

①

IN THE KHYBER PUKHTONKHWA SERVICE TRIBUNAL PESHAWAR AT PESHAWAR

EXECUTION/IMPLEMENTATION PETITION NO. 660 /2023

In Service Appeal No.726/2023 Accepted/Decided , on 19/07/2023.

**Wakeel Khan S/O Saeedullah Khan R/O Village Kalpani Tehsile Gagra District Buner/PSHT G.P.S
REGA DISTRICT BUNER. "PETITIONER"**

VERSUS

1. Mr Iftikharul Ghani , DEO Male Buner .
2. Director, E& SE , KP , Peshawar.
3. Secretary , E & SE , KP Peshawar.
4. Sardar Ahamd , PSHT Rega Buner.
5. District Account Officer Buner.

"Respondents "

EXECUTION /IMPLEMENTATION PETITION UNDER KP TRIBUNAL ACT 1974

Respectfully sheweth;

1. That the petitioner/appellant instituted a Service Appeal in this Hon; Service Tribunal On 31/3/2023 which was ultimately decided in favour of the petitioner on 19/7/2023. Copy of the apex Judgment is annexed as "A".
2. That earlier on 26/5/2023, this Hon; Service Tribunal suspended the Illegal Transfer Order, issued by the DEO Buner, Mr, Iftikharul Ghani ,till the final adjudication of the Tribunal in the appeal in which case a cost of Rs, 10000/- was also imposed up on the DEO Male Buner. Copy annexed as"B".
3. That in the detail judgment of the Hon; Service Tribunal, the illegal Transfer order passed by the DEO Male Buner, was set aside, by declaring null and void.
4. That in the judgment ibid it was declared by this august Tribunal that cost of litigation, shall be paid by Mr, Iftikharul Ghani , DEO Male Buner, to the Petitioner/ appellant, being the wining party .
5. That till date the DEO male Buner, has only ordered and released current salary for the month of July paid in August and the arrears for the period 1st December 2022 till 30th June 2023 has withheld, without any justification or legal grounds. Copy of the said Order dated, 2672 date, 02/06/2023. Copy annexed as "C".
6. That after receiving attested copy of the detail judgment, the petitioner submitted many applications in the Office Of the DEO Male Buner/Iftikharul Ghani , for release of all the past salaries of the petitioner and payment of cost of litigation but the DEO Male Buner, Mr, Iftikharul Ghani, has not complied with the apex judgment /order of this Hon; Tribunal.

- judgment \order of this Hon: Tribunal.
- but the DEO Male Buner, Mr. Iftikharul Ghani, has not complied with the apex release of all the back salaries of the petitioner and payment of cost of litigation mainly applications in the Office of the DEO Male Buner, Iftikharul Ghani, for
- e. That after receiving attested copy of the detail judgment, the petitioner submitted copy of the said order dated 28/08/2023, copy annexed as "C", 2023 till 30, June 2023 has withheld without any justification or legal grounds for the month of July paid in August and the arrears for the period 1st December
 2. That till date the DEO Male Buner, has only ordered and released current salary
 - petitioner's appellant, being the winning party.
 3. That in the judgment it was decided by this august Tribunal that cost of litigation shall be paid by Mr. Iftikharul Ghani, DEO Male Buner, to the
 4. That in the judgment it was decided by this august Tribunal that cost of
 - passed by the DEO Male Buner, was set aside, by decreeing null and void.
 3. That in the detail judgment of the Hon: Service Tribunal, the illegal transfer order
 - also imposed on the DEO Male Buner, copy, annexed as "B",
 - adjudication of the Tribunal in the appeal in which case a cost of Rs. 10000/- was
 - transfer order, issued by the DEO Buner, Mr. Iftikharul Ghani, till the final
 5. That earlier on 28/2/2023, this Hon: Service Tribunal suspended the illegal
 - on 28/2/2023, copy of the apex judgment is annexed as "A",
 - Tribunal on 31/3/2023 which was ultimately decided in favour of the petitioner
 7. That the petitioner's appellant instituted a service appeal in this Hon: Service

respectfully sheweth:

EXECUTION \IMPLEMENTATION PETITION \C.O.C. UNDER KY TRIBUNAL ACT 1974

„Respondents „

2. District Account Officer Buner.
4. Sarda Arshad, BNT, Garia Buner.
3. Secretary, E & SE, KB Beshawar.
5. Director, E & SE, KB, Beshawar.
7. Mr. Iftikharul Ghani, DEO Male Buner.

LEK202

DESA DISTRICT BUNER

„PETITIONER „

Wakker Khan 2\0 Zareed Khan Khan B\0 Village Kharan Tehsil Garia District Buner \BNT E\B 2

in service appeal no 258\2023 accepted \decided, on 28\02\2023.

EXECUTION \IMPLEMENTATION PETITION \C.O.C. NO. _____ \2023

IN THE KHAYER SUKHTOIKHWA SERVICE TRIBUNAL BESHAWAR AT BESHAWAR

2

7. That the DEO Male Buner, even refused to issue diary NO, to the petitioner, so that he may have no proof of submission of any application. Consequently the petitioner has to send him one of such applications through registered post . copies/receipt of which are annexed as "D".
8. That the respondent No.1, not only disobeying the Apex judgment of this Hon; Tribunal by not releasing the arrears of the period concerned to the petitioner but also on mala fide intention and ill will has planned to initiate further wrong and illegal proceeding for un due punishment to the petitioner which has to be ceased henceforth. Copy of Notification End; No.5040-42 dated 29/08/2023 is annexed as "E" for ready reference. For which a separate application for interim relief is filed with, which may please be allowed.

It is therefore prayed that on acceptance of this petition the apex Judgment of this Hon; Tribunal dated 19/07/2023, may be implemented by directing the respondent NO.1 , Mr Iftikharul Ghani /DEO Male Buner , to release all past salaries of the petitioner, along with payment of the cost of litigation.

Through Counsel


PETITIONER

RAHIM KHAN
Adv High Court
Cell= 03439049185
Dated,19/09/2023.

CERTIFICATE

IT IS TO CERTIFY THAT THE ENTIRE CONTENTS OF THIS PETITION ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE. AND THAT NO SUCH LIKE PETITION HAS EARLIEAR BEEN FILED OR PENDING BEFORE ANY COURT/TRIBUNAL.


PETITIONER

7. That the DEO Male Buner, even refused to issue diary NO, to the petitioner, so that he may have no proof of submission of any application. Consequently the petitioner has to send him one of such applications through registered post. copies/receipt of which are annexed as "D".

8. That the respondent No.1, not only disobeying the Apex judgment of this Hon; Tribunal by not releasing the arrears of the period concerned to the petitioner but also on mala fide intention and ill will has planned to initiate further wrong and illegal proceeding for an due punishment to the petitioner which has to be ceased henceforth. Copy of Notification End; No.2040-42 dated 29/08/2023 is annexed as "E" for ready reference. For which a separate application for interim relief is filed with, which may please be allowed.

It is therefore prayed that on acceptance of this petition the apex judgment of this Hon; Tribunal dated 19/07/2023, may be implemented by directing the respondent No.1, Mr. Iftikharul Gani, DEO Male Buner, to release all past salaries of the petitioner, along with payment of the cost of litigation.

PETITIONER

Through Counsel

RAHIM KHAN
Adv High Court
Cell= 03432049182
Dated, 19/09/2023.

CERTIFICATE

IT IS TO CERTIFY THAT THE ENTIRE CONTENTS OF THIS PETITION ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND THAT NO SUCH LIKE PETITION HAS EARLIER BEEN FILED OR PENDING BEFORE ANY COURT/TRIBUNAL.

PETITIONER

IN THE KHYBER PAKHTOONKHWA SERVICE TRIBUNAL PESHAWAR AT PESHAWAR.

Execution Petition No. /2023.

WAKEEL KHAN VS IFTIKHAR UL GHANI DEO MALE BUNER AND OTHERS.

APPLICATION FOR AD INTERIM RELIEF TO REFRAIN THE RESPONDENTS FROM TAKING ANY DISCIPLINARY ACTION OR PROCEEDING TILL THE DISPOSAL OF THE EXECUTION PETITION.

Respectfully sheweth.

- 1. That the title execution petition is being filling in this Hon: Tribunal wherein no date is fixed so far.
- 2. That the authority respondent No.1 has issued latter No. 5040-42 Dated 29-08-2023, and wrongly and on mala fide intention for his personal interest just to satisfy his personal grudge is going to spoil the service carrier of the Petitioner for no fault of the petitioner or any resin and without any reasonable grounds as evident from his letter mentioned above despite making due implementation of the apex judgment of this Hon: Tribunal dated 19/07/2023.
- 3. That the respondents even No.1 may be refrained by the relief sought not to initiate any further proceeding against the petitioner till the final disposal of this Execution Petition which is very necessary.
- 4. That the ^{entire} contents of the original execution petition may be considered contents of this application.
- 5. That further legal and factual points will be raised supporting this application at the time of arguments before this Hon; Tribunal.

Therefore, it is most humbly prayed that by accepting this application the relief sought may be granted in favour of the petitioner with further relief as deemed appropriate under the law.

Petitioner

Through counsel,

RAHIM KHAN
Adv high Court

Office at; District Courts Daggar Buner
Cell = 03439049185
Dated, 19/09/2023

EXECUTION/IMPLEMENTATION PETITION /COC NO. _____/2023

In Service Appeal No. 726/2023 Accepted/Decided , on 19/07/2023

Waqeel Khan VERSUS Mr. Itikharul Ghani , DEO Male Buner and others

ADDRESSES OF PARTIES

1. Waqee Khan S/O Saeedullah Khan R/O Village Kalpani Tehsil Garga District Buner/PST G.P.S. REGA DISTRICT BUNER.
2. Mr Itikharul Ghani, DEO Male Buner.
3. Director, E & SE, KP, Peshawar
4. Secretary, E & SE, KP Peshawar
5. Sarfar Ahmad, PSI, Garga Buner.
6. District Account Officer Buner.

"Respondents"

PETITIONER

Through Counsel

RAHIM KHAN
Adv High Court
Cell= 03439043182
Dated 19-09-2023.

EXECUTION/IMPLEMENTATION PETITION/COG NO. _____/2023

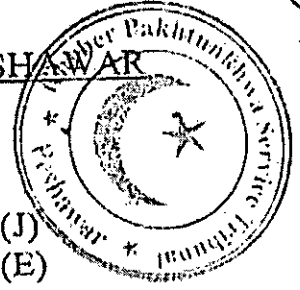
In Service Appeal No. 726/2023 Accepted/Decided, on 19/07/2023

Wakel Khan VERSUS Mr. Iftikharul Ghani, DEO Male Buner and others.

AFFIDAVIT

I, Wakel Khan S/O Zaeeduliz Khan R/O Village Kalpani Tehsil Gagra District Buner PSHT GR2 Regd Dist, Buner, do hereby affirm and declare on oath that the entire contents of the instant Petition and the Application for interim relief are true and correct to the best of my knowledge and belief and that no such like petition or application in the same case, on the subject and title has been filed earlier in this Hon'ble Tribunal or in any other court or pending in any court.

PETITIONER /DEPONENT
CNIC = 15101-1086003-1

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 726/2023

BEFORE: MRS. RASHIDA BANO ... MEMBER (J)
MISS FAREEHA PAUL ... MEMBER (E)

Wakeel Khan S/O Saced Ullah Khan R/O Village Kalpani Tehsil
Gagra District Buner/PSHT GPS Rega District Buner.

.... (Appellant)

VERSUS

1. Director, Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
2. District Education Officer, District Buner.
3. Secretary Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
4. Sardar Ahmad, PSHT, Gagra Buner.

.... (Respondents)

Mr. Rahim Khan
Advocate

... For appellant

Mr. Muhammad Jan
District Attorney

... For respondents

Date of Institution.....31.03.2023
Date of Hearing.....19.07.2023
Date of Decision.....19.07.2023

JUDGMENT

RASHIDA BANO, MEMBER (J): The instant service appeal has been instituted under section 4 of the Khyber Pakhtunkhwa Service Tribunal, Act 1974 with the prayer copied as below:

ATTESTED

"On acceptance of instant appeal the impugned order dated 22.11.2022 passed by the respondent No. 1

[Handwritten signature]
Khyber Pakhtunkhwa Service Tribunal
Peshawar

[Handwritten signature]
Wakeel Khan

on malafide intention and ill will in utter disregard of the relevant Rules and law, being illegal and arbitrary nature may be set aside from the date of its issuance."

2. Brief facts of the case, as given in the memorandum of appeal, are that the appellant was appointed as Primary School Teacher in respondent Department District Buner in the year 1999 and then was promoted to the post of Primary School Head Teacher (BPS-15). During service District Education Officer Buner, respondent No. 1, wrongly, on personal grudge and under political influence, deducted salary of the appellant which was later on withdrawn vide order dated 08.12.2018. Respondent No. 1 on personal grudge transferred the appellant from U.C Rega to U.C Tora Patay vide order dated 22.11.2022. Feeling aggrieved, appellant filed departmental appeal on 20.12.2022 which was not responded, hence the instant service appeal.

3. Respondents were put on notice who submitted written replies/comments on the appeal. We have heard the learned counsel for the appellant as well as the learned District Attorney and perused the case file with connected documents in detail.

4. Learned counsel for the appellant submitted that the appellant has not been treated in accordance with law and rules. He contended that the impugned order has been issued in utter violation of Khyber Pakhtunkhwa (E&D) Rules, 2011, hence liable to be set aside. He further contended that no charge sheet, statement of allegation and show cause notice was issued to appellant nor opportunity of personal

ATTESTED

WITNESSED BY
 District Attorney
 District Buner
 Service Tribunal
 Buner

CPC
 P. J. Khan
 District Attorney
 District Buner

[Handwritten signature]

hearing was afforded to him. He, therefore, requested for acceptance of instant service appeal.

5. Conversely, learned District Attorney contended that the appellant frequently remains either absent or arrives the school late for which he was preceded against on various occasions. Apart from absence and proxy he was on leave without any prior approval which is not only illegal but is akin with the inefficiency and misconduct on his part. He further contended that the post of PSHT (BPS-15) is district cadre post and under Khyber Pakhtunkhwa (Appointment, Deputation Posting and Transfer of Teachers, Lecturers, Instructors and Doctors) Regulatory Act, 2011 they can be posted anywhere in the district.

6. Perusal of record reveals that appellant challenged his transfer order dated 22.11.2022 on the basis of mala fide and political interference and personal grudges of respondent No. 1 with the appellant. He was serving as PSHT in Buner when respondent No.1 issued impugned order dated 22.11.2022 wherein it is mentioned that "consequent upon surprise visit by the undersigned on various dates to GPS Rega, the Competent Authority has been pleased to transfer Mr. Wakeel Khan PSHT, GPS Rega to GPS Tora Patay Tehsil Chaghazi on disciplinary grounds due to his absence, inefficiency, slackness, shirkness and day to day aggravating situation of school, in the best interest of public service with immediate effect." From this order three things are clear; one, no mention of day and dates of various visits by the DEO Buner; Secondly, this order was issued on the basis of disciplinary grounds by mentioning factum of offering slackness and

ATTESTED

EXAMINED
by District Attorney
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

etc
P. S. Khan
D. S. Khan
P. S. Khan

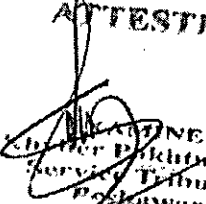
shirkness; thirdly direction was issued to make necessary entries in the service book of the appellant. This is first of its kind transfer order in which direction was given to the concerned to make necessary entries in the service book of appellant which is unusual and also injustice with the appellant. First, proper/regular inquiry will have to be conducted, by properly appointed inquiry officer, by providing opportunity of self defence and then if anything adverse came on the record then such like remark/direction would have been given to the concerned for its entries in service book of the appellant. Appellant alleged personal grudges on the part of respondent No. 1 and also annexed earlier order dated 08.12.2018 vide which inquiry initiated against him was ordered to be ceased by Bakhtzada Khan, DEO, Buner which was initiated upon the report of the respondent No. 5 as DDEO. Perusal of impugned transfer order gives an indication of personal grudge on the part of the respondent No. 1 otherwise it would have been a simply routine transfer. Moreover, under law and rules transfer is not mentioned as punishment and a civil servant cannot be transferred as punishment.

Handwritten signature and initials

7. Furthermore, parawise comments submitted also speak a volume about the personal interest of the respondent No. 1 and obtaining of certificate from his subordinates about the conduct of the appellant. It is also important to note that in the impugned order no counter part of the

appellant was transferred, which also gives smell of personal interest, hurriness and impatience of respondent No. 1. If appellant in fact is in the habit of getting himself absent from performance of duties, then

before transfer, competent authority is duty bound to conduct proper

ATTESTED

 CHIEF CLERK
 SERVICE TRIBUNAL
 PESHAWAR

Handwritten signature

inquiry through independent and honest inquiry officer about the facts of his absence from duty.

8. For what has been discussed above, appeal of the appellant is accepted and impugned transfer order is declared as null being influenced by personal grudge and not based upon public interest rather is the result of interest of respondent No. 1. However, competent authority is at liberty to initiate proper independent inquiry and then proceed in accordance with law and issue order purely in public interest. Costs shall follow the event. Consign.

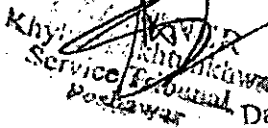
9. Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 19th day of July, 2023.


(FARBEHA PAUL)
Member (E)

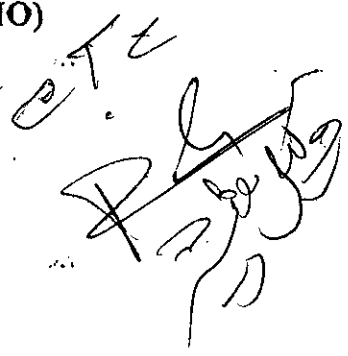

(RASHIDA BANO)
Member (J)

*Kaleemullah

Certified to be true copy


Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 11-8-23
Number of Words Page 5
Copying Fee 25/-
Urgent 5/-
Total 30/-
Name of Copyist _____
Date of Completion of Copy 11-8-23
Date of Delivery of Copy 11-8-23



26 May 2023. 1. Learned counsel for the appellant present. Mr. Fazal Shah Mohamand, Additional Advocate General for the respondents present.

2. After providing a number of opportunities to the respondents they least bother to submit reply there is no departmental representative before the tribunal. Learned AAG is, however, seeking some time to file reply. Adjourned on payment of cost of Rs. 10000/- Since nobody put appearance on behalf of respondents nor reply has been submitted which shows disinterest of the respondents, therefore, the operation of impugned order is suspended. To come up for written reply/comments as well as cost on 08.06.2023 before S.B at camp court, Swat. P.P given to the parties.

(Kalim Arshad Khan) Chairman

*Kaleem Ullah

ATTESTED
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Certified to be true copy
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 26-5-23
Number of Words 840
Copying Fee 10 -
Urgent 4 -
Total 14 -
Name of Officer [Signature]
Date of Completion of Copy 26-5-23
Date of Delivery of Copy 26-5-23

SCANNED
KPT
Peshawar



OFFICE OF THE DISTRICT EDUCATION
OFFICER (M) DISTRICT BUNER
PHONE & FAX NO. 0939-555110
EMAIL: edobuner@gmail.com



Anex 'C'

12

No. _____ /Dated _____ /2023

To

The District Accounts Officer,
District Buner

Subject: - RELEASE/ACTIVATION OF PAY IN R/O OF MR WAKEEL KHAN PSHT GPS
REGA BUENR.

Memo: -

It is stated for your kind information that pay of Mr Wakeel Khan PSHT GPS Rega was stopped due to his wilful absence from duty and noncompliance of the order of undersigned.


In compliance with the order sheet dated 26-5-2023 of the Honourable Service Tribunal in service appeal No.726 case title wakeel khan vs District Education Officer Male & others, pay of the said official may please be activated without arrears in the interest of public service till further orders.

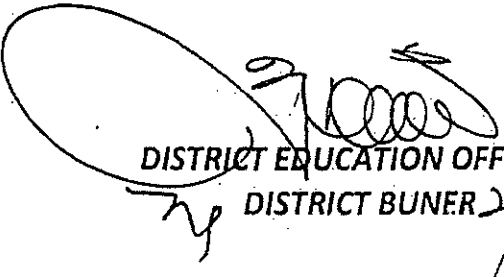
DISTRICT EDUCATION OFFICER (M)
DISTRICT BUNER

Endst: No 2673-76 Dated 02/06 2023

Copy of the above is forwarded for information to the:

1. Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. Additional Registrar Service Tribunal Khyber Pakhtunkhwa Peshawar.
3. SDEO Male Gagra Buner.
4. Master File.


Distt Accounts Officer
Buner at Daggat


DISTRICT EDUCATION OFFICER (M)
DISTRICT BUNER 2/6/23

Ameri 'D'

13

10.1-267 For li RGL117279219 Reverse. Rs. Ps.
 Stamps affixed
 uninsured letters of not more than the initial weight prescribed in the Post Office Guide of which no acknowledgement is due.

received a registered addressed to _____ Date-Stamp _____

*Write here "letter", "packet" or "parcel" with the word "insured" before it when necessary.

Initials of Receiving Officer _____

Insured for Rs. (in figures) _____ (in words) _____

If insured. Insurance fee Rs. _____ P. _____ (in words) _____ Weight _____ Kilos _____ Grams _____

Name and address of sender _____ 29/08/2023

افسی دار الفرس D.E.O. م، 29/8/23

R.No. 117279219-
suwari-10.

29/08/2023 - Prshad
3319197996

Handwritten signature and scribbles

29/08/23

انجمن خدمت جناب ڈی۔ ای۔ او صوبہ تعلیم (مردانہ) ضلع اوجنہ۔
 (Cost) ریپائمنڈ راجہ نے
 عنوان: عطاشگی تنخواہیں 12/8/2023 تا 30 جون 2023 (سات ماہ) اور خرچہ مقدمہ

جناب عالی! نہایت ادب و احترام کے ساتھ عرض کی جاتی ہے کہ معزز عدالت سرور میں ٹریبنل پیشاورد نے اپنے فیصلے میں قرار دیا ہے کہ مجاز انتھارٹی (DEO) درخواست گزار (وکیل خان) کو خرچہ مقدمہ (Cost) ادا کریگا۔ میں نے 12/8/2023 پر درخواست ڈائری نمبر 456 اور 25/8/2023 پر ریپائمنڈ نمبر 471 ایکے آفس میں جمع کیا ہے اور اب یہ دوسرا ریپائمنڈ جمع کر رہا ہوں۔ اسلئے آپ صاحبان میری فرمائش کو مجھے اپنی تنخواہیں جمع خرچہ مقدمہ 31/08/2023 تک ادا کرتے بندہ کوشش کروں گا۔ 31/08/2023 تک ادائیگی نہ ہونے کی صورت میں COE اور Cost کے لیے معزز عدالت سے رجوع کروں گا۔

ہذا آخر میں ایک بار پھر عاجزانہ درخواست کرتا ہوں کہ میرے بقایا جات جمع کروا دیا جائے تاکہ مزید وقت ضائع نہ ہو، اس کے لیے میں تاحیات دعا گو رہوں گا۔

Ch

HEAD MASTER

OPS. No. 1

Rega Distt Board

المعارضین

وکیل خان (PSHT)

جی پی ایس ریپائمنڈ

مورفہ 28/08/2023

وکیل خان
 وکیل خان

بخدمت جناب ڈی ای او تعلیم و مردانہ ضلع نوشہرہ

عنوان بہ یاد دہانی برائے عطا کئی تنخواہیں $\frac{12}{022}$ تا $\frac{6}{023}$ (سات ماہ)

جناب عالی!
ذرا شرمی جاتی ہے کہ بحروفہ 21 اگست 2023

ڈائری نمبر 456 سے ایک درخواست جمع ہوئی مگر مکمل نہ جمع
کیا گیا ہے لیکن تاحال اس پر عمل درآمد نہیں ہوا

کہنذا آپ صاحبان سے ایک بار پھر التجا ہے
کہ میرے تنخواہیں دینے کا حکم صادر فرمائیں
تو سب دعا گو رہ رہتا ہوں

العارضین

عادل خان (PSHT)

جی پی ایس ایس ایس

مورفہ 25 اگست 2023

(Handwritten signature)

Received by
PATO Deed (B) Brown
ice 210
471
25/8/23

جناب صاحب ڈی ایچ اے کے قلم کار ہیں اور ان کے نام سے ایک کتاب لکھی گئی ہے جس کا نام ہے "میں نے اپنے دل سے کہا"۔

جناب عالی!

میں نے یہ کتاب پڑھی ہے اور اس میں لکھی گئی ہے کہ

تفصیلی فیصلہ 21 اگست 2023 سے درج ذیل دست آپ کے پاس

میں جمع کیا ہے کہ ان حالات میں اس پر عمل نہیں ہوا ہے

کیونکہ آپ صاحبان سے ایک بار پھر درخواست کی جاتی ہے

کہ میرے ساتھ ماہ سے تفصیلی فیصلے دینے کا حکم ہوا ہے

فرمائیں کہ بٹری ممبرانہ دستوری فیصلہ

@/

HEAD MASTER
GPS
The City School

الصارض

وکیل خان (PS/1)

جی پی ایس ریگنڈرا

مورخ 21 اگست 2023

بخدمت جناب ڈی. ای. او. تعلیم و سرکاری ضلع پونہ

عنوان: عطاشی تنخواہیں 12/08/2022 تا 30/06/2023 (7 ماہ)

739

جناب عالی! مؤدبانہ گزارش ہے کہ سروس ٹریبونل پشاور

سے معزز عدالت نے 19/07/2023 پر میرا اپیل منظور کیا اور تفصیلی فیصلہ جاری کیا جس کی کاپی منسلک ہے۔

اپنا آپ صاحبان میری ترقی کے لیے تنخواہیں دینے کا حکم صادر فرمائیں تو بڑی ہرمانی ہوگی

العارضین علیہ السلام
GRAD MASTER
GPS. No. 1
Recd Dir

ولیل خان
جی پی ایس سرگامبرا
مورد خد: 12 اگست 2023

ADAO (Estt. Admin)
12/8/23

456
12/8/23

Handwritten signature and notes at the bottom center.

Annex 'E' (18)



OFFICE OF THE DISTRICT EDUCATION OFFICER
(MALE) DISTRICT BUNER
PHONE & FAX NO. 0939-555110
EMAIL: edobuner@gmail.com



NOTIFICATION:

The undersigned, as the Competent Authority, is pleased to conduct a formal inquiry as per the direction of the Honourable Service Tribunal, Peshawar in its judgement in the service appeal No.726/2023 dated 19/07/2023 against Mr. Wakil Khan PSHT GPS No.1 Rega for the charges given in the charge sheet and statement of allegations. The Competent Authority is further pleased to constitute an inquiry committee comprising of the following officers to conduct a formal inquiry.

COMMITTEE MEMBERS

- i. Mr. Muhammad Ali Khan-BPS 18 Principal GHSS Nawekaley Buner (Chairman)
- ii. Mr. Asad Khan- BPS 16 ASDEO Circle Ambela Buner (Member)

The committee is directed to wind up and submit its report with clear cut recommendations within 14 days positively. The inquiry committee is further directed to proceed with the following TORs.

TORs:


1. To accumulate information/evidences from the record of the school concerned.
2. To obtain the record of defamatory posts on social media from the office of the DEO(M), Buner.
3. To accumulate information/evidences from the record of the SDEO concerned.
4. To establish gravity of the guilt(s) of the accused in order to be in commensurate with his penalty/punishment.

IFTIKHAR UL GHANI
DISTRICT EDUCATION OFFICER (M)
BUNER

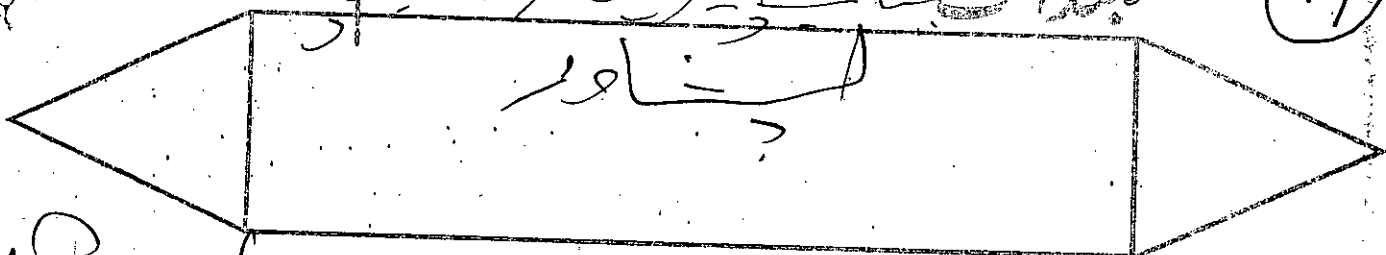
Endst: No. 5040-42 Dated: 29/08/2023

Copy forwarded for information to the: -

1. SDEOs Concerned.
2. Committee Members (Charge Sheet & Statement of Allegations are attached).
3. Official/Officer Concerned (Charge Sheet & Statement of Allegations are attached).


DISTRICT EDUCATION OFFICER (M)
BUNER

بعد از آنجا هر چند بواسطه بی خبری و عدم اطلاع
کاتبین



مورخ 19 ستمبر 2023ء منجانب عدالت عالیہ
مقدمہ وکیل خان بنام اف سائر العین
دعوی اجراء درخواست وصولی
نمبر

باعث تحریر آنکہ

مقدمہ مندرجہ عنونہ بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل
کارروائی متعلقہ آن مقام لیسٹ کے لئے *Sensitization* *کے لئے* *رسم خان* *اصولت* *بانی* *کے*
مقرر کر کے اثر کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کمال اختیار ہوگا۔ نیز
وکیل صاحب کو کرنے راضی نامہ و تقرر ثالث فیصلہ برحلاف دیے جواب دہی اور اقبال دعویٰ اور
بصورت ڈگری کرنے اجراء اور وصولی چیک نہ روپیہ اور عرضی دعویٰ اور درخواست ہر قسم کی تصدیق
زراں پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمد اور
منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ اور بصورت ضرورت
مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنی بجائے
تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور
اس کا ساختہ پداخیز منظور و قبول ہوگا۔ دوران مقدمہ میں جو خرچہ دہر جانہ التوائے مقدمہ کے
سب سے ہوگا۔ اس کے مستحق وکیل صاحب موصوف ہوں گے۔ نیز بقایا خرچہ کی وصولی کرنے کا
بھی اختیار ہوگا۔ اگر کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہے تو وکیل صاحب پابند نہ ہوں
گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سندر ہے۔

الرقوم 19 ستمبر 2023ء

العبد گواہ

مقام لیسٹ کے لئے منظور ہے۔

Attested & accepted

Robin Khan

Advocate High Court
Peshawar at Dist Courts Daggar

Handwritten notes and signatures on the right margin, including a signature that appears to be 'Sensitization' and other illegible text.