


FORM OF ORDER SHEET

Court of _____

Case No:-

822 /2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	12/04/2023	<p>The appeal of Mr. Muhammad Faraz presented today by Mr. Muhammad Ilyas Orakzai Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on _____ . Parcha Peshi is given to appellant/counsel for the date fixed.</p> <p style="text-align: right;">By the order of Chairman  REGISTRAR</p>

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.**

Service Appeal No. 822/2023

Muhammad Faraz(Appellant)

V E R S U S

Government of Khyber Pakhtunkhwa through Secretary E&SE
and others.....(Respondents)

I N D E X

S.No	Description of Documents	Annex	Pages
1.	Service Appeal		1-9
2.	Affidavit		10
3.	Addresses of the Parties		11
4.	Copies of appointment order with better copy and charge report	A	12-18
5.	Copies of applications	B	19-20
6.	Copy of complaint with better copy	C	21-22
7.	Copy of application and remarks of the Headmaster	D	23
8.	Copy of office order dated 14/03/2023 with better copy	E	24-25
9.	Copies of appeal, personal hearing and final impugned rejection Office Order dated 31/03/2023	F	26-28
10.	Copy of Act with better copy	G	29-32
11.	Copies of letter and bank slip	H	33-34
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Appellant

Through



Muhammad Ilyas Orakzai
Advocate High Court,
Peshawar.
Cell No. 0333-9191892

Dated: 11/04/2023

(1)

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.**

Service Appeal No. 222/2023

Muhammad Faraz S/o Gulbat Khan (SST Baio-Chemistry) R/o
Challu Ziarat, Kharmato, Bilitang, Tehsil and District
Kohat.....(Appellant)

V E R S U S

1. Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education, Civil Secretariat, Peshawar.
2. Director Elementary and Secondary Education, Khyber Pakhtunkhwa, G.T. Road, Hashtnagri, Peshawar.
3. District Education Officer (Male) District Hangu.
4. District Account Officer, District Hangu.....(Respondents)

**APPEAL UNDER SECTION 4 OF
KHYBER PUKHTUNKHWA SERVICE
TRIBUNAL ACT 1974.**

Respectfully Sheweth:

Facts giving rise to the instant Service Appeal are as under:

1. That the appellant was appointed as' SST Bio Chemistry on Ad-hoc/ Contract basis through joint office order No. 590-96 dated 14/09/2018 whereby the name of the appellant was placed at Serial No. 6

and posted at GHS Shamal Din, Karbogha, District Hangu. (Copies of appointment order and charge report are attached as annexure "A").

2. That the appellant performed his duty to the entire satisfaction of his high-up's since his appointment no complaint whatsoever has been made against the appellant.
3. That appellant family having previous blood feud enmity therefore appellant along with other colleagues/ Headmaster of the said school used one room for their living in the same school. On 31 August 2022 at night time due to some reason harsh words were exchange between the appellant and the Headmaster of the School. At the same night the appellant was forced by the Headmaster of the said school to leave the school forthwith otherwise ready for dire consequences and Headmaster further directed the appellant that I will not allow you to enter for duty in the said school.
4. That appellant due to fair and for the reason that to resolve the issue with Headmaster amicable the appellant leave the school at the same night, on next day morning the appellant send his brother

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namely Abdur Rehman along with one notable person Sharif Gul to regret and apologies for what happened on previous night, despite all these efforts and apology to the Headmaster of the said school does not allow the appellant for duty in the said school, so the appellant due to dare to face another enmity leave the school temporarily.

5. That after failure of all these efforts the appellant submitted applications to the DEO (M) Hangu/ Respondent No. 3 on 20/10/2022 and 27/10/2022 for transfer or to resolve the matter amicable but the respondent No. 3 had given no head to the applications of the appellant. (Copies of applications are attached as annexure "B").
6. That thereafter appellant submitted complaint to respondent No. 2 on 23/11/2022 against the Headmaster and DEO (M) Hangu on the issue above for to resolve the matter amicable, but respondent No. 2 also not take any action on the complaint of the appellant. (Copy of complaint is attached as annexure "C").
7. That after submission of complaint to respondent No. 2 against the Headmaster of the said School

and DEO (M) Hangu the Headmaster called the appellant for joining his duty on condition that you (appellant) admitted his wrong after that I forgive you and allow to the school for duty. So the appellant join his duty from 3rd December 2022 and performed his duty regularly till the impugned office order dated 14/03/2023, this fact is clearly evident from the application submitted by the appellant on which Headmaster of the school noted his remarks on 09/12/2022. (Copy of application and remarks of the Headmaster is attached as annexure "D").

8. That respondent No. 2 without any reason and justification withdraw the appointment order of the appellant through impugned Office Order No. 8296-98 dated 14/03/2023 w.e.f. 01/09/2022 retrospectively on the basis of absence, despite the fact that the appellant is regularly performed his duty from 3rd December 2022 after resolved the above issue and with the permission of the Headmaster, till to the above order. (Copy of office order dated 14/03/2023 is attached as annexure "E").

9. That against the impugned office order of respondent No. 2 appellant submitted Departmental Appeal before the respondent No. 1 on 14/03/2023 whereby the appellant was summoned for personal hearing on 22/03/2023 and passed the final impugned rejection Office Order dated 31/03/2023. (Copies of appeal, personal hearing and final impugned rejection Office Order dated 31/03/2023 are attached as annexure "F").

10. That the appellant highly aggrieved from both the impugned office orders dated 14/03/2023 of respondent No. 2 and 31/03/2023 of respondents No. 1, having no other adequate, efficacious, alternate remedy, approaches this Hon'ble Tribunal for redressal of his grievances, inter-alia on the following grounds:

GROUND:

A. That both the impugned office orders dated 14/03/2023 of respondent No. 2 and 31/03/2023 of respondents No. 1 are patently illegal, unlawful, against law and facts of the case hence needs interference of this Hon'ble Tribunal.



B. That the appellant along with other teachers were appointed on Ad-hoc/ Contract basis on joint appointment order, later on the services of all the teachers were regularized through Act called the Khyber Pakhtunkhwa Teachers (Appointment and Regularization of Service Act) 2022 which is notified by the Government on 20/09/2022 and hold that all the teachers, who are holding various posts from 08/03/2017 till the commencement of this Act. Shall be validly appointed on regular basis. from the date of their initial appointment. So at the time of a regularization the appellant was in service and had to be regularized his service as per the ibid Act. (Copy of Act is attached as annexure "G").

C. That respondents have acted unlawfully and against the rules and principle of fair play and justice, because before passing the impugned order dated 14/03/2023 of respondent No. 2 no Show Cause Notice upon the appellant has been served nor any chance of personal hearing has been provided to the appellant, thus the appellant condemned unheard.

- D. That order purporting to give retrospective effect to order of removal from service held would be patently unlawful, void and could not be given effect tip.
- E. That it is settled law that no major punishment on Civil Servant/Employee without holding a proper inquiry. The respondents No. 1 and 2 does not care to follow this salutary law laid by the Hon'ble Supreme Court of Pakistan but removed the appellant from the service at his own whims and thus committed a gross illegality and violation of law.
- F. That in view of above stated position it is very clear that order dated 14/03/2023 of respondent No. 2 whereby the appellant was removed from his service was tainted with malafide, illegal as the respondent No. 2 failed to adhere to the relevant provision of law. Consequent thereupon the respondent No. 1 was legally bound to set aside the illegal order of the appellant from service, but respondent No. 1 also passed the harsh, impugned rejection order.
- G. That the respondents No. 2 passed the impugned withdraw office order dated 14/03/2023 of the appellant retrospectively the executive authority has

no power to pass the order with retrospective effect entire disciplinary proceeding against the appellant, in circumstances were ab-initio, void, nullity in the eyes of law, without lawful authority and liable to be set aside on this score alone.

H. That fundamental rights which is guaranteed by the Constitution of Islamic Republic of Pakistan 1973 has blatantly violated by the respondents and the appellant has been discriminated and has been denied his due rights.

I. That appellant having a long unblemished 4 years service and is only source of livelihood of his entire poor family, due to dismissal from service the appellant and his family facing severe financial hurdles. Furthermore it is pertinent to mention here that the salary of the absence period i.e. 1st September 2022 to 2nd December, 2022 was recovered from the appellant. (Copies of letter and bank slip are attached as annexure "H").

J. That the major punishment orders are not based on true facts and figures/ rather the same are based on surmises & conjectures.

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K. That any other ground will be raised at the time of arguments with the prior permission of this Hon'ble Court.

It is, therefore, humbly requested that on acceptance of this Service Appeal, the impugned the impugned office orders dated 14/03/2023 of respondent No. 2 and 31/03/2023 of respondents No. 1 being against the law and rules thus may kindly be declared as illegal, unlawful, void-ab-initio, coram-non-judice and ineffective upon the rights of the appellant and may graciously be set aside, and the appellant be reinstated into service with all back benefits with such other relief as may deem fit this Hon'ble Tribunal in peculiar circumstances of the case.

Appellant

Through



Muhammad Ilyas Orakzai
Advocate High Court,
Peshawar.

Dated: 11/04/2023

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,
PESHAWAR

Service Appeal No:- _____/2023

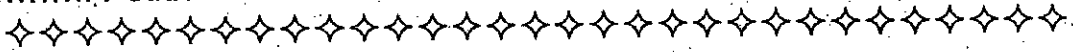
Muhammad Faraz

Versus

Govt. of KPK & others

..... Petitioner

..... Respondents



AFFIDAVIT

I, Muhammad Faraz S/o Gul Bat Khan, SST
(Biochemistry), R/o Challu Ziarat, Kharmato, Billi Tang, Tehsil

& District Kohat, (The petitioner) do hereby solemnly affirm and
declare on oath that the contents of the accompanying Service
Appeal are true and correct to the best of my knowledge and belief
and nothing has been concealed from this Honourable Tribunal.

Identified by:-

Muhammad Ilyas Orakzai
Advocate High Court

DEPONENT

CNIC No:- 14301-1631261-5

Cell No 0335-9450070





BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. _____/2023

Muhammad Faraz(Appellant)

V E R S U S

Government of Khyber Pakhtunkhwa through Secretary E&SE and others.....(Respondents)

ADDRESSES OF THE PARTIES

APPELLANT:

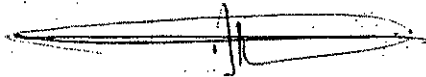
Muhammad Faraz S/o Gulbat Khan (SST Baio-Chemistry) R/o Challu Ziarat, Kharmato, Bilitang, Tehsil and District Kohat.

RESPONDENTS:

1. Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education, Civil Secretariat, Peshawar.
2. Director Elementary and Secondary Education, Khyber Pakhtunkhwa, G.T. Road, Hashtnagri, Peshawar.
3. District Education Officer (Male) District Hangu.
4. District Account Officer, District Hangu.

Appellant

Through



Muhammad Ilyas Orakzai
Advocate High Court,
Peshawar.

Dated: 11/04/2023

Directorate of Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar



ATTESTED

APPOINTMENT.

Consequent upon recommendation of the Departmental Selection Committee, appointment of the following candidates are hereby ordered against the post of Secondary School Teacher (SST Bio Chem), (SST Maths Phy), (SST General) School based in BPS-16 (Rs. 15880-1280-54280) @ Rs. 15880/- fixed plus usual allowances as admissible under the rules on adhoc basis on Contract under the existing policy of the Provincial Government, in Teaching Cadre on the terms and condition given below with effect from the date of their taking over charge:-

(SST Bio Chem)

Sr	Roll No.	Name & Father Name	CNIC No.	Address	Academic Score	NTS Marks	Total Score	Name of School
1	111001329	SHAKIR MUHAMMAD S/O UNER KHAN	13101-2229203-7	MOMALLA MATINAY NARYAB TEHSIL THALL DISTRICT HANGU	59.73	73	132.73	GHS Doaba
2	291002345	USMAN GHANI S/O SURAT KHAN	14102-0366673-9	MOMALLAH SERO KHEL DARSAMAND TEHSIL THALL DISTRICT HANGU	71.45	57	128.45	GHS Taghara
3	291002828	METIDI RAZA S/O REHSAR HUSSAIN	14101-3851653-9	VILL KHAWALA KHIZER JOUZARA PO LUSTERAI PAVAN THE DIST HANGU	64.44	55	119.44	GHS Raitan
4	181000112	ABDUL SAMAD S/O HAJSAN BAHADUR	14101-4356993-5	VILLAGE CHARAOLA DIST HANGU	61.15	57	118.15	GHS Kothi Bala
5	181000057	MUHAMMAD IJHAQ S/O SURAT KHAN	14101-9457687-3	CHARBALA DISTRICT HANGU	61.92	57	117.92	GCMHS No.1 Hangu
6	211000595	MUHAMMAD FARAZ S/O CULBAT KHAN	14301-1631261-5	SHINO MILA TEHSIL THALL DISTRICT HANGU	54.85	63	117.85	GHS Shamal Din
7	181000120	DAUD AHMAD S/O SHAHEED GUL	14102-0584180-7	P O NARBOGHA SHARIF THALL THE DIST HANGU	58.04	57	115.04	GHS Neaji Khel
8	291002753	TARIQ KHAN S/O HAJEE GULL	14102-0361105-3	ALLAMA IQBAL HOTEL 9ROONI 45 UI OF PESHWAR	67.83	55	122.83	GHS Darsamand
9	181000123	ALAPATAGEEN SHAM S/O TARIQ SHAH	14102-0365415-5	MOMALLAH SHAHKORE MAIN BAZAR THE THALL DIST HANGU	59.89	54	113.89	GHS Mamoon Banda
10	181000042	RAZA ULLAH S/O MUHAMMAD KHALAQ	14101-1922630-5	Village Shansowari Hangu, Tehsil & District Hangu	56.44	57	113.44	GCMHS NO.1 Hangu
11	181000074	IAJID REHMAN S/O KABEL MAT KHAN	14101-9529658-1	ABDUL JANAN KHAI AUTO STORE NEAR AL SHERANI MASJID TALL RD THE DIST HANGU	61.16	51	112.16	GHS Dorani Banda
12	181000067	IRFAN ULLAH S/O MIR AYAZ	14101-9766774-7	HAFIZ PAINT STORE SAMANA ROAD HANGU	57.15	55	112.15	GHS Chapri Naryab

(SST Maths Phy)

Sr	Roll No.	Name & Father Name	CNIC No.	Address	Academic Score	NTS Marks	Total Score	Name of school
1	182000042	SAGAT ALI S/O MINHAJ ALI	14101-8918932-7	VILLAGE GANMANO RALLY HANGU	66.43	57	123.43	GHS Doaba
2	292000371	IMRAN UD DIN S/O SHER BADIN	14101-2866891-5	DIST HANGU TEH THALL V O P SAROZAI MOH	68.1	48	116.1	GHS Chapri Naryab

Hangu Male Appointment Order SST Adhoc 2

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Sr	Roll No.	Name & Father Name	CNIC No.	Address	Academic Score	NTS Marks	Total Score	Name of School
3	182000124	ATIF SALEEM S/O NOOR ZADA	14101-6197191-9	AWAN KP PAKISTAN SAHHI ZAIBA TILLING STATION VILLAGE AND PO ENARA TEHIL THALI AND DISTRICT HANGU	59.64	55	114.64	GHS, District Banda
4	182000124	FAISAL RITWAN S/O NOOR ZAD GUL	14101-1861293-3	ASGHARO BANDA HANGU	59.22	55	114.22	GCMHS, No.1 Hangu
5	292001669	WAHID NOOR S/O DALIF NOOR	14102-0347833-7	Mohallah Tomdaro Tehsil Thali District Hangu.	59.15	55	114.15	GHS, Miryal Khe?
6	182000079	ARSHAD GUL S/O RAJED GUL	14102-0371120-5	VILLAGE PO NURYAH TEHIL THALI DIST HANGU	63.13	51	114.13	GHS, Shamal Din
7	182000129	ABID ATIMAD S/O GUL AMIR	14102-0361267-5	VILL AND PO DARSAMAND TEH THALI DIST HANGU	61.64	52	113.64	GHS, Doaba

ATTESTED

(SST General)

Sr	Roll No.	Name & Father Name	CNIC No.	Address	Academic Score	NTS Marks	Total Score	Name of School
1	294002777	BILAL RAZA S/O SAJJAD HUSSAIN	14101-1316035-3	VILLAGE & PO IGRAHIMZAI DISTRICT HANGU	60.50	77	137.50	GCMHS No.1 Hangu
2	213000540	KALEEM ULLAH S/O ATIQ ULLAH	14301-6238910-3	MIROBAK TEHIL & DISTRICT HANGU	65.80	64	129.80	GMS, Samara
3	184000165	MUHAMMAD RAWOOF S/O SHAH MEHMOOD	14102-0339222-1	VILL TORA GHUNDI PO TORA WARI TEH THALI DIST HANGU	58.39	71	129.39	GHS, Chapral Naryab

TERMS & CONDITIONS.

1. NO TA/DA etc is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary & contract basis initially for one year wef 20th September 2018 to 19th September, 2019.
4. He should not be handed over charge if he exceeds 35 years or below 19 years of age. Age relaxation case may be submitted to competent authority.
5. If any candidate is over age less than two years, their upper age limit less than two years is hereby relaxed.
6. If any maritorious candidate is deprived from appointment by this order and the competent authority accepted his appeal, the appointment order of the low merit candidate will be withdrawn and adjustment order will be reviewed according to merit.
7. Appointment is subject to the condition that the certificate/documents must be verified from the concerned authorities by the DEO (concerned), any one found producing bogus Certificate will be reported to the law enforcing agencies for further action.
8. His services are liable to termination on one month's notice from either side. In case of resignation without notice his one-month pay/allowances shall be forfeited to the Government.
9. Pay will not be drawn until and unless a certificate to the effect by DEO(concerned) is issued that his certificates are verified
10. He should join his post within 15 days of the issuance of this notification. In case of failure to join the post within 15 days of the issuance of this notification, his appointment will expire automatically and no subsequent appeal etc shall be entertained.
11. The candidate concerned should produce Health & Age certificate duly signed by Medical Superintendent concerned before taking over charge.
12. He will be governed by the rules and regulations in the field and as may be issued from time to time by the Govt.
13. His contract shall be discontinued at any time, in case his performance is found unsatisfactory.
14. His appointment is made on School based, He will have to serve at the place of posting, and His service is not transferable to any other station.

Heraja Male Appointment Order SST Adhoc :

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- 15. Before handing over charge once again their documents may be checked if they have all the required relevant qualifications as per rules, they may not be handed over charge of the post.

(Farid Ahmad Khattak)

Director
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

Order No. 590-96 / File No. SST Adhoc Appn. and Demand Peshawar the 14 / 10 / 2015.

Copy forwarded for information and necessary action to:-

- 1. Accountant General Khyber Pakhtunkhwa Peshawar.
- 2. Secretary Khyber Pakhtunkhwa Public Service Commission Peshawar.
- 3. District Education Officer (Male) concerned.
- 4. District Accounts Officer concerned.
- 5. Official concerned.
- 6. PS to the Secretary to Govt. Khyber Pakhtunkhwa Basic Department.
- 7. PA to the Director E&SE Khyber Pakhtunkhwa Peshawar.
- 8. M/File.

[Signature]
 Deputy Director (Exam)
 Elementary & Secondary Education
 Khyber Pakhtunkhwa
 14/10/15

ATTESTED

(15)

BETTER COPY

Hangu Male Appointment Order SST Adhoc

DIRECTORATE OF ELEMENTARY AND SECONDARY EDUCATION

Khyber Pakhtunkhwa Peshawar

APPOINTMENT.

Consequent upon recommendation to the Department Selection Committee, appointment of the following candidates are hereby ordered against the post of Secondary School Teacher (SST Bio Chem), (SST Maths Phy), (SST General) School based in BPS-16 (Rs. 15880-1280-54280) @ Rs.15880/- fixed plus usual allowances as admissible under the rules on adhoc basis on Contract under the existing policy of the Provincial Government, in Teaching Cadre on the terms and condition given below with effect from the date of their taking over charge:-

S#	Roll No.	Name & father Name	CNIC NO.	ADDRESS	Academic score	NTS Marks	Total score	Name of school
1	111001029	Shakir Muhammad S/o Umar Khan	13101-2229203-7	MOHALLA MATINAY NARYAB TEHSIL THALL DISTRICT HANGU	59.73	73	132.7	GHS Doaba
2	291002345	Usman Ghani S/o Surat Khan	14102-0366673-9	MOHALLA SERO KHEL DARSAMAND TEHSIL THALL DISTRICT HANGU	71.45	57	128.45	GHS Toghara
3	291002828	Mehdi Raza S/o Rehbar Hussain	14101-3851653-9	VILL KHAWAJA KHIZER JAUZARA PO USTERZAI PAYAN THE DIST HANGU	64.44	55	119.44	GHS Raisan
4	181000118	Abdul Samad S/o Hassan Bahadur	14101-4356993-5	VILLAGE CHERAOLA DISTT HANGU	61.35	57	118.15	GHS Kotki, Bata
5	181000053	Muhammad Ishfaq S/o Surat Khan	14101-9457887-3	CHERSALA DISTRICT HANGU	61.92	57	117.92	GCMHS No.1 Hangu
6	211000595	Muhammad Faraz S/o Gulbal Khan	14301-1631261-5	SHINO MILA TEHSIL THALL DISTRICT HANGU	54.85	63	117.85	GHS Shamal Din
7	181000120	Daud Ahmad S/o Shaheed Gul	14102-0384180-7	P O KARBOGHA SHARIF THALL THE DISTRICT HANGU	58.04	57	115.04	GHS Mian Khel
8	291002753	Tariq Khan S/o Hajee Gull	14102-0361105-3	ALLAMA IQBAL HOTEL SROOM 45 UI OF PESHAWAR	67.83	55	122.83	GHS Dasamand
9	181000123	Alapatageen Shah S/o Tariq Shah	14102-0365415-5	MOHALLA SHAIKORE MAIN BAZAR THE THALL DISTT HANGU	59.89	54	113.89	GHS Mamoon Banda
10	181000042	Raza Ullah S/o Muhammad Khaliq	14101-1902630-5	VILLAGE SHAMAOWORA HANGU, TEHSIL & DISTRICT HANGU	56.44	57	113.44	GCMHS No.1 Hangu
11	181000074	Sajid Rehman S/o Kabel Mat Khan	14101-9529658-1	ABDUL JANAN KHAN AUTO STORE NEAR AL SHERANI MASJID TALL RD THE DIST HANGU	61.16	51	112.16	GHS dorari danda
12	181000067	Imran Ullah S/o Mli Ayaz	14101-9786774-7	HAFIZ PAINT STORE SAMNA ROAD HANGU	57.15	55	112.15	GHS Chapri naryab

(SST Maths Phy)

S#	Roll No.	Name & father Name	CNIC NO.	ADDRESS	Academic score	NTS Marks	Total score	Name of school
1	182000042	Saadat Ali S/o Minhaj Ali	14101-8918932-7	VILLAGE GANJANO KALLY HANGU	66.43	37	123.43	GHS Doaba
2	292000371	Imran ud Din S/o Sher Badin	14101-2886891-5	DIST GANU THE THALL V O P SAROZAI MOH	68.1	48	116.1	GHS Chapri Naryab

ATTESTED

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Hangu Male Appointment Order SST Adhoc 2

AWAL KP PAKISTAN									
3	182000108	Arif Saleem S/o Noor Zada	14101- 0197391-9	SAIRH ZADA FILLING STATION VILLAGE AND PO BOABA TEHSIL THALL AND DISTRICT HANGU	59.64	55	114.64	GHS (sic)	
4	182000124	Faisal Rehman S/o Noor Zad Gul	14101- 1861293-3	ASGHARO BANDA HANGU	59.22	655	114.22	GCMHS No 1 Hangu	
5	292001668	Wahid Noor S/o Dalif Noor	14102- 034833-7	MOHALLA TANDARO TEHSIL THAL DISTRICT HAGU	59.15	55	114.15	GHS Manji Khot	
6	182000079	Arshad Gul S/o Rajed Gul	14102- 0371120-5	VILLAGE PO NURYAB TEHSIL THAL DIST HANGU	63.13	51	114.13	GHS Shamat Din	
7	182000129	Abid Ahmad S/o Gul Amir	14102- 0361267-5	VILL AND PO DARSMAND THE THAL DIST HANGU	61.64	52	113.64	GHSSS Doaba	

(SST General)

S#	Roll No.	Name & father Name	CNIC NO.	ADDRESS	Academ ic score	NTS Marks	Total score	Name of school
1	294002777	Bilal Raza S/o Sajad Hussain	14101- 1316035-3	VILLAGE & PO IBRAHIMZAI DISTRICT HANGU	60.50	77	137.50	GCMHS No.1 Hangu
2	213000540	Kaleem Ullah S/o Atiq Ullah	14301- 6238910-3	MIROBAK TEHSIL & DISTRICT HANGU	65.80	64	129.80	GMS Samana
3	184000165	Muhanmad Rawoof S/o Shah Mehmood	14102- 0339222-1	VILL TORA GHUNDI PO TORA WAR THE THALL DIST HANGU	58.39	71	129.39	GHS Chapri Maryab

TERMS & CONDITIONS:

1. NO TA/DA etc is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary & contract basis initially for one year wef 20th September 2018 to 19th September 2019.
4. He should not be handed over charge if he exceeds 35 years or below 19 years of age. Age relaxation case may be submitted to competent authority.
5. If any candidate is over age less than two years, their upper age limit less than two years is hereby relaxed.
6. If any meritorious candidate is deprived from appointment by this order and the competent authority accepted his appeal, the appointment order of the low merit candidate will be withdrawn and adjustment order will be reviewed accordingly to merit.
7. Appointment is subject to the condition that the certificate/ documents must be verified from the concerned authorities by the DEO (concerned), an one found producing bogus certificate will be reported to the law enforcing agencies for further actions.
8. His services are liable to termination on one month's notice from either side. In case of resignation without notice his one-month pay/allowances shall be forfeited to the government.
9. Pay will not be drawn until and unless a certificate to the effect by DEO (concerned) is issued that his certificates are verified.
10. He should joint his post within 15 days of the issuance of this notification. In case of failure to joint the post within 15 days of the issuance of this notification, his appointment will expire automatically and no subsequent appeal etc, shall be entertained.
11. The candidate concerned should produce Health & Age certificate duly signed by Medical Superintendent concerned before taking over charge.
12. He will be governed by the rules and regulations in the field and as may be issued from time to time by the Govt.
13. His contract shall be discontinued at any time, in case his performance is found unsatisfactory.
14. His appointment is made on School based, he will have to serve at the place of posting, and his service is not transferable to any other station.

ATTESTED

(17)

BETTER COPY

Hangu Male Appointment Order SST Adhoc 3

15. Before handing over charge once again, (sic) document maybe annexed if they (sic) required relevant qualification as per rules, they may be (sic) charge of the post.

(Farid Ahmad Khattak)

Director

Elementary & Secondary Education

Khyber Pakhtunkhwa Peshawar

Endst: No.590-96/FileNo.1/SST/Adhoc (sic) Dated Peshawar the 14/09/2018

Cop forwarded for information and necessary action to:

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Secretary Khyber Pakhtunkhwa Public Service Commission, Peshawar.
3. District Education Officer (Male) concerned.
4. District Accounts Officer Concerned.
5. Official Concerned.
6. PS to the Secretary to Govt: of Khyber Pakhtunkhwa E&SE Department.
7. PA to the Director E&SE, Khyber Pakhtunkhwa, Peshawar.
8. M/File.

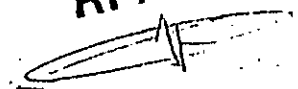
Sd/-

Deputy Director (Estab.)

Elementary & Secondary Education

Khyber Pakhtunkhwa

ATTESTED



(18)

OFFICE OF THE HEAD MASTER GHS SHAMAL DIN KARBOGHA SHARIF

CHARGE REPORT

I Mr. Muhammad Faraz has taken over the charge of SST (Bio,Chem)BPS:16 post at GHS Shamal Din Karbogha Sharif Hangu on 15-09-2018 in compliance of appointment order vide Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar Endst:No 590-96/File No.1 SST/Adhoc/Apptt:2018. Dated Peshawar 14-09-2018

Signature of relieved vacant
Govt:Servant(Vacant Post)
Designation SST(Bio,Chem)

Dated: 15-09-2018

Signature of relieving [Signature]
Name of Govt Servent Muhammad Faraz
Designation SST (Bio,Chem)GHS Shamal Din
Karbogha Sharif (Hangu)

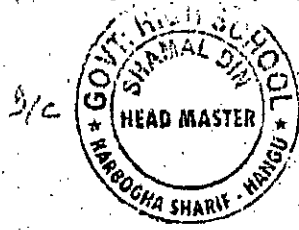
Endst No: 293-97 Dated Hangu the 20 / 10 / 2018

Copy of the above is forwarded for information & necessary action to the,

- 1: Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.
- 2: District Education Officer (Male)Hangu.
- 3: District Accounts Officer Hangu.
- 4: Office record.

ATTESTED
[Signature]

[Signature]
Head Master
GHS Shamal Din
Karbogha Sharif(Hagu)



19

Annex - B

To

The District Education Officer (M),

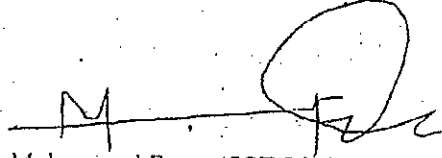
Hangu.

Subject:-

REQUEST FOR TRANSFER TO OTHER SCHOOL

Reference to the subject cited above it is stated that the undersigned is currently posted in Govt. High School Shamal Din Karbogha but due to family enmity my life is threatened for this and cannot cross Kacha Pakka Hangu therefore, I am unable to continue my service there.

It is therefore requested to transfer my service to the school comes in the Jurisdiction of Hangu Tehsil, I will be very thankful.



Muhammad Faraz (SST Bio/Chem)

Govt. High School Shamal Din Karbogha

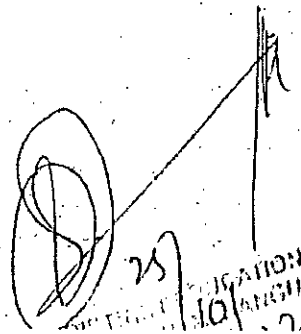
Dated: 20/10/2022

ATTESTED

Copy forwarded to:-

P.A to Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.

Forwarded to Directorate
of E & SE for further process of



20

APPLICATION TO THE DEO FOR RESOLVING THE MATTER

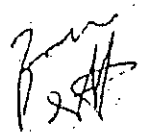
To,
the DEO
district education officer
Hangu
SUBJECT: Application for resolving the matter.

Dy. DEO
Case file
to office
P.M. or tomorrow
12.11
this
today by 3:00
27/10/22

Dear Sir,

It is stated that I have posting in GHS Shamaldin karbogha Hangu. There was exchange of harsh words between me and the headmaster that night. I came home and the next day my brother and cousin went school to apologize. The headmaster told him that the parent teacher council chairman told me and threatened about him not to come to school. If he comes to school and is killed, we will not be responsible. I also want to say that I am under the Parent teacher council chairman or head master that he says to me not come to school on the request of parent teacher council. I will be grateful to you to resolve the matter.

Sincerely Yours,
Muhammad Faraz
SST (Bio/Chem)



GHS Shamaldin karbogha Hangu

Date: 27/10/2022

Place: Dillitang, Kohat

ATTESTED


ADIC (Kohat)
Put up on file
27/10/22

Dated 24/11/2022

- 1. The Secretary to Government of Khyber Pakhtunkhwa Elementary & Secondary Education Peshawar.
- 2. The Secretary to Government of Khyber Pakhtunkhwa, Law, Parliamentary Affairs and Human Rights Department.
- 3. The Director Elementary & Secondary Education Khyber Pakhtunkhwa.
- 4. The Director Human Rights Khyber Pakhtunkhwa.
- 5. The Ombudsman Khyber Pakhtunkhwa Peshawar.
- 6. The Deputy Commissioner Hangu.
- 7. District Police Officer, Hangu.

Subject: - COMPLAINT AGAINST ATIQ UR REHMAN DEPUTY EDUCATION OFFICER HANGU AND MUHAMMAD ZAHID ULLAH HEAD MASTER OF GOVERNMENT HIGH SCHOOL SHAMAL DIN KARBOGHA.

Dear Sir,

It is stated that I am SST Teacher in Government High School Shamal Din Karbogha since September 2018. On 31st August 2022 at night I have exchange some harsh words with head master Muhammad Zahid Ullah. At that time he told me leave at this school and I will not allow you to enter in school. On next day after this I send my brother Abder Rahman and another notable man Shureef Gul to regret for what happen in previous night. Despite all these the Head master told them I will not allow him to enter in School if he tried to come here I will not be responsible for consequences because I already have enmity and have dare to face another enmity. After two days I again send them for reconciliation but in vain and he told them you have Six Days to do transfer of this person otherwise I will report him that he had done misbehavior with me. After that day the headmaster was also absent for almost 15 days and I waited for reconciliation therefore I have not intimated the District Education Officer Hangu. When he come to school I again send my brother my cousin and friend. The Head master clearly told him that if he step here it will be last day name or for him. After that I submitted an application to District Education Officer Hangu to resolve my issue and also mention the threat that the Head Master has given me. But he did not take any action. And I also submitted another application for transfer to another school or on need based but again he did not forwarded it through proper channel. Now there is an issue of my Regularization and Head Master is not going to Sign my Documents required for Regularization. Now he is making it public interest instead of personal. And telling the Jirgas that I have no issue but there is pressure on me from Parent Teaching Committee not to Sign the Documents.

Therefore, I am requesting to please resolve this issue. Because I have no other way to resolve this and I have tried all possible solutions.



ADDE (M)
24/11

Muhammad Faraz
SST Bld/Chem
Government High School
Shamal Din Karbogha Hangu,
03359450070

Copy forwarded to the
The District Education Officer Hangu for information.

P.T.O

ATTESTED

21-A

گواہان جو میں نے بیڑ ماسٹر کو بقیع دئے تھے معذرت کیلئے

میں ہوا تو حاضر ناظر جان کر کہتا ہوں کہ محمد زاید اللہ صاحب نے کہا کہ میری دشمنی چلی رہی ہے اور میرے ساتھ بہر وقت اسکو ہوتا ہے ایسا نہ ہو کہ میں کسی کسی کو گولی نہ مارو
عبدالرحمن
Two time visit
مولانا عبدالرحمان

CNIC: 1430183262845
Mob: 03359099397

2) When we visited these with my office colleague Shoaib Nasir and cousin Muhammad Zad Khan and I endorse the words in which Muhammad Zaidullah Khan told us. if Faraz stop here it will be last day of mine or for him in the world.

3) Shareef Gul
NIC # 14301-070698205
Mob # 0334-7097047

Waqeel Ahmad
1710303626631
03028829469

4) Muhammad Zad Khan
Mob # 03231903580.

5) Shoaib Nasir
Senior Auditor
Account office
Mob # 0333-9615531

6) Shoaib
SCT teacher
Mob # 0333-9672122

7) Khanwada
Retired CT teacher
Mob # 0333-9688495

ATTEST

22

BETTER COPY

1. The Secretary to Government of Khyber Pakhtunkhwa Elementary & Secondary Education Peshawar.
2. The Secretary to Government of Khyber Pakhtunkhwa Law Parliamentary Affairs and Human Rights Department.
3. The Director Elementary & Secondary Education Khyber Pakhtunkhwa.
4. The Director Human Rights Khyber Pakhtunkhwa.
5. The Ombudsman Khyber Pakhtunkhwa Peshawar.
6. The Deputy Commissioner Hangu.
7. District Police Officer, Hangu.

Subject: **COMPLAINT AGAINST ATIQ UR REHMAN DEPUTY EDUCATION OFFICER HANGU AND MUHAMMAD ZAHID ULLAH HEAD MASTER OF GOVERNMENT HIGH SCHOOL SHAMAL DIN KARBOGHA**

Dear Sir,

It is stated that I am SST Teacher in Government High School Shamal Din Karbogha since September 2018. On 31st August 2022 at night I have exchange some harsh words with head master Muhammad Zahid Ullah. At that time he told me leave at this School and I will not allow you to enter in school. On next day after this I send my brother Abdul Rahman and another notable man Shareef Gul to regret for what happen in previous night. Despite all these the Head master told them I will not allow him to enter in School if he tried to come here I will not be responsible for consequences because I already have enmity and have dare to face another enmity. After two days I again send them for reconciliation but in vain and he told them you have Six Days to do transfer of this person otherwise I will report him that he had done misbehave with me. After that duly the headmaster was also absent for almost 15 days and I waited for reconciliation therefore I have not intimated the District Education Officer clearly Hangu. When he come to school I again send my brother my cousin and friend. The Head master clearly told them that if he step here I will be last day mine or for him. After that I submitted an application to District Education Officer Hangu to resolve my issue and also mention the threat that the Head master has given me, but he did not take any action and I also submitted another application for transfer to another school or on need based but again he did not forwarded it through proper channel. Now there is an issue of my regularization and Head Master is not going to sign my documents required to regularization. Now he is making it public interest instead of personal and telling the Jirgas that I have no issue but there is pressure on me from parent teaching committee not to sign the document.

Therefore, I am requesting to please resolve this issue because I have no other way to resolve this and I have tried all possible solutions.

Sd/-
Muhammad Faraz
SST Bio/Chem
Government High School
Shamal Din Karbogha Hangu
03359450070

Copy forwarded to the;
The District Education Officer Hangu for information.

ATTESTED

حضرت جناب ہیڈ ماسٹر صاحب ضلع ہنگو

جناب عالی!

التماس بحضور انوریہ ہے۔ کہ بندہ جی ایچ ایس شمل دین کر بونڈ شریف میں اپنے فرائض سرانجام دے رہا تھا لیکن گزشتہ تین ماہ سے یعنی یکم ستمبر 2022 تا دسمبر 2022 سے بندہ کچھ ناگزیر حالات کی وجہ سے ہیڈ ماسٹر صاحب سے باقاعدہ طور پر رخصت لئے بغیر غیر حاضر رہا۔ لہذا آپ کی خدمت میں استدعا ہے کہ بندہ کی معذرت قبول فرما کر اس کی غیر حاضریاں without pay میں بھیجی جائیں۔ انشاء اللہ بندہ آئندہ اپنی ذیوبی کو ایسا انداز سے سرانجام دینے کی کوشش کریگا۔

عین نوازش ہوگی

مورخہ 2022-12-09

ATTESTED

محمد فاروق العارض

آپ کا مخلص محمد فرراز SST BIO CHEM سکول ہذا۔

Forwarded to the D.E.O (M) Hangu

CNIC: for further necessary action with the remarks that the applicant had attended the school on 2nd December 2022 after long absence he is 1st September 2022 to 2nd December 2022 and has deposited the pay of September 2022. The pay of October 2022 and November 2022 already stopped.

Receipt no. account C.C. 2814 is attached.

2022-12-09

CNIC: 14301-1631261-5
Phone 0335-9450070

24 Annex - E



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

OFFICE ORDER


The Competent Authority (Director Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar), has been pleased to withdraw the contract based appointment Order bearing No. 590-96 dated 14-09-2015 of District Hangu to the extent of Muhammad Faraz SST (Bio/Chem) GHS Shamal Din District Hangu due to willful absence misconduct as per condition No. 13 of his appointment order & read with rule 11 (iii) of Khyber Pakhtunkhwa Civil Servant Act-1973 w.e.f 01-09-2022 to 02-12-2022 as reported by DEO (M) Hangu vide letter No. 33108 dated 14-11-2022, in the interest of public service.

DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa

Encls. No. 8278-78 FNO. 210.SST (M- Disciplinary) Action Hangu Dated the Peshawar 10/11/2023

Copy forwarded to the:

1. District Education Officer (M) Hangu.
2. District Accounts Officer Hangu.
3. Principal GHS Shamal Din Hangu.
4. Ex-SST Concerned.
5. Master Copy.


Assistant Director (Estab. M-I.)
Elementary & Secondary Education
Khyber Pakhtunkhwa

ATTESTED

25

BETTER COPY

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

OFFICE ORDER:

The competent authority (Director Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar) has been pleased to withdraw the contract based appointment Order bearing No.590-96 dated:14.09.2015 of District Hangu to the extent of Muhammad Faraz SST (Bio/Chem) GHS Shamal Din District Hangu due to willful absence/ misconduct as per condition No.13 of his appointment order & read with rule 11(ii) of Khyber Pakhtunkhwa civil servant act 1973 w.e.f. 01.09.2022 to 02.12.2022 as reported by DEO (M) Hangu vide letter No.3308 dated 14.11.2022, in the interest of public service.

Director
Elementary & Secondary Education
Khyber Pakhtunkhwa

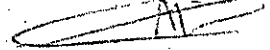
Endst: No.8296-98 F.No.210/SST (M)/Disciplinary Action Hangu Dated the Peshawar 14.03.2023

Copy forwarded to the;

1. District Education Officer (M) Hangu.
2. District Accounts Officer Hangu.
3. Principal GHS Shamal Din Hangu
4. Ex-SST Concerned.
5. Master Copy.

Sd/-
Assistant Director (Estab M-I)
Elementary & Secondary Education
Khyber Pakhtunkhwa

ATTESTED



محور جناب لیڈر شری، ایگزیکٹو سیکرٹری، ایجوکیشن ایڈ
صوبہ ہریانہ۔

نور پانہ گذر میں سے مسائل کو مورخہ 15/09/2018 کو منظور کر کے Adhoc

کھڑی آئی اور گورنمنٹ یا کسی اسکول میں تین دنوں کے لیے عیالہ کیساتھ رہا تھا اور
مسائل ایسا ڈیوٹی نہایت اہم انداز میں سے کر رہے ہیں کہ مسائل کی کچھ نمائندگی رہتی
ہی ہے (12/09/2018) کی ڈیوٹی سے غیر حاضر رہا لیکن مسائل نہ بروقت
ایسا درخواست سکول کے پرنسپل سے کر لی گئی لیکن ایڈوکیٹ کے درخواست
DEO کے جو کہ صرف کیا جائے انہی پاسن ڈیوٹی سے ہے مسائل کو
Adhoc بنوے پاس کے علاوہ مسائل کے تین عرصے کی چھٹیوں کے بعد
والس بینک میں جمع کر دینے کا یہی درخواست کے ساتھ منسلک ہے
اس کے علاوہ درخواست کے Duty Complete + Non Involment جس کو خود ہی

فوری طور پر حکومت کے تمام استاتہ کریم کو دیکھ کر کر دیا لیکن مسائل
کا Adhoc ضم کر دیا۔

اس مسائل آپ صاحبان سے گزارش کرتا ہے کہ مسائل کے
غیر ادھی سے مسائل کے مجموعے کے اور عیالہ والوں سے مسئلہ
آپ صاحبان مسائل کے مجموعے کے اور عیالہ والوں سے مسئلہ

ATTESTED

ایمان اللہ، چیف ڈائریکٹر،
SSF (B/e)
T.H.S. School Dir. Dist. Haryana.
14/3/2018

Scanned with CamScanner

(27)



**GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
CIVIL SECRETARIAT PESHAWAR
(PHONE NO. 091-9223587)**

No.80 (Primary-Male)/E&SED/5-18/Re-Instatement/2023
Dated Peshawar the 14.03.2023

To

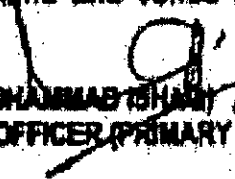
Mr. Muhammed Faraz,
SST(Bio/Chem), GHS Shamal Din, → EOLM
District Hangu.

14.3.23

Subject - **PERSONAL HEARING**

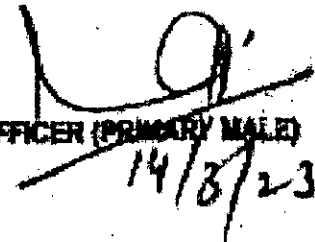
I am directed to refer to this department letter No & dated even on the subject noted above and to state that your personal hearing is re-scheduled to be held on 22.03.2023 at 11:00 AM with Additional Secretary (Estt.), Elementary & Secondary Education Department Khyber Pakhtunkhwa in his office.

2. You are, therefore, directed to appear before Additional Secretary (Estt.) Elementary & Secondary Education Department Khyber Pakhtunkhwa for a personal hearing along with complete documents, on the date, time and venue mentioned above.


(MUHAMMAD SHAHID) 14/3/23
SECTION OFFICER (PRIMARY MALE)

End: No & date even
Copy forwarded to the: -

1. Director Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar, with the request to depute a well conversant representative to attend the personal hearing as mentioned above, along with complete record pertaining to the case.
2. District Education Officer (M) Hangu, with the direction to attend the aforementioned personal hearing along with all relevant documents on the date, time and venue mentioned above.
3. PS to Secretary E&SE Department Khyber Pakhtunkhwa.
4. PA to Additional Secretary (Establishment) Elementary & Secondary Education Department Khyber Pakhtunkhwa.
5. Concerned File.


SECTION OFFICER (PRIMARY MALE)
14/3/23

ATTESTED




(28)

GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
CIVIL SECRETARIAT PESHAWAR
(Phone No.091-9223587)

No. SO(Primary-M)E&SED/5-19/2023/Reinstatement/Muhammad Faraz/SST/Hangu
Dated Peshawar the March 31st, 2023

To

Muhammad Faraz,
SST (Bio/ Chem),
GHS Shamal Din, Hangu.

Subject: PERSONAL HEARING REGARDING REINSTATEMENT INTO SERVICE.

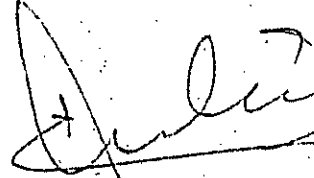
I am directed to refer to personal hearing held on 28-03-2023 at 11:00 AM in this department regarding your appeal for reinstatement whereby your appeal was considered and rejected by the Competent Authority.


(ARSALAN AHMED)
SECTION OFFICER
(PRIMARY MALE)

Endst: of even No. & Date:

Copy forwarded to the:

1. PS to Secretary, Elementary & Secondary Education Department.
2. PA to Additional Secretary (Estab), Elementary & Secondary Education Department.
3. PA to Deputy Secretary (AB), Elementary & Secondary Education Department.


SECTION OFFICER
(PRIMARY MALE)

ATTESTED


EXTRAORDINARY
GOVERNMENT



REGISTERED NO. PIII

GAZETTE

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, TUESDAY, 20th SEPTEMBER, 2022.

PROVINCIAL ASSEMBLY SECRETARIAT KHYBER PAKHTUNKHWA

NOTIFICATION

Dated Peshawar, the 20th September, 2022.

No. PA/Khyber Pakhtunkhwa/Bills-245/2022/4642.-- The Khyber Pakhtunkhwa Teachers (Appointment and Regularization of Services) Bill, 2022 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 12th September, 2022 and assented to by the Governor of the Khyber Pakhtunkhwa on 16th September, 2022 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

THE KHYBER PAKHTUNKHWA TEACHERS (APPOINTMENT AND REGULARIZATION OF SERVICES) ACT, 2022.
(KHYBER PAKHTUNKHWA ACT NO. XI OF 2022)

(First published after having received the assent of the Governor of the Khyber Pakhtunkhwa in the Gazette of the Khyber Pakhtunkhwa. (Extraordinary), dated the 20th September, 2022).

AN ACT

to provide for the appointment and regularization of the services of certain teachers appointed on ad-hoc/contract basis in the Elementary and Secondary Education Department in the Province of Khyber Pakhtunkhwa

WHEREAS, it is expedient to provide for the appointment and regularization of the services of certain teachers appointed on ad-hoc/contract basis in the Elementary and Secondary Education Department in the Province of Khyber Pakhtunkhwa, in the public interest:

it is hereby enacted by the Provincial Assembly of Khyber Pakhtunkhwa as follows:

1. **Short title, application and commencement.**---(1) This Act may be called the Khyber Pakhtunkhwa Teachers (Appointment and Regularization of Services) Act, 2022.
(2) It shall apply to all the teachers, as defined in clause (d) of sub-section (1) of section 2 of this Act.
(3) It shall come into force at once.
2. **Definitions.**--- (1) In this Act, unless the context otherwise requires,

ATTESTED

- (a) "Government" means the Government of Khyber Pakhtunkhwa;
- (b) "law or rules" means the law or rules, for the time being in force, governing the selection and appointment of civil servants;
- (c) "post" means a post of teacher in the Elementary and Secondary Education Department; and
- (d) "teachers" mean duly qualified persons, who are appointed as Primary School Teachers, Certified Teachers, Drawing Masters, Physical Education Teachers, Theology Teachers, Arabic Teachers, Qari/Qaria Teachers, Certified Teachers IT, Primary Teachers and Secondary School Teachers, having different pay scales, in the Elementary and Secondary Education Department, on ad-hoc/contract basis, through National Testing Service/the Khyber Pakhtunkhwa Educational Testing and Evaluation Agency (ETE/A) or any other testing service, but does not include the teachers engaged on work charge basis or who are paid out of contingencies or engaged by Parent Teachers Council.

(2) The expressions "ad-hoc appointment" shall have the same meaning as is respectively assigned to them in the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973).

3. **Regularization of services of teachers.**—(1) Notwithstanding anything contained in any law or rules, for the time being in force, all the teachers, who are holding various posts from 08.03.2017 till the commencement of this Act, shall be validly appointed, on regular basis, from the date of their initial appointment; provided that,-

- (a) they possess the same qualification and experience required for a regular post;
- (b) they have not resigned from their services or terminated from services on account of misconduct, inefficiency or any other ground, before the commencement of this Act;
- (c) the service promotion quota of all service cadres shall not be affected; and
- (d) they shall be entitled for seniority and pay from the date of their initial appointment on ad-hoc/contract basis.

(2) The services of the teachers shall be deemed to have been regularized only on the publication of their names in the official Gazette.

4. **Overriding effect.**— Notwithstanding anything to the contrary contained in any other law or rules for the time being in force, the provisions of this Act shall have an overriding effect and the provisions of any such law or rules, to the extent of inconsistency to this Act, shall cease to have effect.

**BY ORDER OF MR. SPEAKER
PROVINCIAL ASSEMBLY OF KHYBER
PAKHTUNKHWA**

(KIFAYAT ULLAH KHAN AFRIDI)
Secretary
Provincial Assembly of Khyber Pakhtunkhwa

Printed and published by the Manager,
Stacy & Ptg. Dept., Khyber Pakhtunkhwa, Peshawar

ATTESTED


KHYBER PAKHTUNKHWA

Published by Authority
Peshawar Tuesday, 20th September, 2022

PROVINCIAL ASSEMBLY SECRETARIAT
KHYBER PAKHTUNKHWA

NOTIFICATION

Dated Peshawar, the 20th September, 2022.

No.PA/Khyber Pakhtunkhwa/Bills 245/2022/4642. – The Khyber Pakhtunkhwa Teachers (Appointment and Regularization of Services) Bill, 2022 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 12th September, 2022 and assented to by the Governor of Khyber Pakhtunkhwa on 16th September, 2022 is hereby published as an Act of the Provincial Legislature of Khyber Pakhtunkhwa.

THE KHYBER PAKHTUNKHWA TEACHER (APPOINTMENT AND REGULARIZATION OF SERVICES) ACT, 2022
(KHYBER PAKHTUNKHWA ACT NO.XLI OF 2022)

(First published after having received the assent of the Governor of the Khyber Pakhtunkhwa in the gazette of the Khyber Pakhtunkhwa (Extraordinary), dated the 20th September, 2022)

WHEREAS, it is expedient to provide for the appointment and regularization of the services of certain teachers appointed on ad-hoc/contact basis in the Elementary and Secondary Education Department in the Province of Khyber Pakhtunkhwa in the public interest.

It is hereby enacted by the Provincial Assembly of Khyber Pakhtunkhwa as follows;

1. **Short title, application and commencement.** – (1) This Act may be called the Khyber Pakhtunkhwa Teachers (Appointment and Regularization of Services) Act, 2022.

(2) It shall apply to all the teachers as defined in clause (d) of sub-section (1) of Section 2 of this Act.

(3) It shall come into force at once.

2. **Definitions** – (1) In this Act, unless the context otherwise requires.

ATTESTED



- (a) "Government" means that Government of Khyber Pakhtunkhwa.
- (b) "Law or rules" means the law or rules, for the time being in force, governing the selection and appointment of civil servants.
- (c) "post" means a post of teacher in the Elementary and Secondary Education Department; and
- (d) "teachers" mean duly qualified persons, who are appointed as Primary School Teachers, Certified Teachers, Drawing Masters, Physical Education Teachers, Theology Teachers, Arabic Teachers, Qari/Qaria Teachers, Certified Teachers IT, Primary Teachers and Secondary School Teachers, having different pay scales, in the elementary and Secondary Education Department, on ad-hoc/contract basis, through National Testing Service/ the Khyber Pakhtunkhwa Educational Testing and Evaluation Agency (EETA) or any other testing service, but does not include the teachers engaged on work charge basis or who are paid out of contingencies or engaged by Parent Teachers Council.

(2) The expressions "ad-hoc appointment" shall have the same meaning as is respectively assigned to them in the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973).

3. **Regularization of Services of teachers.** – (1) Notwithstanding anything contained in any law or rules, for the time being in force, all the teachers, who are holding various posts from 08.03.2017 till the commencement of this Act, shall be validly appointed on regular basis from the date of their initial appointment; provided that:-

- (a) they possess the same qualification and experience required for a regular post;
- (b) they have not resigned from their services or terminated from services on account of misconduct, inefficiency or any other ground before the commencement of this Act;
- (c) the service promotion quota of all service cadres shall not be affected; and
- (d) they shall be entitled for seniority and pay from the date of their initial appointment on ad-hoc/contract basis.

(2) The services of the teachers shall be deemed to have been regularized only on the publication of their names in the official Gazette.

4. **Overriding effect.** – Notwithstanding anything to the contrary contained in any other law or rules for the time being in force, the provisions of this Act shall have an overriding effect and the provisions of any such law or rules, to the extent of inconsistency to this Act, shall cease to have effect.

BY ORDER OF MR. SPEAKER
PROVINCIAL ASSEMBLY OF KHYBER
PAKHTUNKHWA

(KIFAYAT ULLAH KHAN AFRIDI)
Secretary
Provincial assembly of Khyber Pakhtunkhwa

ATTESTED

(33) Anna H

OFFICE OF THE HEAD MASTER GHS SHAMAL DIN KARBOGHA

To

DEO (M) Hangu

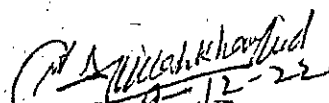
Subject: Presence Report of Mr. Muhammad Faraz SST (Bio-Chem)

Referred to above subject It is certified that Mr Faraz has attended the school on 3rd December 2022 after long absence i-e 1st September 2022 to 2nd December 2022 and the applicant has deposited the pay of September 2022 at NBP Doaba under receipt No-1 on Dated 09-12-2022 to the account no C.02814 on account of recovery of pay and the pay of October 2022 and November 2022 are already stopped.



End # 427

Dated: 9-12-2022


HEAD MASTER
G.H.S. Shamal Din
Karbogha Hangu
Head Master

GHS Shamal Din Karbogha

ATTESTED


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PROVINCIAL

(The portion to be transmitted by the Bank Agent, The Treasury Officer in support of the credit in his daily account)

ATTESTED

THE MANAGER, NATIONAL BANK OF PAKISTAN HANGU

M. Muhammad Faraz

Received from District Accounts Office Hangu, the sum of RS. 50,439/-

the month of September 2011 to be credited to Government

account under Head C.02814 on account of Recovery of Pay

﴿ وکالت نامہ ﴾

بعدالت جناب فیبر مجنون خواہ سرورس کمر بیونہ پشاور
ضلع۔ جغتو

منجانب:-

مقدمہ فوجداری ادویاتی

علت: مورخہ: جرم: تھان:

محمد فریز بنام گوانتہ

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے بیروی و جواب دہی وکل کاروائی متعلقہ آن مقام۔

محمد الیاس اور کزنٹی، محمد شبیر خلیل ایڈووکیٹس ہائی کورٹ، پشاور
مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کمال اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ کرنے و
تقریر ثالث و فیصلہ بر خلاف دیئے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ
اور درخواست ہر قسم کی تصدیق ذرائع پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم بیروی یا ڈگری یکطرفہ یا ایجنل کی برآمدگی اور
مشنوں نیر دادر کرنے ایجنل عمرانی و بیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کاروائی کے واسطے
اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقریر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ اختیارات حاصل
ہوں گے اور اس کا ساختہ پرواخذ منظور قبول ہوگا دوران مقدمہ میں جو خرچہ و ہرجا توائے مقدمہ کے سبب سے ہوگا کوئی تاریخ
پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے کہ بیروی مذکورہ کریں۔

ہذا وکالت نامہ لکھ دیا تاکہ سند رہے۔

2023

ماہ اپریل

المرقوم:-

کے لئے منظور ہے

بمقام

ال

ال

Attested & Accepted




Muhammad Ilyas Orakzai

Advocate High Court

BC No:- 10-3471

CNIC 14101-0798923-7

Cell 0333-9191892



Muhammad Shabir Khalil

Advocate High Court

BC No:- 11-10999

CNIC 17301-1490356-7

Cell 0333-9047138

محمد فریز اور کزنٹی، محمد شبیر خلیل ایڈووکیٹس ہائی کورٹ، پشاور
سکھ جگہ روزگار کے لئے منظور ہے (اپریل 2023)