



17th July, 2023 1. Junior to counsel for the appellant present. Mr. Fazal Shah Mohmand, Additional Advocate General for the respondents present.

2. Former requested for adjournment on the ground that senior counsel for the appellant is busy before Hon'ble Peshawar High Court, Peshawar. Adjourned. To come up for arguments on 16.11.2023 before D.B. P.P given to the parties.

SCANNED
KPST
Peshawar


(Fareeha Paul)
Member (E)


(Rashida Bano)
Member (J)

1st Mar, 2023

Clerk of learned counsel for appellant present. Mr. Umair Azam, Additional Advocate General for respondents present.

Counsel are on strike. The case is adjourned. To come up for arguments on 08.05.2023 before D.B. PP given to the parties.

SCANNED
KPST
Peshawar



(Rozina Rehman)
Member (J)



(Kalim Arshad Khan)
Chairman

08.05.2023

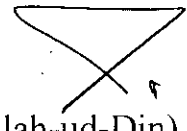
Learned counsel for the appellant present. Mr. Asad Ali Khan, Assistant Advocate General for the respondents present.

Learned counsel for the appellant seeks adjournment for preparation. Adjourned. To come up for arguments on 17.07.2023 before the D.B. Parcha Peshi is given to the parties.

SCANNED
KPST
Peshawar



(Muhammad Akbar Khan)
Member (E)



(Salah-ud-Din)
Member (J)

Naeem Amin

27.10.2022

Junior of learned counsel for the appellant present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

Junior of learned counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is busy before honourable Peshawar High Court, Peshawar.

Adjourned. To come up for arguments before the D.B on 01.12.2022.

SCANNED
KFST
Peshawar



(Mian Muhammad)
Member (E)



(Salah-ud-Din)
Member (J)

01st Dec. 2022

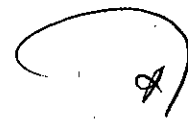
Junior to counsel for the appellant present. Mr. Naseerud Din Shah, Assistant Advocate General for the respondents present.

SCANNED
KFST
Peshawar

Former requested for adjournment due to engagement of his learned counsel in Hon'ble Peshawar High Court. Last opportunity is granted. To come up for arguments on 01.03.2023 before the D.B.



(Fareeha Paul)
Member (E)



(Rozina Rehman)
Member (J)

30th May, 2022.

Learned counsel for the appellant present. Mr. Naseerud Din Shah, AAG for the respondents present.

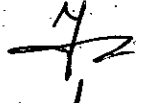
Learned counsel for the appellant seeks adjournment in order to properly assist the Court. Adjourned. To come up for arguments on 03.08.2022 before the D.B.


(Mian Muhammad)
Member(E)


(Kalim Arshad Khan)
Chairman


3-8-2022

Proper DB not available the case is adjourned to 14-10-2022


Reader

14th Oct., 2022

Because of strike of the Bar, this matter is adjourned to 27.10.2022. Office is directed to notify the next date on the notice board as well as the website of the Tribunal.

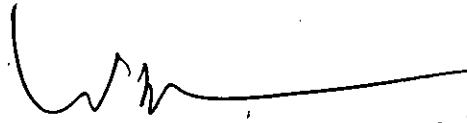

(Fareeha Paul)
Member (E)


(Kalim Arshad Khan)
Chairman

14.07.2021

Syed Noman Ali Bukhari, Advocate, for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Syed Noman Ali Bukhari, Advocate, requested for adjournment on the ground that the appeal in hand shall be argued by his senior counsel namely Mr. Muhammad Asif Yousafzai, Advocate, however he is busy in the august Peshawar High Court today. Adjourned. To come up for arguments before the D.B. on 03.11.2021.



(ATIQU-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)
MEMBER (JUDICIAL)

03.11.2021

Noman Ali Bukhari Advocate learned counsel for appellant present.

Javid Ullah, learned Assistant Advocate General for respondents present.

Former informed the Bench in respect of promotion of the appellant but made a request for adjournment in order to bring on file the promotion order of appellant. Last chance is given. To come up for further proceedings/arguments on 07.02.2022 before D.B.



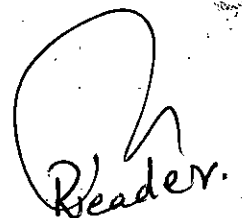
(Rozina Rehman)
Member (J)



Chairman

7-02-2022

Due to retirement of the Honorable Chairman the case is adjourned to come up for the same as before on 30-05-2022



Reader.

24.12.2020

Due to summer vacation, case is adjourned to 29.03.2021 for the same as before.



Reader


29.03.2021

Appellant present through counsel.

Riaz Khan Paindakheil learned Assistant Advocate General for respondents present.

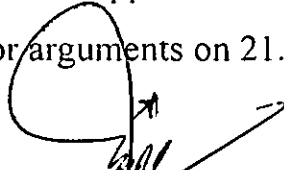
Former made a request for adjournment. Adjourned. To come up for arguments on 14/07/2021 before D.B.


(Atiq ur Rehman Wazir)
Member (E)


(Rozina Rehman)
Member (J)

20.02.2020

Learned counsel for the appellant and Mr. Zia Ullah learned Deputy District Attorney present. Learned counsel for the appellant seeks adjournment. Adjourned To come up for arguments on 21.04.2020 before D.B.


Member


Member

Due to Covid, 19 the case is adjourned - To come up for the same on - 28/07/2020


Reader

28.07.2020

Due to COVID19, the case is adjourned to 14.10.2020 for the same as before.

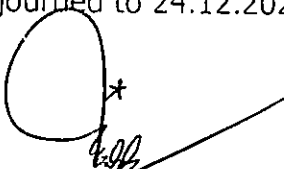

Reader


14.10.2020

Junior counsel present on behalf of appellant.

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

A request was made for adjournment as senior counsel is not available. Application for adjournment is placed on file and case is adjourned to 24.12.2020 for arguments, before D.B.


(Mian Muhammad)
Member (E)


(Rozina Rehman)
Member (J)

19.08.2019

Counsel for the appellant and Mr. Muhammad Riaz Khan Paindakhel, Asstt. AG for the respondents present.

Learned AAG is required to contact the respondents and submit written reply/comments on the next date positively. Adjourned to 17.09.2019 before S.B.


Chairman

17.09.2019

Appellant in person and Addl. AG alongwith Attaullah, Inspector for the respondents present.

Representative of the respondents seeks time. To come up for requisite reply/comments on 09.10.2019 before S.B.

Chairman 

09.10.2019

Counsel for the appellant and Addl. AG alongwith Attaullah, Assistant for the respondents present.


Representative of respondents has furnished Parawise comments of the respondents. Placed on record. The appeal is assigned to D.B for arguments on 18.12.2019. The appellant may submit rejoinder, within a fortnight, if so advised.


Chairman

18.12.2019

Appellant in person present. Mr. Riaz Paindakheil learned Assistant Advocate General present. Appellant seeks adjournment as his counsel is not in attendance. Adjourn. To come up for arguments on 20.02.2020 before D.B.


Member


Member

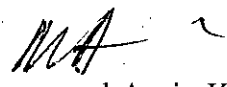
21.06.2019

Counsel for the appellant Gul Paras present. Preliminary arguments heard. It was contended by learned counsel for the appellant that the appellant was serving as Junior Clerk in Archive & Libraries Department Peshawar. He was promoted from the post of Junior Clerk to the post of Senior Clerk vide order dated 07.12.2018 and on the basis of said promotion order he was transferred as Senior Clerk (BPS-14) against the existing vacancy of Public Library Bannu but he could not assume the charge due to his illness therefore, he submitted application for medical leave on 02.01.2019 and on the basis of said application Medical Board was constituted and the Standing Medical Board declared the appellant ill and previous medical leave was also declared genuine and he was also advised bed rest for one week vide Standing Medical Board report dated 18.03.2019. It was further contended that the promotion order of the appellant was cancelled vide order dated 18.03.2019 by the competent authority therefore, the appellant filed departmental appeal on 21.03.2019 which was rejected vide order dated 27.03.2019 hence, the present service appeal on 26.04.2019. It was further contended that the impugned order of cancellation of promotion was passed without any personal hearing and notice therefore, the impugned order is illegal and liable to be set-aside.

The contentions raised by the learned counsel for the appellant needs consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days, thereafter, notice be issued to the respondents for written reply/comments for 19.08.2019 before S.B.

Appellant Deposited
Security & Process Fee


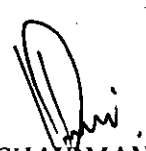
25/6/19


(Muhammad Amin Khan Kundi)
Member

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. _____ 606/2019 _____

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	09/05/2019	<p style="text-align: center;">The appeal of Mr. Gul Paras resubmitted today by Syed Noman Ali Bukhari Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR 9/5/19</p>
2-	10/05/19	<p style="text-align: center;">This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>21/06/19</u></p> <p style="text-align: right;"> CHAIRMAN</p>

The appeal of Mr. Gul Paras Junior Clerk Directorate of Archive and libraries Peshawar received today i.e. on 26.04.2019 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Copy of impugned order dated 18.03.2019 and departmental appeal against it are not attached with the appeal which may be placed on it.
- 2- Copy of rejection order of departmental appeal is not attached with the appeal which may be placed on it.
- 3- Annexures of the appeal may be attested.
- 4- Annexures of the appeal may be flagged.
- 5- Five more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

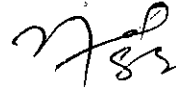
No. 825 /S.T,

Dt. 29-4- /2019.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Syed Noman Ali Bukhari Adv. Pesh.

all Objections Remd ee bte re-subm



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Appeal No. 606 /2019


Gul Paras

V/S



Education Deptt:

INDEX

S.No	Documents	Annexure	Page No.
1.	Memo of Appeal	-----	01-04
2.	Copy of promotion order	- A-	05
3.	Copy of appeal	- B -	06
4.	Copy of service certificate	-C-	07
5.	Copy of letter	-D-	08
6.	Copy for constitution of medical board	-E-	09
7.	Copy of standing medical board meeting schedule order	-F-	10
8.	Copy of medical board decision	-G-	11
9.	Copy of impugned order	-H-	12
10.	Copy of Departmental appeal	-I-	13
11.	Copy of rejection order	-J-	14
12.	Copy of medical prescription	-k-	15-24
13.	Copy of spouse policy	-L-	25-26
14.	Vakala Nama	-----	27


APPELLANT
Gul Paras

THROUGH:


(M. ASIF YOUSAFZAI)
ADVOCATE SUPREME COURT
&

(SYED NOMAN ALI BUKHARI)
ADVOCATE HIGH COURT

Date: 26/04/2019

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

APPEAL NO. _____/2019

Khyber Pakhtunkhwa
Service Tribunal

Mr. Gul Paras, Junior Clerk,
Directorate of Archive and libraries, Peshawar.

Diary No. 665

Dated 26/4/2019

(APPELLANT)

VERSUS

1. The Secretary to Govt: (Education) Deptt., KPK, Peshawar.
2. The Director of Archive & Libraries Deptt., KPK, Peshawar.
3. The Deputy Director of Archive & Libraries Deptt., KPK, Peshawar

(RESPONDENTS)

APPEAL UNDER SECTION 4 OF THE SERVICE TRIBUNALS ACT, 1974 AGAINST THE ORDER DATED 18.03.2019 WHEREBY THE PROMOTION ORDER OF THE APPELLANT HAS BEEN CANCELLED AND NON-ADJUSTING THE APPELLANT AT THE STATION OF HIS WIFE ON THE BASIS OF SPOUSE POLICY, AND AGAINST REJECTION ORDER DATED 27.03.2019 WHEREBY THE DEPARTMENTAL APPEAL OF THE APPELLANT WAS REJECTED FOR NO GOOD GROUNDS.

Filed to-day

Registrar

26/4/19 PRAYER:

THAT ON THE ACCEPTANCE OF THIS APPEAL, THE IMPUGNED ORDER DATED 18.03.2019 and 27.03.2019, MAY BE SET ASIDE THE APPELLANT MAY BE RESTORED TO THE POST OF SENIOR CLERK AND FURTHER THE RESPONDENT MAY BE DIRECTED TO POST THE APPELLANT AT THE SAME STATION WITH THE APPELLANT'S WIFE. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT MAY ALSO BE AWARDED IN FAVOUR OF APPELLANT.

RESPECTFULLY SHEWETH:

FACTS:

1. That the appellant was promoted as Senior Clerk (BS-14) vide order dated 07.12.2018 and posted as Senior Clerk (BS-14) at Bannu Public Library Bannu. **Copy of order is attached as Annexure-A.**
2. That the appellant filed departmental appeal on 02.1.2019 against posting on basis of Spouse Policy, the fact that the appellant's wife was serving as Lady Health Worker at BHU Hazar Khuwani and also having two minor Daughters no other male family member is available to look after the family. The said appeal was forward to the Director through Section Officer vide letter dated 15.01.2019. **Copy of the Departmental appeal, wife service certificate and letter is attached as annexure-B, C & D.**
3. That in those days the appellant also facing serious medical condition and applied for the leave from 31.12.2018 to 21.1.2019. The case of the appellant was referred to the medical board through order dated. 22.01.2019. The medical board was constituted vide order dated 02.02.2019 and the date was fixed as 06.02.2019. The board held on 06.02.2019 and declared the medical of the appellant as genuine and further advised to one week medical leave. **Copy of the orders and board meeting is attached as annexure-E, F & G.**
4. That thereafter, without any personal hearing, notice the appellant promotion order was cancelled vide order dated 18.03.2019. the appellant, feeling aggrieved, from the impugned order dated 18.03.2019 filed departmental appeal which was also rejected vide order dated 27.03.2019 for no good grounds. **Copy of the impugned order, departmental appeal and rejection order is attached as annexure-H, I & J.**
5. That the appellant has no other remedy but to come this august Tribunal on the basis of following grounds amongst others.

GROUND:

- A) That the impugned order dated 18-03-2019 and 27.03.2019 is against the law, facts, norms of justice, illegal, void-ab-initio therefore not tenable and liable to be set aside.

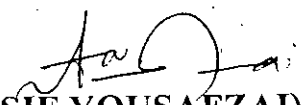
- B) That in those days the appellant also facing serious medical condition and applied for the leave from 31.12.2018 to 21.1.2019. the case of the appellant was referred to the medical board through order dated. 22.01.2019. the medical board was constituted vide order dated 02.02.2019 and the date was fixed as 06.02.2019. the board held on 06.02.2019 and declare the medical of the appellant as genuine and further advised to one week medical leave. So the impugned order base on not taking charge of the post appellant was against the spirit of law and interest of justice and liable to be set-aside. **Copy of medical prescription is attached as annexure-K.**
- C) That the appellant have 2 daughters whom are minor and having beside good ground of wedlock policy the appellant is seriously ill and under continuous treatment so in such like situation the transfer of the appellant to far flung area like Bannu will also affect the routine life, and education of the children of the appellant.
- D) That the impugned order was also not tenable on the humanitarian ground as mention above in Para-B & C. Further it is added that the appellant never denied to take the charge at Bannu, but only the request for posting, the appellant performing duties at Peshawar on the direction of High-up as high-up said to perform duties at Peshawar till the decision of the departmental appeal because the departmental appeal was under consideration for posting because appellant facing serious medical condition and the department know that very well. But despite that the department takes adverse action the appellant without any personal hearing.
- E) That according superior court judgment any adverse action taken again the appellant the personal hearing is must without personal hearing the order has been void.
- F) That the posting order of appellant at Bannu station has been passed in violation of spouse policy which is not tenable in the eyes of law. **Copy of Policy is attached as Annexure-L.**
- G) That the impugned order is not a rational one and based on personal liking and disliking.

- H) That no reasons have been mentioned in the order dated 18.03.2019 which is the violation of Clause-24-A of the General Clauses Act 1897.
- I) 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
Gul Paras

THROUGH:


(M. ASIF YOUSAFZAI)
ADVOCATE SUPREME COURT

&

(SYED NOMAN ALI BUKHARD)
ADVOCATE HIGH COURT

Date:26/04/2019

DIRECTORATE OF ARCHIVES & LIBRARIES,
KHYBER PAKHTUNKHWA, PESHAWAR.No. 3384 /3/1/DA Dated 07 /12/2018.OFFICE ORDER

Consequent upon the recommendations of the Departmental Promotional Committee of Directorate of Archives & Libraries, Khyber Pakhtunkhwa made in its meeting held on 05-12-2018, the competent authority is hereby pleased to order the follow: -

1.	Promotion of Mr. Sheikh Muhanmad Jehanzeb, Junior Clerk (BPS-11), Mufti Mahmood Public Library, D.I. Khan as Senior Clerk (BPS-14) against the newly sanctioned post in Lakki Marwat Public Library, Lakki Marwat.
2.	Promotion of Mr. Ashraf Ali, Junior Clerk (BPS-11), Rehman Baba Public Library Complex, Peshawar as Senior Clerk (BPS-14) against the newly sanctioned post in Khushal Khan Khattak Memorial Public Library, Akora Khattak, Nowshera.
3.	Promotion of Mr. Gul Paras, Junior Clerk (BPS-11), Directorate of Archives & Libraries, Peshawar as Senior Clerk (BPS-14) against the existing vacancy in Bannu Public Library, Bannu.
4.	Promotion of Mr. Asad Ullah, Junior Clerk (BPS-11), Directorate of Archives & Libraries, Peshawar as Senior Clerk (BPS-14) against the existing vacancy in Directorate of Archives & Libraries, Peshawar.
5.	Promotion of Mr. Asad Ullah, Junior Clerk (BPS-11), Rehman Baba Public Library Complex, Peshawar as Senior Clerk (BPS-14) against the existing vacancy in Timergara Public Library, Dir Lower.
6.	Promotion of Mr. Abdul Bari, Junior Clerk (BPS-11), Directorate of Archives & Libraries, Peshawar as Senior Clerk (BPS-14) against the existing vacancy in Directorate of Archives & Libraries, Peshawar fallen due to transfer of the former incumbent to Bannu Public Library, Bannu.
7.	Promotion of Mr. Adil Faraz, Junior Clerk (BPS-11), Haripur Public Library, Haripur as Senior Clerk (BPS-14) against the existing vacancy in Haripur Public Library, Haripur.
8.	Promotion of Mr. Adnan Ishaq, Junior Clerk (BPS-11), Rehman Baba Public Library Complex, Peshawar as Senior Clerk (BPS-14) against the existing vacancy in Rehman Baba Public Library Complex, Peshawar.
9.	Promotion of Mrs. Sumaira Naz, Junior Clerk (BPS-11), Maulana Muhammad Ishaq Public Library, Abbottabad as Senior Clerk (BPS-14) against the existing vacancy in Maulana Muhammad Ishaq Public Library, Abbottabad.

(Zahir Ullah Khan)

Director of Archives & Libraries,
Khyber Pakhtunkhwa, Peshawar.Endst: No. & Date Even.

Copy forwarded to:

- 1- The Accountant General, Khyber Pakhtunkhwa, Peshawar.
- 2- District Accounts Officers at Nowshera, Bannu, Lakki Marwat, Dir Lower, Haripur and Abbottabad.
- 3- The Section Officer (C-IV), Higher Education, Archives & Libraries Department.
- 4- The Incharges, Public Libraries at Peshawar, Nowshera, Bannu, Lakki Marwat, Dir Lower, Haripur and Abbottabad.
- 5- The Officials Concerned.

M. N. Khan

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sec 8/01/2019

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بھخور جناب سیکرٹری ایجوکیشن صاحب خیبر پختون خواہ پشاور
عنوان برائے ڈائریکٹریٹ آف آرکائیوز پشاور پوسٹنگ کیلئے درخواست
جناب عالی!

مودبانہ گزارش ہے کہ بحوالہ آرڈر نمبر 3384/3/1 مورخہ 7/12/18 فدوی کو سینئر
کلرک کی آسامی پر ترقی دینے کیلئے بعد پوسٹنگ بنوں لائبریری میں کردی گئی ہے سینئر کلرک کی آسامیوں
پر ترقی پانے والے 9 جو نیر کلرک میں میری سینیاریٹی دوسرے نمبر پر ہے فدوی کا تعلق ضلع پشاور سے
ہے لہذا سینیاریٹی کی بنیاد پر پشاور میں سینئر کلرک کی تین آسامیوں میں سے ایک پر فدوی کی پوسٹنگ
کا حق بنتا ہے مزید یہ فدوی کی بیوی محکمہ صحت میں لیڈی ہیلتھ ورکر کی حیثیت سے کام کر رہی ہے پوسٹنگ
ٹرانسفر کی موجودہ پالیسی میں Spouse policy کے تحت شوہر اور بیوی کو ایک اسٹیشن پر پوسٹنگ
کا حق دیا گیا ہے۔ جناب عالی بالامعروضات کی روشنی میں استدعا ہے کہ فدوی کی پشاور میں سینئر کلرک
کی تین آسامیوں سے کسی ایک آسامی پر پوسٹنگ کے احکامات صادر فرما کر مشکور فرمائیں۔ اود اگولے DPC نو
دو صاحبے۔

العارض

آپ کا تابع دار گل پارس JIC ویڈنگ پبلیکیشن سیکشن ڈائریکٹریٹ آف آرکائیوز اینڈ لائبریری
خیبر پختونخوا پشاور

موبائل نمبر۔ 0333-9140706



وزارت صحت
و برادری و امور نسوانی
پاکستان

Government of Pakistan
District Programme Implementation Unit
LHWs Programme Peshawar

C (7)

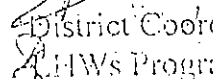
OFFICE OF THE DISTRICT HEALTH OFFICER PESHAWAR

To Whom It May Concern:

EXPERIENCE CERTIFICATE

It is to certify that Mrs Zakia Naz w/o Gul Faras having NIC No. 17301-1396990-4 is working as Lady Health Worker at BIU Hazar Khawani from since 1st May 2003 till now.

During this period, she performed her duties in a proper way, attending her field visits, family registration & polio eradication campaigns in her catchments area. She is honest and loyal to her duties. She is bearing good moral character.


District Coordinator
LHWs Programme
Peshawar

17/12/2018

GOVERNOR'S SECRETARIAT,
Khyber Pakhtunkhwa, Peshawar

No. SO(III)5(2)5/GS/10/115-117
Dated 15.01.2019

To

The Director,
Directorate of Archives & Libraries,
Khyber Pakhtunkhwa, Peshawar.

Subject: REQUEST FOR POSTING AT PESHAWAR

Dear Sir,

I am directed to forward herewith a copy of an application alongwith its enclosures received from Mr. Gul Paras, Senior Clerk, Directorate of Archives & Libraries, Khyber Pakhtunkhwa, Peshawar on the subject noted above for consideration/necessary action please.

Encl: As Above.

Yours faithfully,

(WAHEED KHAN)
Section Officer - III
091-9210474

Copy to:-

1. PS to Governor, Khyber Pakhtunkhwa.
2. Mr. Gul Paras, Senior Clerk, Directorate of Archives & Libraries, Khyber Pakhtunkhwa, Peshawar.

Section Officer - III

Phone: 091-9210100

THROUGH SPECIAL MESSENGER.

DIRECTORATE OF ARCHIVES & LIBRARIES,
KHYBER PAKHTUNKHWA, PESHAWAR

No. 3634/3/10/DA Dated 22 January, 2019.

The Medical Superintendent,
Police Services Hospital, Peshawar.

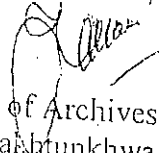
CONSITUTION OF MEDICAL BOARD.

Subject: Enclosed please find herewith two medical certificates submitted by Mr. Gul
s, Junior Clerk of this Director for 21-days days medical leave w.e.f. 31-12-2018 to 20-
019(copies enclosed). It is requested that his case may kindly be referred to the medical
1 for assessment of the disease and recommendation of leave on medical grounds
e.

(Zahir Ullah Khan)
Director of Archives & Libraries,
Khyber Pakhtunkhwa, Peshawar.

No. & date even.

Copy forwarded to Mr. Gul-Paras, Junior Clerk, Directorate of Archives &
es, Peshawar for information.


Director of Archives & Libraries,
Khyber Pakhtunkhwa, Peshawar

ET (9)

SSC
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B.Sc
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B.A
MB
B.
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-11. B

F. (10)



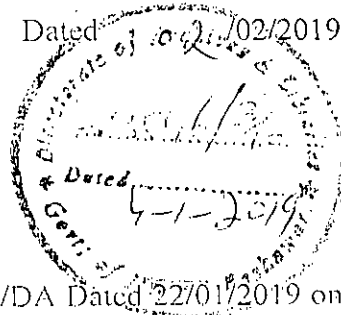
**OFFICE OF THE
MEDICAL SUPERINTENDANT
SERVICES HOSPITAL, PESHAWAR**

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

No. 693 /MS/SMB/2018-19

Dated 06/02/2019.

Director of Archives & Libraries
Khyber Pakhtunkhwa, Peshawar



Subject: - STANDING MEDICAL BOARD.

Memo: - With reference to your office letter No. 3634/3/10/DA Dated 22/01/2019 on the subject noted above.

Mr. Gul Paras Junior Clerk may please be directed to appear before the Standing Medical Board for medical examination to be held in this office on 06/02/2019 at 09:00 AM along with his CNIC and other relevant record to proceed further.

Chairman
Standing Medical Board
Medical Superintendent
Police/Service Hospital
Peshawar

[Faint handwritten notes and stamps, including 'P. 3634/3/10/DA', '22/01/2019', and 'Gul Paras']

G - (11)

OFFICE OF THE CHAIRMAN STANDING MEDICAL BOARD/MEDICAL SUPERINTENDENT POLICE/SERVICES, HOSPITAL PESHAWAR.

The Standing Medical Board comprising the following members assembled in the office of the Medical Superintendent Police/Services, Hospital Peshawar to examine, Mr. Gul Paras Junior Clerk.

The Standing Medical Board is of the opinion that he is having low back pain, radiating to both buttocks straight leg raising is limited to 60° in both lower limbs. His previous medical leave is genuine. He is advised medical management and physiotherapy to Lumbosacral spine with further one week medical leave.

STATION PESHAWAR

DATED: 06/02/2019

(Dr. Fakhruddin)

Chairman
Standing Medical Board
Medical Superintendent
Police/Services, Hospital,
Peshawar.

(Dr. Naseer Ahmad)

Ophthalmologist
Police/Services Hospital,
Peshawar... Member

(Dr. FaridUllah Shah)

Physician,
Police/Services, Hospital
Peshawar. Member

(Dr. Umar Ayub Khan)

Secretary /Chief Orthopedic Surgeon,
Standing Medical Board
Police/Service Hospital,
Peshawar

H (12)

DIRECTORATE OF ARCHIVES & LIBRARIES,
KHYBER PAKHTUNKHWA, PESHAWAR.

No. 3948/13/52/DA Dated 18th March, 2019.

OFFICE ORDER

In pursuance of this Office letter No. 3635/3/10 dated 22-01-2019 and subsequent failure of Mr. Gul Paras Junior Clerk, Directorate of Archives and Libraries, Peshawar, to assume the charge of the post of Senior Clerk in Public Library, Bannu within the prescribed joining period, his promotion to the post of Senior Clerk ordered vide No. 3384/3/1/DA dated 07-12-2018, is hereby cancelled.

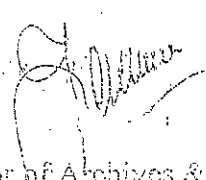
2. Under Rule-7(5) of the APT Rules, 1989, he will not be eligible for the said promotion for the next four years i.e. up to 07-12-2022.

(Zahir Ullah Khan)
Director of Archives & Libraries,
Khyber Pakhtunkhwa, Peshawar.

Draft: NO. & Date Even.

Copy forwarded to:-

1. The Accountant General, Khyber-Pakhtunkhwa, Peshawar.
2. The District Accounts Officer, Bannu.
3. The Librarian, Public Library, Bannu.
4. The Official concerned.
5. Officer Orders file.


Director of Archives & Libraries,
Khyber Pakhtunkhwa, Peshawar.

موجودہ آئینہ درستی کے تحت (پروویڈ) کی ذمہ داری کے تحت
تعمیراتی کاموں کے لیے 28/1/2018ء سے 28/2/2018ء تک کے لیے
پروویڈ کی رقم کے تحت 28/1/2018ء سے 28/2/2018ء تک کے لیے

اس دوران فراہم کی گئی رقم 3384/311 PAH
سیٹنگ کے تحت فراہم کی گئی رقم 3384/311 PAH
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سیٹنگ کے تحت فراہم کی گئی رقم 3384/311 PAH

اور آپ کے آئیڈر نمبر 18-March/3948
2019
اس دوران فراہم کی گئی رقم 3384/311 PAH
سیٹنگ کے تحت فراہم کی گئی رقم 3384/311 PAH
سیٹنگ کے تحت فراہم کی گئی رقم 3384/311 PAH

دو طرفہ جوڈیشل فیصلوں کے تحت
اس دوران فراہم کی گئی رقم 3384/311 PAH
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5 (14)

Phone : 091-9210100.

DIRECTORATE OF ARCHIVES & LIBRARIES,
KHYBER PAKHTUNKHWA, PESHAWAR.

No. 4015 /3/52/DA Dated 27th /03/2019.

To

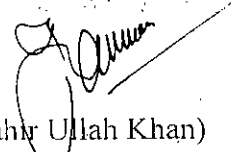
Mr. Gul Paras, Junior Clerk,
Directorate of Archives & Libraries, Peshawar.

Subject: - CANCELLATION OF YOUR PROMOTION AS SENIOR CLERK.

Reference your application dated 21-03-2019.

You were promoted as Senior Clerk and posted at Public Library, Bannu vide Order No. 3384/3/1/DA dated 07-12-2018. You received the order but did not take charge at Bannu till 30-12-2018. You submitted two applications for 21-days medical leave from 31-12-2018 to 21-01-2019 without authentication from medial board. Upon expiry of the same leave, you were directed vide No. 3635/3/10/DA dated 22-01-2019 to assume charge at Bannu within 03-days or under Rule-07(5) of the APT Rules, 1989, you will not be considered for the said promotion for the next four years i.e. up to 07-12-2022, however, no response was received rather you submitted another application for 15-days medical leave from 22-01-2019 to 05-02-2019 without authentication from the medical board. On expiry of the leave, you were required to report for duties at Bannu but you resumed duties at Peshawar, thus, you practically declined to assume charge as Senior Clerk. Thereof, your promotion as Senior Clerk was cancelled vide No. 3948/3/52/DA dated 18-03-2019. Meanwhile, you approached different forums to influence your posting at Peshawar.

03- In view of the above, your promotion as Senior Clerk stands cancelled and you are no more eligible for the said promotion for the next four years. Your above referred application is accordingly disposed of.



(Zahir Ullah Khan)
Director of Archives & Libraries,
Khyber Pakhtunkhwa, Peshawar.

SERVICES HOSPITAL PESHAWAR
GOVERNMENT OF KHYBER PAKHTUNKHWA
OPD REGISTRATION

15

Age _____ Sex _____

Address _____

City No. _____ Dated _____

GUL PARAS

45

MALE

R/-
GENERAL OPD

PESHAWAR

26421-19

28.02-2019

Referral

Seen By Standing
Medical Board
Per Low Back ch

Diagnosis

Lumpago

Remarks

He is unable
to travel long
Distance

otherwise can perform
his duty

DR. ASIF IZHAR
Physician Medical Specialist
Services Hospital

City

Doctor's Signature

Professor Dr. Shahid Ayub
 MBBS, FCPS (Neurosurgery) DCPS (HPE) MHPE (KMU)
 Fellowship Neurovascular Surgery (Japan)
 CONSULTANT SPINE AND NEUROLOGICAL SURGEON



Professor & Head
 Dept of Spine & Neurosurgery
 Khyber Girls Medical College
 Hayatabad Medical Complex
 Peshawar, Pakistan.

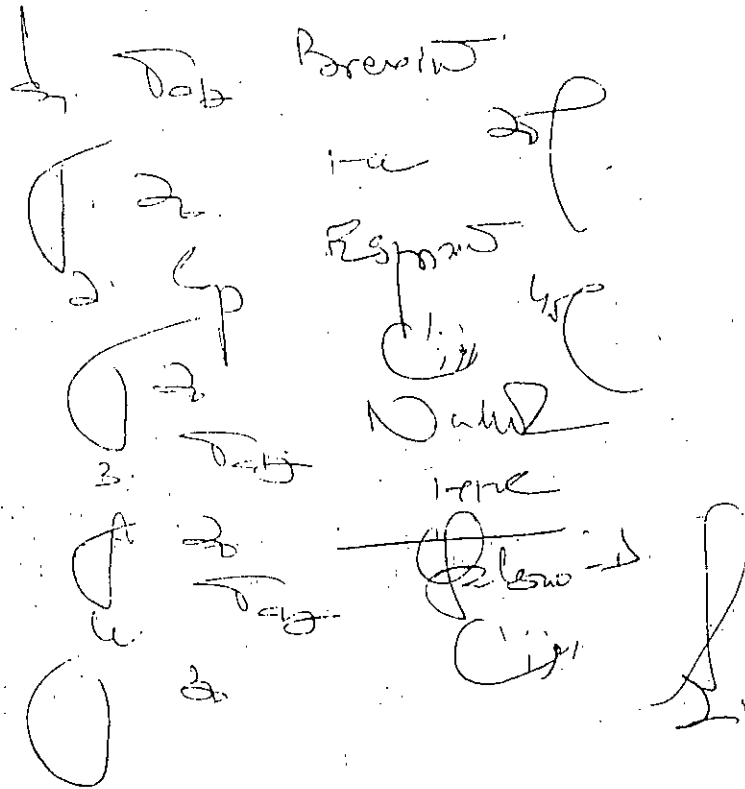
Consultation Chamber
 Amari Hospital Dabgari Garden
 Peshawar, Pakistan
 Ph: +92 91 2570320

6/1/19

[Handwritten signature]

[Handwritten signature]

[Handwritten notes]
 1. 2/3
 2. 1/2
 3. 1/2
 4. 1/2
 5. 1/2
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 8. 1/2
 9. 1/2
 10. 1/2



Consultant Neurosurgeon
Dr. Shahid Ayub
 FCPS Neurosurgery DCPS (HPE)
 Fellow Neurovascular Surgery (Japan)

[Handwritten signature] Complete Bed Rest for 2 weeks
 7/1/19
[Handwritten signature]

For Appointment: +92-91-2213027

139

18/10/19

SERVICES HOSPITAL PESHAWAR
GOVERNMENT OF KHYBER PAKHTUNKHWA
OPD REGISTRATION

(57)

Age _____ Sex _____

Address _____

Party No. _____ Dated _____

GUL PARAS

45

MALE

B/-
GENERAL OPD

PESHAWAR

26421-19

28-02-2019

Examination

Seen By Standing
Medical Board
For Low Back Pain

Diagnosis

Lumbago

Remarks

He is unable
to travel long
Distance

Other wise Coccyx system
has Duty

DR. ASIF IZHAR
Physician (Medical Specialist)
Services Hospital

Doctor's Signature

18

Dr. Muhammad Subhan

MBBS(Pesh), FCPS

NEUROLOGIST & NEUROPHYSIOLOGIST

Professor

Peshawar Medical College



EMG, EEG
NERVE CONDUCTION STUDIES

ڈاکٹر محمد سبحان

پروفیسر
ایم. بی. بی. ایس (پشاور) ایف. سی. پی. ایس
نیورولوجسٹ اینڈ نیوروفیزیالوجسٹ
پشاور میڈیکل کالج

7-9-17

Handwritten notes: 42, 40

Beckwith
New legs | 10 years

Gabapentin 50

Phenytoin 25

Propranolol 10

Notes

Dec 2017

آئندہ معائنہ

091-2570320

اپوائنٹمنٹ کے لئے صبح 11:09 فون کریں۔

تعطیل برہنہ، اتوار

کلینک: امان ہسپتال ڈی جی گارڈن پشاور



OUTPATIENT DEPARTMENT (OPD)

Lady Reading Hospital
Medical Teaching Institution,
Peshawar - PAKISTAN

19

Amount Paid : 20
Invoice No : KU2171941593
Invoice Date : 11-OCT-17 11:54:33
OPD No :

Name : GUL PARAS Father / Husband Name :
Age : 42 Year(s) District : Peshawar Pakistan
Department : NEURO SURGERY Room No : 40
Counter : MAIN OPD

Complaints:

Backache → 7 yrs.
No weakness to both limbs

Splenic dis. @
Findings: muscles
No claudication
No h/o Trauma / Injury

No paralysis in feet

Investigations:

SER @
FABER'S @ eye

Advised X-ray in lateral L5/S1 spine
Diagnosis: Flexion Extension

Next Visit:

Rx

Spastic weakness
w/o sensory
TAB: Digestion
- 200 @ - 120
Tel. Numbness
- 200 @ -
Tel. Legs 700
- 200 @ -
Cap. Relief 27.
- 200 @ -
Tel. Motor 20
- 200 @ -
Dr. Abs

Consultant Name: _____ Signature: _____

DR. MUHAMMAD SIDDIQ

M.B.B.S F.C.S Neurosurgery

کے 7-6 بجے سے شام 7 بجے تک
نوروز بازار

نیو سرجری کلینک
نوروز بازار سے شام 7 بجے تک
تعمیل روز بازار

ڈاکٹر محمد صدیق

افسوس نا اہل کی طبیعت سے
نوروز بازار سے شام 7 بجے تک

Name: _____ Age: _____ Sex: _____

12.9 DEC. 2018

Bashir

4

Handwritten notes in Urdu, including 'Handwritten' and 'Myself'.

355

Handwritten notes in Urdu, including 'Handwritten' and 'Myself'.

آپ کی تصدیق کے بغیر
ہرگز کام سے لے کر نہیں
Not Valid for
Court Purposes

0335-5057140 - 0345-6398987

ہفتے کے دن دو پیر 2 بجے سے شام 7 بجے تک غریبوں کیلئے مفت مفت ہوگا۔

MUHAMMAD SIDDIQ
B.B.S, FCPS Neurosurgery

نیو سرجری کلینک

ڈاکٹر محمد صدیق

6-7 کھنڈہ روڈ، گلبرگ-6
لاہور

نمائندہ استغاثہ اور قیام کے لیے
تعمیل / ہذا اتوار

اسپیشلسٹ نیورال جیٹری
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27/12/2017

Age: Sex:

me:

B. B. S. M. D.

[Signature]

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- B.S. Cerebral

157

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- B.S. Long-furths

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(25)

آپ ڈاکٹر صاحب کے درمیان
بزرگان کے لئے ہیں

Not Valid for
Court Purposes

0335-5057140 - 0345-6398987 سہیل

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DR. MUHAMMAD SIDDIQ

M.B.B.S, F.C.P.S-Neurosurgery

نیورس جری کلینک

ڈاکٹر محمد صدیق

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پرائمری سرجنری ہسپتال

2 بجے تا 7 بجے

مرکز نمبر 6-7 بی ٹی سٹیٹ ہسپتال

ناروڑا سٹیشن روڈ اور توبہ کا انتہام کریں۔
تھریڈنگ برڈز اتوار

Name:

محمد علی

Age:

Sex:

آئی ڈی اسکریپٹ صاحب کچھ دوا

ناروڑا سٹیشن روڈ اور توبہ کا انتہام کریں۔

Bawal

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DYSPEPSIA

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0335-5057140 - 0335-5057140

ہفتہ کے دن دوپہر 2 بجے سے شام 7 بجے تک غریبوں کیلئے مفت ہوگا۔

23

Lady Reading Hospital, MTI Peshawar

Lady Reading Hospital, MTI Peshawar (Phone: 091-9211430, Fax -
Email: info@lrh.gov.pk, Website: www.lrh.gov.pk)



Department of Radiology

VIEW: 06-Jun-2018 11:21:21

MRI Report

Page 1 of 1

MRNO : K02-00002788898

Dept Ref# : 18-0054050

Name : GUL PARAS

Age/Sex : 45 Year(s)/Male

Address : PESHAWAR - PAKISTAN

CNIC# : 17301-1533646-5

Order By : Abid Durrani

Referring Physician :

In-house Consultant :

Destination(s) of Report :

Request Date : 05-Jun-2018 11:07:12 AM

Perform Date : 05-Jun-2018 07:12:46 PM

Report Date : 06-Jun-2018 11:16:33 AM

CPT : MRI LUMBAR SPINE WITHOUT CONTRAST

REPORT : Straightening of lumbar curve.

Diffuse posterior disc bulge is seen at L5-S1 level causing anterior thecal sac indentation.

Desiccatory changes and Schmorl nodes formation is seen at multiple levels.

Modic type II changes are seen at L4-5 and L5-S1 levels.

Hemangioma is seen in T11 vertebral body.

Paravertebral soft tissues: [Normal.]

CONCLUSION : Diffuse posterior disc bulge at L5-S1 level causing anterior thecal sac indentation.

NOSHEEN NOOR

Electronically verified report, no signature(s) required.

DR TAHIRA NISHTAR
Consultant Radiologist
Head of Department

MUHAMMAD IMRAN KHAN
Consultant Radiologist

DR MUHAMMAD IQBAL
Consultant Radiologist

DR ZEENAT ADIL
Consultant Radiologist

29

DR. MUHAMMAD SIDDIQ
M.B.B.S FCPS Neurosurgery

نیو سرجری کلینک

ڈاکٹر محمد صدیق

کمرہ نمبر 6-7 سی خیر میڈیکل سنٹر
ڈگری گارڈن پشاور

نماز، استغفار اور توبہ کا: تمام کریں۔
تعطیل بروز اتوار

ایم بی بی ایس۔ ایف سی بی ایس نیو سرجری
پروفیسر محمد سعید نیو سرجری ہسپتال پشاور
2 بجے سے شام 7 بجے تک

Name:

محمد سعید

Age:

Sex:

29 DEC 2016

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(335)

4-2 my

Admission lab test
one week wait
21-12-16

آپ ڈاکٹر صاحب کے دوائی
بروزکان سے لے گئے ہیں
Not Valid for
Court Purposes

0335-5057140 - 0345-6398987

پہلے کے دن دو پہر 2 بجے سے شام 7 بجے تک غریبوں کیلئے معائنہ مفت ہوگا۔

VAKALAT NAMA

NO. _____/20

IN THE COURT OF Ko.P.o.k Service Tribunal Peshawar

Gov Paras (Appellant)
(Petitioner)
(Plaintiff)

VERSUS

Govt of K.P.o.k (Respondent)
(Defendant)

I/We, Gov Paras


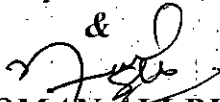
Do hereby appoint and constitute **M. Asif Yousafzai, Advocate Supreme Court Peshawar**, to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate/Counsel on my/our costs.

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

Dated _____/20


(CLIENT)

ACCEPTED


M. ASIF YOUSAFZAI
Advocate Supreme Court Peshawar.
&

SYED NOMAN ALI BUKHARI
Advocate High Court

OFFICE:

Room # FR-8, 4th Floor,
Bilour Plaza, Peshawar,
Cantt: Peshawar
Cell: (0333-9103240)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 606/2019


Mr. Gul Faras, Junior Clerk,
Directorate of Archives & Libraries Department, Peshawar.
.....(Appellant)

Versus

The Secretary to Govt. of Khyber Pakhtunkhwa & Others.
..... (Respondents).

INDEX

S.No.	Documents.	Annexure	Page No.
1.	Parawise comments.	-----	01-03.
2.	Affidavit.		04
3.	Directions dated 27-01-2019	A	05
4.	Cancellation order of the appellant's promotion.	B	06
5.	Application dated 21-03-2019 for restoration of the promotion order and posting in Peshawar on detailment basis.	C	07
6.	Rejection of the application of the appellant dated 27-03-2019	D	08


Director of Archives & Libraries,
Khyber Pakhtunkhwa, Peshawar.

(01)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 606/2019

Mr. Gul Faras, Junior Clerk,
Directorate of Archives & Libraries Department, Peshawar.
.....(Appellant)

Versus

The Secretary to Govt. of Khyber Pakhtunkhwa & Others.
..... (Respondents).

Respectfully Sheweth

Preliminary Objections

1. That the appellant has no cause of action and locus standi to file the instant service appeal in this honourable Tribunal.
2. The appellant has not come with clean hands to this honourable Tribunal. He has concealed material facts from this honourable Tribunal, disclosure thereof may disentitle the appellant from the relief as prayed for.
3. The appellant did not take pain to file departmental appeal against the cancellation order of his promotion as Senior Clerk dated 18-03-2019(**Annex-B, infra**). The appellant has not taken the pains to file departmental appeal against the alleged illegal orders of respondent No. 02, therefore, the instant service appeal is in its present form is not maintainable.
4. The appeal of the appellant is hit by the principle of multifariousness of causes of actions and is also bad for joinder of unnecessary party like respondent No. 3.

PARA WISE COMMENTS ON FACTS.

- 1- Correct that the appellant was promoted as Senior Clerk on 07-12-2018 and posted at Public Library, Bannu. However, on one pretext or another, he did not report for duty at Bannu.
- 2- Correct that the appellant filed departmental appeal for the posting of his choice in Peshawar instead of Bannu, however, the competent authority did not agree with his contention and thus rejected his application. He was directed vide letter No. 3635/3/10/DA dated 27-01-2019(**Annex-A**) to report for duties within 03-days of receipt of the letter failing which it shall be presumed that you have declined to avail the subject promotion. He did not comply with this direction, therefore, his promotion

order as Senior Clerk at Bannu was cancelled vide order No. 3948/3/52/DA dated 18-03-2019(Annex-B). Thereupon, he submitted another application on 21-03-2019(Annex-C), wherein, he requested for withdrawal of the said order dated 18-03-2019 and posting on detailment basis in Rahman Baba Public Library, Peshawar. Therefore, the competent authority did not agree with his request and he was intimated vide No. 4015/3/52/DA dated 27-03-2019(Annex-D) that cancellation of his promotion order stands final and in accordance with provisions as mentioned under Rule-07(05) of the APT Rules, 1989, he is no longer eligible to be considered for the same promotion for the next four years.

- 3- Correct.
- 4- Incorrect. As explained in para-02 on facts, the appellant failed to assume charge as Senior Clerk at Bannu, therefore, the competent authority was compelled to cancel his promotion order. The competent authority waived to proceed the appellant under the Efficiency & Discipline Rules, 2011 for non-compliance of his lawful orders and allowed the appellant to continue his service as Junior Clerk in Peshawar. Therefore, he is not aggrieved to file the instant service appeal.
- 5- Incorrect. The appellant has no cause of action to file the instant service appeal.

GROUND.

- A) Incorrect and misconceived as explained in the preceding para on facts.
- B)- Incorrect and misconceived. The appellant fell seriously ill for which he was allowed to take rest and treat himself, however, after recovery from illness, the appellant did not assume charge as Senior Clerk at Bannu in violation of the orders of the competent authority for which he could be proceeded under the disciplinary law.
- C)- Pertains to the person of the appellant. He could manage his family problems even in Bannu. Posting of his choice is not his vested right under the law.
- D)- Incorrect. The appellant was time and again directed to assume duties at Bannu but he continuously failed to comply with the lawful orders of the competent authority. Thereupon, the competent authority has to take lawful action against the appellant.
- E)- The appellant was not proceeded for misconduct under the E&D Rules, 2011, instead on his failure to report for duty at Bannu, his promotion order as Senior Clerk was recalled under Section - 21 of the General Clauses Act,1897.

- F)- Incorrect. Under Section-10 of Civil Servants Act,1973, a civil servant can be posted anywhere in the public interest and the spouse policy is not mandatory as alleged by the appellant. Public interest reigns supreme in instant case.
- G)- Incorrect. The orders impugned herein are rational and issued in the public interest.
- H)- Incorrect. The orders impugned herein are reasonable and lawful and in accordance with law.
- I)- The respondents may also assist this honourable Tribunal with further arguments at the time of hearing.

In view of the above, the appeal being devoid of merit, may be dismissed in the public interest.

Secretary,
Higher Education,
Archives & Libraries
Department, Khyber
Pakhtunkhwa.

Respondent No. 1

Director,
Directorate of Archives
& Libraries, Peshawar.

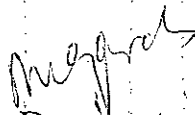
Respondent No. 2

Deputy Director,
Directorate of Archives
& Libraries, Peshawar

Respondent No. 3

AFFIDAVIT.

I, Mr. Muqarrab Khan, Section Officer(Lit), Higher Education Department do hereby solemnly affirm and declare on oath, as per instructions of the respondents, that contents of the accompanying parawise comments are true and correct to the best of knowledge and belief and nothing has been concealed therein from this honourable service tribunal



Deponent.

Muqarrab Khan.

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THROUGH SPECIAL MESSENGER.

Phone: 091-9210100

DIRECTORATE OF ARCHIVES & LIBRARIES,
KHYBER PAKHTUNKHWA, PESHAWAR

No. 3635/3/10/DA Dated 27 January, 2019.

To

Mr. Gul Paras, Junior Clerk,
Directorate of Archives & Libraries, Peshawar.

Subject: REQUEST FOR POSTING AT PESHAWAR.

You along with other eight officials were promoted as Senior Clerk and posted at different stations in the public interest vide order No. 3384/3/1/DA Dated 07th December, 2018. All other promottees have assumed charge at their respective posting stations while you have failed to do so even after lapse of more than 30-days period rather you are using dillydallying tactics and exerting outside pressure to influence posting to the station of your choice constituting misconduct on your part under Rule-02-(g(i-v)) of the Khyber Pakhtunkhwa Govt. Servants(Efficiency & Discipline)Rules, 2011.

02- In view of the aforesaid, you are finally directed to assume charge at Public Library, Bannu within 03-days of the receipt of this letter, failing which, it will be presumed that you have declined to avail the subject promotion and thereof, under Rule-07(05) of the Appointment Promotion Transfer Rules, 1989, you will not be considered for the said promotion for the next four years. The case of next senior Junior Clerk will accordingly be processed for promotion to the post of Senior Clerk. You are further directed to stop exerting outside pressure for the above referred purpose which might result into initiation of disciplinary proceedings under the Khyber Pakhtunkhwa Govt. Servants(Efficiency & Discipline)Rules, 2011.

(Zahir Ullah Khan)

Director of Archives & Libraries,
Khyber Pakhtunkhwa, Peshawar.

23/1/19

23/01/2019

23/01/2019

06



DIRECTORATE OF ARCHIVES & LIBRARIES,
KHYBER PAKHTUNKHWA, PESHAWAR.

No. 3948/3/52/DA Dated 18th March, 2019.

OFFICE ORDER

In pursuance of this Office letter No. 3635/3/10 dated 22-01-2019 and subsequent failure of Mr. Gul Paras Junior Clerk, Directorate of Archives and Libraries, Peshawar, to assume the charge of the post of Senior Clerk in Public Library, Bannu within the prescribed joining period, his promotion to the post of Senior Clerk ordered vide No. 3384/3/1/DA dated 07-12-2018, is hereby cancelled.

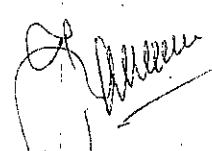
2. Under Rule-7(5) of the APT Rules, 1989, he will not be eligible for the said promotion for the next four years i.e. up to 07-12-2022.


(Zahir Ullah Khan)
Director of Archives & Libraries,
Khyber Pakhtunkhwa, Peshawar.

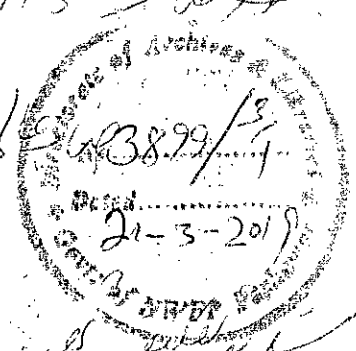
Endst: NO. & Date Even.

Copy forwarded to: -

1. The Accountant General, Khyber-Pakhtunkhwa, Peshawar.
2. The District Accounts Officer, Bannu.
3. The Librarian, Public Library, Bannu.
4. The Official concerned.
5. Officer Orders file.


Director of Archives & Libraries,
Khyber Pakhtunkhwa, Peshawar.


18/3/19



آئی آر سی کے ذریعہ آئی آر سی کے ذریعہ

موجودہ نیشنل آرکائیو کے ذریعہ آئی آر سی کے ذریعہ
29/1/2018 اور 29/1/2018 کے درمیان کے

22/1/2018 سے 22/1/2018 تک کے

3384/31/18 اور 3384/31/18 کے

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DIRECTORATE OF ARCHIVES & LIBRARIES,
KHYBER PAKHTUNKHWA, PESHAWAR.

No. 4015 /S/52/DA Dated 27th /03/2019.

To :
Mr. Gul Paras, Junior Clerk,
Directorate of Archives & Libraries, Peshawar.

Subject - CANCELLATION OF YOUR PROMOTION AS SENIOR CLERK.

Reference your application dated 21-03-2019.

You were promoted as Senior Clerk and posted at Public Library, Bannu vide Order No. 3384/3/1/DA dated 07-12-2018. You received the order but did not take charge at Bannu till 30-12-2018. You submitted two applications for 21-days medical leave from 31-12-2018 to 21-01-2019 without authentication from medical board. Upon expiry of the same leave, you were directed vide No. 3635/3/10/DA dated 22-01-2019 to assume charge at Bannu within 03-days or under Rule-07(5) of the APT Rules, 1989, you will not be considered for the said promotion for the next four years i.e. up to 07-12-2022, however, no response was received rather you submitted another application for 15-days medical leave from 22-01-2019 to 05-02-2019 without authentication from the medical board. On expiry of the leave, you were required to report for duties at Bannu but you resumed duties at Peshawar, thus, you practically declined to assume charge as Senior Clerk. Thereof, your promotion as Senior Clerk was cancelled vide No. 3948/3/52/DA dated 18-03-2019. Meanwhile, you approached different forums to influence your posting at Peshawar.

03- In view of the above, your promotion as Senior Clerk stands cancelled and you are no more eligible for the said promotion for the next four years. Your above-referred application is accordingly disposed of.

(Zahir Ullah Khan)
Director of Archives & Libraries,
Khyber Pakhtunkhwa, Peshawar.

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Before the KP Service Tribunal, Peshawar

Appeal No: 606/19

GW Paras

US

H. Edu.

Subject: Application for adjournment in above mentioned Appeal.

Respectfully sheweth

1. That the above mentioned Appeal is pending before this tribunal & fixed for Arguments today.
2. That due to some Emergency / domestic Problem counsel for the appellant ~~was~~ ^{proceeding} to city Mianwali Province Punjab and due to mentioned reason the counsel for the appellant is unable to attend the courts.

It is therefore Requested on acceptance of this application, the Appeal may be adjourned to some other date.

Appellant

through

^{GW}
Counsel
Syed Noman Ali Bulcheer

Date 14-10-20