



27.02.2023

Appellant in person and Mr. Riaz Khan Painsdakhel,
learned Assistant Advocate General for respondents
present.

Former requested for adjournment as his counsel is
not available today. Adjourned. To come up for
arguments on 15.03.2023 before D.B. P.P given to the
parties.

SCANNED
DISTRICT
Peshawar


(Rozina Rehman)
Member (J)


(Kalim Arshad Khan)
Chairman


15th March, 2023

Learned counsel for the appellant present. Mr.
Muhammad Jan, District Attorney for the respondents present.

Learned counsel for the appellant seeks adjournment on
the ground that he has not prepared the brief of the instant
appeal. Adjourned. To come up for arguments on 08.05.2023
before the D.B. Parcha Peshi given to the parties

SCANNED
DISTRICT
Peshawar


(Salah-ud-Din)
Member (J)



(Kalim Arshad Khan)
Chairman

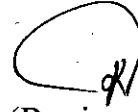
10.11.2022

Junior to counsel for the appellant present.

Naseer Ud Din Shah learned Assistant Advocate General for the respondents present.

Former requested for adjournment on the ground that his senior counsel is busy before Hon'ble Peshawar High Court. Adjourned. To come up for arguments on 19.12.2022 before the D.B.



(Fareeha Paul)
Member (E)


(Rozina Rehman)
Member (J)

09th Dec. 2022

Counsel for the appellant present. Mr. Naseerud Din Shah, Assistant Advocate General for the respondents present.

Learned counsel for the appellant seeks adjournment of the matter to 27.02.2023, the date himself given by the appellant's learned counsel. On the request of the appellant, the matter is adjourned to his desired 27.02.2023 for arguments before the D.B as last chance, failing which the matter will be decided on the basis of available record without the arguments.


(Fareeha Paul)
Member (E)


(Kalim Arshad Khan)
Chairman


SCANNED
KPST
Peshawar

SCANNED
KPST
Peshawar

09.12.2021

Counsel for the appellant and Mr. Asif Masood, DDA alongwith Sajid, ADEO (Litigation) for the respondents present.

Counsel for the appellant seeks time in order to prepare the brief. Request is accorded. To come up for arguments on 30.03.2022 before the D.B.



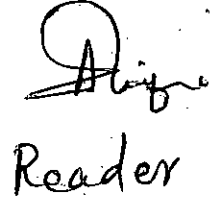
(Salah-ud-Din)
Member(J)



Chairman

30-3-2022

Proper DB not available the case is adjourned to come up for the same as before on 4-7-2022

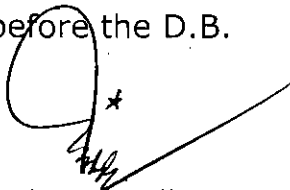


Reader

04.07.2022

Learned counsel for the appellant present. Mr. Riaz Ahmed Paindakhel, Assistant Advocate General for the respondents present.

Learned counsel for the appellant requested for adjournment on the ground that he has not made preparation for arguments. Adjourned. To come up for arguments on 11.10.2022 before the D.B.



(Mian Muhammad)
Member (E)



(Salah-ud-Din)
Member (J)

11th Oct., 2022

Appellant present in person. Mr. Kabirullah Khattak, Addl. AG alongwith Abdul Jamil Khan, Litigation Officer for the respondents present.

Appellant seeks adjournment due to engagement of his learned counsel before Hon'ble Peshawar High Court. Adjourned. To come up for arguments on 10.11.2022 before the D.B.



(Fareeha Paul)
Member (E)

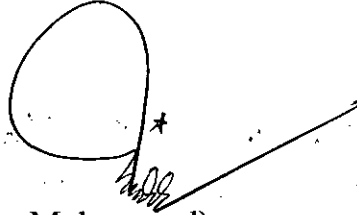


(Kalim Arshad Khan)
Chairman

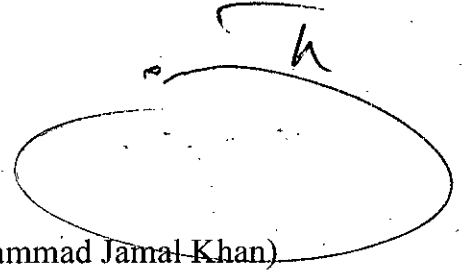
08.02.2021

Appellant in person present. Mr. Kabirullah Khattak,
Addl: AG alongwith Mr. Sajid, ADEO for respondents
present.

According to the appellant he has made telephonic
contact with his respective counsel but without any response,
therefore, he requests for adjournment. The request is acceded
to and the appeal is adjourned 04.05.2021 for arguments before
D.B.




(Mian Muhammad)
Member (E)



(Muhammad Jamal Khan)
Member(J)

4.5.2021

*due to COVID-19, the case is adjourned
to 2.9.2021 for the hearing.*




02.09.2021

Appellant in person present. Mr. Sajid ADO
(Litigation) alongwith Mr. Usman Ghani, District Attorney for
the respondents present.

Appellant requested for adjournment on the ground
that his counsel is busy in the august High Court. Adjourned.
To come up for arguments before D.B on 09.12.2021.



(ATIQU UR REHMAN WAZIR)
MEMBER (EXECUTIVE)




(SALAH-UD-DIN)
MEMBER (JUDICIAL)

07.10.2020

Appellant present through counsel.

Mr. Kabir Ullah Khattak learned Additional Advocate General for respondents present.

Former requests for adjournment; granted. To come up for arguments on 01.12.2020 before D.B.



(Atiq ur Rehman Wazir)
Member (E)



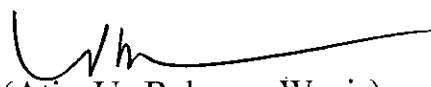
(Rozina Rehman)
Member (J)

01.12.2020


Appellant in person present.

Riaz Paindakhel learned Assistant Advocate General for respondents present.

Former requests for adjournment that his counsel is busy before Hon'ble Peshawar High Court Peshawar. Adjourned. To come up for arguments on 08.02.2021 before D.B.



(Atiq-Ur-Rehman Wazir)
Member (E)



(Rozina Rehman)
Member (J)

31.12.2019

Counsel for the appellant and Riaz Ahmad Paindakheil, Assistant AG for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned to 14.02.2020 for arguments before D.B.


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

14.02.2020

Counsel for the appellant and Mr. Riaz Ahmad Paindakheil, Assistant AG for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned to 31.03.2020 for arguments before D.B.


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

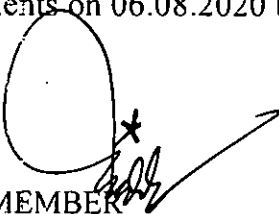
31.03.2020

Due to public holiday on account of COVID19, the case is adjourned to 10.06.2020 for the same as before.


Reader

10.06.2020

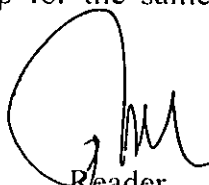
Appellant in person present. Addl: AG for respondents present. Appellant seeks adjournment as his counsel is not available today. Adjourned. To come up for arguments on 06.08.2020 before D.B.


MEMBER


MEMBER

06.08.2020

Due to summer vacation case to come up for the same on 07.10.2020 before D.B.


Reader

17.07.2019

Counsel for the appellant and Mr. Riaz Ahmad Paindakheil, Assistant AG for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned to 17.09.2019 for arguments before D.B.


(HUSSAIN SHAH)
MEMBER


(M. AMIN KHAN KUNDI)
MEMBER

17.09.2019

Learned counsel for the appellant and Mr. Zia Ullah learned Deputy District Attorney present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 11.11.2019 before D.B.



Member


Member

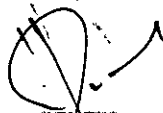
11.11.2019

Mr. Taimur Ali Khan, learned counsel for the appellant and Mr. Riaz Ahmad Paindakheil, Assistant AG for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned to 31.12.2019 for arguments before D.B.


(Ahmad Hassan)
Member


(M. Amin Khan Kundi)
Member

18.02.2019 Appellant with counsel present. Mr. Usman Ghani District Attorney for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned To come up for arguments on 02.04.2019 before D.B


Member


Chairman

02.04.2019 Learned counsel for the appellant and Mr. Zia Ullah learned Deputy District Attorney for the respondent present. Learned counsel for the appellant requests for adjournment as he could not prepare the brief due to over occupation. Adjourned to 21.05.2019 before D.B.


Member


Chairman

21.05.2019 Counsel for the appellant and Mr. Muhammad Jan, DDA for the respondents present.

Learned counsel for the appellant requests for adjournment as he could not prepare brief of instant matter due to over work.


Adjourned to 17.07.2019 before D.B.



Member


Chairman

26.09.2018

Learned counsel for the appellant present. Mr. Kabirullah Khattak, Addl: AG for respondents present. Counsel for the appellant seeks adjournment. Granted. Case to come up for arguments on 02.11.2018 before D.B.


(Ahmad Hassan)
Member


(M. Amin Khan Kundi)
Member

02.11.2018

Neither appellant nor his counsel present. Mr. Kabirullah Khattak, Additional AG for the respondents present. Due to retirement of Hon'ble Chairman, the Tribunal is incomplete. Therefore, the case is adjourned. To come up for the same on 24.12.2018.


Reader

24.12.2018

Learned counsel for the appellant and Mr. Kabirullah Khattak learned Additional Advocate General alongwith Mr. Sajid Khan ADO for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned. To come for arguments on 18.02.2019 before D.B.


Member


Member

10.04.2018

Counsel for the appellant and Addl: AG for respondents present. Counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 22.06.2018 before D.B.


(Ahmad Hassan)
Member


(M. Hamid Mughal)
Member

22.06.2018


Counsel for the appellant present. Mr. Riaz Ahmad Paindakheil, Assistant AG for the respondents also present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 02.08.2018 before D.B.


(Ahmad Hassan)
Member


(Muhammad Amin Khan Kundi)
Member

02.08.2018

Junior to counsel for the appellant and Mr. Muhammad Jan learned Deputy District Attorney present. Junior to counsel for the appellant seeks adjournment as senior counsel is not in attendance. Adjourned. To come up for arguments on 26.09.2018 before D.B.



(Ahmad Hassan)
Member



(Muhammad Hamid Mughal)
Member

02.05.2017

Junior to counsel for the appellant and Mr. Muhammad Government Pleader for respondents present. Junior to counsel for the appellant stated that his senior counsel was busy before the Peshawar High Court, Peshawar and requested for adjournment. Request accepted. To come up for final hearing on 23.08.2017 before D.B.


23/8/2017



Member
Counsel for the appellant and Mr. Adeel Butt, AAG the respondents present. Arguments could not be heard due to non availability of DB. To come up for arguments on 6/12/2017 before DB.


Chairman

06.12.2017

Counsel for the appellant present. Mr. Muhammad Jan, Deputy District Attorney for respondent also present. Counsel for the appellant requested for adjournment. Adjourned. To come up for such record and arguments on 09.02.2018 before the D.B.


(Ahmad Hassan)
Member (E)


(Muhammad Amth Khan Kundi)
Member (J)

09.02.2018

Counsel for the appellant and Addl. AG for the respondents present. Counsel for the appellant seeks adjournment. To come up for record and arguments on 10.04.2018 before the D.B.


Member


Chairman

10.08.2016

Agent to counsel for the appellant and Mr. Ziaullah, GP for respondents present. Arguments could not be heard due to general strike of the bar. To come up for arguments on 26-12-16


Member


Member

26.12.2016

Counsel for the appellant and Mr. Javed Shah, Litigation Officer alongwith Mr. Ziaullah, GP for respondents present. Arguments could not be heard due to incomplete bench. Case adjourned to 02.05.2017 for arguments before D.B.


Chairman

15.07.2015

Appellant with counsel, M/S Khurshid Khan, SO and Javed Ahmed, Supdt. alongwith Addl: A.G for respondents present. Requested for adjournment. To come up for written reply/comments on 12.10.2015 before S.B.


Chairman

12.10.2015

Counsel for the appellant and Mr. Khurshid Khan, SO alongwith Addl: A.G for respondents present. Written reply not submitted. Requested for further adjournment. Last opportunity granted. To come up for written reply/comments on 25.01.2016 before S.B.


Chairman

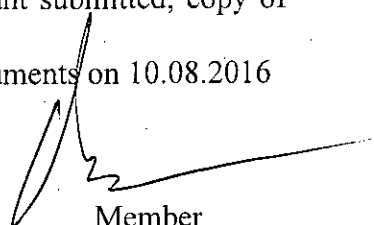
25.1.2016

Counsel for the appellant, M/S Muhammad Haroon, Litigation Officer and Irshad Muhammad, SO alongwith Addl: A.G for respondents present. Written reply by respondents No. 1 to 3 submitted. The learned Addl: AG relies on the same on behalf of respondent No. 4. The appeal is assigned to D.B for rejoinder and final hearing for 4.5.2016.


Chairman

04.05.2016

Counsel for the appellant and Addl: AG for respondents present. Rejoinder on behalf of the appellant submitted, copy of which is placed on file. To come up for arguments on 10.08.2016


Member

4.

15.04.2015

Appellant in person present. Counsel for the appellant is not in attendance due to strike of the Bar. Adjourned for preliminary hearing to 28.04.2015 before S.B.

SCANNED
KPST
Peshawar


Chairman

5

28.04.2015

Appellant with counsel present. Learned counsel for the appellant argued that the appellant was appointed for the first time as PST on 23.12.2006 and was later on transferred outside his Union Council on 13.9.2008 regarding which he preferred departmental appeal followed by service appeal No.294/2009 which was accepted vide judgment dated 27.10.2009 and meanwhile another post of PST was created in the same Union Council and appellant appointed afresh on 27.3.2012. That the appellant was entitled to pay protection as he was serving the department without any break since 23.12.2006 which protection was not extended and hence the appellant preferred departmental appeal on 17.10.2014 which was not responded and hence the instant service appeal on 13.2.2015.

Appellant Deposited
Security & Process Fee



That the appellant is entitled to pay protection since the initial date of his appointment i.e. 23.12.2006.

Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply for 15.7.2015 before S.B.





Chairman

Form- A

FORM OF ORDER SHEET

Court of _____

Case No. 234 / 2015


S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	19.03.2015	<p>The appeal of Mr. Rasheed Khan resubmitted 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	26-3-15	<p>This case is entrusted to Bench <u>I</u> for preliminary hearing to be put up thereon <u>30-3-15</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
3	30.03.2015	<p>Counsel for the appellant present. Seeks adjournment. Adjourned to 15.4.2015 for preliminary hearing before S.B.</p> <p style="text-align: right;"> Chairman</p>

The appeal of Mr. Rasheed Khan GPS Khanjaryan U/C Jalala Takht Bhai Mardan received to-day i.e. on.13.02.2015 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- ① Annexure-H of the appeal is incomplete which may be completed.
- ② Annexure-A of the appeal is illegible which may be replaced by legible/better one.
- 3- Appeal may be page marked according the Index of the appeal.
- 4- Annexures of the appeal may be attested.
- 5- Six more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 200 /S.T,

Dt. 16/2 /2015


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. M.Asif Yousafzai Adv. Pesh.

- ① = Annexure -H of the appeal is completed.
- 2 = Annexure -A of the appeal is replaced by better one.
- 3 - Appeal are page according to the index of appeal.
- 4 - Annexures of the appeal is attested.
- 5 - Six more sets are submitted with the appeal.

S.W.F Province
Service Tribunal
Diary No 241
Dated 19-3-15



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Appeal No. 234 /2015

M. Rasheed Khan

V/S

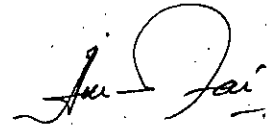
Secretary Education, KPK-

INDEX

S.No.	Documents	Annexure	Page No.
1.	Memo of Appeal	-----	01-05
2.	Copy of Appointment Order (23.12.2006)	- A -	06-08
3.	Copy of Medical Certificate	- B -	9
4.	Copy of Charge Report	- C -	10
5.	Copy of Pay Release Order	- D -	11
6.	Copy of transfer order dated 13.9.2008	- E -	12
7.	Copy of Hon'ble Tribunal's Order	-F-	13-14
8.	Copy of Appointment Order (27.03.2012)	-G-	15-18
9.	Copy of pay slip	-H-	19
10.	Copy of Order No.11886-88; dated 01.12.2012	-I-	20
11.	Copy of Departmental Appeal	-J-	21-22
12.	Vakalat Nama	-----	23

APPELLANT

THROUGH:


(M. ASIF YOUSAFZAI)
ADVOCATE, PESHAWAR.

GOHER SAJJAD KHAN,
ADVOCATE, PESHAWAR.


TAIMUR ALI KHAN
ADVOCATE PESHAWAR.

2

PRAYER:

THAT ON ACCEPTANCE OF THIS APPEAL, THE RESPONDENT MAY BE DIRECTED TO GRANT PAY AND SENIORITY TO PROTECTION TO APPELLANT AS PST SINCE 23/12/2006 WITH ALL BACK AND CONSEQUENTIAL BENEFITS AND ANY OTHER REMEDY, WHICH DEEMS PROPER AND NOT SPECIFICALLY PRAYED FOR THAT MAY ALSO BE AWARDED IN FAVOUR OF APPELLANT.

RESPECTFULLY SHEWETH:

- 1) That the appellant was appointed on 23/12/2006 in Government Primary School Khanjaryan U/C Jalala Tesil Takhat Bai, District Mardan. (Copy of Appointment order annexed as Annexure-A)
- 2) That after the appointment got medical certificate and started working on 30/12/2006. (Copy of medical certificate and charge report are annexed as annexure-B&C)
- 3) That after verification of academics the appellant's pay release orders number 7251/G were issued dated 16/06/2007 and the personal number 00360745 was allotted to the appellant and the payment of salary to the appellant started. (Copy of pay release order is annexed as annexure- D)
- 4) That the appellant was transferred to GPS Ghala Dhear No 1 Tehsil Mardan vide order dated 13.9.2008 which was at the distance of 46/47 kilometers from the home of appellant. It was next to impossible for

appellant to go that far in such low salary. So the appellant came to this Honorable Tribunal against his transfer order. On 27/10/2009 the Tribunal ordered to the department to modify the impugned order of transfer according to the U/C policy and if there is no vacant vacancy in the appellant's U/C then adjust the appellant in the nearest adjacent U/C. (Copy of transfer order and copy of honorable tribunal is annexed as annexure-E&F)

5) That after the order by the Honorable Tribunal the appellant requested for implementation of order of Honorable Service Tribunal to the department many times but the High Ups of department were reluctant to implement the orders of Honorable Service Tribunal, meanwhile P.S.T Posts were advertised in the appellant U/C and the petitioner got selected and once again appellant posted on his old position Government Primary School Khanjaryan U/C Jalala Tesil Takhat Bai, District Mardan on 27/03/2012.(Copy of appointment order is annexed as annexure-G)

6) That the appellant's pay started once again after completion of all legal requirements by order No 11886-88 dated 01/12/1012 and the important thing to mention here is that the appellant's old Personal Number 00360745 is still maintained by the department and started payment of salary to the appellant and in this pay roll in the Colum of the Qualifying Service the applicant's old duration of service is included.(copy of Pay Slip and copy of order is attached as annexure-H&I)

7) That since inquiry has conducted against the appellant neither the appellant has been removed from service and two service books are maintained of the appellant but despite that previous service benefits are not given to the appellant. The appellant filed departmental appeal for his claim and waited for statutory period but no reply has been received by him so far. Hence the present appeal on the following grounds amongst the others. (copy of departmental appeal is attached as Annexure-J)

GROUND:

- A) That not granting the previous service benefits to appellant and not taking any action on the appeal of appellant is against norms of justice, material on record, therefore not tenable.
- B) That the appellant has not been treated according to law and the rules and has been kept deprived from the benefits of the previous service as PST in an arbitrary manner.
- C) That the respondent department is bound by law to consider the appellant's previous service. If the ignored then it will affect the pay, pension benefits and seniority of the appellant. So ignoring the previous service will be discrimination with the appellant.
- D) That there is no break in the both services of appellant and the appellant is legally entitled for his claim.
- E) That the attitude and in action of the respondents in the respect of benefits of appellant's previous service benefits and pay protection is not tenable in the

eyes of law which also amounts to arbitrary ignorance in performance of their duties.

F) That even the respondents not bothered to decide the appeal of appellant which is against the principles laid down by the August Supreme Court of Pakistan in a case reported as 2011 SCMR-01.


G) 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


Rasheed Khan

THROUGH:


(M. ASIF YOUSAFZAI)


(TAIMUR ALI KHAN)

&

(GOHER SAJJAD KHAN)
ADVOCATES, PESHAWAR

A 06

1 of 9

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (SCHOOLS & LITERACY) MARDAN
NOTIFICATION:

Consequent upon the advertisement published in the daily "Mashriq" Peshawar dated: 08/06/2006 and resulted interview held on 27/06/2006 by the District recruitment/selection committee, the undersigned being competent authority is pleased to appoint/approve the following PST (Male) candidates BPS-07 (Rs.2555-140-6755) plus usual allowances as admissible to them under the rules against the vacant PST post at the schools noted against each with effect from the date of their taking over charge in the interest of public service subject to the following existence terms and conditions:

UNION COUNCIL WISE MERIT 75%

S.No	R.No	Name	Father's Name	Address	School Where Appointed	Remarks
U/C ALO						
1	455	Irfan Ullah	Wajid Ullah	Alo		
2	350	Majeed Ullah Shah	Gulab Noor	Alo	GPS No. 2 Pepal	Against Vacant PST Post
U/C BABENI						
1	459	Zahir Rahman	Mahir Rahman	Babeni		
2	347	Iftikhar Khan	Mirzaman Khan	Babeni	GPS Sajid Akbar Killi	Against Vacant PST Post
3	248	Muhammad Tufail	Redad Khan	Babeni	GPS Haji Muhammad Killi	Against Vacant PST Post
4	554	Saeed Khan	Muzaffar Khan	Babeni	GPS Sajid Akbar Killi	Against Vacant PST Post
5	1822-A	Fazli Qadir	Fazli Ali	Babeni	GPS Haji Muhammad Killi	Against Vacant PST Post
6	563	Izzat Muhammad	Noor Rehman	Babeni	GPS Sajid Akbar Killi	Against Vacant PST Post
7	1641	Abdus Salam	Sultan Muhammad	Babeni	GPS Kodinaka	Against Vacant PST Post
8	1298	Noorul Basar	Badrud Duja	Babeni	GPS Shaker Dhand	Against Vacant PST Post
9	1296	Ubaidur Rahman	Badrud Duja	Babeni	GPS Ajib Gul Banda	Against Vacant PST Post
10	1217	Rahmanud Din	Noor Rehman	Babeni	GPS Babeni	Against Vacant PST Post
U/C BABOZAI						
1	406	Masih Ullah	Habib Ullah	Babozai	GPS Roshan Abad	Against Vacant PST Post
U/C BAGHE HARAM						
1	1308	Zahid Hussain	Sadbar	Baghe Haram		
2	1508	Ayub Khan	Hakeem Khan	Baghe Haram	GPS Tambulak	Against Vacant PST Post
3	188	Fazli Wahid	Ghulam Habib	Baghe Haram	GPS Seri Koragh	Against Vacant PST Post
U/C BAGHICHA DHERI						
1	44	Farzand Ali Bacha	Sher Zada Bacha	Baghicha Dheri	GPS But Seri No. 1	Against Vacant PST Post
U/C BAKHSHALI						
1	29	Syed Ali Shah	Syed Abdul Wahid Shah	Bakshali		
2	1035	Hassan Ali	Zari Bahadar	Bakshali	GPS Zubair Dheri	Against Vacant PST Post
3	1034	Riaz Ali	Habib Ur Rahman	Bakshali	GPS Gul Dheri	Against Vacant PST Post
U/C BALA GARHI						
1	680	Mir Qasam	Sar Baz	Bala Garhi	GPS Bala Garhi No. 2	Against Vacant PST Post

Dy: District Officer
(M) Peshawar

S.No.	R.No	Name	Father's Name		School Where Appointed	Remarks
U/C GUJRAT						
	1088	Waqar Ahmad	Husan Ud Din		GPS Kamangar (Gujrat)	Against Vacant PST Post
U/C GULI BAGH						
1	1964	Muhammad Zada	Lal Zada	Guli Bagh	GPS Guli Bagh	Against Vacant PST Post
2	1591	Shah Jehan	Saeed Gul	Guli Bagh	GPS Guli Bagh	Against Vacant PST Post
U/C GUMBAT						
1	437	Aman Ullah	Gul Jar	Gumbat	GPS Aman Bagh No.1	Against Vacant PST Post
2	663	Syed Waqar Ahmad	Syed G. Rab	Gumbat	GPS Dahi	Against Vacant PST Post
U/C HOTI						
1	102	Arshad Khan	Pazeer Gu.	Hoti	GPS Purana Hoti	Against Vacant PST Post
U/C IKRAM PUR						
1	416	Sher Malik	Fazli Malik	Ikram Pur	GPS Sardara	Against Vacant PST Post
2	1950	Muhammad Rahman	Ali Rahman	Ikram Pur	GPS Younis Tangi	Against Vacant PST Post
U/C JALALA						
1	267	Abdul Qasim	Fazli Subhan	Jalala	GPS Jalala No.2	Against Vacant PST Post
2	1410	Rashid Khan	Misal Khan	Jalala	GPS Khanjaryan No.1	Against Vacant PST Post
3	1876	Muhib Ullah	Zakir Ullah	Jalala	GPS Zaria Abd	Against Vacant PST Post
U/C JAMAL GARHI						
1	471	Jamil Ud Din	Fayaz Ud Din	Jamal Garhi	GPS Jamal Garhi No.1	Against Vacant PST Post
2	1988	Muhammad Wasif	Roman Shah	Jamal Garhi	GPS Jamal Garhi No.1	Against Vacant PST Post
U/C JEHANGIR ABAD						
1	25	Lal Bacha	Hazrat Wali	Jehangir Abad	GPS Deputy Kili	Against Vacant PST Post
4	804	Qaiser Khan	Shahir Ullah	Jehangir Abad	GPS Deputy Kili	Against Vacant PST Post
U/C KANDAR						
1	31	Mumtaz Ali Shah	Syed Wali Shah	Kandar	GPS Sharif Abad No. 2	Against Vacant PST Post
2	48	Noor Zaman	Shamsut Tabraiz	Kandar	GPS Qari Abad	Against Vacant PST Post
3	105	Jan Bahadar	Habib Khan	Kandar	GPS Habib Khan Kili	Against Vacant PST Post
4	47	Zahoor Ali	Shamsut Tabraiz	Kandar	GPS Habib Khan Kili	Against Vacant PST Post
U/C KATA KHAT						
1	942	Noorul Islam	Muhammad Aqil	Kata Khat	GPS Jamalher	Against Vacant PST Post
2	433	Ghufran Ali	Taj Muhammad	Kata Khat	GPS Pir Abad	Against Vacant PST Post
U/C KATLANG NO. 1						
1	679	Qaiser Khan	Shahir Ullah	Katlang -1	GPS Shero	Against Vacant PST Post
U/C KATLANG NO. 2						
1	1853	Shad Ali Khan	Noor Faraz Khan	Katlang 2	GPS Jehan Abad	Against Vacant PST Post
2	239	Ilyas Khan	Muhammad Yousaf	Katlang 2	GPS Gargo Cheli	Against Vacant PST Post

Dy: DIST. Officer
(M) P. T. E. Hai

1..2					
W/C KATANG NO.2					
1..2					

- 4) Their educational/professional certificates/degree should be verified from the concerned Board/University before draw of their pay and pay should not be assessed till the comparison of their score with merit list maintained in this office after verification.
- 5) No TADA is allowed.
- 6) They will be governed by contract policy 2002 and other policy/rules released by the government from time to time.
- 7) They are entitled for annual increment on completion of one year service.
- 8) They will take over charge of the post within 15 days.
- 9) In case of resignation they will give one month prior notice to the Department or forfeit one month's salary in Government treasury.
- 10) In case of duplication of post the appointment order of junior most will be withdrawn automatically.

-2/-
 (Mian Wali Muhammad)
 Executive District Officer,
 (Schools & Literacy) Mardan.

Encls.No.23615/Appt/PST
 Dated Mardan, the 23.12.2006.

Copy forwarded for information and necessary action to the:-

1. Director Schools and Literacy WFP Peshawar.
2. District Nazim Mardan.
3. District Coordination Officer Mardan.
4. District Accounts Officer, Mardan.
5. Subdt. Local office.
6. Deputy District Officer (Male), Primary Mardan and Takht Bani
7. ADO (Estt.) Local office.
8. Head Teachers concerned.
9. Candidate concerned.

2/- Executive District Officer,
 (Schools & Literacy) Mardan.

B

9

MEDICAL CERTIFICATE.

Name of Official..... Rashid Khan

Caste or race..... Muslim

Father's name..... Misak Khan

Residence..... T. Bhai Mordor

Date of birth..... 15-08-1984

Exact height by measurement..... 5'5"

Personal mark of identification..... A brown mole below eye

Signature of the Official..... [Signature]

Signature of head of office.....

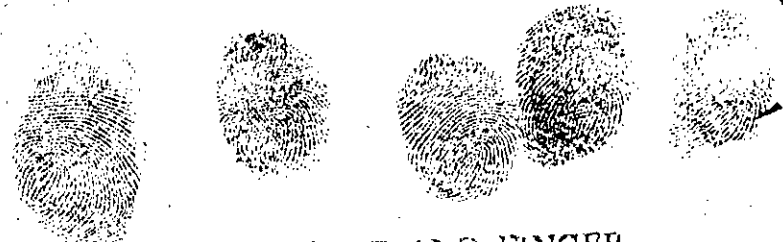
Seal of Office

He took over charge on 30-12-2006

Dy: Dist: Officer
Prg T. Bhai

I do hereby certify that I have examined Mr. Rashid Khan candidate for employment in the Office of the... E.D. (Educator) Mordor and cannot discover that he had any disease communicable or other constitutional affection or bodily infirmity except... nil

I do not consider this as disqualification for employment in the office of the... His age according to his own statement is 22/23 year and by appearance about 22/23 year.



LEFT HAND THUMB AND FINGER IMPRESSIONS.....

[Signature]
Medical Superintendent,
Hospital
3-7-12-06
Div: Medical Officer/
Chairman Standing M. Board
D. J. ... Vardan

Date 30/12/2006

OFFICE OF THE HEADMASTER GOVT PRIMARY SCHOOL KHANJARYAN U/C JALALA

No. 23615/G/MPST dated the 23-12 2006.

Copy of the above is forwarded for the information to:-

- 1. ADO CIRCLE SHER GARH (MALE)
- 2. DDO (MALE) TAKHT BHAI
- 3. EDO (MALE) MARDAN
- 4. HEAD MASTER GPS KHANJARYAN
- 5. _____

workfiled
M. Hassan
DDO
LC Sher Garh
 ADO
 Shergarh Circle
 T. Bhai Mardan

[Signature]
 Dy: Distt Officer
 (M) P. Bhai

[Signature]
 Head Master
 G.P.S. Khanjaryan U/C Jalala

D
11

OFFICE OF THE EXECUTIVE DISTRICT OFFICER SCHOOLS & LITERACY MARDAN
PAY RELEASE ORDER.

Consequent upon the verification service documents as carried out by the DDO(M/P) Takht Bhai and the merit position compared with the merit list and the merit score position found correct.

14A - F
Process done
do the needful
19/6/07

Therefore, pay of the following PST,s are hereby released with effect from the date of his taking over charge.

Detail as below:-

S.No Name of PST/ School.

1. Bakht Ahmad ✓ S/O Hazrat Ahmad PST, GPS, Chan Chano Khat. (U/C Farho)
2. Nooral Wahab ✓ S/O Abdur Rshid PST, GPS, Mir Aslam Killi (K. Jungara)
3. ✓ Rashid Khan S/O Misal Khan PST GPS, Khanjaryan ✓ (Jalala)
4. Muhammad Ilyas ✓ S/O Abdul Ghafoor PST GPS, Khadi Killi (Narai).

.....
.....

(MIA WALI MUHAMMAD KHAN).
EXECUTIVE.

Endst; NO 7251/G P.F. Pay Release V; II/PST, T, Bhai Dated: 16/6/07

Copy forwarded to the:-

- ✓ 1. Dy: District Officer (/M/P) Takht Bhai w/r to his No 1799 dt 2/6/07 1882 dated 9/6/07, 1498 dated 1882 dt 5/6/07.
2. District Accounts Officer Mardan.
3. B&AO Local Officer.
4. Master file.

[Signature]
EXECUTIVE DISTRICT OFFICER,
SCHOOLS & LITERACY MARDAN.

2250
19/6/07

14/8

[Signature]
Dy: Distt. Officer
(M) P. Bhai

12

E

OFFICE OF THE EXECUTIVE DISTRICT OFFICER ELEMENTARY & SECY: EDU: MARDAN.

OFFICE ORDER.

The following PST teachers are hereby transferred on their own pay and EPS, from the date of their taking over charge as to the schools noted against each in the interest of public service as per detail as under :-

<u>S.No</u>	<u>Name of Teacher/ School.</u>	<u>To.</u>	<u>Remarks.</u>
1.	Rashed Khan GPS, Khangaryan S, Garh.	GES, Ghala Dher. No I on adms: Ground	V.S. No 2
2.	Naseem PSD Ghala Dher No I	GPS, Khangaryan T. Bhai	V.S. No 1

////////////////////////////////////

Note: Charge report should be submitted to all concerned.
NO TA/DA is allowed.

(HOOR ZADA KHAN)
EXECUTIVE.

1194576
Endst: NO / Tran: on Adms: Ground/

Dated: 13/9/08

Copy forwarded to the:-

1. Dy; District Officer (M/P) T. Bhai .
2. Dy; District Officer (M/P) Mardan.
- 3-4 Headteachers concerned.
5. M/ File.

9673
18/9/08

EXECUTIVE DISTRICT OFFICER,
ELEMENTARY & SECY: EDUCATION
MARDAN.

12/9/08

Endst No 10352-54 dated 18/9/08

Copy to:

1) EDO (EIS) Mardan

1) ADO Sher Garh.

Head Teacher concerned. ✓

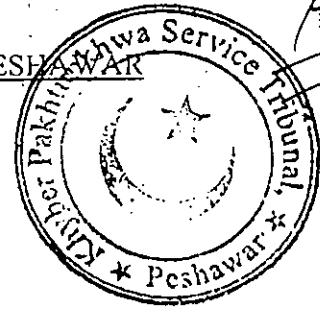
Dy: Dist: Edu: Officer
M/ P: Takht Bhai

17/1 GPS Khuzdar, Jca.

Pl: Handover charge to Mr. Naseem PST
and Rashid Khan PST may be to direct cost.

Mr. Naseem
PST
Khuzdar
17/1/20

BEFORE THE NWFP SERVICE TRIBUNAL PESHAWAR



Appeal No. 294/2009

Date of institution - 20.02.2009

Date of decision - 27.10.2009

Ghala
Rasheed Khan, PST GPS Dher No.1, District Mardan(Appellant)

VERSUS

1. The District Coordination Officer, District Mardan;
2. The Executive District Officer, District Mardan;
3. Mr. Naseem, PST, GPS Khanjaryan Jalala, District Mardan.....(Respondents)

Appeal under Section 4 of the Service Tribunals Act 1974 against the order dated 13.9.2008 communicated to the appellant on 6.10.2008 whereby the appellant was transferred prematurely and due to political interference and against not taking action on the departmental appeal of appellant within statutory period of 90 days.

Mr. Asif Yousaf Zai , Advocate For Appellant
Mr. Arshad Alam A.G.P For Respondent

MR. ABDUL JALIL..... MEMBER
MR. BISMILLAH SHAH..... MEMBER

JUDGMENT

ABDUL JALIL, MEMBER: This appeal has been filed by the appellant against the order dated 13.9.2008 communicated to the appellant on 6.10.2008 whereby he was transferred prematurely. He has prayed that the impugned order may be set aside and the Respondents may be directed not to transfer the appellant from GPS Khanjaryan till completion of his normal tenure.

2. Brief facts of the case are that the appellant was appointed as PTC BPS-7 in the Respondent Department on 23.12.2006. He took over the charge of the same on 30.12.2006. Vide order dated 13.9.2008 the appellant was transferred from GPS Khanjaryan Jalala to GPS Ghala Dher No.1 Mardan and Respondent No.3 was transferred from GPS Ghala Dher No. 1 to Khanjaryan Jalala. The appellant preferred a departmental appeal on 27.10.2008 but the same has not been decided within statutory period of ninety days. Hence the present appeal.

3. The respondents were summoned. They appeared through their representatives submitted written reply, contested the appeal and denied the claim of the appellant.

4. Arguments heard and record perused.

ATTESTED
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal

14

5. The learned counsel for the appellant argued that the impugned order is the result of political motivation which is against the verdicts of the Hon'ble Supreme Court of Pakistan. The impugned order is premature as the appellant has not completed his tenure at GPS Khanjaryan Jalala. There were no complaints against the appellant. The impugned order has not been passed in the public interest or exigency of service. The appellant belongs to Union Council Jalala and has been transferred out of his Union Council which is the violation of the rules and policy. The impugned order has been passed on the basis of administrative reasons while no such prior notice or chance of hearing was provided to the appellant. Thus the appellant has been condemned unheard. The ordering authority has violated the transfer/posting policy of the Government of NWFP. He prayed that the appeal may be accepted as prayed for.

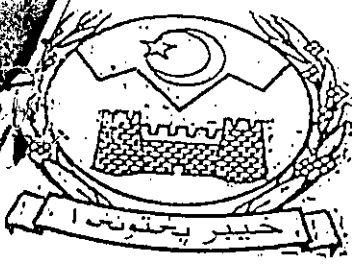
The learned A.G.P argued that Respondent have acted according to law, rules and policy. Tenure is not necessary for a civil servant. The competent authority can transfer a civil servant on administrative grounds in the interest of public and in the interest of school status, And under Section 10 of Civil Servant Act 1973 the appellant is bound to serve for the department anywhere, when the departmental authority wishes in the interest of public. The appellant was transferred on the written complaint of head Teacher i.e. ADO Circle and on the recommendation and proposal of Deputy District Officer (Male) Takht Bhai on administrative grounds in the interest of public service. He requested that the appeal may be dismissed.

7. After hearing the arguments of the learned counsel for the parties, the Tribunal modify the impugned order, directing the respondent department to transfer the appellant to his union council if post available, or he be adjusted in adjacent Union Council according to the Union Council Policy. The appeal is disposed of in the above terms. The parties are, however, left to bear their own costs. File be consigned to the record.

ANNOUNCED.
27.10.2009.

Dr. Abdul Jalil
Member
Dr. Basimullah Ghosh
Member

Certified to be true copy
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar



G 15

**OFFICE OF THE EXECUTIVE DISTRICT OFFICER,
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT MARDAN**
Phone # 0937-9230151, email: emismardan@yahoo.com

OFFICE ORDER

Consequent upon the Advertisement published in the Daily Aaj Dated 30-05-2011 and Daily Mashriq dated 31-05-2011 and Test/Interview held on 03/07/2011 & 20-07-2011 respectively and approval given by the Departmental Selection Committee District Mardan in its meeting held on 13-03-2012 the undersigned being competent authority is pleased to appoint the following PST-Male Candidates (BPS-07/Rs.5800-320-15400)+ usual allowances as admissible to them under the rules against the vacant posts at the schools noted against each w.e.f the date of their taking over charge in the interest of public service subject to the following terms and conditions.

2% Disable Quota Candidates

S.#	NAME OF CANDIDATE	FATEHR NAME	UNION COUNCIL	HOME ADDRESS	SCORE	School Where Appointed
1	SHAKIR ULLAH	SHER AFZAL	MIAN EGSA	Lund Khwar	56.9	GPS Ghazi Daba
2	HAZARAT HUSSAIN	SARDAR HUSSAIN	MAHO DHERI	Maho Narai	52.52	GPS Maho Narai
3	NIAZ ALI	AMIR ALI	KOHI BARMOL	Kohi Bemol	52.22	GPS Doshi
4	SHER RAHMAN	SHAMS UR RAHMAN	DAMAN-E-KOH	Takht Bhai	51.77	GPS Zarshad Dacha Korona

100% UNION COUNCIL WISE PST MALE

S.#	NAME OF CANDIDATE	FATEHR NAME	UNION COUNCIL	HOME ADDRESS	SCORE	School Where Appointed
1	SAJID ALI KHAN	IHSAN ULLAH KHAN	ALO	Alo Mardan	53.22	GPS Baghi Kheil
2	ATTA UR RAHMAN	ISA KHAN	ALO	Alo Mardan	51.84	GPS No. 1 Pipal
3	MOHO GAUHAH RAHMAN	ABDUR RAHMAN	ALO	Pipal	50.37	GPS No. 2 Pipal
4	MUDASSIR AHMAD	REDAO KHAN	BABENI	Babeni	58.86	GPS Haji Muhammad Killi
5	MUHAMMAD IRSHAD	AMIR NAWAZ	BABENI	Babeni	57.21	GPS Ajab Gul Killi
6	MURAD KHAN	FAQIR MUHAMMAD	BABENI	Shankar	54.8	GPS Mir Akbar Killi
7	KHAN WALI	FAZAL AHMAD	BABENI	Yahya Jadeed	54.64	GPS Mir Akbar Killi
8	JAMIL AHMAD	MUHAMMAD KAMAL	BABENI	Sheikh Killi	54.24	GPS Ghani Sheikh Killi
9	HAKIM SAID	BACHA KHAN	BABENI	Shagai	53.47	GPS Ghani Sheikh Killi
10	MAZHAR ALI	MUHAMMAD IBRAHIM	BABENI	Sekandari	52.92	GPS Shankar
11	AMAN ULLAH	JAN BADSHAH	BAGH E IRAM	Majeed Abad St#9	50.22	GPS Tambulak
12	SHAHID AKBAR	MIR AKBAR SHAH	BAGHDADA	Miangar koz kandy Bagh	54.76	GPS Baghdada No. 1
13	RAEES KHAN	MUHAMMAD GHAWAS KHAN	BAGHDADA	Mainz Kandy Baghda:	51.82	GPS Baghdada No. 1
14	RAHMAN SHAH	FAZAL SHAH	BUGHDADA	Sobedaran Baghdada	51.72	GPS Faqir Band
15	MUHAMMAD ALI	GUL RAHMAN	BAGHICHA DHERI	Sheikh Abad SBG	60.17	GPS But Seri No. 1
16	ZAHDOOR AHMAD	SHAMS UR RAHMAN	BAGHICHA DHERI	Baghicha Dheri	56.07	GPS Gutshan Abad
17	AMAN KHAN	GHAFOOR KHAN	BAGICHA DHERI	Baghicha Dheri	51.31	GPS But Seri No. 1
18	AYAZ ALI	SAID RAHMAN	BALA GARHI	Cham Dheri	56.86	GPS Cham Dheri
19	ZUBAIR AHMAD	JAMSHED	BALA GARHI	Bala Garhi	49.15	GPS Koz Jomal
20	BAKHTAWAR SHAH	ZAR JAMIL	BAZAR	Aman Kot Rust	60.81	GPS Aman Kot
21	MUHAMMAD SHAKIL	GUL DAD	BAZAR	Gul Bahar Rust	54.18	GPS Shaheedan
22	SYED ARIF HUSSAIN	SHERIN BACHA	BAZAR	Bazar Rust	54.05	GPS Pir sal
23	IAZ AHMAD	AZIM SHAH	BAZAR	Shaheedan Rst	54.03	GPS Pathao Malandri
24	SAJID KHAN	KHUSHID NOOR	BAZAR	Moh: Kalam Abad Bazar	52.65	GPS Sajawal Banda
25	SYED NASEER MUHAMMAD	IQBAL HUSSAIN	BAZAR	Zarin Abad	51.63	GPS Suri Malandri
26	DIL SHER	GUL SHER	BAZAR	Ishaq Zai Bazar	48.89	GPS Pathao Malandri
27	IFTIKHAR ALI	INZAR GUL	BAZAR	Haroon Abad Rst	48.82	GPS Sar Bata

[Signature]

29	JEPANGIR KHAN MUNHAR ZEB	SHER MALIK JEHAN ZEB	BAZAR	Bazar Rust	48.69	GPS Sar Bata
30	HABIB UR RAHMAN	WALI RASOOL	BAZAR	Sra Qabroona	48.54	GPS Berooch
31	SOHAIL AHMAD	MUKAMMIL KHAN	CHAMTAR	Miangul Zara	53.7	GPS Sharif Abad
32	MUHAMMAD NAWAZ	MUHAMMAD SHERIN	CHAMTAR	Miangul Zara	53.89	GPS Chamtar
33	DARWISH ALI	MUHAMMAD ROSHAN	CHAMTAR	Miangul Zara	53.31	GPS Sharif Abad
34	ABDUL KHALIQ	GHULAM KHAN	CHAMTAR	Uja Killi	49.99	GPS Shah Killi
35	MUHAMMAD IFTIKHAR	ADAM KHAN	CHAMTAR	Akbar Abad	45.65	GPS Chamtar
36	SAJEEED GUL	NIAMAT GUL	CHAMTAR	Akbar Abad	44.4	GPS Mian Gul Killi
37	JEHAN ZEB	HASHAM KHAN	CHAMTAR	Seray Miangulzara	43.89	GPS Mian Gul Killi
38	ZIA ULLAH	NISAR MAHMOOD	CHARGULLI	Chargulli	52.87	GPS Chargulli
39	SHERAZ ALI	WARIS GUL	CHARGULLI	Gharb Abad	49.99	GPS Pishkand
40	FOJDAR ALI	BUKHT SHAD	CHARGULLI	Surkh Dheri	49.57	GPS Chargul
41	ABID SHAH	RAHEEM SHAH	CHAK HOTI	Taus Banda	52.67	GPS Bako Dheri
42	SUBHAN ULLAH	MUHAMMAD JABEEN	CHAK HOTI	Jhazona Ground	48.76	GPS Bako Dheri
43	FAZAL SHAH	UMAR KHAN	DAGAI	Serai Koroono	59.03	GPS Faram Koroono
44	AQIB SAYYED	MAQBOOL SAYYED	DAGAI	Dagai	51.1	GPS Kochi Abad
45	ZAIRULLAH KHAN	RAHIM ULLAH	DHERI LIKPANI	Dheri Likpani	56.18	GPS Charchoor
46	WASEE UR RAHMAN	ABDUL GHANI	DHERI LIKPANI	Charchoor	55.88	GPS Ghalla
47	AMIN UL HAQ	SHER ZAMIN	FATHMA	Fathma	58.75	GPS Fathma
48	GHALIB SHAH	MUHAMMAD DAUD SHAH	FATHMA	Gaddar	50.07	GPS Gaddar No. 1
49	ALI SHAH	SHER GHANI	FATHMA	Gaddar	52.88	GPS Palosal
50	MUHAMMAD ILYAS	ADIL MUHAMMAD	FATHMA	Hamza Khan	52.71	GPS Baba Abad
51	MUHAMMAD DAWOOD SHAH	MUSANNIF SHAH	FATHMA	Gaddar	52.64	GPS Jamra
52	AZIZ UR RAHMAN	REDI GUL	FATHMA	Aziz Abad	51.43	GPS Fathma
53	MUTWAHIR SHAH	MUSANNIF SHAH	FATHMA	Gaddar	51.33	GPS Gaddar No. 1
54	MUHAMMAD GHALIB	NAYAB GUL	FATHMA	Jamra	51.11	GPS Essa Khan Killi
55	FALAK NAZ	GHULAM MUHAMMAD	G.I.ZAI	G.I.Zai	57.41	GPS Charmang No. 2
56	MUHAMMAD NADEEM	MIRZA GUL	GARYALA	Hussai	52.93	GPS Assara Dheri
57	ABDUL JALIL	GHULAM SAID	GARYALA	Garyala	52.82	GPS Bhai Khan
58	AKBAR KHAN	HUKAM KHAN	GHALLA DHER	Saeed Abad	64.17	GPS Saeed Abad No. 2
59	MUHAMMAD WAQAR	ASLAT KHAN	GHALLA DHER	Haji Umara Killi	52.76	GPS Sokai
60	MUHAMMAD SAEED	AKBAR ALI	GHALLA DHER	Sohbat Abad	49.8	GPS Saeed Abad No. 2
61	KHALEEQ UZ ZAMAN	SHAHI ZAMAN	GUJRAT	Gujrat	57.76	GPS Qamar Gai
62	TAHIR IQBAL	NOOR UD DIN	GUJAR GARHI	Gujar Garhi	57.42	GPS Afsar Abad
63	MUHAMMAD NASIR	FAIZ UR RAHMAN	GUMBAT	Boki Khel	53.55	GPS Dakki
64	MUHAMMAD YASAR	FAIZ UR RAHMAN	GUMBAT	Boki Khel	47.75	GPS Kodnaka
65	MUHAMMAD ADEEL	SAMI UR RAHMAN	GUMBAT	Gombat	47.02	GPS Javid Abad
66	NOOR UL BASAR	SARDAR WALI SHAH	GUMBAT	Gombat	46.48	GPS Mehmood Abad
67	MOHSIN ALI	FAZLI RAHMANI	GUMBAT	Gombat	45.89	GPS Chembar
68	NAIK MUHAMMAD	NISAR MUHAMMAD	GUMBAT	Mehmood Abad	45.1	GPS Javid Abad
69	MUKHTAMIM SHAH	GUL AKBAR SHAH	JAMAL GARHI	Jamal Garhi	52.08	GPS Jamal Garhi
70	MUHAMMAD TAIMUR SHAH	MEHBAB SHAH	JAMAL GARHI	Jamal Garhi	50.91	GPS Jamal Garhi
71	MUHAMMAD SHAH	KHAN BAHADAR	JAMAL GARHI	Jamal Garhi	42.04	GPS Jamal Garhi
72	ABDUL AZIZ	KHAN ZADA	JAMAL GARHI	Jamal Garhi	40.33	GPS Jangrez Killi
73	RASHEED KHAN	MISAL KHAN	JALALA	Khanjaryan	57.62	GPS Khanjaryan
74	MUHAMMAD FAROOQ	AAMIR KHAN	JEHANGIR ABAD	Jehangir Abad	63.25	GPS Qamar Gai
75	ZAHIR SHAH	NAQEEB SHAH	JEHANGIR ABAD	Jhandai Kalpani	59.8	GPS Qamar Gai
76	MAJID KHAN	SHARIF KHAN	K.D.ZAI	K.D Zai	60.23	GPS K.D Zai No. 1
77	JAVID	RAHIM KHAN	KANDAR	Niaz Din Killi	53.5	GPS Baghbanan
78	ALAMGIR KHAN	AKRAM KHAN	KANDAR	Shafi Abad	51.83	GPS Ganjyano
79	NOOR ULLAH KHAN	NAZEER ULLAH	KANDAR	Qasim	51.11	GPS Bahadar Khan

184	MIR AFZAL KHAN	NAZIR GUL	SAWAL DHER	Sawal Dher	50.11	GPS Zerkhitab Banda
185	YASIR ALI SHAH	MUKAMMIL SHAH	SAWAL DHER	Zahir Abad Sawaldher	49.97	GPS Ajab Din Kili
186	AURNAG ZEB	AZIM SHAH	SAWAL DHER	Sawal Dher	48.59	GPS Sroekh
187	SHAKIR ALI	ZAHIR GUL	SAWAL DHER	PESCO Colony Mardan	48.02	GPS Musaj Khal
188	AKRAM KHAN	SAID AMEEN	SAWAL DHER	Sawal Dher	47.83	GPS Bilanday Kallang
189	SYED MUHAMMAD AMIR	SYED WAJID ALI SHAH	SERI BEHLOL	Arabi Banda	59.86	GPS Gujrano(Shafiq Abad)
190	SYED UMAIR ALI SHAH	SYED WAJID ALI SHAH	SERI BEHLOL	Arabi Banda	54.75	GPS Miangano Pir Abad
191	WARIS KHAN	SHER AFZAL	SERI BEHLOL	Umar Khan Banda	54.66	GPS Miangano Pir Abad
192	MUHAMMAD KARIM KHAN	KHAN ZADA	SERI BEHLOL	Umar Khan Banda	54.29	GPS Halki Kandary
193	JAAN ALAM KHAN	MALAK AMAN	SERI BEHLOL	Pir Abad	53.45	GPS Dako Baba
194	MURAD ALI	TAJ MUHAMAMD KHAN	SERI BEHLOL	Anwar Khan Kili	53.42	GPS No. 1 Alzai Abad
195	MUHAMMAD IJAZ	ASHRAF KHAN	SERI BEHLOL	San Behlol	53.39	GPS Misri Banda Pir Abad
196	MUHAMMAD SHAHID KHAN	CHEN BADSHAH	SERI BEHLOL	Pir Abad	53.3	GPS Misri Banda Pir Abad
197	GUL MUHAMMAD KHAN	DILAWAR KHAN	SARI BEHLOL	Umar Khan Kili	50.63	GPS Zarshad Bacha Korona
198	YOUSAF HAMEED	HAMEED ULLAH	SHAHBAZ GARHI	Muhammad Abad	56.8	GPS Guar Narshak
199	ATTA ULLAH	MUHAMMAD SHED	SHAHBAZ GARHI	Shahbaz Garhi	56.54	GPS Shahbaz Garhi No. 1
200	SABIR ALI	MUHAMMAD YOUNAS	SHAHBAZ GARHI	Shahbaz Garhi	55.53	GPS Guar Narshak
201	SUFAID AKHTAR	MUHAMMAD AZAM KHAN	SHAMOZAI	Koti Shah	57.2	GPS Chapal Abad
202	IMAD UD DIN	HAMEED KHAN	TORU	Shamshad Abad	59.36	GPS Kass Kili

TERMS AND CONDITION:

1. Their Services will be considered regular but without Pension & Gratuity in terms of Section-19 of the NWFP Civil Servant Act, 1973 as amended vide NWFP Civil Servants (Amendment) Act, 2005. He will however be entitled to contributory Provident Fund in such a manner and at such rates as per prescribed by the Govt.
2. In case, he is already in Government Service and working against pensionable post on regular basis before 1st day of July 2001, without any service break, on application to Executive District Officer (E & SE) Mardan through proper channel and selection by the department, is appointed and allowed choice of option either to retain benefit of pension & gratuity as allowed to him under his previous terms of appointment or to avail the benefit of Contributory Provident Fund allowed to him under new appointment.
3. 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.
4. He should join his post within 15 days of the issuance of this Notification. In case of failure to join their post within 15 days of the issuance of this notification, his appointment will expire automatically and no subsequent appeal etc shall be entertained.
5. He will be on probation for a period one year extendable for another one year.
6. He will be governed by such rules and regulations as may be issued from time to time by the Govt.
7. His services can be terminated at any time, in case his performance is found unsatisfactory during probationary period. In case of misconduct, he shall be proceeded under the rules framed from time to time.
8. Charge report should be submitted to all concerned.
9. The DDO Male Mardan/Takht Bhai ADOs Circle Head Teacher would furnish a certificate to the effect that the candidate has joined the post or otherwise after 15 days of the issue of his posting order.
10. The DDO Male Mardan/Takht Bhai will verify their original Certificates/Degrees/DMC and domicile before release of pay.
11. They are required to provide health/Medical Certificate from the concerned Medical Superintendent before taking over charge.

12. No TA/DA will be allowed to the appointee for joining his duty.

13. The Deputy District Officer Mardan and T.Bhai, ADOs Circle, and Head Teacher may not hand over charge to the appointees if there is no vacant post in the school.


14. The Drawing and Disbursing Officers should submit a certificate for release of pay as under Name _____ S/O _____ appointed against PST post, at GPS _____ vide order No. _____ at S. No. _____ total Score _____ Certificates/Degrees/DMCs and domicile certificate of District Mardan have been personally verified and found correct however, if any discrepancy detected later on will be the whole responsibility of the undersigned
Signature _____ Name _____ DDO Male GPS. _____

(BAHADAR KHAN MARWAT)
EXECUTIVE DISTRICT OFFICER
E & S EDUCATION MARDAN

Inst: No. 3805/9 Dated Mardan the 27/3/2012

Copy forwarded for information and necessary action to the:-

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. District Coordination Officer Mardan.
3. District Comptroller of Accounts Mardan.
4. District Officer (Male) E & SE Local Office.
5. DDOs (Male) Takht Bhai & Mardan.
6. The Candidates concerned.


EXECUTIVE DISTRICT OFFICER
E & S EDUCATION MARDAN

26/3/12



GOVERNMENT OF PAKISTAN
ACCOUNTANT GENERAL KHYBER PAKHTUNKHWA
DISTRICT
PAY ROLL SYSTEM

19

P Sec. PAYMENT ADVISE January 2015
HR7049 - Primary Schools (H) Takht
Min. Div. Of Education

Ref No: 00360745
Name: RASHID KHAN
Dsg: PRIMARY SCHOOL TEACHER
CNIC No. 1610205415889
GPF Interest Applied

NTN:
GPF #: 360745
CIS #: 161020541589

12. Vocational Temporary
BRS AND ALLOWANCES

DEPTT CODE HR7049 -1

0001-Basic Pay	8,000.00
1000-House Rent Allowance	1,304.00
1210-Convey Allowance 2005	2,856.00
1300-Medical Allowance	1,200.00
1948-Adhoc Allowance 2010@ 50%	1,765.00
1970-Adhoc Relief Allow 2011	527.00
2116-Adhoc Relief Allow (2012)	1,600.00
2148-15% Adhoc Relief All-2013	1,200.00
2174-Adhoc Relief Allow-2014	800.00
Gross Pay and Allowances	19,254.00
DEDUCTIONS:	
GPF Balance 44,961.00	Subrc: 1,160.00
3501-Renevolent Fund	150.00
3511-Addl Group Insurance	13.00
3604-Group Insurance	115.00
3990-Emp. Edu. Fund KPK	100.00
Total Deductions	1,538.00
NET AMOUNT PAYABLE	17,716.00

Handwritten signature

QUALIFYING SERVICE
YRS 8 Year 01 Month
MON

D. D. B.
15.08.1984
003 Days

LFP Quota:
NBL
4411-89
TAKHT BAI, MARDAN.

I (20) 20

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (E & S) EDUCATION MARDAN.
PAY RELEASE ORDER

Consequent upon the verification of Service Documents Carried out by the Dy: District Officer (M) Prry: Takht Bhai, Pay in respect of Mr, Rasheed Khan PST GPS, Khanjaryan Takht Bhai is hereby released from the date of his taking over charge.

Note:-

Necessary entry to this effect should be made in his Service Book.

(BAHADAR KHAN MARWAT)
EXECUTIVE DISTRICT OFFICER
(E & S) EDUCATION MARDAN.

Endst: No. 11886-88/P.F.

Dated 1 / 12 /2012.

Copy forwarded to the:-

1. Dy: District Officer (M) Prry: Takht Bhai.
2. District Accounts Office Mardan.
3. Head Teacher Concerned.


EXECUTIVE DISTRICT OFFICER
(E & S) EDUCATION MARDAN.


خدمت جناب ڈائریکٹر ایگزیکٹو ایڈسٹریٹو ایجوکیشن خیبر پختونخواہ پشاور

عنوان: حکمانہ اپیل برائے شمار کرنے (Regularization of Service)

سابقہ ملازمت بحیثیت پرائمری سکول ٹیچر (P.S.T)

جناب عالی!

اپیل حسب ذیل عرض ہے۔

- ۱۔ یہ کہ سائل مسی رشید خان بروئے حکم نمبر 23615/G مورخہ 23-12-2006 کو بحیثیت پرائمری مدرس یونین کونسل جلالہ تحصیل تحت بھائی میں گورنمنٹ پرائمری سکول خجریان میں تعینات ہوا تھا۔ (نقل تعیناتی حکم مورخہ 23-12-2006 لف Annex-A ہے)
- ۲۔ یہ کہ بعد از تعیناتی سائل نے میڈیکل سپرنٹنڈنٹ مردان سے میڈیکل سرٹیفکیٹ حاصل کرنے کے بعد جی پی ایس خجریان میں اپنے عہدہ کا چارج مورخہ 30-12-2006 کو سنبھال لیا۔ (نقل میڈیکل سرٹیفکیٹ اور چارج رپورٹ لف B&C Annex ہیں)
- ۳۔ یہ کہ سائل اپنی ڈیوٹی احسن طریقے سے انجام دے رہا تھا۔ اور بعد از Verification تعلیمی اسٹار مورخہ 16-06-2007 کو بروئے حکم نمبر 7251/G سائل کی Pay Release کے آرڈرز ہوئے (نقل Pay Release آرڈر لف Annex-D ہے)
- ۴۔ یہ کہ سائل کو باقاعدہ پرسنل نمبر 00360745 جاری ہو کر تنخواہ کی ادائیگی شروع ہوئی۔ (نقل Pay Roll لف Annex-E ہے)
- ۵۔ یہ کہ مورخہ 13-09-2008 کو بروئے حکم نمبر 11945-G سائل کا ٹرانسفر جی پی ایس غلہ ڈھیر نمبر 1 تحصیل مردان کر دی گئی، جو کہ سائل کے گھر سے تقریباً 46/47 کلومیٹر کے فاصلے پر واقع تھا۔ اور نقل تنخواہ میں آنا جانا یا تعیناتی کے مقام پر رہائش اختیار کرنا ناقابل برداشت تھا۔ (نقل ٹرانسفر آرڈر لف Annex-F ہے)
- ۶۔ یہ کہ حکم مذکورہ بالا سے متاثر (Aggrieved) ہونے کی صورت میں سائل نے مورخہ 20-02-2009 کو بعد از حکمانہ اپیل سروس ٹریبونل سے رجوع کیا۔ اور مورخہ 27-10-2009 کو عدالت مجاز نے حکم مورخہ 13-09-2008 کو Modify کرتے ہوئے محکمہ کو ہدایت کی کہ U.C پالیسی کے تحت سائل کو اپنے متعلقہ یونین کونسل میں اور بصورت خالی آسامی نہ ہونے کے نزدیک متصل U.C میں ایڈجسٹ کیا جائے۔ (نقل فیصلہ مورخہ 27-10-2009 لف Annex-Gc ہے)
- ۷۔ یہ کہ فیصلہ بحق سائل صادر ہونے کے بعد سائل نے کئی دفعہ متعلقہ افسران کو اسکی Implementation عمل درآمد کی بابت گزارشات کی۔ لیکن وہ ٹال مٹول سے کام لیتے رہے۔ اور فیصلہ پر عمل درآمد نہیں کرتے تھے۔

- ۸- یہ کہ سائل حکمانہ رویہ سے دل برداشتہ ہو گیا۔ اور اس دوران دوبارہ P.S.T کی آسامیوں کے لیے اشتہار شائع ہوا۔ جس میں سائل دوبارہ U.C جلالہ میں واقع GPS خجریان یعنی سائل کی سابقہ مقام تعیناتی میں Appointment مورخہ 27-03-2012 کو ہو گئی۔ (نقل تعیناتی حکم مورخہ 27-02-2012 لف Annex-H ہے)
- ۹- یہ کہ ایک دفعہ پھر جملہ قانونی تقاضے پورے ہونے کے بعد بروئے حکم نمبر 88-11886 مورخہ 01-12-2012 سائل کے Pay-release ہونے احکامات صادر ہوئے۔ (نقل حکم مورخہ 01-12-2012 لف Annex-I ہے)
- ۱۰- یہ کہ یہاں یہ بات قابل ذکر ہے کہ سائل کو پتہ اتا Personal No. یعنی 00360745 برقرار رکھتے ہوئے دوبارہ متخواہ کی ادائیگی شروع کی گئی۔ اور اس Pay Roll میں Qualifying Service کے خانہ میں گزشتہ ملازمت دورانہ شمار شدہ ہے۔ لیکن محکمہ تعلیم کے مجاز افسران نے نہ تو سائل کے خلاف کوئی حکمانہ کارروائی کی ہے۔ اور نہ ہی سائل کو ملازمت سے برخاست کیا ہے۔ اور سائل کو دو عدد سروس ٹیکس جاری کروائے ہیں۔ جو کہ غلط، خلاف قانون، خلاف واقعات، خلاف انصاف فطری، یکطرفہ، مبنی بر بدینتی ہے۔ اور حقوق سائل پر کالعدم اور غیر موثر ہے۔ اور محکمہ تعلیم مردان کے مجاز افسران اس امر کے پابند ہے کہ وہ سائل کی سابقہ ملازمت کو بحال رکھیں۔ تاکہ سائل کی سنیاری متاثر نہ ہو۔ اور مستقبل میں مزید قانونی و حکمانہ پیچیدگیاں پیدا نہ ہو۔ (نقل سروس ٹیکس ہائے لف Annex J&K ہے)
- لہذا استدعا ہے کہ جملہ حقائق کو مد نظر رکھتے ہوئے سائل کی سابقہ ملازمت کو بشمول Regularize Benefits کرنے کے احکامات صادر فرمائیں تاکہ سائل کی سنیاری وغیرہ متاثر نہ ہو۔

رشید خان PST حال تعینات GPS اشراف الدین کلے یونین کونسل جلالہ تحصیل تخت بھائی ضلع مردان
17/10/14

Envt no 2802 dated 23/10
forwarded in original to
D.E.O (M) mandan for
report

VAKALAT NAMA

NO. _____/20

IN THE COURT OF Service Tribunal, Peshawar

Rasheed Khan

(Appellant)
(Petitioner)
(Plaintiff)

VERSUS

Education Deptt:

(Respondent)
(Defendant)

I/We Rasheed Khan

Do hereby appoint and constitute **M.Asif Yousafzai, Advocate, Peshawar,** ^{§ Taimur Ali Khan Adv} ^{Broher Sajjad} ^{Khan Adv} 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.

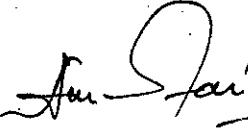
I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter. The Advocate/Counsel is also at liberty to leave my/our case at any stage of the proceedings, if his any fee left unpaid or is outstanding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

Dated _____/20

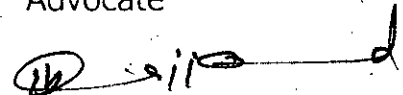


(CLIENT)

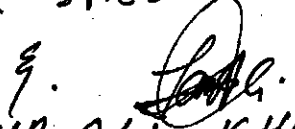
ACCEPTED



M. ASIF YOUSAFZAI
Advocate



GOHER SAJJAD KHAN Adv



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 PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No: 234/2015

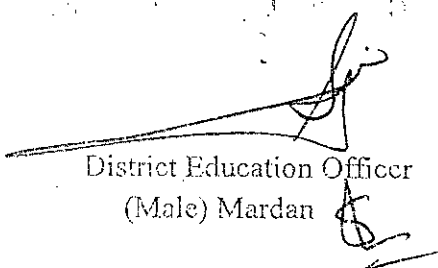
Mr Rasheed Khan, GPS Khanjaryan U/C Jalala Tehsil Takht Bhai, District
Mardan..... Appellant

Versus

The Secretary Education (E & SE) Peshawar Others..... Respondent

INDEX

S.NO	DESCRIPTION OF DOCUMENTS	ANNEXURE	PAGES	
1.	Para wise comments along with affidavit		01	04
2.	Copy of Application form is attached as	"A"	05	--
3.	Copies of Complaints from ASDEO, Head Master and PTC Chairman	"B", "BI", "BII".	06	08
4.	Copies of attendance register and letters are attached as Annexure	"C", "CI", "CII", "CIII".	09	12
5.	Copy of transfer order	"D"	13	--
6.	Affidavit of the Head Master GPS Ghala Dhear No 1	"E"	14	--


District Education Officer
(Male) Mardan

Director E &SE
Peshawar

Secretary to Goyt of
Khyber Pakhtunkhwa E & SE Department
Peshawar

Secretary Finance
Peshawar, Khyber Pakhtunkhwa.

Dated: _____

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No: 234/2015

Mr Rasheed Khan, GPS Khanjaryan U/C Jalala Tehsil Takht Bhai, District
Mardan..... Appellant

Versus

The Secretary Education (E & SE) Peshawar Others..... Respondent

Para Wise Comments on Behalf of Respondents No 2 and 3

Respectfully Sheweth,

PRELIMINARY OBJECTIONS:

1. That the appellant has got no cause of action as well as locus standi to file the instant appeal.
2. That the instant appeal is incompetent in its present form, hence liable to be dismissed.
3. That the instant appeal is badly time barred.
4. That the appeal is not maintainable in its present form.
5. That the appellant has not come to this Honourable Tribunal with clean hands.
6. That the appellant is estopped by his own conduct.
7. That the appellant has concealed the material facts from this Honourable Tribunal hence liable to be dismissed.
8. That the instant appeal is liable to be dismissed for non-joinder of necessary / mis-joinder of unnecessary parties.
9. That the instant appeal is based on malafide intention, hence liable to be dismissed.
10. That the instant appeal is against the prevailing law and rules.
11. That the appellant being in service fraudulently kept the respondents in dark without following the due process and again appeared in the exam as a fresh candidate for the post of PST and was selected accordingly thereon. (Copy of Application Form is attached as **Annex-A**)
12. That the issuance of pay release order of the appellant is made in good faith and the respondents were unaware of the appellant previous service, as the appellant in the entire process kept the respondents in dark.
13. That the continuous complaints were made against the appellant from office of the ASDEO Circle, Head Master and PTC Chairman of the concerned School regarding non performing duty/absenteeism in the school. (Copies of Complaints from ASDEO, Head Master and PTC Chairman are attached as **Annex- "B", "BI", "BIU"**)
14. That the DDO (M) Primary Takht Bhai along with ADO Sher Gharh visited the school and found the appellant absent as per attendance register of the school, the appellant was fined as deduction of 7 days pay w.e.f 23/04/2008 to 29/04/2008 vide letter No 9804/PF/Rashid Khan/PST:Dated 29/05/2008, to this effect the explanation was also.

called from the appellant regarding Disobedience/Irregularity of the appellant issued vide letter no 9620 dated 23/06/2008 and letter no 9622 dated 23/06/2008 (Copies of attendance register and letters are attached as Annex- "C" "CI" "CII" "CIII")

15. In that effect the appellant was also transferred in the interest of public service from GPS Khanjaryan to GPS Ghala Dhear No 1 vide office order No 11945-G dated 13.08.2008 by the respondent No 2 in due course of law and the appellant was duty bound to perform on the post to the satisfaction of respondents. (Copy of Transfer Order is attached as Annex- "D")
16. That the appellant after the transfer from GPS Khanjaryan to GPS Ghala Dhear No 1 did not appear in the GPS Ghala Dhear No 1 nor taken over the charge did neither perform his duty in the said school, which clearly shows disobedience on the part of the appellant. (Affidavit of the Head Master GPS Ghala Dhear No 1 is attached as Annex- "E")
17. That the appellant by his own conduct deprived himself from all benefits incurred to him according the law as he remained absent for enough time from his service which is also a sort of disobedience on the part of appellant.
18. That the appellant did not file any application regarding the objection over transfer to the respondents.

ON FACT:


1. Para No 1 pertains to record, hence need no comments.
2. Para No 2 pertains to personal record hence no comments.
3. Para no 3 pertains to personal record of the appellant hence no comments.
4. Para No 4 is correct to the extent of transfer of appellant was made from GPS Khanjaryan to GPS Ghala Dhear No 1 on administration grounds which is thoroughly explained supra in Para No 14, 15 and 16 of Preliminary Objection hence denied.
5. Para No 5 is incorrect baseless against law and facts, the appellant did not approached respondent through proper channel and directly applied as a fresh candidate for the post of PST and accordingly was selected and appointed on the said post, hence denied.
6. Para No 6 is correct to the extent of issuance of personal number which is duty of DAO office Mardan not of Education Department already explained in Para No 12 of the preliminary objection hence need no comments.
7. Para No 7 pertains to record, after transfer nor the appellant taken over the charge neither performed any duty in GPS Ghala Dhear No 1 due to which the appellant deemed to be dismissed from his service by his own conduct afterward the appellant did not approached the Respondents hence denied.

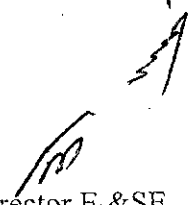
GROUND:

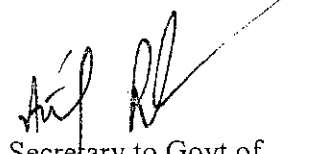
- A. Para A is incorrect baseless against fact & law and the appellant kept the respondent in dark and applied as a fresh candidate without obtaining NOC from the respondents which is against the law hence denied.

- B. Para B is incorrect and thoroughly explained in preliminary objections hence denied.
- C. Para C is incorrect the appellant by his own conduct deprived himself from all benefits incurred to him according the law as explained in preliminary objections hence denied.
- D. Para D is incorrect and as explained supra the appellant remained absent for enough time from his service, hence denied.
- E. Para E is incorrect baseless against the law and fact, hence denied.
- F. Para F is irrelevant furthermore according to the law each and every case is to be decided on its own merits, hence need no comments.
- G. Para G needs no comments

It is therefore humbly prayed that in the light of above facts, the appeal may pleased be dismissed with cost.


District Education Officer
(Male) Mardan


Director E & SE
Peshawar


Secretary to Govt of
Khyber Pakhtunkhwa E & SE Department
Peshawar

Secretary Finance
Peshawar, Khyber Pakhtunkhwa.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No: 234/2015

Mr Rasheed Khan, GPS Khanjaryan U/C Jalala Tehsil Takht Bhai, District
Mardan..... Appellant

Versus

The Secretary Education (E & SE) Peshawar Others..... Respondent

AFFIDAVIT

I, Mr Muhammad Haroon Legal Advisor Education Department Mardan do hereby solemnly
affirm and declare that the contents of Para Wise Comments submitted by respondents No 2 & 3
are true to the best of my knowledge and belief and nothing has been concealed from this
Honourable Court.

Deponent

Muhammad Haroon
Muhammad Haroon
16101-4819092-1

Identified By:

Advocate General

Khyber Pukhtunkhwa
Peshawar

EATA Roll No

8192

8/12
Amjad
JF
11/6/16

APPLICATION FORM FOR THE POST OF PST

Tick Gender: Male Female

1. Name of Applicant (BLOCK LETTER): RASHID KHAN
2. Father's Name: MISAL KHAN
3. CNIC Number: 16102-054588-9
4. Mobile /Telephone Number: 0345-9373737
5. Name of Union Council: TALALA
6. Name of Post Applied for: PST
7. Date of Birth(as per SSC record): 15-08-1984
8. Age on 15-06-2011: 26 years & 10 months
9. Academic Qualification: MA PTC

Examination Passed	Result Declaration Date	Obtained Marks	Marks Allocated	Total Marks	Formula for Score	Score
SSC or Equivalent	5/14/99	579	15	850	Marks Obtained x15/ Total Marks	10.22
HSSC or Equivalent	8/18/2001	644	30	1200	Marks Obtained x30/ Total Marks	17.56
BA/BSC or Equivalent	11/10/2003	274	05	550	Marks Obtained x05/ Total Marks	2.5
MA/M.SC or Equivalent	31/3/2006	619	05	1100	Marks Obtained x05/ Total Marks	2.8
M.Phil/ Ph.D			05		05	
Screening Test conducted by ETEA or NTS					Marks obtained x40 /Total Marks of the Test	
TOTAL SCORE						

10. Whether In-Service or Fresh Candidate FRESH
11. If In-Service, state exact date & Duration of Service _____ Years _____ Month _____ Days.
12. Disable Candidate Yes NO

INSTRUCTIONS:-

- Fill the Form neatly and explicitly.
- Check Marks/Tick Marks the relevant word/ Column/No etc.
- EATA Roll No: will be issued at the time of submission of Application Form.
- The Candidate who failed the EATA test will not be eligible to appear in the interview for the post applied for.
- Incomplete application Form will not be entertained.
- EATA test/Interview will be held on the places as mentioned in the advertisement.

Amjad
 District Education
 Talala

Certified that Mr/Miss Rashid Khan
 S/O, D/O Misal Khan
 is bonafide R/O Union Council Talala
 Name of U/C secretary Mohd Azeem Khan
 Signature with Stamp _____

Signature of the Applicant _____
 Home Address Khasra No. 11/1 Talala (T. Bhai)
 School if Govt/Servant: _____
 Note: Attached Service Certificate with application Form and in case of selection of the In-Service Teacher against the post applied for will be invariably join the post.

- Fawad Supdt:
- Fawad Khan Computer Operator
- Khalid Khan Computer Operator

JF

Shergarh
No 597 date 26-9-07

17

The Dy. D.O. (M) Pny,

T Bhai

"B"

Shergarh

visit report GPS Khanyan.

Memo,

I visited the GPS Khanyan along with you on 22-9-07 and you have directed to send report of GPS of the said school.

It is stated that Mr. Badrul Hassan H/Teacher was present and was busy in teaching, while Mr. Ali Gohar PST was on leave ^{marked} on C/leave, Mr. Rashid Khan PST was on leave with out application and permission. Mr. Irzanullah Chowkidar signed in the Attendance Register but physically absent but later on report to school. The H/Teacher complain verbally complained that the Chowkidar not performing his duty. So report is submitted for your kind information.

Advised

[Signature]
Asst. Dist. Officer
Circle Sher Garh
T Bhai Mardan

[Signature]
Assistant Dist Officer
Circle Sher Garh
T Bhai Mardan

36

THE DY. DISTT. OFFICER
PRIMARY TAKHT BHAI
No. 9490 / F.No/Rasheed Khan/PST
Dated: Takht Bhai the 24/7 /2008

To
The Executive District Officer
Elementry & Secy: Education
Mardan.

A B II

Subject:- APPLICATION OF THE CHAIRMAN PTC GPS KHANJARYAN AGAINST
Memo: RASHEED KHAN PST GPS KHANJARYAN.

Enclosed find herewith the self explanatory complaint of the Chairman of the PTC
GPS Khanjaryan against Rasheed Khan PST of the said school and consequent report of the A.D.O
Shergarh Circle against this teacher. This teacher is neither wanted nor fit in this Sub Division and
may be transferred to Mardan Sub-Division.

Encl: 02

Endst: No. 9491

o/c

DEPUTY DISTRICT OFFICER
(M) PRIMARY TAKHT BHAI

Copy to the:
1. A.D.O Sher Garh w/r to his No.663 dt 17/7/2008.

o/c
District Education
Officer (Male) Mardan

DEPUTY DISTRICT OFFICER
(M) PRIMARY TAKHT BHAI

گھر (3) 110 صاحب (برائے) گھر

حصہ عالی درخواست نمبر د شکتی

خود بنا گراں شہرہ

میں ایک بار لکھی ایک درخواست گھر باقی زمین اس پر

کے کوئی عمل درآمد نہیں ہوا۔ اسے دو ایک بار درخواست ارسال

کیا گیا ہے۔ اس میں (پہلے) کا ایک اسکول

رہا ہے۔ اس کے بعد عام رہا ہے۔ ایک زمین میں

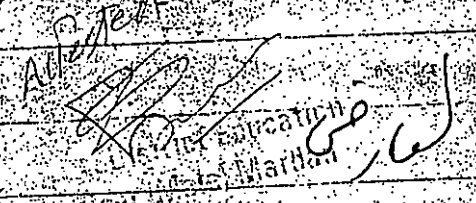
کے عامی سے کیا۔ حکایت سکول (کا لگا) بنا ہوا ہے۔ میں ایک بار لکھی شکتی کے لئے کوئی کارروائی نہیں ہوئی۔ اسے ایک بار

اگر اس بار اسے درخواست برکول کارروائی نہیں ہوئی تو پھر

میں سے محسوس سکول بند کر کے اسے لکھی گیا۔ امر ہے۔ دہری افسران

صبر میں و پھر ان P.T.C. میں اس میں (پہلے) کا ایک اسکول

پہلے میں
امریہ میں
پہلے میں



Office of Inspector
Circle Sher Garh
No. 663 date 17-7-08

34

To The Dy DO (M) Prg,
T. Bhai PTC

Subj: Application of the Chairman GPS Khayran against Rasheed Khan
PST GPS Khayran

Memo,
I have the honour to submit here with the applications
of Akbar Ali Chairman with the documents that the application
is based on fact and the said teacher is irregular in his
duty and is a disobedient teacher.

1. He has been asked to provide Service Book to Circle Office
vide Dy DO T. Bhai No 9622 dated 23-6-08 but failed
to comply with
2. He has been asked repeatedly to deposit the pay of the
absence period in Govt Treasury but failed to obey
and used foul words against the high authority.

It is recommended that the said teacher may be transferred
far away out of Tehr. T. Bhai and be ~~not~~ suspended for
three months pl.

Dy DO, 953
1377/08

J. Hussain
Assistant East Officer
Circle Sher Garh
Enal Mardan

Approved
[Signature]

بابت ماہ ابریل ۱۳۶۸ھ
 ریٹرن حاضرین مدرسین متعلقہ گورنمنٹ پبلسک اسکول خٹوار تحصیل تخت عثمانی ضلع مردانہ

نمبر ردیف	نمبر نام مدرسین			نمبر نام مدرسین			نمبر نام مدرسین		
	آمد	دستخط روزگاری	دستخط	آمد	دستخط روزگاری	دستخط	آمد	دستخط روزگاری	دستخط
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SPRING VACATION

تفصیل درج ذیل ہے
 30/4/68
 30/4/68

نمبر	روز	تاریخ	حالت	تاریخ	حالت	تاریخ	حالت	تاریخ	حالت	تاریخ	حالت
1	پنجشنبہ	2	جمعہ	3	جمعہ	4	جمعہ	5	جمعہ	6	جمعہ
7	جمعہ	8	جمعہ	9	جمعہ	10	جمعہ	11	جمعہ	12	جمعہ
13	جمعہ	14	جمعہ	15	جمعہ	16	جمعہ	17	جمعہ	18	جمعہ
19	جمعہ	20	جمعہ	21	جمعہ	22	جمعہ	23	جمعہ	24	جمعہ
25	جمعہ	26	جمعہ	27	جمعہ	28	جمعہ	29	جمعہ	30	جمعہ
31	جمعہ	32	جمعہ	33	جمعہ	34	جمعہ	35	جمعہ	36	جمعہ

ریٹرن پریس مردانہ

CI 26

OFFICE OF THE DEPT. OF EDUCATION
(M) PRIMARY SCHOOL
NO. 9004 / 1/1/2008
Dated: 31/1/2008

The Executive District Officer
(Schools & Literacy) Mardan.

Subject:- ABSENTISM/PAY DEDUCTION.

On the written complaint (copy attached) received from Mr. M. A. Khan, P.O. Changanjara (Dist. Mardan) on 25/4/2008 regarding the absenteeism of Mr. M. A. Khan of school No. 19/4/2008 up till now, the undersigned along with Mr. M. A. Khan, P.O. Changanjara visited the school on 30/4/08 and found that the teacher in question remained absent from 23/4/08 to 29/4/08 (7 days) and from 19/4/08 to 22/4/08 on C/leave (photo copies of attendance register attached).

Therefore his 7 days pay w.e.f 23/4/08 to 29/4/08 may be deducted.

Yours faithfully,

DEPUTY DISTRICT OFFICER
(M) PRIMARY SCHOOL

Ref: No. 9005

Copy to the:-

- 1. Mr. M. A. Khan.
- 2. P.O. Changanjara.

Assistant District Education
Officer (Male) Mardan

DEPUTY DISTRICT OFFICER
(M) PRIMARY SCHOOL

32 C II

OFFICE OF THE DEPUTY DISTRICT OFFICER (MALE) PRIMARY TAKHT BHAI

NO: 9620 DATED 23/16/20

To
Mr. Rasheed Khan, PST:
G.P.S. Khanjaryan.

SUBJECT:- E X P L A N A T I O N

Memo:

During the annual inspection 2008, your class was found weak. Therefore explain your poor performance within three days without fail.

.....
Alleged

[Handwritten Signature]

MD

DEPUTY DISTRICT OFFICER,
(MALE) PRIMARY TAKHT BHAI.

Indst. No: 9621

Executive District Officer (Male) Mardan

Copy to:-

- 1:- Executive District Officer (Schools & Literacy) Mardan.
- 2:- A.D.O. Sherghar Circle.

MD

[Handwritten Signature]

DEPUTY DISTRICT OFFICER,
(MALE) PRIMARY TAKHT BHAI.

'BI'

(علی)

گورنمنٹ ایف ڈی ڈی آف (محکمہ تعلیم) میرٹھ کی کفیل کرتے

حصہ اول

گزارش جس میں ہے کہ گورنمنٹ پرائمری

سکول ضلع میانہ آف ایف اسٹاد (زینید خان) 08-4-19

سے سکول سے غیر حاضر ہے۔ کوئی درخواست پیش کیا

نہ آ رہا کوئی سکول کو اطلاع دی ہے۔ سکول میں

آف اسٹاد موجود ہے اور بچوں کے اسمائے شریف

میں وہ ہیں۔

اسے آف ایف اسٹاد کی خدمت میں مل گیا

یہ اس مسئلے کا حل تلاش کیا جائے۔

میرٹھ ایف ڈی ڈی آف

اکبر علی

تاریخ 08-05-19

Attested

Asstt. District Education Officer (Male) Mardan

پرنسپل ایف ڈی ڈی آف - ضلع میانہ - میرٹھ

اکبر علی

CHI (28)

OFFICE OF THE DEPUTY DISTRICT OFFICER (MALE) PRIMARY TAHT BHAI.

NO: 9622 /ASSD 23/06/2008

Resheed Khan, PST:
G. P. S. Khanjaryan, Circle
Sherghar.

SUBJECT:- IRREGULARITY/DISOBEDIENCE.

MEMO:

You being a subordinate official are committing the following short comings since long.

- 1:- You are asked to provide your service book to your circle officer for the scale upgradation entry but you have failed to comply with.
- 2:- You have been asked repeatedly to deposit the pay of of the absence period in Govt. Treasury, but you have failed obey.

Therefore you are directed for the last to fulfill the exax (odal requirements with in three days otherwise your pay will be stopped and the responsibility will rest upon your own shoulders.

Arrested

Asstt. District Education Officer (Male) Mardan

DEPUTY DISTRICT OFFICER, (MALE) PRIMARY TAHT BHAI.

Inst: No: 9623 /

Copy to:-

- 1:- Executive District Officer (Schools & Literacy) Mardan.

Handwritten signature

DEPUTY DISTRICT OFFICER, (MALE) PRIMARY TAHT BHAI.

EXECUTIVE DISTRICT OFFICER ELEMENTARY & SECY: EDU: MARDAN

The following PST teachers are hereby transferred to their own pay and EPS, from the date of their taking over charge of the schools noted against each in the interest of public service as per detail as under :-

No.	Name of Teacher/ School.	Age	Remarks.
1.	Rashed Khan GPS, Khanjaryan S, Garh.	GPS, Ghala Dher. No 1 on adun: Ground	V.S. No. 2
2.	Masoom PST Ghala Dher NO 1	GPS, Khanjaryan T. Bhai	V.S. No. 1

Note: Charge report should be submitted to all concerned. NO TA/DA is allowed.

1194576

(HOOR ZADA KHAN) EXECUTIVE.

Endst: NO / Tran: on adun: Ground/

Dated: 13/9/08

Copy forwarded to the:-

1. Dy: District Officer (M/P) T. Bhai
2. Dy: District Officer (M/P) Mardan.
- 3-4 Headteachers concerned.
5. M/ File.

EXECUTIVE DISTRICT OFFICER, ELEMENTARY & SECY: EDUCATION MARDAN.

[Signature]

Asstt. District Education Officer (Male) Mardan

9623 / 18/9/08

Endst No 1035254 dated 18/9/08

Copy to:

- 1) EDO (EIS) Mardan
- 2) ADO shah Gerh. ✓
- 3) Head Teacher concerned.

[Signature]
Dy: District Officer
Takh: Shai

حلفیہ بیان

۴

تقدیر میں حجتی ہے کہ رشید خان آڈیو جی پی ایس
حجر پان پیر سدی انڈر ٹرائسفر ٹو ۴۴۹ غلہ ڈھیر ۱
نے ۴۴۹ غلہ ڈھیر ۱ میں نے حیار ج لکھا ہے اور
نہ ڈیوٹی سزا نام دی ہے سکول پیکارڈ میں کوئی
صبر نہیں ہے لکھنا رپورٹ عمر میں ہے

Hand Master
C.P.S No.1 Ghala Dher
Mardan

verified

Asstt: District Education
Officer (Male) Mardan

Asstt: District Education
Officer (Male) Mardan

BEFORE THE KHYBER PAKHTUNKHWA,

SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. 234/2015

Rasheed khan

VS

Secretary Education KPK:

.....

REJOINDER ON BEHALF OF APPELLANT

.....

RESPECTFULLY SHEWETH:

Preliminary Objection:

(1-18) All objections raised by the respondents are incorrect and Baseless. Rather the respondents are estopped to raise any Objection due to their own conduct.

FACTS

1. No comments endorsed by respondent's Department, which means they have admitted Para-1 of Appeal is correct as record is already in the custody mentioned in the custody of respondent's department.
2. No comments endorsed by respondent's Department, which means they have admitted Para-2 of Appeal as correct mentioned in the main appeal of the appellant. The record has already been attached to the main Appeal.
3. No comments endorsed by respondent's Department, which means they have admitted Para-3 of Appeal as correct mentioned in the main appeal of the appellant.
4. Respondents In his reply admitted first portion of the appeal as correct while remaining Para4 of reply is not according to Para-4 of the appeal. Moreover, Para-4 of the appeal is correct.
5. Incorrect. While Para-5 of the appeal is correct as mentioned in the main appeal of the appellant.

6. Incorrect. While Para-6 of the appeal is correct as mentioned in the main appeal of the appellant. Moreover, it is a prove of that the appellant applied through proper channel for the post of PST.
7. Incorrect, While Para-7 of the appeal is correct as mentioned in the main appeal of the appellant. Moreover, the transfer order was challenged and accepted by the tribunal but the high ups of the department reluctant to implement the order of Service Tribunal.

GROUNDS

- A) Incorrect. While Para-A of ground of the appeal is correct as mentioned in the main appeal of the appellant.
- B) Incorrect. The Appellant has not been dealt in accordance with law. Moreover, Para-B of Appeal is correct as mentioned in the main appeal of the appellant.
- C) Incorrect. While contents of Para-C of ground of the appeal are correct as mentioned in the main appeal of the appellant. Moreover, respondent's commits irregularities by own self for which he can't punished appellant.
- D) Incorrect. While contents of Para-D of the appeal are correct as mentioned in the main appeal of the appellant.
- E) Incorrect. The contents of the Para-E of the Appeal are correct as mentioned in the main appeal of the appellant. Moreover, the claim of the appellant is according to the law and rules.
- F) Incorrect. While the contents of Para-F of Appeal are correct as mentioned in the main appeal of the appellant.
- G) Legal.

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

APPELLANT

Rasheed Khan

Through:



(M. ASIF YOUSAFZAI)
ADVOCATE, PESHAWAR.

AFFIDAVIT

It is affirmed and declared that the contents of rejoinder and appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from Hon'able tribunal.


DEPONENT

ATTESTED
Oath Commissioner
Zafior Khan Advocate
Distt: Court Peshawar
4/5/2016