

18.02.2016

Mr. Khurshid Ahmed, brother of the appellant and Mr. Muhammad Saddique, Sr. GP for respondents present. Brother of the appellant submitted copy of office order dated 15.12.2015 according to which the appellant has been adjusted at GGPS Behali and requested for withdrawal of appeal.

In view of the afore-stated development, the appeal is dismissed as withdrawn. File be consigned to the record room.

ANNOUNCED
18.02.2016

Qf.

[Signature]
Chairman
Camp Court A/Abad

18.02.16.

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714/2011

20.10.2015.

Mr. Khurshid Ahmad, brother 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. Khurshid Ahmad brother of the appellant and Mr. Muhammad Siddique, Sr.G.P for respondents present. Brother of the appellant informed the Tribunal that the office order has not been implemented. It is directed that the respondents shall either implement the same or submit written statement without fail on 18.2.2016 before S.B at Camp Court A/Abad.


Chairman
Camp Court A/Abad

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 9.3.2015 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

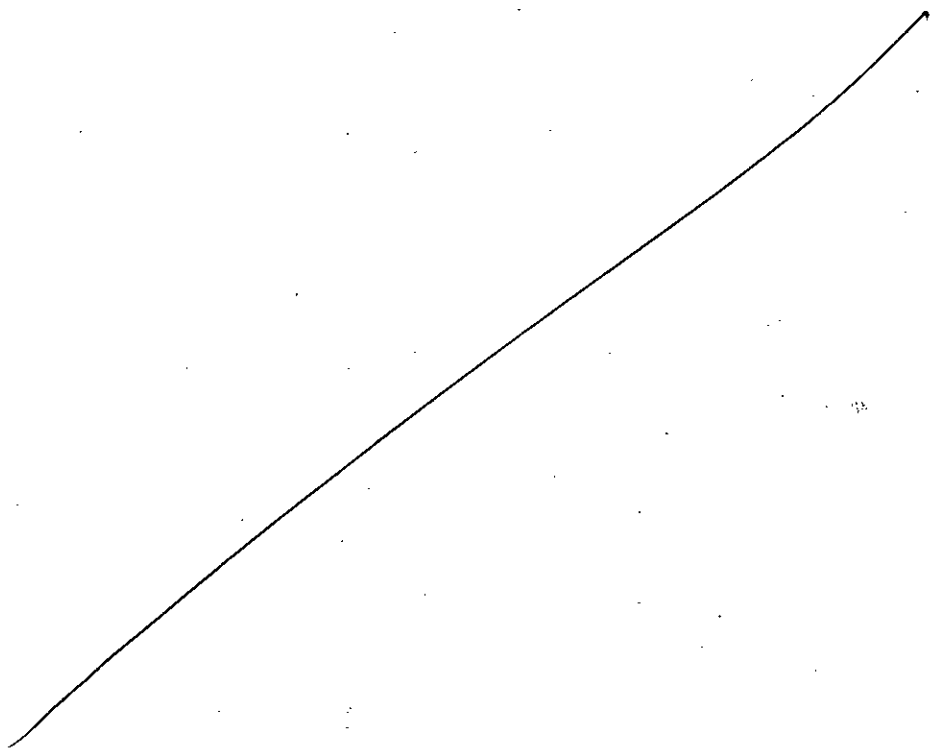
1105 - 5 - 1

Chairman

15.9.2015

Appellant in person 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.



Chairman
Camp Court A/Abad



Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 714 /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. Munaza Daud Faiz 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. 714 /2015

A.W.P. Province
Service Tribunal

Diary No. 747

Dated 25-6-2015

Munaza Daud Fiaz D/O M. Daud Fayyaz,
Ex-PST GGPS, Binsian, Mansehra.

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.
4. Nazima Bibi PST, GGPS, Jamal Naka, Behali 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.

.....

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 got first position in the merit list for Union Council Bahali. Copy of Merit list attached as Annexure-B.
3. That at the time of appointment there were 2 vacancies available at UC Bahali at GGPS Jamal Nakka. Copy of List is attached as Annexure-C.
4. That during the process of appointment, the EDO (E&SE) Mansehra transferred Ms. Sher Bano PST, GGPS Ashwal Union Council Balimung to GGPS Jamal Nakka Union Council Bahali against one of the vacant vacancy on 13.2.2012. Copy of Order is attached as Annexure-D.
5. That against the illegal order, the appellant submitted an appeal to the competent authority. The concerned authority accepted the appeal of the appellant and appointed the appellant purely on merit being at Serial No.1 of the merit list in UC Bahali against the two vacant posts at GGPS Jamal Nakka on 18.05.2012. In the said order, the appellant posted/adjusted at GGPS Ashwal against

the post of Ms. Sher Bano, PST who was transferred illegally and she was belonging to UC Balimung not Bahali. Copy of Appointment Order is attached as Annexure-E.

6. That Ms. Nazma Bibi D/O Raja Khan Bahadar who was at Serial No.2 while the appellant was highly qualified throughout first divisions and on top in merit list, despite that the appellant adjusted/posted in far-flung area away from her village and Ms. Nazma Bibi who was at serial No.2 in merit list was adjusted in the same Union Council Bahali at GGPS Jamal Nakka.
7. That appellant submitted her charge report on 22.05.2012 at GGPS Ashwal 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 Ashwal 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 and 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 on 03.03.2015. Copy of Notification dated 03.03.2015 is attached as Annexure-I.
10. Against the Illegal and Unlawful Dismissal Notification dated 03.03.2015, the appellant submitted her Departmental Appeal to the competent appellate authority on 09.03.2015 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.

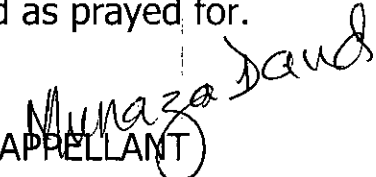
GROUND:

- 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 Poenetentiae 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
Munaza Daud Fiaz

THROUGH:


(M. ASIF YOUSAFZAI)
ADVOCATE, PESHAWAR.

And

(TAIMUR ALI KHAN)
ADVOCATE, PESHAWAR

5 (9)

OFFICE OF THE DY: DISTRICT OFFICER (FEMALE) E & S EDU: MANSEHRA.
LIST OF VACANT POST UNION COUNCIL WISE.

S.N O	UNION COUNCIL	NAME OF SCHOL	NO OF VACANT POST	Total No post in U/C	Reason of vacancy.
1.	Shoukat Abad	GGPS Lanan Da Dara GGPS Paniali	2 ✓ 1 ✓	3 ✓	1. Newly created post. 2. due to death.
2	Trangri Sabir Shah	GGPS Trangri Bala	3 ✓	3 ✓	Newly created post.
3.	Behali	GGPS Jamal Naka	2 ✓	2 ✓	Newly created post.
4.	Jaloo	GGPS Talian Di Kassi	2 ✓	2 ✓	Newly created post.
5.	G.H. Bullaha	GGPS Batang	2 ✓	2 ✓	Newly created post.
6.	Karnol	GGPS Bhuraj	2 ✓	2 ✓	Newly created post.
7.	Tanda	GGPS Bajna Mera	2 ✓	2 ✓	Newly created post.
8.	Nika Pani	GGPS Cham	2 ✓	2 ✓	Newly created post.
9	Parhina	GGPS Phal Kot	2 ✓	2 ✓	Newly created post.
10	Hangri	GGPS Kalas Ghanela	2 ✓	2 ✓	Newly created post.
11	Ichani Hirkot	GGPS Khan balimang	① 2 ✓	2 ✓	Newly created post.
	Ichani Bahal	GGPS Karmang Payeen ✓	2 ✓	2 ✓	Newly created post.
	Ichani Ichani	GGPS Ramshira	2 ✓	2 ✓	Newly created post.
12	Mohandri	GGPS Baddal Gran	1 ✓	1 ✓	Newly created post.
13	Sachan	GGPS Kalas Nawaz Abad	2 ✓	2 ✓	Newly created post.
14	Baffa	GGPS Kulhary Gharbi GGPS Baffa Khurd	1 ✓ 1 ✓	2 ✓	Out District Transfer Due to retirement
15	Bherkund	GGPS Kehian	1 ✓	1 ✓	Due to retirement
16	Lassan Nawab	GGPS Sharotta GGPS Khanbalian Payeen	1 ✓ 1 ✓	2 ✓	Due to retirement Laying vacant prior to advertisement.
17	Phulra	1. GGPS Gujar Gali 2. GGPS Dhaman GGPS Ghazi Kot GGPS Batangi	1 ✓ 1 ✓ 2 ✓ 1 ✓	5 ✓	1. Laying vacnt prior to advertisement. Laying vacant prior to advertisement. Newly created post Due to retirement

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19	Shergarh	GGPS Parchian GGPS Gakhar Harian GGPS Shorlian	2 ✓ 1 ✓ 1 ✓	4 ✓	Laying vacant prior to advertisement. Laying vacant prior to advertisement. Laying vacant prior to advertisement.
20	Karori ✓	GGPS Naryalla ✓ GGPS Malhar ✓ GGPS Fathi Bandi GGPS Thakra ✓ GGPS Dhok ✓ GGPS Seri Matwal ①	1 ✓ 2 ✓ 2 ✓ 1 ✓ 1 ✓ 2 ✓	9 ✓	Laying vacant prior to advertisement. Laying vacant prior to advertisement. Laying vacant prior to advertisement. Laying vacant prior to advertisement. Laying vacant prior to advertisement.
21	Sawan Mera	GGPS Mohar	1 ✓	1 ✓	Due to retirement. Newly created posts.
22	Bandi Shungli	GGPS Beer Bat GGPS Pagora " " " " X	1 ✓ 1 ✓ 1 ✓	3 ✓	Laying vacant prior to advertisement.
23	Jabbar Devli	GGPS Basoo Manda Gucha GGPS Bela Manda Gucha GGPS Chungari	1 ✓ 1 ✓ 1 ✓	3 ✓	Laying vacant prior to advertisement. Laying vacant prior to advertisement.
	Total		61	61	

Prepared By: *Shoaib*
 GGPS Naomshetra
 Shakil
 Muhammad Haq Nawaz Khan 2 ✓

63 62 dlad estt;

Checked By:
 Muhammad Nazir, Head Clerk

for
 DY: DISTRICT OFFICER (F)
 E & S EDUCATION MANSEHRA

Handwritten signatures and initials

ATTESTED

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11

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (E & S) EDU: MANSEHRA.

TRANSFER ORDER

As approved by the competent authority the following PST's teachers are hereby transfered on their own pay and grade in the interest of public service with immediate effect

S.No	Name	From	To	Remarks
1.	Sher. Banu PST	GGPS Ashwal	GGPS Jamal Naka	A.N.C. Post
2.	Nasreen PST	GGPS Bandian Bedra	GGPS Jamal Naka	Do
3.	Bushra Niazi	GGPS Debgay	GGPS Bandian Bedra	V.N.2
4.	Musarat	GGPS Dheri Shawai	GGPS Bhuraj	A.N.C. Post
5.	Samara	GGPS Jabba	GGPS Dheri Shawai	V.N.4
6.	Gul Bibi PST	GGPS Chandwal	GGPS Jaba	V.N.5

Note:

1. Charge report should be submitted to all concerned.
2. No TADA is allowed to any one.

Sd/-
EXECUTIVE DISTRICT OFFICER
(E & S) EDUCATION MANSEHRA

Endst: No 256-86 /PP-53/GB/DDO(F)

Dated 13 /02/2012.

Copy to the:

1. ADO Circle concerned.
2. HI Concerned.
3. Teacher concerned.
4. Office file.

BY: DISTRICT OFFICER (E & S)
(E&S) EDUCATION MANSEHRA

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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	Shagufa 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	Bherkund	Own UC M/List
U/C Gari Habib Ullah				
8	Naida Ashraf	Muhammad Ashraf 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	Habib 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

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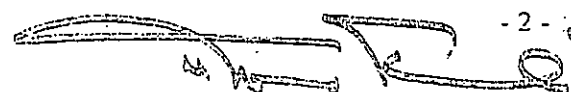
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U/C Lissan Nawab				
29	Sobia Arshad	Muhammad Arshad	Lissan Nawab	Own UC M/List
30	Rashida Bibi	M.Zahoor	Lissan Nawab	Own UC M/List
U/C Mohandari				
31	Bibi Naseema	Ghulam Nabi	Mohandari	Own UC M/List
U/C Nika Pani				
32	Yasmeen Wahab	Abdul Wahab	Nika Pani	Own UC M/List
33	Neelam	Abdul Latif	Darband	From Adjacent UC 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	Mehnaz 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	Khursid Khan	Sawan Maira	From Adjacent UC Merit list
U/C Sachan Kaian				
41	Bibi Salama	Shezada Khesro Faredon	Sachan Kaian	Own UC M/List
42	Bibi Norin	Rehmat Ullah	Sachan Kaian	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 Shaheen	Anwar Khan	Shanaya	Own UC M/List
U/C Shergarh				
46	Saeeda 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 UC 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 Ghazalia 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 UC Merit list
57	Nosheen Bibi	Fazal ur Rehman	Darband	From Adjacent UC Merit list
U/C Tanda				
58	Sahibzada Hazmat Rabani	Ghulam Rabani	Tanda	From Adjacent UC Merit list
59	Asma Noreen	Nawab Khan	Dhodial	From Adjacent UC Merit list

ADJUSTMENT ORDER

Consequent upon the above, the following adjustment are hereby ordered again, 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	Battal	GGPS Karmang	A/V/Post
6	Shaista Jabeen	Muhammad Akbar	Kathai	GGPS Chandni	A/V/Post


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7	Bushra	Ghulam Mustafa	Bhekund	GGPS Kehnian	A/V/I Post
8	Naida Ashraf	Muhammad Ashrif Bag	Gari Habib Ullah	GGPS Danna Ganaila	A/V/I Post
9	Gul Naz Bibi	S. Qabal Shah	Gari Habib Ullah	GGPS Chuniri	A/V/I Post
10	Bibi Asia	Abdul Ghafoor	Hilkot	GGPS Khan Balimang	A/V/I Post
11	Irum Saeed	Saeed Akhtar	Hangrai	GGPS Kalas Chanaila	A/V/I Post
12	Marium Bibi	Muhammad Younis	Hangrai	GGPS Kalas Chanaila	A/V/I Post
13	Bibi Sajida	Saeed ur Rehman	Ichrian	GGPS Karmang Payeen	A/V/I Post
14	Saima Ara	M.Fareed Khan	Ichrian	GGPS Ramsera	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	Alan 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	Derband	GGPS Dhok	A/V/I Post
29	Sobia Arshad	Muhammad Arshad	Lassan Nawab	GGPS Sharota	A/V/I Post
30	Rashida Bibi	M.Zahoor	Lassan Nawab	GGPS Chapra Bala	A/V/I Post
31	Bibi Naseema	Ghulam Nabi	Mohandari	GGPS Badal Gran	A/V/I Post
32	Yasmeen Wahab	Abdul Wahab	Nika Pani	GGPS Cham	A/V/I Post
33	Neelam	Abdul Latif	Darband	GGPS Cham	A/V/I Post
34	Lubna Younis	M.Younis	Perhina	GGPS Phalkot	A/V/I Post
35	Zahida Bano	Ali Zaman	Perhina	GGPS Phalkot	A/V/I Post
36	Bibi Saleha	Abdula Jan	Phulra	GGPS Ghazikot	A/V/I Post
37	Melmaz 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 Batang	A/V/I Post
40	Bibi Farah	Khurshid Khan	Sawan Maira	GGPS Gojar Gali	A/V/I Post
41	Bibi Salama	Shezada Khosro Fareedon	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 Shorolian	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 Paniyali	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.

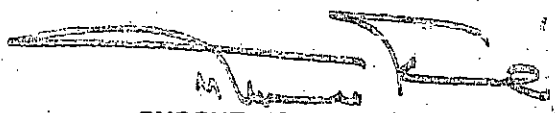
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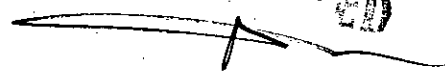
- They will be governed by such rules and regulations enforce and as may be prescribed by the Government from time to time for the category of the Government servants to which they belong.
- 3. In case they failed to assume the charge of their posts within 15 days of their appointment, candidature ship will be stand automatically cancelled.
- 4. Their services are regular but will not be entitled for pension/gratuity & they will not contribute an amount towards GP Fund however they will contribute CP fund on the prescribed rate & hal 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 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 Mansehra 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, 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


 APPROVED

خارج رپورٹ

F (16)

آئندہ از دفتر EDO قلمہ ایجوکیشن ضلع مانسہرہ

مورثہ 2012/5/18 کے تحت آج مورثہ 2012/5/22 کو

GEPS اسٹائل سیکل میں جنرہ داؤد دفتر محمد داؤد

نے قبل از دستہ Arival کر دی ہے

رپورٹ خارج شدہ ہے

محمد داؤد
GEPS Ashwal 22-5-2012

آفل لائن
GEPS Ashwal

Head Teacher
G.P.S. Ashwal
Manshra
22-5-2012

Received
12/6/2012

ACCEPTED



OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MANSEHRA

No. 7749 / S. Cause
Dated the 29/9/ /2014

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

19
(17)

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. Munazza Daud GGPS Ashwal Mansehra Show cause Notice as follows:

- 1) You were illegally appointed as PST at GGPS Ashwal vide defunct Executive District Officer (E&SE) Mansehra at S. No. 3, outside your 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 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.

RECEIVED

COMPETENT AUTHORITY

Mst. Munazza Daud

GGPS Ashwal

Recie

H (18)

To,

The District Education Officer,
(Female) Mansehra.

Received
11/10/14
PA to DEO 25/10/14

Subject:

SHOW CAUSE NOTICE

Respected Madam,

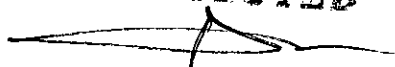
Kindly refer to your office Memo NO.7749 dated 29/09/2014 received on 21/10/2014 during circle meeting through ASDEO(F) circle Mansehra at GGPS Chitti Dheri Mansehra on the subject cited above and regarding the same fact an application dated 23/04/2014 has also been filed by the replicant in your good office.

With utmost respect the requisite reply to the under reference show cause Notice is submitted as under:-

Para NO.1: Para NO.1 is incorrect, hence denied. In reply to Para NO.1 it is stated that:

- (i) The replicant applied for appointment against PST (F) post as per advertisement dated 20/05/2011 "Daily Aaj".(copy of advertisement is appended herewith for your kind perusal please as annexure "A".As per referred advertisement the replicant deposited as test fee, appeared in ETEA Test at Thakra Stadium Mansehra,qualified the same,consequently appeared in the interview conducted by the Department at GGHS NO.2 Mansehra on the date fixed and also qualified the same.
- (ii) In the light of the above stated recruitment process at last a final merit list was prepared by the Department and same was displayed on the Notice Board for candidates as well as for general public view.

ATTESTED



- (iii) The answering replicant was shown at top of UC Behali Merit list at serial NO.1, whereas Nazma Bibi daughter of Raja Khan Bhadur was at serial NO.2 along with other 04 candidates who were low in merit list of the same UC.
- (iv) That there were two vacancies available at GGPS Jamal Nakka UC Behali at the time of appointment created vide Government of KPK Finance Department Peshawar NO.BOV/F.D/3-6/2009-10/Mansehra dated 7/02/2012. Copy of the sanction order is enclosed herewith for perusal please as annexure "B".
- (v) Meanwhile the then EDO (E&SE) Mansehra issued an illegal and unlawful/transfer order NO.256-66 dated 13/2/2012 through which he transferred Mst Sher Bano PST GGPS Ashwal UC Balimang to GGPS Jamal Nakka UC Behali Mansehra (against the vacancy of the replicant) in order to please the blue eyed person and filled up the aforesaid vacancies in violation of law, rules, policy of the Government and judgment of the August Supreme Court of Pakistan that "once the vacancies are advertised in press thereafter these vacancies cannot be filled up by transfer/adjustment, promotion or by any method except by appointment". Copy of transferred order is annexed herewith for ready reference please as annexure "C".
- (vi) That the replicant lodged an appeal before the competent Authority stating there above referred position, the Authority concerned accepted the appeal partially and did not cancel the above stated impugned transferred order dated 13/02/2012, however appointed the replicant purely on merit being at serial NO.1 in merit list in UC Behali and again adjusted against the resultant PST post at GGPS Ashwal (Vacated by Mst. Sher Bano PST vide transfer order dated 13/2/2012) instead of GGPS Jamal Nakka UC Behali. Moreover the Authority concerned appointed Mst.

ATTESTED

Nazma Bibi D/O Raja Khan Bahadur who was at serial NO.2 in UC Behali merit list at GGPS Jamal Nakka UC Behali and ignored the replicant who was at serial NO.1 in UC Behali Merit List with highest score. The replicant resumed the charge of her duty under protest at GGPS Ashwal on 22/5/2012 which was 100 kilometer away from the home of the replicant. The replicant is highly qualified having the qualification of M.Sc(Chemistry),PTC, B.Ed, M.Ed through out first division and has been running from pillar to post for justice. If I would have been so powerful then I should not be adjusted 100 kilometer away from my home. Actually I am a poor Lady teacher having no voice that is why I was adjusted so much far-flung and in such a hard area of the District. Therefore in the light of the above stated crystal clear position, it is respectfully prayed that replicant may not be tortured more. Copies of Academic documents duly verified by your office are attached herewith as annexure "D"

Para NO.2: Para NO.2 is not correct, hence denied. In reply to Para NO.2 it is submitted that keeping in view the above stated facts the replicant may please be exonerated from false charges and instant Show Cause Notice may please be withdrawn in the interest of justice as:

- (a) I have never committed any misconduct and dishonesty and serving as PST in compliance with Office order NO.5360-5384 dated 18/5/2012 appointed at serial NO.3 UC Behali and again adjusted at GGPS Ashwal against vacant resultant post of Mst. Sher Bano who was transferred at GGPS Jamal Nakka UC Behali (against replicant post) and performing her duties regularly with excellent performance as no explanation, absent report is on my part, whereas I have participated fully in the recruitment process and was appointed purely on merit at serial NO.1 in the UC Behali merit . Copy of appointment

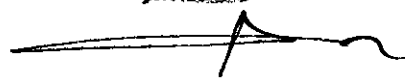
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and adjustment order is annexure "E" where as merit list of UC Behali is lying with your good office.

- (b) Para NO. (b) is totally incorrect, hence denied. The replicant is receiving her salary in lieu of proper and regular duty/ work on the basis of my appointment made purely on merit as comprehensively stated above.
- (c) Para NO."c" is also incorrect, hence denied. The replicant did not snatched the right of any candidate however my right of adjustment in my native union council had been snatched by Mst. Sher Bano PST GGPS Ashwal by getting herself transferred against my vacancy during the recruitment process against the law,rules, policy of the Government and verdict of the apex Court,whereas the replicant was appointed purely on merit bearing top in UC at serial NO.1 in the final merit list. In this regard detail reply is also given above. It is worth mentioning here that the enquiry officer did not take any notice of illegal and unlawful transfer order dated 13/2/2012 in respect of Mst. Sher Bano and other who snatched my right of adjustment during recruitment process whereas the replicant is being dragged without any fault at her part, for which the innocent replicant reserves the right to approach the competent Court of Law against this injustice.

Para NO.3: Para NO.3 is totally incorrect, against the law ,rules and policy of the Government of KPK, hence denied. The replicant was appointed by the competent Authority after completing all the codal formalities purely on merit and the instant Show Cause Notice after passage of two and nearly half years is against the law, rules, policy of the Government of KPK, against the human rights against the public interest and against the natural justice as valuable rights of the replicant have been established.

ATTESTED



Para NO.4: Para No.4 is not correct, hence denied. In the light of the above stated position it is humbly requested to be restrained from any cruel action and withdraw the instant Show cause Notice. It is also requested that the replicant desires to be hard in person.

Para NO.5: In reply to Para NO.5 it is stated that the replicant received the Show Cause Notice on 21/10/2014 and replying the same on the top priority. Hence no ex-part action be taken against the replicant in the interest of the justice.

Para NO.6: Para NO.6 is also incorrect, hence denied. The replicant has received the only Show Cause Notice on 21/10/2014 and no finding enquiry committee report has been received by the replicant and it is requested to provide the same along with other office record such as copy of merit list etc. under RTI Act 2013. In the light of the above narrated humble submissions, it is respectfully prayed that the instant Show Cause Notice may please be withdrawn and the replicant may please be exonerated from the charges leveled against her in the interest of justice. The replicant would pray for your long life and sound health for your this act of kindness.

Yours sincerely

Dated 25/10/2014

Munaza Daud

MUNAZA DAUD
PST GGPS BINSIAN
Ex-PST GGPS Ashwal

ATTESTED




OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MANSEHRA

NOTIFICATION

- 1:- Where as Mst: Munaza Dawood D/O Dawood working as Pet GGHS/GGMS/GGP Ashauwal 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. Munaza Dawood D/O Dawood CT/PET/TT Pet GGHS/GGM GGPS Ashauwal.

[Handwritten Signature]

DISTRICT EDUCATION OFFICER
FEMALE MANSAEHRA.

Endst: No. 1866-75 /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.

[Handwritten Signature]

DISTRICT EDUCATION OFFICER
FEMALE MANSAEHRA.

ATTESTED

[Handwritten Signature]

J (24)

To

The Director (E & S.E),
Khyber Pakhtunkhawa,
Peshawar.

Subject: Departmental Appeal against the Notification, Endost; No. 1866-75, dated 3/3/2015

Respected sir,

With the utmost respect the appellant submits as under;

1. Appellant is M.Sc Chemistry with PTC, CT, B.Ed, M.Ed and has approximately 3 years service on PST post at her credit.

(Copies of duly verified testimonial by competent authority along with service book are annexed as annexure A)

2. That the EDO E & S.E Mansehra advertised vacancies of different cadres including PST (F) in daily Aaj News paper dated 20/05/2011;
(copy of the advertisement is annexed as annexure B)
3. That being eligible candidate in all respect the appellant applied for PST(F) post and deposited Rs 300/- in favor of Director ETEA as test fees subsequently appeared in ETEA test at Thakra Stadium Mansehra, qualified the very test, consequently appeared in the interview conducted by the department at GGHS No 2 Mansehra, on the date fixed and also qualified the same.
4. That in the light of above stated recruitment process at last a final merit list was prepared by the department and the same was displayed on the notice board for the candidates as well as for general public view.
5. That the applicant got first position in the merit of Union council Bahali which is evident in the final merit list prepared and displayed by the department on the notice board whereas Nazma bibi D/O Raja Khan Bahadar was at serial No 2 along with other 4 candidates who were low in merit list in the same Union Council.
6. That at the time of appointment there were 2 vacancies available at Union Council Bahali at GGPS Jamal Nakka.

ATTESTED



7. That during the recruitment process the then EDO (E& SE) Mansehra issued an illegal and unlawful transfer order Endost. No 256-66/PF-53/GB/DDO(F) dated 13/02/2012 under external influence through which he transferred Ms. Sher Bano PST GGPS Ashwal Union Council Balimung to GGPS Jamal Nakka Union Council Bahali (against the vacancy of the applicant) in order the please the blue eyed person and filled up the afore said vacancies in violation of law, rules, policies and judgment of August Supreme court of Pakistan.

"That once the vacancies are advertised in press thereafter these vacancies cannot be filled up by transfer/ adjustment/promotions or by any method except by appointment."

(Copy of the transfer order is annexed here as annexure c)

8. That the appellant lodged an appeal before the competent authority stating there the above referred positions. The authority concerned accepted the appeal and appointed the appellant purely on merit being at Serial No. 1 of merit list in Union Council Bahali against the two vacant posts at GGPS Jamal Nakka, u/c Behali.

Table of appointment order of different Union Councils of Mansehra district including Union council Bahali Selected candidates clearly shows that appellant is appointed according to the rules and regulation as well as union council policy of the Government in union council Bahali at serial No. 3, and appellant was not appointed in Union council Balimang.

U/C BEHALI

Serial no	Name of candidates	Father 's name	Home address	Remarks
3	Munaza Daud	Daud	Behali	Own u/c merit
4	Nazma Bibi	R. khan Bahadar	Behali	Own u/c merit

Whereas appellant appeal was partially accepted and EDO (E&SE) did not cancel the above stated impugned transfer order dated 13/02/2012, rather further adjusted against the resultant vacancy at GGPS Ashwal vacated by Ms Sher Bano PST transferred, vide order dated 13/02/2012 instead of GGPS Jamal Nakka, Union Council Bahali.

Table of adjustment order clearly shows that the appellant was adjusted against the vacated post of Ms. Sher Bano at GGPS Ashwal in Union Council Balimang. Whereas Nazma Bibi D/O R. Khan Bahadar who was in Serial No. 2 and low in merit than the appellant in U/C Behali was adjusted in her own union council, at GGPS Jamal Nakka being influential

Table of adjustment order is as under:

Serial no	Name	Father's name	Home address	Place of posting	Remarks
3	Munaza Daud	Daud	Behali	GGPS Ashwal	A/V/post
4	Nazma Bibi	R khan Bahadar	Behali	GGPS Jamal Nakka	A/V/post

(Copy of the appointment order is annexed as annexure D.)

ATTESTED


VAKALAT NAMA

NO. _____/20

26

9. That it is pertinent to mention here that the authority concerned appointed and adjusted Ms. Nazma Bibi D/O Raja Khan Bahadar who was at serial No. 2 consequently low in merit than the applicant in Union Council Bahali merit at GGPS Jamal Nakka U/C Bahali unjustly and ignored that appellant who was at serial No. 1 with highest score and qualification.
10. That the appellant resumed the charge of her duty under protest at GGPS Ashwal on 22/05/2012, which was 100 kilometers away from the home of appellant.
11. That the appellant was highly qualified having M.Sc Chemistry with PTC, CT, B.Ed, M.Ed throughout first divisions and has been running from pillar to post for justice. If I have been so powerful then I should not have been adjusted 100 kilometers away from my home. Actually, I am a poor lady teacher having no voice and I was adjusted in such a farflung and hard area of the district. On the other hand Ms Nazma Bibi D/O Raja Khan Bahadar who was at serial No. 2 and low in merit of Union Council Bahali was appointed and adjusted in the same Union Council Bahali with discrimination.
12. That the appellant has 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 as well.
13. That in spite of the above-stated cruelty of the department after a passage of about 3 years the DEO(F) Mansehra issued an illegal, unlawful show-cause Notice No. 7749 dated 29/09/2014 with the allegation of illegal appointment on the part of appellant.
(Copy of the Show-cause Notice is annexed as annexure E).
14. That appellant responded the afore said illegal and unlawful show-cause Notice, against the fact with full and lawful justifications and comprehensive detail reply submitted properly to the competent authority.
(copy of the reply to show-cause Notice is annexed as annexure F.)
15. That the DEO(F)Mansehra without considering the lawful and comprehensive reply of the appellant and without personal hearing and without opportunity of the defense dismissed the appellant illegally, unlawfully and unjustly.
16. That both the enquiry officer in the matter conducted the enquiry one sided and no opportunity of defense.

ATTESTED

17. It is worth mentioning here, the serial No. 2 in merit list with low score than the appellant is still working on her post even no show-cause Notice has been issued to her and even enquiry officers also showed their discriminatory treatment with the appellant and did not touch/discuss Ms Nazma Bibi appointment and adjustment and Ms. Sher Bano illegal, unlawful transfer order No. 256-66 dated 13/02/2012 during the recruitment process, and disturbed/tortured the appellant having highest qualification and score on merit list at serial No. 1 with no fault at her credit.

18. That the enquiry officers and competent authority both with collusion and mala fide intentions left no stone unturned in torturing the innocent appellant with no fault at her credit.

19. That almighty Allah is observing all the cruel illegal and unlawful actions of the DEO (F) and enquiry officers that serial No. 1 in the merit list has been dismissed where as serial No. 2 is still working without any disturbance.

In the light of above stated factual and lawful Submissions it is respectfully prayed that the impugned dismissal Notification No 1866-75 dated 13/03/2015 may graciously be withdrawn, and the appellant may be allowed to continue her service at GGPS Binsian, Mansehra with all back-benefits in the interest of justice.

Munaza Daud
9/3/2015

Appellant

Munaza Daud Fiaz D/O M. Daud Fayyaz
PST GGPS Binsian, Mansehra
Resident of Village and P/O Bahali,
Via Qalander abad, Dist. & Tehsil Mansehra
Cell No 0322-9206616

Dated 09/03/2015

90 days = 9-6-15

ATTESTED

VAKALAT NAMA

NO. _____/20

IN THE COURT OF Sesvice Tribunal, Peshawar

Munaza Daud Fiaz (Appellant)
(Petitioner)
(Plaintiff)

VERSUS

Education Department (Respondent)
(Defendant)

I/We Munaza Daud Fiaz

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

Munaza Daud
(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

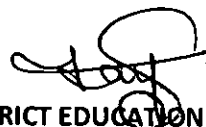
BEFORE THE KHYBER PAKHTUNKHAWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No.714/2015

Respectfully Shewth

1. That the services appeal No: 714/2015 in respect of MST: Munazza Daud is pending before this honorable court for reinstatement.
2. That reference director E & SE department notification Endst: No 4131-35/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

6-3

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

NOTIFICATION.

WHEREAS, Mst Munaza Dawood, PST at Government Girls Primary School Ashawal District Mansehra was dismissed from service by the DEO (Female) Mansehra vide Order No. 1866-75 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 Behali, where 02 posts were lying vacant. Her name was at S. No. 01 of the merit list of her U/C. She was appointed in U/C Behali but wrongly adjusted in GGPS Ashwal U/C Hilkot vide a general order Endst No. 5360-5384 dated 18/05/2012 at S. No. 03.
2. Appeal may be accepted as she was on merit and eligible for appointment in her own U/C but she was not appointed in her own U/C as per policy. She may be adjusted in her own U/C. However if she is comfortable with her posting at present school, she may be allowed to continue as usual.


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. 1866-75 dated 03/03/2015 and reinstate Ms. Munaza Dawood PST at Government Girls Primary School Ashawal District Mansehra with effect from the date of her dismissal with all back benefits.

Director
Elementary & Secondary Education,
Khyber Pakhtunkhwa, Peshawar.

ndst: No. 4131-25 /F.No. 18 /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
- Appellants concerned
- PA to Director E&SE KP, Peshawar
- Master File.


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

BEFORE THE KHYBER PAKHTUNKHAWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No.714/2015

Respectfully Shewth

1. That the services appeal No: 714/2015 in respect of MST: Munazza Daud is pending before this honorable court for reinstatement.
2. That reference director E & SE department notification Endst: No 4131-35/F.No79/Appeals Female MSR Dated Peshawar 25/8/15, the appelland 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

3
مست - مانسہرہ

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

NOTIFICATION.

WHEREAS, Mst Munaza Dawood, PST at Government Girls Primary School Ashawal District Mansehra was dismissed from service by the DEO (Female) Mansehra vide Order No. 1866-75 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 Behali, where 02 posts were lying vacant. Her name was at S. No. 01 of the merit list of her U/C. She was appointed in U/C Behali but wrongly adjusted in GGPS Ashwal U/C Hilkot vide a general order Endst No. 5360-5384 dated 18/05/2012 at S. No. 03.
2. Appeal may be accepted as she was on merit and eligible for appointment in her own U/C but she was not appointed in her own U/C as per policy. She may be adjusted in her own U/C. However if she is comfortable with her posting at present school, she may be allowed to continue as usual.

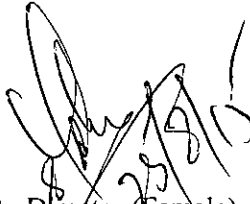
NOW THEREFORE, in exercise of powers conferred upon the Director E&SE Khyber Pakhtunkhwa, Peshawar (appellant authority) under E&D Rules 2011 read with rules 17 (2) (b) & (c) and keeping the findings/recommendations of the committee into consideration, accepts the appeal of aforesaid sacked teacher and set aside the order of DEO (F) Mansehra No. 1866-75 dated 03/03/2015 and reinstate Ms. Munaza Dawood PST at Government Girls Primary School Ashawal District Mansehra with effect from the date of her dismissal with all back benefits.

Director
Elementary & Secondary Education,
Khyber Pakhtunkhwa, Peshawar.

Endst: No. 4131-25 /F.No. 14 /Appeals Female MSR Dated Peshawar the 25/10 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

OFFICE OF THE SUB DIVISIONAL EDUCATION OFFICER (FEMALE) MANSEHRA

MUTUAL TRANSFER

As approved by the competent authority, the following Mutual transfer of primary school Teachers are hereby ordered on their own pay and grand in the interest of public service on their taking over charge.

S.No.	Name of Teachers	From	To	Remarks
1.	Akhter un Nisa PST	GGPS Behali	GGPS Binsian	Vice S.No.2
2.	Munaza Daud PST	GGPS Binsian	GGPS Behali	Vice S.No.1

Note: -


1. Charge report should be submitted to all concerned.
2. No TA/DA is allowed to any one.

Sd/-
District Education Officer
(Female) Mansehra

Endst: No. 959-63 / Dated Mansehra the 15-12- /2015

Copy to the: -

1. District Education Officer Mansehra.
2. District Education Officer (Female) Mansehra.
3. ASDEO (F) Circle Concerned.
4. Teachers Concerned.
5. Office order File.


Sub-Divisional Education Officer
(Female) Mansehra