BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,

PESHAWAR.

SERVICE APPEAL NO. 924/2016

 Date of institution
 26.08.2016

 Date of judgment
 ...
 21.07.2017

Abdul Manan S/o Adam Khan, Pipe Fitter (BPS-07) Provincial Building Maintenance C&W Department, Bacha Khan Chowk Peshawar.

R/o Near Technical College Kohat Road Peshawar,

(Appellant)

<u>VERSUS</u>

1. The Superintendent Engineer Provincial Building Maintenance Cell C&W Department Bacha Khan Chowk KPK Peshawar.

2. Executive Engineer PBMC Communication & Works Department Peshawar

- Bacha Khan Chowk Peshawar.
- 3. Secretary C&W Khyber Pakhtunkhwa Peshawar.
- 4. Sub-Divisional Officer IV Provincial Building Maintenance Cell C&W KPK.

(Respondents)

SERVICE APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST OFFICE ORDER NO. 1110-GEC DATED 02.06.2016 OF EXECUTIVE ENGINEER C&W WHEREBY APPELLANT WAS RETIRED FROM SERVICE PREMATURELY WITH EFFECT FROM 28.02.2014 INSTEAD OF THE YEAR 2018 BY COUNTING APPELLANT DATE OF BIRTH AS 01.03.1954 INSTEAD OF 1958 AND AGAINST THE FINAL ORDER PASSED BY EXECUTIVE ENGINEER ON APPEAL VIDE OFFICE ORDER NO. 1471-3 EC DATED 24.08.2016 PASSED BY EXECUTIVE ENGINEER PBMC READ WITH OFFICE ORDER NO. 933-2 SDO IV DATED 23.08.2016.

Mr. Asad Jan, Advocate. Mr. Kabirullah Khattak, Assistant Advocate General For appellant. For respondents.

Mr. MUHAMMAD AMIN KHAN KUNDI MR. GUL ZEB KHAN

MEMBER (JUDICIAL) MEMBER (EXECUTIVE)

JUDGMENT

MUHAMMAD AMIN KHAN KUNDI, MEMBER: -

This service appeal

has been filed under Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the order dated 02.06.2016 whereby the appellant was retired from service with effect from 28.02.2014 as well as against the order dated 23.08.2016 whereby the departmental appeal of the appellant was rejected.

2. Facts of the case as per memo of the appeal are that the appellant was appointed as Pipe Fitter on 03.11.1975 in C&W Department. That the date of birth of the appellant was recorded in service book as 01.03.1954 by the respondents. That the date of birth of the appellant is recorded as 1958 in CNIC. That the appellant came to know on 02.06.2016 about the date of birth mentioned in the service book when he was retired from service. That the actual date of birth in other medical documents was also recorded as 1958 and the respondent-department was bound to retire him in the year 2018. That the appellant also filed departmental appeal but the same was also dismissed hence, the present appeal.

3. The respondents were summoned who contested the appeal by filing written reply/comments.

4. Learned counsel for the appellant contended that the appellant was serving in C&W Department as Pipe Fitter (BPS-07). It was further contended that the date of birth of the appellant is 1958 and the same date of birth is also mentioned in the CNIC issued from time to time in favour of the appellant. It was further contended that the respondent-departmental has illegally retired him from service on 02.06.2016 with effect from 28.02.2014 on the basis of wrong entry of date of birth of the appellant mentioned as 01.03.1954 in his service book. It was also contended that the date of birth mentioned in CNIC will be given preference than the date of birth mentioned in the service book and the date of birth mentioned in the service book is liable to be rectified in accordance with the date of birth mentioned in the CNIC. It was further contended that the date of birth of the appellant as per medical certificate is also mentioned as 1958, therefore, prayed that the date of birth mentioned in the service book may be rectified and the appellant may be retired from service with effect from 28.02.2018 by treating the date of birth of the appellant as 1958 instead of 1954.

5. On the other hand, learned Assistant Advocate General Mr. Kabirullah Khattak opposed the contention of learned counsel for the appellant and contended that the date of

2

birth of the appellant is mentioned as 01.03.1954 in the service book and as per rules any official may be retired from government service on the basis of date of birth recorded in service book. It was further contended that the respondents were not bound to retire the appellant on the basis of date of birth recorded in CNIC. It was further contended that the entry mentioned in the service book will be given preference than the entry mentioned in CNIC. It was further contended that if the age of the appellant for the sake of arguments is considered as 1958 than at the time of his appointment his age was less than 18 years and he was not eligible for service. It was further contended that the present appeal is not maintainable and prayed for dismissal of appeal.

6. We have heard the arguments on both sides and gone through the record available on file.

7. Perusal of the record reveals that the appellant was appointed as Pipe Fitter (BPS-07) on 03.11.1975 in C&W Department and his date of birth was mentioned as 01.03.1954 in his service book. The record further reveals that no doubt the date of birth of the appellant is mentioned as 1958 in his CNIC but as per service rules of the Accountant General Khyber Pakhtunkhwa any official may be retired from government service on the basis of date of birth recorded in service book and not on the basis of date of birth mentioned in the CNIC. Moreover if the date of birth of the appellant is considered as 1958 at the time of his appointment than his age was less than 18 years, therefore, the appellant was rightly retired from service on the basis of date of birth mentioned in service book hence, the appeal has no force which his hereby dismissed. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED 21.07.2017

MEMBER

9mmad Amm

MEMBER

3

22.05.2017

Counsel for the appellant and Mr. Kabir Ullah Khattak Assistant AG for the respondents present. Counsel for the appellant requested for adjournment. Adjourned. To come up for arguments on 18.07.2017 before D.B.

(Gul Zet Khan) Member

D.B.

(Muhammad Amin Khan Kundi) Member

18.07.2017

Appellant alongwith his counsel present. Mr. Kabirullah Khattak, Assistant AG for the respondents also present. Arguments heard. To come up for order on 21.07.2017 before

(Gul Zel Khan) Member

(Muhammad Ámin Khan Kundi) Member

21.07.2017

Appellant alongwith his counsel present. Mr. Kabirullah Khattak, Assistant Advocate General for the respondents present. Arguments heard and record perused.

Vide our detailed judgment of today consisting of three pages placed on file, the appeal has no force which is hereby dismissed with no order as to cost. File be consigned to the record room.

ANNOUNCED 21.07.2017

(GUL ZEB KHAN) MEMBER

remm

(MUHAMMAD AMIN KHAN KUNDI) MEMBER 924/2016

20.10.2016

Appellant in person and Additional AG for respondents present. Written reply by respondents not submitted. Learned Additional AG requested for further time for submission of written reply. Request accepted. To come up for written reply/comments on 30.11.2016 before S.B.

30.11.2016

MEMBER Appellant in person and Mr. Muhammad Hamid Zia, SDO alongwith Addl. AG for respondents present. Written reply not submitted. Requested for adjournment. Request accepted. To come up for written reply/comments on 26.12.2016 before S.B.

(PIR BAKHSH SHAH)

Member

26.12.2016

Counsel for the appellant, and Mr. Muhammad Hamid Zia, SDO alongwith Mr. Ziaullah, GP for the respondents present. Written reply submitted. The appeal is assigned to D.B for rejoinder and final hearing for 16.02.2017.

Chairman

16.02.2017

Appellant in person and Mr. Muhammad Hamid Zia, SDO alongwith Addl. AG for respondents present. Rejoinder submitted which is placed on file. To come up for arguments on 22.05.2017 before D.B.



07.09.2016

Secu

Counsel for the appellant present. Learned counsel for the appellant submitted that actual date of birth of the appellant is 1958 per record of NIC and certificate of the Civil Surgeon but the same was initially shown as 1954 in the service book of the appellant on the basis of which the appellant was untimely retired before his due date. He next submitted that the impugned order is unlawful and against the rules which may be set-aside. Learned counsel for the appellant stressed that after original order, departmental appeal of the appellant was also rejected and hence the instant service appeal. He contended that the appeal is within time.

Points urged at the Bar need further consideration. Admit. Subject to deposit of security and process fee within 10 days where-after notices be issued to the respondents for written reply/comments for 06.10.2016 before S.B.

06.10.2016

44 5⁷ 1 Appellant in person and Addl: AG for respondents present. Written reply not submitted. Requested for adjournment. Request accepted. To come up for written reply/comments on 20.10.2016 before S.B.

Iylammad Aamir Nazir) (Member)

dber

FORM OF ORDER SHEET

Form-A

Court of_ 924/2016 Case No. Order or other proceedings with signature of judge or Magistrate Date of order S.No. proceedings 1 3 2 01/09/2016 The appeal of Mr. Abdul Manan resubmitted today 1 by Mr. Asad Jan Advocate may be entered in the Institution Register and put up to Worthy Chairman for proper order please. 9-2-16 This case is entrusted to S. Bench for preliminary hearing to be put up there on 07-09-2016 CHATRMAN

2-

This is an appeal filed by Mr. Abdul Manan on 26/08/2016 against order dated '02.06.2016 against which he preferred/made departmental appeal/ representation on 30.06.2016 the period of ninety days is not yet lapsed as per section 4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974, which is premature as laid down in an authority reported as 2005-SCMR-:890.

Чý.

As such the instant appeal is returned in original to the appellant/counsel. The appellant would be at liberty to resubmit fresh appeal after maturity of cause of action.

No. 1428/ST, DI. 3ª 8/2016

 $\mathbf{b}\mathbf{F}\mathbf{C}$ TE TRIBUNAL **FYBER PAKHTUNKHWA** PESHAWAR.

Mr. Asad Jan Adv. Pesh.

Respected Sin,

vide Poge-10 Anexore B

ASAD JAN ASC 119/18

er filling is

with logid to my dept appeal

12 executive agures possed order deted 24/8/15, Though the

Some is non- Specking and Kenfor Chillaged before This hable tribul which is in mature I find orden - hence kented fl

The appeal of Mr. Abdul Manan son of Adam Khan Pipe Fitter PBMC Department Peshawar received today i.e. on 26.08.2016 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days."

- 1- Annexures of the appeal may be flagged.
- 2- Annexures of the appeal are not in sequence which may be annexed serial wise as mentioned in the memo of appeal.

No. 1413 /S.T. Dt. 26/8 /2016

SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR.

Mr. Asad Jan Adv. Pesh.

I bemove objections howould court

plz resubmited before

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.

S.A. NO. 9.24. /2016

ABDUL MANAN

VERSUS

THE SUPERINTENDENT ENGINEER AND OTHERS

P. No	Description of document	Annexure	page no.
1.	Appeal.		1- 1
2.	Affidavit		7-8
3.	COPY OF THE APPEAL AND		
	ORDERS		9- 11
4.	Copies OF NICs	, <u>1</u>	12=14
5.	Office order 1110/GEC		
	dated 2/06/2016	•	
		· ·	15
б.	Copy of pay slip		16- 17
7.	Copy of age assessment certificates		18- 19
8.	Service book		7 53
9.	Wakalat nama.	· · · · · · · · · · · · · · · · · · ·	Jo 5)

INDEX

APPELLANT

Through ASAD JAN

(Advocate Supreme Court of Pakistan)

OFFICE: ROOM NO. 2 & 3 AL-MUMTAZ HOTEL HASHTNAGRI PESHAWAR.

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.

S.A. NO..924. /2016

ABDUL MANAN S/O ADAM KHAN R/O NEAR TECHNICAL COLLEGE KOHAT ROAD PESHAWAR PIPE FITTER B-07 PROVINCIAL BUILDING MAINTENANCE C&W DEPARTMENT,BACHA KHAN CHOWK PESHAWAR.

VERSUS

- **1.** THE SUPERINTENDENT ENGINEER PROVINCIAL BUILDING MAINTENANCE CELL C&W DEPARTMENT BACHA KHAN CHOWK KPK PESHAWAR.
- EXECUTIVE ENGINEER PBMC COMMUNICATION AND WORKS DEPARTMENT PESHAWAR BACHA KHAN CHOWK PESHAWAR.
- **3.** SECRETARY C&W KHYBER PAKHTOON KHWA PESHAWAR
- **4.** SUB DIVISIONAL OFFICER IV PROVINCIAL BUILDING MAINTENANCE CELL C&W KPK.

......RESPONDENTS

...APPELLANT

Diary No

181

216

APPEAL U/S 4 OF THE SERVICE TRIBUNAL ACT, 1974 AGAINST OFFICE ORDER NO 1110-GEC DATED 2/06/2016 OF EXECUTIVE ENGINEER C&W WHEREBY APPELLANT WAS RETIRED FROM SERVICE PREMATURELY WITH EFFECT FROM 28/02/2014 **INSTEAD OF THE YEAR 2018 BY** COUNTING APPELLANT DATE OF BIRTH AS 1/03/1954 INSTEAD OF **1958 AND AGAINST THE FINAL** ORDER PASSED BY EXECUTIVE ENGINEER ON APPEAL VIDE OFFICE ORDER NO 1471-3 EC DATED 24/08/2016 PASSED BY EXECUTIVE ENGINEER PBMC READ WITH OFFICE ORDER NO 933-2 SDO IV DATED 23/08/2016. 010916

PRAYER IN APPEAL.

ON ACCEPTANCE OF THE INSTANT APPEAL THE ABOVE MENTIONED OFFICE ORDER BE SET ASIDE /MODIFIED AND APPELLANT BE RETIRED FROM SERVICE WITH EFFECT FROM 28/02/2018 BY TREATING PETITIONER DATE OF BIRTH AS 1958 INSTEAD OF 1/03/1954 ALONGWITH ALL OTHER

Re-submitted to -day

BENEFITS FOR THE SAID PERIOD AND ANY OTHER RELIEF TO WHICH THE APPELLANT IS FOUND ENTITLED MAY ALSO BE GRANTED.

Respectfully Sheweth, The appellant submits as under:-

- 1. That the appellant is law abiding citizen of Pakistan.
- **2.** That the appellant is quite illiterate and joined service in the department on 3/11/1975 as pipe fitter.
- **3.** That the date of birth of appellant was recorded in the service book as 01/03/1954 presumptively by respondents.
- **4.** That in the CNIC, the date of birth of appellant was recorded as 1958 in all the CNICs issued from time to time.
- **5.** That appellant came to know about the date of birth when he was retired from service on 2/06/2016 being illiterate.
- **6.** That actual date of birth in other documents was recorded as 1958 and department was legally bound to retire him from service in the year, 2018.
- **7.** That if the department has some reservation about the date of birth of appellant, appellant should have been referred to Govt. hospital for verification of the same to ascertain the same.
- 8. That appellant filed an appeal against order no 1110/GEC dated 02/06/2016 of executive engineer and the same was dismissed and not honored vide order dated 1471-3 EC dated 24/08/2016 passed by executive engineer PBMC read with office order NO 933-2 SDO IV dated 23/08/2016.(copy of the appeal and all orders mentioned above are annexed)
- **9.** That appellant is seriously aggrieved from the above mentioned office orders , hence requests for setting aside of the same on the following grounds amongst others:-

GROUNDS

A. That the office orders mentioned above are against law, facts and record.

B. That the orders mentioned above are without lawful authority and passed by incompetent authority.

C. That appellant has spotless service career and has no adverse remarks in his service record.

D. That all the NICs issued from time to time in favour of appellant carries the appellant date of birth as 1958 and not 1/03/1954 and on this sole ground the impugned orders are liable to be set aside/modified.(copy of NICs attached)

E. That even pay role of the appellant shows that appellant date of birth has been mentioned as 1/05/1983 and this wrong entry is sufficient to hold that the date of birth recorded in the service book of the appellant has been wrongly mentioned by the department and appellant being illiterate has never came to know in respect of said incorrect recorded date of birth moreover, when appellant is appointed as pipe fitter on 3/11/1975 then how the respondents are showing his date of birth as 1/05/1983 in the pay role hence appellant cannot be blamed for the wrong done and the wrong entries recorded in the service recorded in the service service.

F. That no one should suffer for the act of department especially when admittedly appellant is illiterate.

G. That appellant is a poor person and the whole family is dependent upon him.

Η. That the impugned office order is passed in illegal manner as the same bears dated 2/06/2016 but treating appellant retired from service with effect from 28/02/2014 (afternoon) i.e more than two years prior to of office order 1110/GEC the passing dated 2/06/2016.(copy of office order 1110/GEC dated 2/06/2016 is annexed)

I. That the impugned office order is void ab initio, unlawful and ineffective upon appellant rights and as such appellant cannot be deprived of his valuable rights. J. That from the impugned office order appellant came to know about the wrong entries with regard to his date of birth hence appellant is well in time.

K. That even appellant received his pay till may 2016 which fact also supports that correct date of birth is 1958 and not 1/03/1954 (copy of pay slip is annexed)

L. That even age assessment certificate supports the appellant version(copy of age assessment certificate is annexed)

M. That others grounds will be raised at the time of arguments.

N.That the acts of respondents by retiring the appellant prematurely and not considering the correct date of birth of the appellant as mentioned in the appeal are based on malafide and are illegal.

It Is Therefore Requested That, ON ACCEPTANCE OF THE INSTANT APPEAL THE ABOVE MENTIONED OFFICE ORDERS BE SET ASIDE /MODIFIED AND APPELLANT BE RETIRED FROM SERVICE WITH EFFECT FROM 28/02/2018 BY TREATING APPELLANT DATE OF BIRTH AS 1958 INSTEAD OF 1/03/1954 ALONGWITH ALL OTHER BENEFITS FOR THE SAID PERIOD AND ANY OTHER RELIEF NOT SPECIFICALLY ASKED FOR AND TO WHICH THE APPELLANT IS FOUND ENTITLED MAY ALSO BE GRANTED.

Appellant

Through

(Advocate Supreme Court of Pakistan)

DEPONENT

AFFIDAVIT

Iz Abdul manan s/o Adam Khan r/o near technical college Kohat road, Peshawar EX pipe fitter B-07 provincial building maintenance C&W Department,Bacha khan chowk peshawar do hereby solemnly affirm and declare that the contents of this petition are true and correct to the best of my knowledge and belief and that nothing has been concealed or kept secret from

this Hon, able court.

Sti: Courts Pe

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.

S.A. NO..... /2016

ABDUL MANAN

VERSUS

THE SUPERINTENDENT ENGINEER & OTHERS

ADDRESSES OF THE PARTIES

ABDUL MANAN S/O ADAM KHAN R/O NEAR TECHNICAL COLLEGE KOHAT ROAD PESHAWAR EX-PIPE FITTER B-07 PROVINCIAL BUILDING MAINTENANCE C&W DEPARTMENT, BACHA KHAN CHOWK PESHAWAR.

.....APPELLANT

- **1.** THE SUPERINTENDENT ENGINEER PROVINCIAL BUILDING MAINTENANCE CELL C&W DEPARTMENT BACHA KHAN CHOWK KPK PESHAWAR.
- EXECUTIVE ENGINEER PBMC COMMUNICATION AND WORKS DEPARTMENT PESHAWAR BACHA KHAN CHOWK PESHAWAR.
- **3.** SECRETARY C&W KHYBER PAKHTOON KHWA PESHAWAR
- **4.** SUB DIVISIONAL OFFICER VI PROVINCIAL BUILDING MAINTENANCE CELL C&W KPK.

ONDENTS THROUGH

ASAD JAN ADVOCATE(supreme court)

CERTIFICATE

Priorly no such appeal has been filed on behalf of the appellant before this Hon, ble court.

ADVOCATE PESHAWAR

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.

S.A. NO..... /2016

ABDUL MANAN S/O ADAM KHAN R/O NEAR TECHNICAL COLLEGE KOHAT ROAD PESHAWAR EX-PIPE FITTER B-07 PROVINCIAL BUILDING MAINTENANCE C&W DEPARTMENT, BACHA KHAN CHOWK PESHAWAR.

VERSUS

- **5.** THE SUPERINTENDENT ENGINEER PROVINCIAL BUILDING MAINTENANCE CELL C&W DEPARTMENT BACHA KHAN CHOWK KPK PESHAWAR.
- EXECUTIVE ENGINEER PBMC COMMUNICATION AND WORKS DEPARTMENT PESHAWAR BACHA KHAN CHOWK PESHAWAR.
- 7. SECRETARY C&W KHYBER PAKHTOON KHWA PESHAWAR
- 8. SUB DIVISIONAL OFFICER VI PROVINCIAL BUILDING MAINTENANCE CELL C&W KPK.

.....RESPONDENTS

.....APPELLANT

PETITION FOR SUSPENSION OF THE OFFICE ORDER NO 1110/GEC DATED 2/06/2016 TILL FINAL DECISION OF THE INSTANT APPEAL.

Respectfully Sheweth.

- **1.** That the above titled service appeal is pending adjudication in this honorable court.
- **2.** That the petitioner has performed his duties with full diligent and devotion since the date of his appointment.
- **3.** That keeping in view the grounds raised in the appeal, the petitioner is having prima facie case and will suffer irreparable loss as well as inconvenience if the temporary injunction is not granted.
- **4.** That there is no legal bar on the acceptance of this petition rather the same is in the interest of justice.

- **5.** That the acts of respondents by retiring the appellant prematurely and not considering the correct date of birth of the appellant as mentioned in the appeal are based on malafide and are illegal.
- **6.** That others grounds will be raised at the time of arguments.

IT IS THEREFORE REQUESTED THAT ON ACCEPTANCE OF INSTANT PETITION THE OFFICE ORDER NO 1110/GEC DATED 2/06/2016 MAY KINDLY BE SUSPENDED TILL FINAL DECISION OF THE INSTANT APPEAL.

Petitioner Through ASAD JAN

(Advocate Supreme Court of Pakistan)

AFFIDAVIT

I Abdul manan s/o Adam Khan r/o near technical college Kohat road, Peshawar EX pipe fitter B-07 provincial building maintenance C&W Department,Bacha khan chowk peshawar do hereby solemnly affirm and declare that the contents of this petition are true and correct to the best of my knowledge and belief and that nothing has been concealed or kept secret from this Hon, able court.





DEPONENT

Annexule : A:

The Superintendent Engineer, Provincial Building Maintenance Cell, C&W Department, Bacha Khan Chowk, KP, Peshawar.

SUBJECT:- APPEAL AGAINST OFFICE ORDER NO. 1110/GEC, DATED 02.06.2016 OF EXECUTIVE ENGINEER, C&W DEPARTMENT, PESHAWAR WHEREBY APPELLANT WAS RETIRED FROM SERVICE PRE MATURELY WITH EFFECT FROM 28.02.2014 INSTEAD OF THE YEAR, 2018.

Respected Sir,

- 1. That appellant is quite illiterate and joined service in the department on 03.11.1975 as Pipe Fitter.
- That the date of birth of appellant was recorded in the Service Book as 01.03.1954 presumptively.
- 3. That in the CNIC, the date of birth of appellant was recorded as 1958 in all the CNICs issued from time to time.
- 4. That appellant came to know about the date of birth when he was retired from service on 02.06.2016, being illiterate.

5. That actual date of birth in other documents was recorded as 1958 and the department was legally bound to retire him from service in the year, 2018.

- 6.
- That if the department has some reservation about the date of birth of appellant, he can be referred to Govt. hospital for verification of the same to ascertain the same.

It is, therefore, most humbly requested that order dated 02.06.2016 be set aside/ modified and appellant be retired from service with effect from 28.02.2018.

Thanking you, sir.

Dated: - 30.06.2016

Abdul Manarı S/o Adam Khan, Near Technical Collage, Kohat Road, Peshawar. Ex-Pipe Fitter B-07 Provincial Building Maintenance C&W Department, Bacha Khan Chowk, Peshawar.

Applicant.

Τo.

PROVINCIAL BUILDING MAINTENANCE CELL **COMMUNICATION & WORKS DEPARTMENT** KHYBER PAKHTUNKHWA Fax No.0919212104 Phone No. 0919211373

No. 1471 13EC

Dated 24/08/2016.

Amesule

To,

Mr. Abdul Manan, Ex-Pipe Fitter BPS-07

APPEAL AGAINST OFFICE ORDER NO.1110/GEC, DATED 02.06.2016 OF Subject: -EXECUTIVE ENGINEER C&W DEPARTMENT PESHAWAR WHERBY APPLEALLANT WAS RETIRED FROM SERVICE PREMATURE WITH EFFECT FROM 28.02.2016. Your appeal dated: 29.07.2016.

Ref:-

Enclosed is a copy of the self explanatory letter No.933/2-SDO-IV dated 23/08/2016 of SDO-IV PBMC for your information.

DA/As above.

Copy to SDO-IV PBMC for information w/r to above.

EXECUTIVE ENGINEER

EXECUTIVE ENGINEER

Attested Aument Adero

OFFICE OF THE SUB DIVISIONAL OFFICER Provincial Building Maintenance Cell C&W

No. 933/2-500-12 Dated 23-08-2016

The Executive Engineer PBMC C&W Department Peshawar.

Subject:-

Τo

APPEAL AGAINST OFFICE ORDER NO.1110/GEC, DATED 02.06.2016 OF EXECUTIVE ENGINEER c&w DEPARTMENT PESHAWAR WHERBY APPLELLANT WAS RETIRED FROM SERVICE PREMATURE WITH EFFECT FROM 28.02.2016.

Reference:

Your letter No.1443/3EC dated 08.08.2016.

Enclosed please find herewith parawise detail report on the subject noted above for favour of further necessary action please.

1. It is correct that the official has join the Service in the Department on 03.11.1975.

- 2. Para-2 Correct.
- 3. It is correct that Date of Birth of the official recorded 1958 in CNIC, but in Service Book the Date of Birth of the official was recorded 01.03.1954, and the official cannot raised the point in whole service. It is further stated that as per Accountant General Khyber Pakhtunkhwa instruction any official may be retired from Government Service on the Date of Birth recorded in the Service Book and not on CNIC.

5. Para-5 correct, but the office not bound to retire any official on the Date of Birth recoded in CNIC, the office is bound to retire any official / officer on the Date of-Birth recorded in the 5-11/ No. 342 Pole: 23/8/0%

Service Book.

「おおおおおおいいなからようであ

であるない

6. No need Reply.

In view of the above circumstances, It is further to state that the official is further examine by the Forensic Department Khyber Medical College, Peshawar, as per opinion of-Khyber Medical College age of the official is Fifty Six to Sixty (56-60 Years) (Copy of Medical Certificate Attached).

Report submitted for further necessary action please.

Attested

Executive Control 11

Head C.C.

SUB DIVISION OFFICER-IV

Annexuse; (); @

PROVINCIAL BUILDING MAINTENANCE CELL COMMUNICATION & WORKS DEPARTMENT KHYBER PAKHTUNKHWA Phone No. 0919211373 Fax No.0919212104

Dated 02/06/2016.

OFFICE ORDER.

As per recorded date of birth in the Service Book of Mr. Abdul Manan S/O Adam Khan Pipe Fitter (BPS-07 viz 01.03.1954, the official has been stand retired from service w.e.f 28.02.2014 (After-Noon).

No. 1/10

Sanction to the encashment of 365 days pay in lieu of L.P.R amounting to Rs.256800/-(Rupces Two Hundred Fifty Six Thousand & Eight Hundred only) out of the leave available at his credit of the above named official is hereby also accorded under Finance Department Notification No.SO(FR)FD/5-92/05-Vol-V dated 13-12-2012.

EXECUTIVE ENGINEER

Copy to the: -

1.

/ Accountant General Khyber Pakhtunkhwa Peshawar.

2. √ Sub Divisional Officer-IV PBMC C&W Deptt: Peshawar w/r to his letter No.912/2-SDO-w dated 21.05.2016 Service Book the Official returned herewith for further necessary action.

3. Divisional Account Officer PBMC.

4. Mr. Abdul Manan S/O Mr.Adam Khan (Pipe Fitter) R/O Daray Khan Khyel, Shahbaz Khyel Teh: & District Laki Marwat. (NIC No.11201-0373245-9).

EXECUTIV GINEER

Attended Aurun Adilo

SENO 94/29-E St: 2/8/2016

Annexule : Ci Note.-The entries in this pige should be renewed or re-attested at least every five years, and the signature in lines 9 and ro should be dated. Abdul Maman Name.. ۲. Adam Race 2. Residence 3. As Above 4. Father's name and residence 5. Date of birth by Christian era as nearly-as-con-be—ascertained---3/69 6. Exact height by measurement 7.---Personal-marks-for-identification-----Dat LOOP 60-Leit hand thumb and Finger impres 8. sion of (non-gazetted) officer Ring Finger. Little Finger. ---- Middle-Finger-Fore Finger Thumb. Signature of Government servant 9. 10. Signature and designation of the Head of the Office, or other Atte-Sub Drusional Officet sting Officer E & M Sub Division No Y Peshawar AHEJED finnen

Annexude 2F,

MEDICAL SUPERINTENDANT SERVICES HOSPITAL, PESHAWAR

Phone: (Off) 091 9210509 (Exch) 091 9223472 Fax: 091 9210543

No: 3879 /MS/Admn/KMC/FM/Age/2015-16

Dated: •8 /08/2016

The Head of Department Forensic Medicine, Khyber Medical College, Peshawar.

Subject:

AGE ASSESSMENT CERTIFICATE

Memo:

Mr. Abdul Manan S/O Adam Khan submitted application for correction in his age (date of birth). He is hereby referred to your department for age assessment certificate with the request that certificate and report may please be submitted to undersigned immediately to proceed further.

Mark of identification: Nil

WMMi oleholo

Medical Superintendant Services Hospital Peshawar Medical Superintendent Police & Services Hospitzi Peshawar.

68/08/15

Affested throw 2 Advo

Annewille



No: 38

OFFICE OF THE MEDICAL SUPERINTENDANT SERVICES HOSPITAL, PESHAWAR

Phone: (Off) 091 9210509 (Exch) 091 9223472 Fax: 091 9210543

/MS/Admn/KMC/FM/Age/2015-16

09 /08/2016. Dated:

AGE ASSESSMENT CERTIFICATE

Certified that Mr. Abdul Manan S/O Adam Khan R/O: District: Lakki Marwat appeared before me for his age assessment.

He was referred to Forensic Department of Khyber Medical College Peshawar, for age assessments vide this officer letter No: 3879/MS/Admn/KMC/FM/Age/2015-16 dated: 08.08.2016.

According to the opinion of Forensic Department, Khyber Medical College, Peshawar his age is Fifty Size to Sixty (56-60) years as per their letter No: 456/FM/KMC/2016 dated:09-08 -2016.

This office agrees with the opinion given by the Forensic Department, Khyber Medical College, Peshawar.

Mark of identification: a black mole on (Lt) Check.

Atte, feb Annund c Adiro

Medical Superintendent Services Hospital Peshawar Medical Superintendent Police & Services Hospitel Police & Services Hospitel

09/08/16

3 S q ō 1 5 4 8 I If officiating, Signature (i) substantive Other emoluments Whether substan-tive or officiating and whether permanent or temporary ead of the other atte feer in att 1 Signature of Government Additional pay for officiating Date of (i) substantive appointment or (ii) whether service counts for pension under Art. 371. C. S. R. Pay in substantive post falling under the term "Pay" appointment servant 3-15 Abdul Manan 280/ Spotoe ľ 12 176 FN 288/ N. 11 12 177 FN 2961 (27) (27) An 304/ , 78 شم الد الا Pipe Filter 280-8-35249-615 • 12 FAI 31/2-1lar ESTI 75 80 280 Refutes 4 12 50 Atte ted Tomment At Va 288

٠5 <u>;</u> 3-15 τ.4 13 12 , io 11 q Leave Allocation of periods Reference to any recorded punishment or censure, or reward or praise of the Government of leave on average Reason of Signature of the head of the office or other attesting officer Natu pay upto four months for which Signature and designation of the ead of the office or other attesting fficer in attestation ermination Signature of the head of the office or other re and dura-tion of Date of (such as promotion leave salary is termination debitable to another of appoint-ment transfer, dismissal attesting officer Government servant leave taken Government of columns 1 to 8 otc.) to which debitable Period Apphionted vide Xon B.M.D. No 1325/9/ cluted 3/1 75. ON Bub Divisional Office Department - Pay fixat II & M Sub Division No . <u>1</u>1 Peshawar Ou1 1 Ma Ð "c.b.j. 30/76 17 Annual 7 Y c:l North Ti 3S încr Ł γ**ς** ∐δ h<u>م</u> 1, B 1, B 3٥ 1<u>.</u>N. 9 $\langle \cdot \rangle$ 11 32/78 Converted into Regular cost IJ Annual FF.A 28 as Ripe fitter W. E. F 1-6-79 ۶ì, by Redesignation Vide Officer No. E&S. E. B Luf pick Pakin $P \in$ ŗ. , jî, - Anar. NU4195-9875-E Delut Annual U 1047/08 $\overline{n}n$ Elec M RUID I 1 107 1 R. W. D. Y. Mawar. E C . . i. i \mathcal{X}, \mathcal{B} STA ME ISSUE I . . . Đ. Frank War. V. W. I. Leville inter Advo

.

23 6 H ; ال 2 3 4 5 6 7. Ş 9 If officiating, Whether substan-tive or officiating-"Ind whether Definanent or temporary 11 officiating, state—
(i) substantive appointment or
(ii) whether
service counts for pension
under Art, 371.
C. S. R. • Name of post Other Signature a Signature of lesignation o Government and of the off servant other aftest four in attest of columns i emoluments falling under the torm "Pay" Pay in substantive Additional pay for officiating Date of appointment post 1. 1 Pape Filter 280-8-352/ 8-41-12-405 1. 296 Legulon-11 π'' 305 81 12, (FN). P. $\langle h \rangle$ ١. ŗ 15 58 N. 乙之下 · ... L 3 一方 11: <u>12</u> 81 (/ (F-1N) ; 「新花 • • • • • ۰. Sć E ; . Attered The A ł the j d a ;;;

714 15 13 . 11 12 10 9 Leave Allocation of period of leave on average Reference to any recorded punishment or consure, or 1 reward or praise of the Government Reason of Natu-re aud Signature and lesignation of the ad of the office or other attesting icer in attestation pay upto four months for which leave salary is debitable to another Government Signature of the head of the office or other attesting officer Signature of the the head of the office or other attesting officer ermination Date of termination (such as promotion ure of unent ant duration of of appoint-ment traasier, dismissal servant leave of columns r to 8 Government to which debitable etc.) taken period uted Onie Stage le PD Notepentii RIJ 1-8/20, anter 6 30mercant omted 0 1 vide an 6 8 FDC Yeris c. 11. Hicer SHA DRe-1-Sub-Division-No. [,] Division E. E. W. Anshavar. I St M SI No. 1 P.W1. . howar. Ą Amon 301 A.M. 2656 šcer, ÷., 7 S 1 The Ista . L Sieb Maisson Ire. 1. M. State -T. O. Personante . Postances. Ą. 8 0 KL! star fed 100 REA VCB EQU :1 PAT SEL 6 AUMETTEN $E \supset \delta$ NEN1 DORING TYR A UNDER TOKEN 49. AN0 DATEN / 2-Desistani deconnite STricer Y Westerne Accountant Genero N.W.F.P \bigcirc

۲, 8 . 1 3 4 5 6 7 8 9 2 ċ. Whether substan-tive or officiating and whether permanent or Other emohement falling under the term "Pay" Signature and Signature designation of t Governmedead of the offic servant | other attestin fficer in attestas of columns 1 te appointment or
 appointment or</l Name of post Pay in substantive post Additional pay for Officiating temporary tupe - Fitter 8-352 19-415-12-475 Rs (344)-11 Regular 1-2-CF-M) i i W 4 Alles fld Thurann ••• Adu PSNOY. ţ Y 500-16-820 104 ZF/ 83F1 5 12 ł dia y

()_ 3~ 8 17 9 10 12 ÷ 13 14 15 Leave Allocation of period Reason of of leave on average pay upts four months for which Signature and designation of the Natu-Reference to any termination Date of Signature of designation of the Governmentead of the office or Signature of ; re and Signature of the recorded punishment (such as the head of the office or other head of the office or other termination duraor consure, or promotion leave salary is other attesting flicer in attestation of columns 1 to 8 of appoint-ment tión reward or praise of the Government servant. transfer, dismissal debitable to another attesting officer of attesting officer Government leave servant etc.) taken Government pariod to which debitable ×. ÷V) 30-(AN) nnua Q -000-Dioisional Diffici Divisional Officer, Pash E & M-Sub Pressie No.1 M Sub-Division No. 1 12 6 Posha war. Portas or ٤ aDC: ATIONALLOWANCE RECR TION 11.0 VANCB TO . NTH к.UU л - <u>2 R N</u> CAY ADM. CTED ENT ۰. Affected 83 DURLIG TH UNDI & TUR 2 מ זידידת . Assist min hour ant r 110 7 desistent Accountant gene-N.W.F.P 1 Pay Filed at Ro 628/3 in the With Effec $\alpha \rightarrow$ i. 00-16-820 Basic 1. vinced Videra X Service Û, to C 🔬 👌 Finance Ľ <u>ң</u>б In Govt Secv -0 (SR-1) 3. 124 Depathm: 11 . 4. 1963. 67, 82, 4.45 de 4 223 flicer Besoching Inglason E.G. M-KU mision No 1 eo: D. ventor. P.W. L. Peshawar ersiethea Com 30 trica. 640 Did The M Sad-Dickstop Both 1-1-<u>e 01 Se</u> Printer E Carl cr. 1. 1.1 L_{2} Gifterer \$1. 1

IO т ຮ່ 2 3 4 6 7 9 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 If officiating, no pi pose 7. 5 4 Pose 7. state---(i) substantive Whether substan-Other whether substan-tive or officiating and whether permanent or temporary Signature a emolumenta falling under the torm "Pay" Additional pay for officiating P₄y in substantive designation c read of the of appointment or (ii) whether service counts Date of Signature of Government appointment ficer in attes of columns r post servant for pension under Art. 371. C. S. R. Filter 96 -16-820 Regular 1-12-84 F.N. 5Hicating \sim Þ .6E No.4. ÷., 1 612 0 1 1-12-3 F. N .[___ 628 Ĺ 1. . -P٢ 8% 71 10 Pro Luz Ci 851 1.5 675-22-1115 15 57 <u>ו ב</u> קיצ man - . 12 660 873 7-2h 1112 I I I I Ō U Fir 270 . . Att. Jeb 4 Thuran Adv6

۰.

.

II 15 14 13 11 12 9 } 10 Leave S. Land S. Sales Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Reference to any bag recorded punishment or consure, or a reward or praise of the Government 1. 1. Reason of |Natu-Signature of the head of the office or other gnature and ermination (such as promotion Signature of the head of the office or other Date of termination ire and ignation of the l of the office or duration of of appoint-ment other attesting transfer. attesting officer attesting officer Government servant licer in attestation dismissal etc.) lieave of columns I to 8 Government taken to which debitable poriod Increment Granted 30-11-84 A.N. Ann Sub Divisional Officer B. C. M. Superior No-1 Ssip F A. MA VIE TEN Sien Me -47-5 *b* De We D Peshawar. 372 e estrawer a J. Borston for the portod Production 1/12/83+ 25711/85 Lynamic think - Unice Annot Increased COLLEGA - - - -. ... Office maninteriana 30-11785 Ruy Dividiona Officer EEM Bub-Division In 1 Erb I isional XILM S 1 <u>Stark</u> **5** 31 1 osha ra 1. 1.02 THE Sn 17.5 war. ll Bafrices for the paris? from // 2.65 - 20/1/87 Anert m. copies of the stills Pay Fired Provisionly maintained in in & Office 1 in B.P.S. 1987, Eub Divisional Officer Celo Divisional. Dation Bib Divisional Offices TAM Sub-Distanging 1 1954 Jub-Division, No 1 Man ant-Diving Do-1 Prihayar. Prohasvar Parasway hi pur mar Alls fed S_{U} 31 E&M Sub Divis UCFAJO.1 Peshawar

.

.

.

12 068 40?1 2 3. 4 5 6 s · 7 If officiating, (i) substantive Whether substan-Üther tive or officiating and whethe Shike (i) Substantive appointment or (ii) whether service counts for pension under Art. 371. C. S. R. emoluments failing under the term "Pay" Pay in substantive ul post Additional Date of Signature (Governmei servant permanent or temporary pay for officiating appointment post Fitter RASNO(7) のないのないので Regula 12: 967/ pm 750-31-1370 1/88 10 ter in The cuties Attested die 4 1/12 88 (Far) 152010 Al and an 1029 1/12/88-(Far) Sin da Ry: 1.060/ WE VE 1/12/90(FN) m A Inth 612 (4) 500-16-820 552/ 4571h m P- mil (7) 560-23-1020 \mathcal{O} 86 6 52 69 12-56 98 30-6-87 6 874 750-31-1370 7-87 105 26 12-80 736 98 12-88 A. 167 02 -/2 189 Affected 5. A 06 Ù Thranon Abi

ТЗ 10 II 12 13 15 Leave Allocation of periods of leave on average pay upto four months for which Reason of ature and ation of the Sign Natu-Reference to any ermination recorded punishment Date of Signature of re and Signature of the lesi (such as I the office or termination er attesting of appoint-in attestation ment the head of the office or other attesting officer heat of the office or other attesting officer -20 duraor censure, or ~nature leave salary is debitable to another promotion emment tion of reward or praise of the Government transfer, servant ff:c dismissal Government leave olumns 1 to 8 servant etc.) Gevernment ŧ taken Period to which debitabl Promoted as Letter in BRINO(7) 7 50-31-1370 wirls Syrountending. 101 الكرية الأراني. المرية الأراني الأر Engencer, Body Gull, Porhainon 070 mo - 9811/8-5 detal 1-9-86 Hra June el Divisional Office E&M Sus E Peshawar / 30/11/89 Anuel Duccel Annual Innecest granted Sub Divisional Officer, ficds ()ž < Sui()5 Non Ndag ESM Sub Division No. (1) Peshawar, Q PESHAWAR. Dre & pormotion pay freed pmomally W.C.J. 1-9-88 as por Ofdens Sub Die Officer; EEM Sub Sivien No. (1) PESILAWAR. Quality Cation and Experience Kelinet Met he quitted as per S Ralis for the Post of Fittz BPS-7 in the alet Je ruf SIBOOK Attested ANO

0.68407 31 14 6 7 3 2 4 1f officiating, state→ (i) substantive W Other emolument falling under the term "Pay" Whether substan-tive or officiating and whether Signature of C Government servant col (i) substantive appointment or (ii) whether service counts for pension under Art. 371, C.S.R. Pay in adstantive post Data of qquointment Additional pay for Officiating st n'i permanent or temporary Fitte じ STATES AND STREAMED RAS 1/6/91(FN) llegn 1095-60-1 <u>'95</u> pm ٤.,) 1 . . ?S _____ 12 91 (FN) die m_1 ĮŰ, b . . · · · ŀ • : 1635/ . 69 10 PN <u>'</u> . •.• 2 ; 4 ť . . . v <u>1 (8</u> ۰, 5 1/2 < \mathcal{H}_{1} . . . į. Hefed ·, • 2 3 1.

15 15 1.(13 12 11 10 8 9 Leave Allocation of periods of leave on average Reference to any pay upto four months for which Reason of Naturecorded punishment Signature of the head of the ignature and ermination re and Signature di nation of the Government of the office or servant ther attesting ter in attestation or censure, or . reward or praise Signature of Date of the head of the office or other (such as lduraleave salary is office or other attesting officer termination promotion tion debitable to another of the Government of appoint-ment transfer, attesting officer of servant Government dismissal eave columns I to 8 Government etc.) taken Period to which debitable 9 12/87 203 `0[FD) Service verified from 200 as per Pay Bills & Acquittance Rolls FN maintained in this office/department. UN Sus Divisional Officor ivalle ESM Sub Division No. (1) out Divisional Office al Sub Arision No-3 PESHAWAR, FN J Service verified freed DI X and Dirisipnal Office as per Pay Dilla & Anquittance Rolls -maintainellagathis office/dtpartment: Sub pivision No. in I possional Officer petra Silp Division Jio. (1) 463 Claud Pon ILE HAWAR. ess dres 4 re 6 4 L. l |--Divisional Officors En Key Fr Sub (1) 2280 pain 1) in callon Assil: Accon. lant General, North West Frentier i ovince. PESHAWAR hrecel er - stied from. 10 30711/93 2ľj2 tiones Bolls 3/ACO.51 world to she DIVISIONAL OPPICE 510N NO2 1 ENM SUBJEIN 1 A.R. úr SH -SUE DIVISIONAL OFFICED ERM 20 DIVISION NO. 1 Advo

062407 33 16 8 U 8 6 3 4 5 7 Molficiating, state—
(i) substantive appointment or
(ii) whether
service counts
for pension
under Art. 371, C.S.R. Signature and Signature editionation of t Government address of the office Whether substan-Other emolument falling under the term "Pay" tive or officiating and whether Pay in substantive Additional Date of Name of Rost pay for Officiating appointment permanent or temporary servant other attesting licer in attestat of columns 1 to post n 11480-81-26951 Revised 5 F.D/P.R Fay Fixed in Μş Ŵ 115-1994 1080 62M 8 19:05-16 1 22 Erite' . ġ -12 1.1.2 ブジ 62, n_{11} -194 (FN) Ζ 114 21: 1 1 í. k FØ 9. M 1-12 Ģ 9 F.N) d. 3 : ; 12 34, . 652 \$55 26 L 1-12 -96---(F·N) . Ei Afficie 7 Advi ÷ ł

17. م. المن آن 14 12 13 II 8 10 . . . ار آ Leave Allocation of period Reference to any-recorded punishment or consure, or reward or praise of leave on average pay upto four months for which Reason of Natu nature of Signature and detignation of the erad of the office or other attesting licer in attestation Signature of the bead of the office or other ermination Date of termination Signature of ire and (such as promotion the head of the office or other duraleave salary is debitable to another Government tion of of appoint-ment transfer, dismissal etc.) of the Government attesting officer attesting officer servant leavo of columns 1 to S Government taken to which debitable period Rovised Pay Scale - 1434 F.D/P.R.C/1-1/94 dated 39-6-96 Bay Fixed in Scale No Twes 1-6-80 Sorviço or the period from SUB DIVISIONAL OFFICES 190 BAM SUB DIVISION DO. I Acqui dionce Rolls. PESHAWAS sus Division Spice, Gented Anal Muit It Sab Didiston No. (1 PASSIAWAS 6_ 11 6513683 Trender I 18 M Service for the feriod fra-1-12-94 to 30-11-95 (0.01) 4) unver 57 routes Scripical from the Prof Bills/ Increa Acquettence Rell D. Disto SUB DIVISIONAL OFFICES ON DIVISIO NAM SUP DIVISION NO. 1 DESMAWARTZ PESHAWAB 72 Service For The Period Ł Granted Anni 7×07,-1-12-95 to 30 11 Part Bills prograd from \mathbf{v}) YNEVE (Rools. Attested 307.54 TRAN SUS OF PLOIN BOD. 1 PESHAWAR 77 . Var. 19 8 20. 1 BEST ON VILLAND

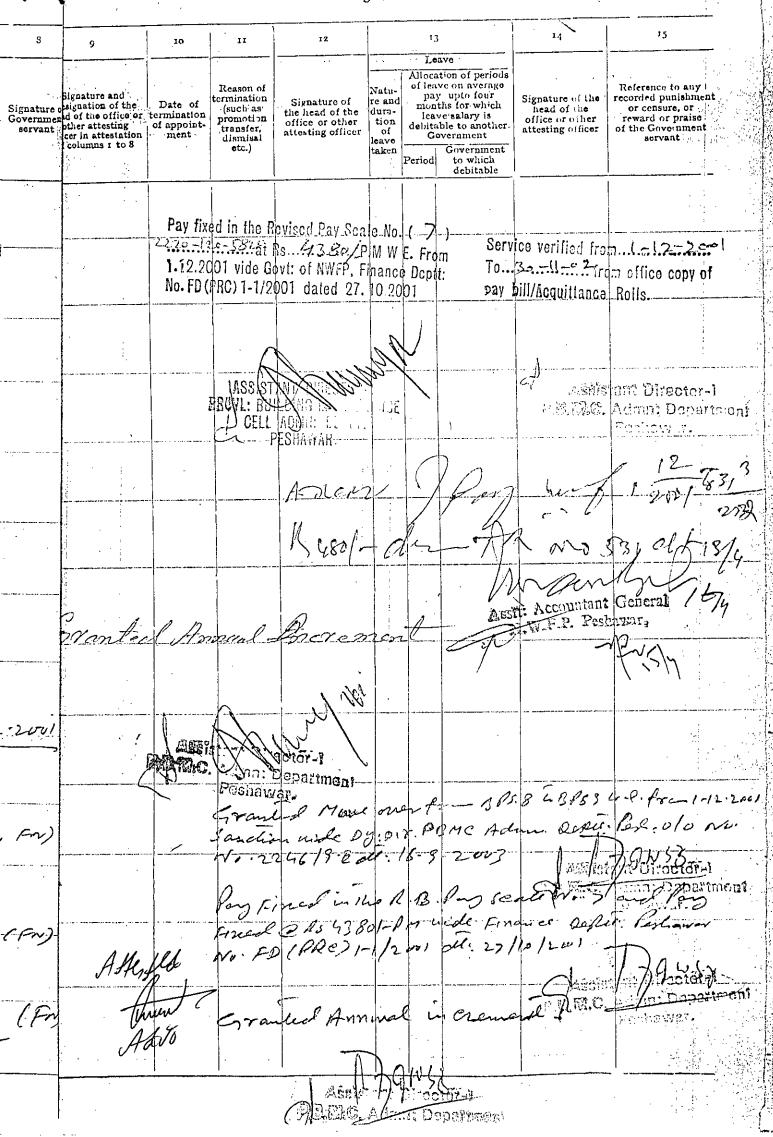
ŹĴ rS y Y 3 9 6 £ 3 4 5 7 If officiating, ignature and Signature dignation of t Government of the offic servant ther attestion (i) substantive appointment or (ii) whether service counts Whether substan-tive or officiating and whether Other falling under the term "Pay" Pay in substantive Additional pay for Officiating Date of appointment of post permanent or temporary post er in attesta columns 1 to for pension under Art. 371, C.S.R. 2614 1480-81-2695 Rs: (9695 -97-N). 12 BP8-7-Grs 0883-1983 Accountaine a orthe 83 1987 Stries ç ÷ N N. rey tix the op 16-8 1825 m/w mg 1/3/86 .P.M. S. no Accountaine Ga ales user 882 20162 *b*jva ActionTics ۴ F Arcourse Car Siver in the revis to North of Ro 750-31-1372 2 Ro 7744 P.M. WE F Prires lit. St. (7) Callen I Tick Aaxt Secremont an 1 12 382. Accol Deporate iku withco of the Accountsint h50 87 NALED DOWNSET W. F P. P. Stealan P Ň #BY 11×67 J .R.S FICE NOX! 1111 \cap ព្រាល់ដែ pr F Toring of the Accountaint 33¹⁵ of Ral F 1 K 1 £ 12.1991 1 1.9 ١ U Attested . 5 A-13 2 . . .

19 15 13 12 1.1 8 10 11 Q Leave Allocation of periods of leave on average Reference to any recorded punishment Reason of termination Natupay upto four months for which nature and Signature of the re and nature of the office or vernment ther attesting Date of termination Signature of head of the . office or other (such as or censure, or the head of the office or other attesting officer durzleave salary is debitable to another Government promotion ward or praise tion of appoint-ment of the Government ervant transfer, dismissal attesting officer er in attestation acryant leave columns I to 8 etc.) Government taken to which debitable Period - × Graniled Annuel Increment Service for the period From 1-12-96 t 30-11-Bill. pay verified from Acquentiance Rolls Violasza No.A 25925 1523 K MARANAF eas/ Mill er v SSLA ME Dis a.t J. . 0h Piclen X MARKEN DO The ef The Accountant St. NWFPA None bu netre? FP. gan ul HA. W E. F. 1-5-1 13 16 60 j: 1 1- 2-1 3:20 1 Part assiste and Start 6.1 Mayment made & Courle 4/80-10-6/83 (0 32 Pm x 410 = \$ 280/1 7/83 -17 - 8/86 @64 Pma 38= 5 8 432/ 9186 - M- 61876 46 Pmx 10=R 460/r 7187-10-5781 @62Amx 5622 29141. 601 to 5/24 @ 60 Pmx 36 = 1 21601 6/34 10 N/88 @ 81 Pmx 54= PB. 4374/ Ks. 736201 Ster He les Alcarter (An NOUPO 148

6 Hot 37 20 7 3 4 If officiating, justure and custion of the Signature of the office or Governmether attesting sorvant r in attestation state-(i) substantive Other Whether substan-; emoluments falling under the term "Pay" tive or officiating and whether permanent or temporary Pay in substantive Date of appointment (1) substantive appointment or (ii) whether service counts for pension under Art. 371. C. S. R. Additional pay for officiating Name of post olumnas 1 to 8 Rs: 2695/- P.M. Casian 1480-81-2695 BPS.7 -12-98 (FN). -11 r lo Bul (1545-88-2860) BPS-8 Rs: 2772/007 1-12-99 (FN). 0;4/ cle Rsy ¢ ., , n , 1. E í ·. TR NG 1. Attested Ľ Advo Grante Rs. 2860/-0m 1-12-2000 DO.

21 15 12 11 10 8 Q Leave Allocation of periods of leave on average pay upto four months for which Reference to any recorded punishment Natu-Reason of Signature of the reature and mation of the gnature of the office or overnme ser attesting sorvant in attestation olumna to 8 head of the office or other or consure, or re and duratermination Signature of Date of termination leave salary is debitable to another reward or praise the head of the office or other (such as of the Government tion of promotion attesting officer servant of appointtransfer, attesting officer Government ment dismissal leave Government taken etc.) to which debitable Period Service for the prinoct Consignat Annivel Increment from 1-12-98 10 Bo-11-99 venified from per Bills/ -acquillence Rolls 7 3 4 2 1 53 Mava-aver to Bost & wide Her Build: Minite: Divor Sesher por officer order No 2118/9-5. cleted 11-03-20005 Por fixed Nos 2772/-p. 17 0. c. f. 1-12-99 **£**35 [] 1 PADace GNA/C TK NO.350 dt 11/7/200 2210 BAST 68 AM/cce26 わす m -1/8=190 -Jeez 31 1 mircu 1-12-99 5 Verifibel 1-12-93 vice h Jul Divisional Officer Eg Al Jul Division Sub Divisional Officer Es Al Sul Dovision Poolsawas: Q. howar.

39 22 s 9 7 6 5 4 3 x If officiating, Signature (i) substantive Other Signature designation o Governmenal of the off servant other attest 'cer in attest Whether substanemolamenta Pay in substantive post Date of (i) substantive appointment or (ii) whether service counts for pension under Art. 371. C. S. R. tive or officiating Additional falling under the term "Pay appointment and whether permanent or temporary pay for officiating Name of post f columns I Pan Remission 1-12-2001 $K_{\eta}\rho_{s-\eta}$ Rs. 4380/-Pm 1-12 7220-120-5820 Ÿ. . i. ŗ and the second 11 | 544 24 12-7Na K= 4500/ 7.00% Entries Remised due L. Mar quer 1-12-2001 12 pul For) Rs. 28661-Am 1605-87-3660 original scale nas. 7 Rs 4380/ Pm 20-120-5820 Alleted 1-1- (FA As 4500/20 Anente Addo



(Por use in police and other similar Departments)

24

RECORD OF POSTINGS

man the strategies

in a

1	D	No. of District Order	District and post	Date	No. of District Order	rict and post	District	
	·	Order		<u> </u>		nan an ing a transformer and		
						f r 記 で す		7
•			• • • • • • • • • • • • • • • • • • • •			·	· · · · · · · · · · · · · · · · · · ·	
1						-		
l				• • = • • • • • • • • • • • • • • • • •				
					[
	-	• • •	.				· · · · · · · · · · · · · · · · · · ·	
								4
••								
			· · · · · · · · · · · · · · · · · · ·	,				
	•••	· · · · · · · · ·						
				-),	\at	and the second sec		
	 					· · · · · · · · · · · · · · · · · · ·		
					.ui	SO SO		
				MIT	, A	in the second	C!!!!	
T.				015	I. Peshawel	380 111	1.35	
T. Me allo R:4				7719/50		30		
V]]3						Pay Firens		
j./la D. L						Poy	10	
						·		
	•··· •	····	•• ••••• • ••••••			• • · · · · · · · · · · · · · · · · · ·		
						AHGKA		
					<u>.</u>			
	5				12	3. Thereway		
•			·		· 	Advo		
						Havo		
		I						
								-

(For use in police and other similar Departments)

25

RECORD OF POSTINGS

		RECORD OF POSITINGS						
, . .	Date	District and post	No. of District Order	Date	District and post	No. of District Order	Date	
 		<u></u>						
								¥.
					. <u>.</u>		• ·····	
	• - • • • •							
				,	·	· · · · · · · · · · · · · · · · · · ·		
								· · ·
							·	
		•			· · · · · · · · · · · · · · · · · · ·		·	
) • · · · · · · · · · · · · · · · · · ·		· · · · · · · · · · · · · · · · · · ·				
	· · · · ·							
						•		
:								
		T. No: 1009 dt: 1/3/0	6		+R-55			
		MR: 2406/ on a/c 7	Spl. Add:		3/1/2			
		M/2: 2406/2 on all 7 ullowance we 1/17 12:401 × 6 = 2406/2	105 10 2.8/2-	106	E Dagon & 384/.		2011-	
 -[14:401×6=0406/2		-	1	1		
. .		Assti: Accountant A	General		Conterna Lug		1	••
	`.	Assti: Accountant North West Franker PESHAW	Province,		E030-11-213-	~ 11/C.		
		673]/%)	17	More or an F-		0	
		Affende	A		Torals S			-
		A.	1		Ai Ai	10		
	·	Vener	M		Assit. Accolu	Prate Cont		· · · · · ·
		Ablo			N.W.F.F.	1 /// /		
		······································		/	· · · · · · · · · · · · · · · · · · ·	<u> //</u>		
•		an a				· ,		3+

· · ·	· · ·	/	In			
	3		g)			
 The getries in this page should be ranewed or result should be dured. 	t, deri al jontlet, jy	Two yours and th	e Sijnschure te li	ne 2 and 10		
Name: Abdul Mar	1317		• .		· · ·	4
Race:		· ·			•	
Adaim	Khan	· ·				
Residence: $\int C(U)^{n} C$				· · · · · · · · · · · · · · · · · · ·		
				<u></u>	• . • •.	
Father's name and residence:	·.	*			· ·	
Date of birth by Christian era as nearly as can be ascertained:						· · · · · · · · · · · · · · · · · · ·
Exact height by measurement:		· · ·				n and interview of a line of the second
Personal marks for identification:		,	- · · ·	. · ··		
Left hand thumb and Finger impression of (Non-Gazetted) officer:			•	· .		
.ittle Finger:	Ring Finge	r:		······································		
Aiddle Finger:	Fore Finger	:	· · · · · · · · · · · · · · · · · · ·			
humb:	Alle H	1	······································		_ · ·	
ignature of Government Servant:	Hun	k	······	· · · ·		
ignature and designation of the ead of the Office, or other Attesting fficer.	Adro	<hr/>				
		C.D. M.C. C	at Director Idmn; Depa Ioshawar.	Timent		
			•	· · · · · · · · · · · · · · · · · · ·		

•

4 • 3 1 2 3 4 5 7 8 ignature a of the hea of other at If officiating, state (i) substantive . . r. Ĩ Other Whether substan-Pay in . Additional Date emolument tive or officiating appointment, or Name of post Signature of substantive Pay for in atte falling ot and whether (ii) whether service Government Servant officiating colum pust unitier the Appointment permanent or .. counts for pension torn: "Pay" temporary. under Art. 371 C.S.R. BRS-12 222 -0-120 820 . 4.620 K 311 12 R 6740 OM Ξ. H ċ, İ Sette 1 2605-945 BPS-07 PEitte 12555-140-7 ¢ 119, 200 4.J.L. 12 يندين. من الأ 2005 D-11,

5 :: 13 12 11 10 _ 9 Leave Relatoricu to any Allocation of period of topotded Reason of Noture leave on average pay Signature of the punishment or termination zure and Designation Signature of the and upto four months for head of the office concutor, or reward Date of (such as te head of the office hoad of the office duraor other attesting which leave selary is or preise of the termination or promotion, ther attesting officer tion or other attosting dabitable to another officer Government appointment oí transfer. in attestation of Government officar. Sorvant dismissal, columns 1 to 8 leave e:c.) takon Government to Period which decitable Service verified Prom 1-12-102 25 30-11-0 Sminted Annial 20 cne. Afice A-PC 5:201 nj 4 12.0140 o, Admar Departmant 602:14 3.) 2.3.10, Admin 1 P.D. 77, - FULLIAN IA from 1-12-03 2no fm Service vinte -20 2.5 to 30-4 -4 Acs Roll 2 Por Bill capital S Aselst TI Director . .B. W. Ch. Amn: Departmen F Assistant Director-1 Peshawager P.B.M.C. Admi: Departmen' Peshawar. Pay fixed in the Rest of pay Seale No. 2076 and pay 1 x-3 7 5475 1 WEF, 1-7-2305 Vide Gov as Star Sector Deput No. FD 2003 1000 000000 (22C) 1-1 Service visitied from \$12.2005 ÷i To sefer hear from office conv of ALTONATION DIRON Pay bill/Acquittance Holls P.D. M.C. A.d.m. I. Dezermen Paska Balo AND STATT DIRECTOR P.B. M.C. Adami Dupping Fasherster 1.2 Annal ____ Attake BEFF CHI CLERON P.B. M.C. Admint Description 1.10 Prehoveta

46 6 187 No . 3. 4 ; 5 6 7 8 ւ . ; If officiating, state ણાય હેટ Other Whether substan-Signature and (i) substantive Pay in¹ 11. S. S. Additional omolument Date appointment, or tive or officiating of the head Name of post Signature of substantiya Pay for fatting of and whother (ii) whother sorvice or other atte Government Servant post officiating บกด์อา ป้าอ Appointment pormailient or counts for ponsion in attest lerm "Pay" stemporary. under Art. 371 • 1 colume. CSR 0 Ploperctor BPS 0-7 2555-1410-6755 Rs: 57-45/-P.M. 12006 C.M. 30: λ. • • • ÷., . BPS-07 · ج 1-7-6620 AP.m 2940-160-774 Re ACCOUNTANT CENE WISED BAEI NWE den. N.W.F.P. AFA EICE ¢۴ :2005 . 2553 RS 4951 12-2005 W.W.E.F. لر به γŔ 1 . : • ., 3 with Woxt Incremy th or . 05 ⁷,4 GCOUNTIE OIN JET POSINEWERS į WE SERVICE 4 1 Tay Fixat R 12 . 243 6780/ P.M 2007 R . . こいこたいし CO:HT DELSIC .1.1125 えき ム 40(7) J., <u>ې</u>ک 50 N. 5.5 ::.0 . . 16 DWINC . ٦. Ò ٥f 2 R566 nن ۱۹۱۰، نام. 7 AT NextIn W.S.P. Peak Micht : :31] Neconints . Non Party R $\{ f_{i}, j \}$ Pay Fix P Attested

15 14 13 12 10 11 9 Leavo Reference to any Allocation of period of recorded Reason of Nature Signature of the leave on average pay nature and Designation termination punishment or Signature of the and upto four months for head of the office censure, or reward the head of the office Date of (such as head of the office durawhich leave salary is or other attesting termination or promotion. or praise of the other attesting officer or other attesting tion dubitable to another officer in attestation of appointment Government transfer, officer. of Government columns 1 to 8 dismissal, Servant leave otc.) taken Government to 4 Poriod which dobitable 4 Service verified finib 0/Copy . of pay Roll for the period from 1-12-05 10-10-11-12006 30.06 Incremente AD-I ter ssistant DirectorA Assistant Dijector-1> P B R.C. Admn: Dopartment RO.M.C. Admn; Dopamment Peshawar. -Peshawara- $^{\wedge}$ Pay Rixed in a No.(and i W. c. f. 1-7-2 o dotti his Actter No. F.J. dt 20-7-200 N Assistant Director I PBMC, Admp: DaphtPashawar Ve ig fime C/Copy Service vorial the period of pay Roll in from 007 'n ne nnuc. nrvp <u>....</u> Assistart Director PBMC, Adma: Depit:Peshawar Assistant Director 3 NY UAS, JES PBMC, Admn: Deputition 7 5,

< , I	S. Stark		· · ·	8			40	8	
	i to provide 1	2	3	4	5	6		8	
	Name of post	Whether substan- tive or officiating and whether permanent or temporary.	It officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive post	Additional Pay lor officiating	Other ernolument falling under the torm "Pay"	Date of Appointment	Signature of Government Servant	dure tre he ther in att colu
	BPS-07 70-190-923			Rs 80	301-P.D.		1708	(EN)	
30	,40-1,10-140								
							•		
				Rs R28	01-PP	7	1/2	(FN)	
						·			
			- <i>R</i> .	s 847	0/- p.r.	, ,	1-12(1		
							-		
	<u> </u>		R	8 866	Ý -		12.	(F.N)	
1									
					Me fee)		· · · · · · · · · · · · · · · · · · ·	
					Star		•	1	

國非

13 14 13 1210 11 9 Leave Reference to any Allocation of period of :: · · · leader and Reason of Nature Signature of the leave on average pay punishment or .termination reand Designation and upto four months for hoad of the effice Signature of the onsure or reward Date of (such as head of the office head of the office duraor other attesting which leave salary is or protoco di the . termination or promotion, erattesting officer tion : or other attesting debitable to another officer Covorinment appointment transfer, attestation of officer. of Government Servant dismissal, jumns 1 to 8 leave etc.) taken Government to Period which debitable scale -07 and poy fixed pay scale of and poy fixed nos: 80901-pm Assistant pirociatis PBMC, Admn: popt:Prenamar Vent Service verified frme 0/Cp of pay Roll for the period 2008 10 35-11 from Annu Gira Assistant Director à Assistant Director & PBIAC, Admn: Decit:Pechaver PSMC. Admn: pepti:Pechawar :24 yA-a Service verified timo 0/Copy Granted Annual of pay Roll for the period Increment. AD-I ASTISEAH DIRECTOR-1 ASTIST NIDHREGTOR.F PEMC VIS Dept PBMC Was Depil Peal Peshawar_ Service for the range Verified Granted Annual 1-12-2010 10 30-11-2010 He fed Increment Pay Bills Acquittance Koll. أكمين Sub Divisional Officer-I. Sub Divisional Officer-1 PBMC CSP/ Howie Techewar PBMC COW Logal Feshawing

1.1 10 Ś 0 . -] $\mathbf{2}$ 3 4 5 6 7 8 If officialing, state Whether substan-Other Sig: of (i) substantive Pay in substantive Additional tive or officiating emolument Dato appointment, or Pay for officiating Name of post Signature of and whethor failing ot (ii) whether service OI. Government Servant - post Appointment permanent or under the counts for pension under Art, 371 C.S.R. . temporary, term "Pay" B<u>BS-07</u> 1 5800-320 4440 RS. N_ 20 <u>,</u> 1 E-N) £, 15.15080 2 7 Janon' teurs Fashava 12 105 Rs. 15400/-AS 8 in the return of Þ erito Bas Frenchingthe RUP 1.30 PENED or Alle, Jed 2 RS/LILLS of Next increment 5 on rocounts Off P41 313 ENER · JY FINDI $\overline{\gamma}$ 'osy e y 0 λ.

25.02.2014 11

.

1-3-1954 60 -2014

57

18	J-3			-		oly	51/	a the	
			1	1 25	5· 6 2-2	\geq	1-3-1	95 4 60 2014	
		·. ·	لا بالا المريح الم	2				2014	
1	1. 9 w	11	12		13		14 972 3	15	
				<u></u> [Loavo	>			
には合い	Synature and Designation	Reason of :		Nature		n of period of avorage pay		Reference to any :: recorded	
	d he head of the office a Date of	(such as	Signature of the head of the office	duta	upto fou	ir months for ave salary is	Signature of the *	punishment of censure, or reward	
	In attestation of appointment columns 1 to 8	promotion, transfer	or other attesting officer.	ton	debitab	le to another	or other attesting of lost	or praise of the Covernment	
		dismissal, j etc.)	r.	leate taken	- .	AUGHTOTIEN		Servari	
					Pariod	Gonarment 2: which debitable			
O. And									
	Pay Reviser with we fit 1-7-2011	h 15% ind	Peshawar		 .	- -			
	Notification No	F. D/PRO/	1-1/2011				<u>.</u>		-
	dated 14-7-20	1.1.							
1.1.04					1.1				
1.		mer		· · ·.			· ·	t,	
- i · 	Sub De	Paral OF	ficer-I.						
	PBMC Ca		THEIGHT BEA	<u> </u>		· · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·	
		· ·							
• •	- Grepted	An	pul 1	<u>¢ ¥ c</u>	làn	Los I	Service	Verified for	-
•							I Ibo Dovia		
:		Ame	un .			.90	~	HE LETTRE L'AN	v · · · ·
•	State T	1 N					OF Pay Bill 7 h	cq: Roll / Pay Ro	11
	PBMC C	LW Dopt	Chicer-I. Peshawar			-	I N.X.	ners	
	<u> </u>					1.	Sub D) hal Ciffeer I	-
1		· ·				· 9	PBMC C&W	Depti: Poshawa	I .
		Anis	al Inc		h				
	marca	Inna	N A		· · ·	Service fo	the period	derifica	
			ment			1-12-dol	1030-11-04	ipm the	
		Sub Da	visional Offic	0		copy of pay	pills/Acquittane	u Koli.	
		PISME	Fæw Deparm Peshawar.	2 12.0		<u> </u>	misis		
	-		a centrivea.	 .			hisional Office		
:						PBNC	ÇCI W Estation Porthemation		
			· -				:		
	Pin	11		1	· -			· .	
	Cormt Pont		freme.	pet		Service i	fraie period	Verified	-
		Virily'	1			COpy of m	P. (.) 30-11-7.	iem the	
			\mathbf{X}				b.ll./ (gunyan)		
			- Conserve	-					-
		in market in				PERMIC.	$\left \left \frac{1}{2} \right \right = \left \frac{1}{2} \right $	er-I. Dawar	: 1
		<u> </u>		the.+	es				_
					1	2			
				0	hum				
			<u> </u>	Ah		L	<u> </u>		- -
							-		

P.No.18752 12 New [05**1**] 6 8 • • 2 3 4 5 7 in the second second : ... η, If officiating, state Other Whother substananature a (I) substantive Pay in . Additional omolument Date tive or officiating appointment, or of the hea Name of post Signature of substantivo Pay for of falling (ii) whether service and whether or other al Government Servant post officiating under the Appointment permanent or in atte counts for ponsion torm "Pay" temporary. under Art. 371 colum C.S.R. 1 • - 2 L ۲., ÷, 61.2 4 1 2-14 30 H.1540-00/Pr + P.P.380/P.M 5800-320-15400 4 B.P.S.07 1 ÷ 1 2-11 P. 19940/P.10 + P.P. 415/P.M 7490-415-189410 ' . . · . . : . 1 · 1994 P.M. 30 Ŀ, ~11 and the P.P. 830/P.M Sec. 1. A 29.1 2 K 12 7750-455-21400 B.P.S.OS 2-701 21400 ħ Ð Affe, Jed Umm Advo £Ω: 'ni. 4. . . . a) ः स् २ - २२ <u>ار:</u> .

J 13 9 10 . 11 12 , . . 13 14 75 Leave Reason of ature and Designation Allocation of period of £2 Nature $\{ (x_1, \dots, x_n) \}$ Retainney to any termination the head of the office Date of the leave on average pay Signature of the remeded punishment or (such as' : and / Signature of the other attesting officer termination or head of the office upto four months for durapromotion, head of the effice in attestation of which leave salary is or other attesting appointment tion ensure: r rewar transfer, or other attesting debitable to another columns 1 to 8 - officer. e praise of the of dismissal, officer Government leave Covernment etc.) Servant taken Government to Period which dehitable 30 5014 And the Incommun Service for the period Verified 12-2/013 20-11-2014 copy of pay Boli. anina is Divield Al Officer-IV PBMC CAW DOP Sin Dirich JV peshawar. BAC CAW Dept peshawat. Pay Fixed in the Tryisce Pay State 67) and T No, Fixe 1. F.S. 1.9 9.40 M. 415 197 e deple ms lette 140, FD (FRC) 1-1/2(15 di 27-7-2015 Sub Divisional Officer-I PBMC C&W Dept: peshawar-30 Amuai Infrement Service for fits peliod Verified 2014. 3-11-201сору if pay bills/Acquittanca-Roll. 500 seat PBAIC CAW Dept: peshawar. ub Divisional Officer-IV PBMC C&W Dept: peshawar. Sibbled of BEE 07 n Eiser n Philip 09 Firm Reg Sales ion-Nd, FD/S.O FR 15 v.ef. 4-7-2015 6420 -20-2010/01 0-0-2 On.a/c 10: Sto Divis Tal Onter-IV PEMC CEW Dept: चित्रज्ञ.

MEDICAL CERTIFICATE

Name of official	Audial Manan
Caste or race	Afghan
Father's name	alang Khow
Residence vill	ree -8 Plo: Sharbas Khil
Strain District	
Date of birth	$Q \subset X$
Exact height by measureme	
Personal mark of identifica	
Signature of the official	
Signature of head of office	
	D.L.

Seal of office _____ Peshouse

I do hereby certify that I have examined Mr. <u>Abclue Manan</u> a candidate for employment in the Office of the <u>C. P. W. Defreet Performance</u> and cannot discover that he had any disease communicable or other constitutional affection or bodily infirmity except_<u>Nil</u>

I do no consider this as disqualification for employment in the office of the <u>AS</u> <u>Reove</u> His age according to his own statement <u>I 7 Year</u> <u>P II Month</u> year and by appearance about year. <u>I 7 Year</u> <u>S II Mentr</u>

MEDICAL SUEERINTENDENTSOINT

001-4.2.03/P4@/MD/Sci

LEFT HAND THUMB AND FINGER IMPRESSIONS

GS&PD.63P+ 17- 12512-2000 Pais-23 21, 15/P4(2)/Form State Continents

65601 ايذدئيث/دسخط بارولل ابارا يسوى آيش فبكرج بتونخواه پثاور بارایسوسی ا**ی**س ن خر 0333 91175 رابطه تمبر: برا بر مرا بعدالت جناب: __ تنجانب: د موکا: <u>ج</u>م: تحانه: مقدمه مندر جدعنوان بالایی این طرف شرواسط پیروی د جواب دی کاردانی متعلقہ مراد مقدمه مندر جدعنوان بالایی این طرف شرواسط پیروی د جواب دیں کاردانی متعلقہ م ان مقام سيسامين (يكي / س ما، (رسال کر کے اقرار کیاجا تا ہے کہ صاحب موصوف کو مقدمہ کی کل کاردائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو راضی نامه کرنے وتفرز ثالث و فیصله برطف د کینے جواب دعویٰ اقبال دعویٰ اورد رخوا سے از مرقم کی تعدیل زرين پرد بخط كرشيخ كا اختيار جوكا، نيز بصورت مدم پيردي ياد كري ميظرفه يا ايل كي برامدي ادرمنوني، نيز دائر کرنے اپیل نگرانی دنظرتانی و پیروی کرتنے کامختار ہوگا اور بیٹورٹ ضرورت مقدمہ مذکورہ کے کل یاجزوی کاردانی کے داسطے اور ولیل یا مجار قانون کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہو گا اور صاحب مقرر شدہ کوبھی دبی جملہ مذکورہ اختیار آب حاصل ہوں کے ادر این کا پاختہ پر داختہ منظور دقبول ہوگا دوران مقدمہ یں جوٹر پہ ہرجاندالتوائے مقدم کے مبہب سے ہوگا وہ دکیل موجود وسول کرنے کا خضار ہوگا کوئی تاریخ بیشی مقام D دوره يا مد بالمرجوتود كيل صاحب بابند بد جول في مذكرة من منا المرجوب المرجوبي من م دوره يا مد سے باہر جوتود كيل صاحب بابند بد جون في كد ميزوى مذكورة مرتبين، لهذا وكالت نامد ككھ ديا تاكه مندر بے ـ المرقوم:_ ۰ ال مقام کے لئے منظور ہے Acepted ادىناس دكالت نامدكى توثو كالي نا قابل قبول بوگى

BEFORE THE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL PESHAWAR

Service Appeal No.924/2016

Mr. Abdul Manan S/O Adam Khan R/O Near Technical Collage Kohat Road Peshawar (Ex-Pipe Fitter (PBMC).

Appellant.

VS

- 1. Superintending Engineer Provincial Building Maintenance Cell Peshawar
- 2. Executive Engineer, Provincial Building Maintenance Cell Peshawar.
- 3. Secretary, to Govt: of KPK C&W Department Peshawar.
- 4. Sub Divisional Officer-IV, Provincial Building Maintenance Cell Peshawar

Respondents

REPLY OF THE OFFICIAL RESPONDESNTS.

Respectfully Sheweth:-

PRELIMINARY OBJECTIONS

- 1. The instant appeal is incompetent before this Tribunal in present form.
- 2. The appellant has concealed the material facts and rules/ regulations of the Government from this Tribunal.
- 3. The appellant has not come to the Tribunal with clean hands.
- 4. The appeal is badly time barred.

FACTS:-

1 Need no comments.

- 2. Correct to the extent that appellant joined the service as Pipe Fitter on 03.11.1975.
- 3. Correct to the extent that when he was appointed in <u>11/1975</u>, he stated/expressed his age, 21 year and in light of GFR-116 read with GFR-117, his date of birth was calculated / reckoned to be <u>01.03.1954</u>, which's entries appear at the page-3 of the Service Book, since annexed with the appeal.
- 4. Under the Government rules, CNIC is not valid document for ascertaining the age or birth date. For entry in to Government Service, the department follows prevailing rules, hence under GFR-116 & 117 his date of birth is correctly recorded in the Service Book.
- 5. Under Section-13 of the Khyber Pakhtunkhwa Civil Servants Act,1973, a person when reaches to the age of superannuation, order of retirement in order to get pension benefits etc rest binding upon the authority.
- 6. If it is taken to be <u>1958</u> and the date of entry into Service i.e 03.11.1975, then he was of 17-years, so how one can say to consider his date of birth 1958 to be correct, being minor.
- 7. It is not necessary to refer the case of any medical opinion, once he is employed in 1975.
- 8. Correct, having no merit in appeal his request for the change in <u>recorded date of birth</u> can not be admitted at this stage.

9. Not meet the merit and as such can not be recalled/ reversed the retirement order on the following replying grounds.

GROUNDS.

- A. Incorrect, the retirement order in light of the recorded date of birth in service book are issued under the prevailing laws/ rules of the Government.
- **B.** Incorrect, the Executive Engineer being competent authority have vested power to issue retirement order of his staff, who reaches the age of superannuation.
- C. No needs to comment.
- **D.** As stated in the above said parawise comments, the department is bound to follow the GFR-116 & 117 in all respect.
- E. Very very alarming, if the pay roll as stated depicts date of birth <u>01.05.1983</u>, so at the time of his 1st entry into service viz 03.11.1975 he was of 08-years age?
- F. Incorrect the mere stance that appellant was illiterate can not give any advantage/weight age. The GFR-116 & 117 is ample, to assess the date of birth.
- **G.** Of course, but according to his service record, he has served for 39-years and there, is no hindrance for him to push his pension case in time in the longer interest of his family / dependents.
- **H.** Incorrect It is not the matter, that why his retirement order had passed on 02.06.2016. Actually on the scrutiny of Service Book of all Government Servants, it was detected that the formal orders should have to be passed in order to facilitate the appellant in the pension claim and other retiring benefits.
- I. Incorrect, orders have been passed under the law/rules and other ancillary instructions of the Government.
- J. Incorrect, to whom the appellant now states wrong entries, he should have to claim or called for the same within 2- years of his entry into Government Service as per the standing orders of the Government.
- K. In correct, the details have been fully explained in para-G & E of the facts and grounds.
- L. Irrelevant at this stage.
- M. The replying respondents also seek permission of the court to advance further comments thereto at the time of arguments.
- N. Incorrect drafted irrelevant and mollified.

In the wake of above submission the instant appeal is not meeting the merit hence liable to be dismissed.

Superintending Engineer PBMC Respondent No.1.

Secretary, C&W Department Respondent No.3

Executive Engineer PBMC Respondent No.2

Sub Divisional Officer-IV Respondent No.4

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

In SA No. 924/2016

ABDUL MANAN

.....APPELLANT



THE SUPERINTENDENT ENGINEER & OTHERS

.....Respondents

<u>INDEX</u>

NO	DESCRIPTION OF DOCUMENTS	ANNEXURE	PAGES
1	Rejoinder	4	1.1
2.	Affidavit		

Appellant

Through

ADVOCATE SUPREME COURT OF PAKISTAN.

Office:

ROOM NO. 2 AL-MUMTAZ HOTEL NEAR OLD GTS ADDA HASHTNAGRI PESHAWAR.

Cell No: 0333-9117513

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

In SA 924/2016

ABDUL MANAN

.....APPELLANT



THE SUPERINTENDENT ENGINEER & OTHERS

.....RESPONDENTS

REJOINDER ON BEHALF OF APPELLANT TO THE PARAWISE REPLY/ COMMETNS SUBMITTED BY REPONDENTS.

RESPECTFULLY SHEWETH,

Reply to preliminary objections:

- 1. That preliminary objection of Para No.1 of the comments is incorrect, the appellant has good cause of action and locus standi to file instant appeal being aggrieved from the act of respondents, hence the petitioner is an aggrieved person and the present appeal is competent before this hon'able court.
- 2. That Para No. 2 of preliminary objection of the comments is incorrect, petitioner is aggrieved from the acts /omissions of respondents by not making correct entries in the service book and resultantly retiring the appellant 4 years before the actual date of his retirement and as such the appellant has not concealed any rules and regulations but the respondents are playing hide and seek with the appellant by making wrong entries in the service book as well as in the pay role of the appellant in which the date of birth of the appellant is mentioned as 1/05/1983 though the appellant has joined his service on 03/11/1975 which fact also shows the malafide on the part of the respondent and their in competency and the appellant should not be left to suffer for the act done and wrong entries recorded by the respondents.
- **3.** That preliminary objection of Para No.3 of the comments is incorrect, appellant has come to this Hon,able court as no other remedy is available and the appellant is with clean hands as the appellant has been subjected to gross negligence.
- **4.** That preliminary objection of Para No. 4 of the comments is incorrect; the instant appeal is filed well in time.

ON FACTS: -

- 1. Para No.1 of the appeal is correct while Para No.1 of the comments needs no comments.
- 2. Para No. 2 of the appeal is correct while Para No. 2 of the comments needs no comments, however the respondents have admitted in this para that the appellant had joined the service as pipe fitter on 03/11/1975, and here the question arises that if the appellant has joined the service on the above mentioned date then why is the pay role showing his date of birth as 01/05/1983, which clearly signifies the malafide on part of the respondents.
- Para No. 3 of the appeal is correct while para no. 3 3. of the para wise comments is incorrect, it is evident from the para itself that the respondents have entered the date of birth of the appellant on presumptions and not in accordance with the one mentioned on appellant's medical certificate issued by medical superintendent police service hospital Peshawar annexed herewith, moreover the respondents cannot blame the appellant for the negligence and mistreatment committed by the respondents themselves.
- 4. Para No. 4 of the appeal is correct while Para No.4 of the comments is misleading. The respondents are concealing material facts from this hon'able court that at the time of joining the service the appellant was subjected to medical examination and according to the medical certificate which was provided to the appellant at the time of joining the services the date of birth of the appellant is 1958 instead of 01/03/1954.
- Para No. 5 & 6 of the appeal are correct while Para 5. No.5 & 6of the parawise comments are replied that as evident from the medical certificate issued by the competent authority and also produced to the respondents at the time of appellants appointment bears appellant's date of birth as 1958 hence the date of retirement of the appellant under section 13 of Khyber Pakhtunkhwa civil servants Act 1973 is not the one on which illegally appellant was retired by the respondents, however the respondents by their own conducts are estopped by raising the plea of seventeen years age of the appellant at the time appointment of the of appellant. The respondents are relying fictions on and presumptions the actual date of birth of the appellant as is evident from the NICs already attached with the main appeal is 1958, moreover the appellant is also in possession of the medical certificate which is also available on file with the main appeal.
- 6. Para No. 7 of the appeal is correct while Para No. 7 is incorrect. The respondents are estopped to deny their own conduct.
- 7. Para No. 8 of the appeal is correct while Para No. 8 of the parawise reply is incorrect. The respondents are trying to conceal their own negligence hence

taking such like pleas which has no value in the eye of law.

8.

Ú

Para No. 9 of the appeal is correct while Para No. 9 of the para wise comments is incorrect. That is why the appellant prefer instant appeal before this Hon, able Court.

- **A.** Para No A of the ground is correct, while Para no A of the ground of comments is incorrect; moreover the appellant is an illiterate person and can not be made to suffer due to the negligence and wrong entries recorded by the respondents.
- **B.** Para No B of the ground is correct, while Para No B of the ground of comments is incorrect; the orders of retirement of the appellant are being passed without taking proper care and caution.
- C. Para No C of the ground is correct, while Para No C of the ground of comments needs no comments.
- D. Para D of the grounds of appeal is correct while Para D of the grounds of comments is incorrect.
- E. Para E of the grounds of appeal is correct while Para E of the grounds of para wise comments is incorrect, Moreover the respondents are admitting the fact that respondents have made wrong entries in the record of the appellant because the entries in the pay roll are made by the respondents and not by the appellant which entries shows that in the pay roll the date of birth of the appellant is wrongly entered as 01/05/1983 and therefore it can be stated that in the service record also is wrongly mentioned as 1954 instead of 1958.
- F. Para F of the grounds of appeal is correct while Para F of the grounds of para wise reply is incorrect. The respondents are admitting in preceding ground of the para wise comments that the entries in the pay roll of the appellant are incorrect, hence the fact that the appellant is illiterate becomes totally relevant as he was having no knowledge about the entries made neither in the pay roll nor in the service book which was totally negligence on part of the respondents.
- G. Para G of the grounds of the appeal is correct while Para G of the grounds of para wise reply is incorrect, the respondents are trying to shift the responsibility upon the appellant by enticing the appellant to retire from services before the date of his actual retirement without taking into consideration the social and financial position of the appellant.
- H. Para H of the grounds of appeal is correct while para H of the grounds of the para wise comments is incorrect the impugned order bears dated 02/06/2016 while the appellant is retired from service with effect from 28/02/2014 which is totally illegal because if the appellant stands retire from 28/02/2014 then in what capacity the appellant was given salary, hence the respondents are trying to mislead this hon'able court by taking such like pleas which has no value in the eye of law.
- I. Para I of the grounds of the appeal is correct while para I of the grounds of the para wise comments is incorrect, moreover the impugned order is totally illegal against law and facts and in effective upon the rights of the appellant. The appellant has been made as escape goat by making incorrect entries in

the record of the appellant i.e in the service book and pay role etc, moreover there is a chain of negligent acts and incorrect entries made by the respondents which could not be denied by the respondents, the respondents are bent upon to retire the appellant from service by calculating his age from a date which has been incorrectly recorded by the respondents and now the respondents should not be allowed to make the appellant an escape goat.

- J. Para J of the grounds of appeal is correct while Para J of the grounds of para wise reply is incorrect. As per the judgment of the Supreme Court SCMR 2008 page 255 "it is not an absolute rule that entries in the service book once made could not be altered or changed" Moreover the appellant being illiterate was unaware of the wrong entries made by the respondents.
- **K.** Para K of the grounds of appeal is correct while Para K of the grounds of the para wise reply is incorrect the appellant received his pay till may 2016 which fact also supports that correct date of birth of the appellant is 1958 and not 01/03/1954, in respect of which the appellant has already attached his pay slip with the main appeal.
- L. Para L of the grounds of the appeal is correct while Para L of the grounds of the para wise comments is incorrect. The fact that the age assessment certificate as is annexed with the main appeal supports the appellant version is totally relevant because at the time of joining of services by the appellant his medical check up was done and the entries in the service book should have been made in accordance with the age assessment certificate.
- **M.** Para M of the grounds of the appeal is correct while Para M of the grounds is incorrect. The appeal is properly drafted and the appellant being an aggrieved person has every legal right to approach this hon'able court.

It is, therefore, requested that on acceptance of this rejoinder appellant's appeal as prayed for in the Service appeal may kindly be allowed.

ppellant Through

ADVOCATE SUPREME COURT OF PAKISTAN.



BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

In SA No. 924/2016

ABDUL MANAN

.....APPELLANT

Versus.

THE SUPERINTENDENT ENGINEER & OTHERS

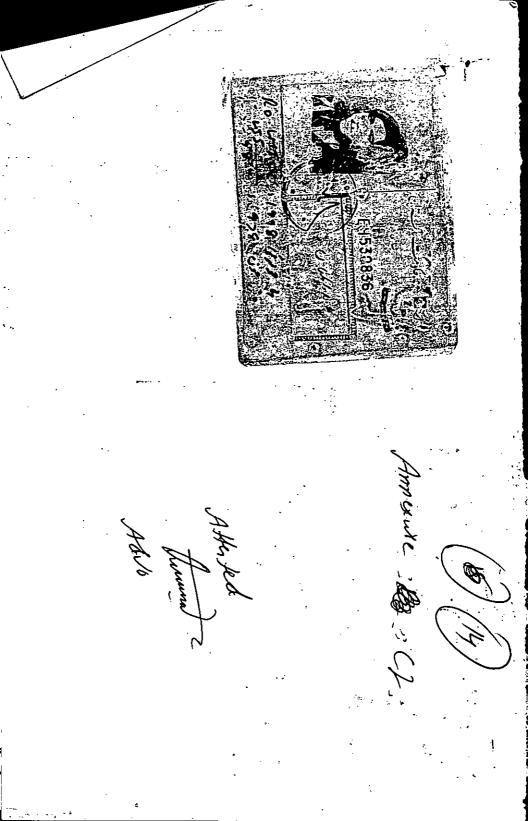
.....Respondents

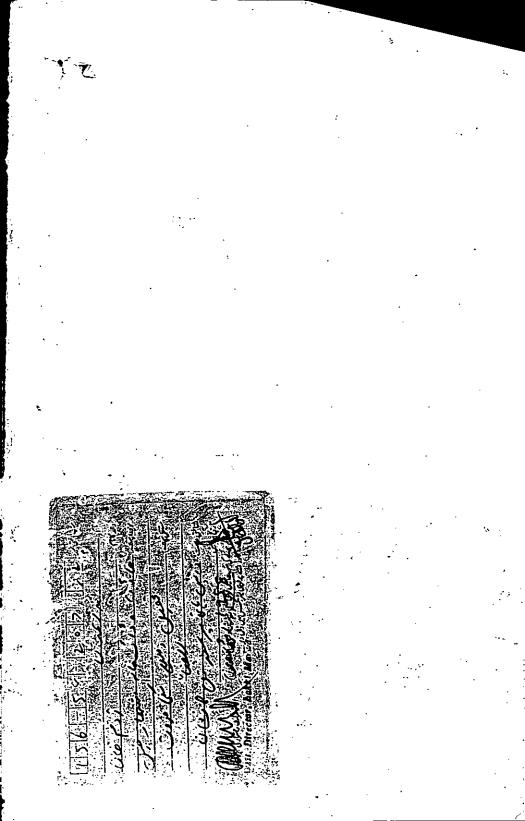
AFFIDAVIT;

I, Abdul manan s/o Adam Khan r/o near technical college Kohat road, Peshawar EX pipe fitter B-07 provincial building maintenance C&W department, Bacha khan chowk Peshawar, do hereby solemnly affirm and declare on Oath that all contents of this rejoinder are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon, able court.



DEPONENT





GOVERNMENT OF PAKISTAN ACCOUNTANT GENERAL N.W.F.P. DISTRICT PAY ROLL SYSTEM	P Sec: DAY MENTIADA PR5225 -Deputy Dire	IGE2010 Algezono Provinc Bestato
110 10 19 1001284	NTN: 0 GPF #: IRR 012232 D1d #: 99990684071	2
BPS 0/ Active Permanent //	DEPTT CODE PR	5225 -
PAYS AND ALLUWANCES: 0001-Basic Pay 1001-House Rent Allowance 45% 1210-Convey Allowance 2005 1300-Redical Allowance 1770-Spl Additional allowance 1830-Special Relief All(2005) 1831-Adhoc Relief (2005) 1864-Dearnes Allowance (2006) 1908-Adhoc Relief-2009 (01-16) Gross Fay and Allowances DEDUCTIONS		8,470.00 1,588.00 920.00 1,000.00 401.00 711.00 866.00 1,694.00 20,596.00
GPF Balance 214,443 00 3501-Benevolent Fund 3511-Addl Group Insurance 3604-Group Insurance Total Deductions	Subrc:	320.00 180.00 7.00 67.00
Althoutz		
Total Deductions		574.00
Have	NET AMOUNT PAYABLE	20.022 00
ING SERVICE	Quota Kohat Road ABL K ND. 4367-7	CHAT ROAD
	<u></u>	