1701360	KALSOOM	M FARID	100	Fail
1701361	BIBI NAHEEM	MAROOF SHAH	100	Fail
1701362	RUQUIA BIBI	ABDUL SATAR SHAH	52	Fail
1701363	ALYIA	SABIR SHAH	144	48.00
1701364	MAJIDA TABBASUM	M ASLAM	104	Fail
1701365	FAIZA SARWER	GHULAM SARWER	76	Fail
1701366	SHABNAM SARWER	SHULAM SARWR	172	57.33
1701367	MEHNAZ BANO	M DIN	48	Fail
1701368	NOREEN BIBI	M MASKEEN	112	Fail
1701369	SOFIA BANO	LAOQAT KHAN	64	Fail
1701370	TAHIRA BANO	LAIQAT KHAN	88	Fail
1701371	BIBI TAQAT NAHEED	M MUMTAZ KHAN	92	Fail
1701372	BIBI GULNAZ	SHAHZAD KHAN	96	Fail
1701373	SHABANA ASLAM	M ASLAM	108	Fail
1701374	SHABNAM FAIZ	M FAIZ	116	Fail
1701375	SAIQA BANO	SHOKAT ALI	140	46.67
1701376	KOSAR YASMIN	M MASKEEN	116	Fail
1701377	IRUM SHAHZADI	M MASKEEN	120	40.00
1701378	MARYUM BIBI	M MASKEEN	96	Fail
1701379	ANILA NAWAZ	SHAH NAWAZ KHAN	92	Fail
1701380	NADIA REHMAN	HABIB UR REHMAN	188	62.67
1701381	SYEDA ABIDA HUSSAIN SHAH	S IMDDAD HUSSAIN SHAH	168	56.00
1701382	SHAKILA BIBI	HABIH JR REHMAN	116	Fail
1701383	SHAHEEN SABIR	S SABIR SHAH	184	61.33
1701384	TOUSIF BIBI	AURANGHZED	160	53.33
1701385	IRUM BIBI	AZIZ UR REHMAN	156	52.00
1701386	TAHIRA AZIZ	AZIZ UR REHMAN	152	50.67
1701387	SAIQA AZIZ	AZIZ UR REHMAN	112	Fail
1701388	AYESHA	MUJHID ISAL	80	Fail
1701389	ASMA BATOOL	M MASKEEN	132	44.00
1701390	AYESHA SHARIF	SHARIF HUSSAIN	60	Fail
1701391	ASMAT BIBI	FARID HUSSAIN	80	Fail
1701392	RIFFAT SHAHEEN	MIR ZAMAN	72	Fail
1701393	AYESHA SADDIQA	M SULAMAN	80	Fail
1701394	UZMA BIBI	LAL AFZAL	64	Fail
1701395	SALMA GUL	SAWAJAL KHAN	40	Fail
1701396	ANILA SADAF	ABDUL SATAR KHAN		

Eata
Result

ATTESTED

17

(10) E.P.E.

OFFICE OF THE EXECUTIVE DISTRICT OFFICER E&S EDUCATION MANSEHRA

ORDER

Consequent upon the recommendation of the Departmental Selection Committee District Mansehra, 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 Bhekund				
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	Ichriani	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

Mst. Nadia Rehman

GGPS Dehri Sohail

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

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 Nakka	A/V/Post
5	Shagufta Bibi	Muhammad Shafi Khan	Batal	GGPS Kannang	A/V/Post
6	Shaista Jabeen	Muhammad Akbar	Kathai	GGPS Chandni	A/V/Post

ATTESTED

Mst. Nadia Rehman

GGPS Dehri Sohail

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

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APPROVED

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Mst. Nadia Rehman

GGPS Dehri Sohail

- 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 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 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 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.

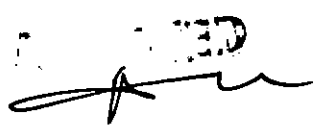
(Umar Khan Kundi)
EXECUTIVE DISTRICT OFFICER
E&S EDU: MANSEHRA

Endst: No. 5360-5384 /Estt: (F)Apptt:PET(F)/2011-12 Dated Manshra the 18th 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. Manshra.
- 4-5. District Officer (M&F) Local Office.
6. Deputy District Officer (Female) E&SE Manshra.
7. PA to District Coordination Officer. Manshra.
8. Budget & Accounts Officer, local office. Manshra.
- 9-67. Candidates concerned.


EXECUTIVE DISTRICT OFFICER,
E&S EDU: MANSEHRA



حاضری رپورٹ

F
14

تعلیمی ہے کہ (میس نادیا رحمان دختر جب الرحمان) PST بمطابق آفس آرڈر نمبر NIL

5360-5384

انڈوسٹریٹ نمبر

ESTT:(F) Apptt: PET.(F)/2011-12

Dated Manshera Thu 18th May 2012

GGPS صہ ڈھیری شہولی میں بطور PST تعینات ہوئی ہیں۔

اور اس نے آج مورخہ 24th 5/2012 قبل از دوپہر حاضری کر کے چارج سنبھال

لیا ہے لہذا رپورٹ برائے کمزوری کارروائی ارسال خدمت سے

Q.R

نادیا رحمان


Saeeda Khatun

Class Teacher

Govt. Girls Primary School

Dehri Shohal (Doga)

ATTESTED



Mst. Nadia Rehman

GGPS Dehri Sohal



9 (15)

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MANSEHRA

No. 7767- / S. Cause
Dated the 28/9/ /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. Nadia Rehman, PTC GGPS Dehri Sohal Mansehra Show cause Notice as follows:

- 1) You were illegally appointed as PST at GGPS Dehri Sohal, vide defunct Executive District Officer (E&SE) Mansehra at S. No. 18, out of her own U/C, 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 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.

ATTESTED

COMPETENT AUTHORITY

Mst. Nadia Rehman

GGPS Dehri Sohal

خدمت صاحب DEO صاحبہ زمانہ مدارس صلح عالیہ

عنوان: "جواب برائے شوکار نوٹس"

جناب عالیہ!

گزارش صلح بابت شوکار نوٹس آمدہ از دفتر (DEO) ایجوکیشن عالیہ

تاریخ 29-9-2014 - لٹرنز 7767

موصولہ تاریخ 12-10-2014 توسط (ASDEO) سرکاری لٹرنز

جواب درج ذیل ہے

سائلہ کا آرڈر دفتر EDO محکمہ تعلیم صلح عالیہ سے جنرل آرڈر

Endst No: 5360-5384/Estt.(F) Appth: PET (F) 2011-12

تاریخ 18-5-2012 کے وقت سیریل نمبر 20 پر پورا تھا۔

سائلہ EATA کا امتحان رول نمبر 1701380 کے تحت دیا۔ اور اس میں 188 نمبر

پاس ہوئے۔ جنکی Percentage 62.67 کا فیصد بنتی ہے۔

سائلہ ایپی یونین کونسل کی میرٹ لسٹ میں پہلی پوزیشن برقی ایپی یونین کونسل میں

vacant Post نہ ہو سکی۔ اس سے سائلہ کا آرڈر ملحقہ یونین کونسل کراول میں

4, C, P, S ڈھیری شوبانی میں بنا۔

سائلہ کی پروموشن کو الینیشن P.T.C./C.T./B.ed ہے اور آڈیٹ کو الینیشن M.A ہے

سائلہ کی تعیناتی حالفا میرٹ کی بنیاد پر ہوئی ہے۔ جنرل آرڈر کی کاپی لفٹ ہے۔

نیز سائلہ ذاتی طور پر پیش ہو کر اپنا موقف بیان کرنا کا یہ تیار ہے۔

لہذا پھر باقی فرما کر سائلہ کو شوکار نوٹس سے مستثنیٰ قرار دیا جائے

Nadia-

نادیم الرحمان PST
ڈھیری شوبانی

10/13/2014

10/13/2014

ACCEPTED
[Signature]



17

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MANSEHRA

NOTIFICATION

- 1:- Where as Mst: Nadia Rehman D/O Habib ur Rehman working as GGHS/GGMS/GGP Dheri sohail 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 Jar, (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 Pakhtunkhawa 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. Nadia Rehman D/O Habib ur Rehman CT/PET/TT DET GGHS/GGM GGPS Dheri Sohail.

[Signature]

DISTRICT EDUCATION OFFICER
FEMALE MANSAEHRA.

Endst: No. 1986-9 JAE- / Estab: dated 03/03 /2015.

Copy to the:-

1. Secretary Elementary and Secondary Education Department Khyber Pakhtunkhawa, Peshawar.
2. Director Elementary and Secondary Education Khyber Pakhtunkhawa, 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.

[Signature]

DISTRICT EDUCATION OFFICER
FEMALE MANSAEHRA.

ATTESTED
[Signature]

GGPS Dehri Sohail

To,

The Director (E&SE),
Khyber Pakhtunkhwa.
Peshawar.

Subject: APPEAL AGAINST THE NOTIFICATION
NO.1986-95 DATED 03.03.2015

Respect Sir,

With the utmost respect the appellant submits as under: -

1. That, the appellant is M.A Islamiyaat with PTC, CT, B.Ed and has approximately 3 years regular service. Copies of the documents are annexed as annexure "A, A1, A2, A3, A4, A5, A6".
2. That the E.D.O (E&SE) Mansehra advertised vacancies of different cadre including PST (F) in the daily "AAJ" Newspaper dated 20.05.2011. Copy of the advertisement is annexed as annexure "B".
3. That the appellant applied for PST post and deposited Rs.300/- on account of Director ETEA for test fee.
4. That the appellant appeared in the ETEA Exams under Roll No.1701380 and obtained 188 marks out of 300. Consequently the appellant qualified in interview to have conducted by the department at GGHS No:2 Mansehra. Copy of ETEA result is annexed as annexure "C".

APPEAL FILED



J
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- 5. That at the time of appointment, two vacancies were lying vacant in the union council Karnol i.e at GGPS Bhuraj and GGPS Dheri Shohai.
- 6. That according to section 3(4) of the act 2011;

"In case of non-availability of candidates in a union council where the school is situated such appointment should be made on merit from amongst the eligible candidates belonging to the adjacent union council"

Since the appellant belongs to the union council Pairan. At that time there ^{was} ~~is~~ no vacant post in union council Pairan and union council Karnol is appellant's adjacent union council. In union council Karnol only one candidate namely Farah Naz qualified for ETEA test as well as interview having a score in a merit list 46.00.

Table of the list of vacant posts in union council of District Mansehra clearly shows that at the time of appointment there were two posts in union council Karnol at GGPS Bhuraj.

S. No	Union Council	Name of school	No of vacant posts	Total no of posts
6	Karnol	GGPS Bhuraj/ Dheri Shoai	1+1	02

According to the law, rules policies of the Khbyer Pakhtunkhwa Government;

ATTESTED



"That by initial recruitment on merit at union council level provided that if no suitable candidate is within the union council is available then from the adjacent union councils on merit".

Copy of Merit List union council Karnol, list of vacancies and copy of rules & policy are annexed as annexure D, E & F.

7. That the candidates examined by the respondents belonging to union council Pairan, the appellant stood first amongst all the candidates. Copy of merit list of union Council Pairan is annexed as annexure "G".
8. That the competent authority appointed/adjusted the candidate qualified from union council Karnol adjacent to the union council Pairan, in GGPS Bhuraj, therefore, the appellant to have appointed at the vacancy at GGPS Dheri Shohai in union council Karnol as per rules and regulations dealing with the matter. Copies of adjacent union council certificate and appointment order are annexed as annexure "H & I".
9. That after the passage of two and half years, the DEO (F) Mansehra issued an illegal and unlawful show cause notice No.7767 dated 29.09.2014 with the allegation of illegal

ATTESTED
A

appointment. Copy of the show cause notice is annexed as annexure "J".

10. That the appellant submitted detail reply to the show cause notice issued by the competent authority. Copy of reply to show cause notice is annexed as annexure "K".
11. That the DEO (F) without consider the reply of the appellant without personal hearing and without giving opportunity of defense dismissed the appellant unlawfully and unjustly. Copy of dismissal notification is annexed as annexure "L".
12. That the copies of certificate of union council Pairan, health and age certificate, domicile certificate, transfer orders, arrival reports, first and last pay rolls are annexed as annexure "M, M1, M2, M3, M4, M5, M6".

GROUNDS

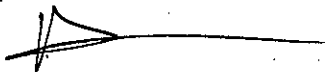
- A. That the impugned order is illegal, unjust and being unlawful is out rightly liable to be cancelled and the appellant may be reinstated.
- B. That, the committee conducted the so called inquiry not to have constituted as per requirement of law, it was comprised of the hostile and biased members, thus the

ATTESTED

entire process of so called inquiry were in contravention of law, thus order passed by so called committee is not sustainable under the law.

- C. That, so called inquiry was allegedly conducted without observing the relevant provisions of law and the procedure prescribed there for.
- D. That the above said inquiry committee neither to have issued any notice nor any charge sheet given to the appellant nor the statement of appellant recorded nor of any witness in presence of appellant, thus the appellant deprived of her precious right of cross-examination.
- E. That, it was incumbent upon the said inquiry committee, to provide the entire material used against the appellant, before conducting the inquiry, so as to enable the appellant to make her proper defense against the allegations leveled against the appellant.
- F. That, above all the same, the so called committee did not have provided the opportunity of hearing and chance to defend herself before the committee, thus order being of major penalty passed in contravention of the principle of natural justice, thus the entire edifice built there upon is in utter violation of law, justice and also against the rules and regulations laid down under the KPK Civil Servants Act.

ATTESTED



G. That, the appellant to have sustained the huge loss to her service career of two and half years and also deprived of her right of public service to have guaranteed under the Constitution of Islamic Republic of Pakistan, 1973, in as much as the provision of Article 10A of the Constitution has also been not adhered to while passing the unlawful order, therefore, it amounts to violation of the Constitution provisions whereby the impugned order is void against the law and passed in violation of principle of natural justice and the command to have ordained by the constitution.

It is therefore, most humbly prayed that on acceptance of this appeal, the impugned order may be declared as against the law, justice and derogatory to the Constitution as such may be cancelled and the appellant may be reinstated to her service with back benefits.

Dated: 19-3-2015

Nadia Rehman,
D/O Habib-ur-Rehman,
W/O Javed Iqbal,
Present School
GGPS Malokra Oghi.
Cell No.0342-9533951.

ATTESTED

VAKALAT NAMA

NO. _____/20

IN THE COURT OF Service Tribunal, Peshawar

Miss Nadia Rehman

(Appellant)
(Petitioner)
(Plaintiff)

VERSUS

Education Department

(Respondent)
(Defendant)

I/We Miss Nadia Rehman

Do hereby appoint and constitute **M.Asif Yousafzai, 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 costs.

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

Dated _____/20

P. Rehman
(CLIENT)

ACCEPTED

M. Asif Yousafzai

M. ASIF YOUSAFZAI
Advocate

Taimur Ali Khan

TAIMUR ALI KHAN
Advocate

M. ASIF YOUSAFZAI
Advocate High Court,
Peshawar.

OFFICE:

Room No.1, Upper Floor,
Islamia Club Building,
Khyber Bazar Peshawar.
Ph.091-2211391-
0333-9103240


BEFORE THE KHYBER PAKHTUNKHAWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No.715/2015

Respectfully Shewth

1. That the services appeal No: 715/2015 in respect of **MST: Nadia Rehman** is pending before this honorable court for reinstatement.
2. That reference director E & SE department notification Endst: No 4070-75/F.No79/Appeals Female MSR Dated Peshawar 25/8/15, the appellant has been **reinstated against the post of PST (Notification attached).**

It is requested that the above mentioned appeal may kindly be **dispose off please.**


DISTRICT EDUCATION OFFICER
(FEMALE) MANSEHRA

بالتوازي - راجع

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

NOTIFICATION.

WHEREAS, Mst. Nadia Rehman, PST at Government Girls Primary School Dheri Shohal District Mansehra was dismissed from service by the DEO (Female) Mansehra vide Order No. 1986-95 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 reinstatement.

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 above 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 Pairan where no post was lying vacant and her name was at S. No. 02 of the merit list under ETEA R.No.1701380. She was appointed at GGPS Dheri Sohail U/C Karnol against one of the two posts lying vacant there vide Endst.No.5360-84 dated 18/5/2012 at Sr.No.20 U/C Karnol is adjacent to her own U/C according to the list provided by DEO(F) Mansehra.

2. Appeal may be accepted as she was on merit and eligible for appointment in her own U/C but there was no vacancy in her own U/C and she was required to be consider for appointed in adjacent U/C according to the policy.

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 (2) (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. 1986-95 dated 03/03/2015 and reinstate Ms. Nadia Rehman PST at Government Girls Primary School Dheri Shohal District Mansehra with effect from the date of her dismissal with all back benefits.

Director
Elementary & Secondary Education,
Khyber Pakhtunkhwa, Peshawar.

Endst: No. 4070-75 /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

BEFORE THE KHYBER PAKHTUNKHAWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No.715/2015

Respectfully Shewth

1. That the services appeal No: 715/2015 in respect of MST: Nadia Rehman is pending before this honorable court for reinstatement.
2. That reference director E & SE department notification Endst: No 4070-75/F.No79/Appeals Female MSR Dated Peshawar 25/8/15, the appellant has been reinstated against the post of PST. (Notification attached).

It is requested that the above mentioned appeal may kindly be dispose off please.



**DISTRICT EDUCATION OFFICER
(FEMALE) MANSEHRA**

بالدکونہ - روٹی

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

NOTIFICATION.

WHEREAS, (Mst. Nadia Rehman, PST/at Government Girls Primary School Dheri Shohal District Mansehra was dismissed from service by the DEO (Female) Mansehra vide Order No. 1986-95 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 reinstatement.

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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 Pairan where no post was lying vacant and her name was at S. No. 02 of the merit list under ETEA R.No.1701380. She was appointed at GGPS Dheri Sohail U/C Karnol against one of the two posts lying vacant there vide Endst.No.5360-84 dated 18/5/2012 at Sr.No.20 U/C Karnol is adjacent to her own U/C according to the list provided by DEO(F) Mansehra.
2. Appeal may be accepted as she was on merit and eligible for appointment in her own U/C but there was no vacancy in her own U/C and she was required to be consider for appointed in adjacent U/C according to the policy.

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Director
Elementary & Secondary Education,
Khyber Pakhtunkhwa, Peshawar.

Endst: No. 4070-75 /F.No. 74 /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