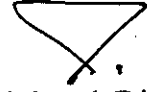


04.09.2023

Clerk of learned counsel for the appellant present.
Mr. Asad Ali Khan, Assistant Advocate General for the
respondents present.

Due to incomplete bench, the case is adjourned to
27.12.2023 for arguments before the D.B. Parcha Peshi given
to the parties.



(Salah-ud-Din)
Member (Judicial)

Naem Amin

SCANNED
15/09/2023
MEMBER

07th March, 2023

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

To come up for arguments alongwith connected Service Appeal No. 119/2022 titled "Amber Nosheen Versus Federation of Pakistan through Secretary M/O Education (defunct CAAD), Pak-Secretariat, Islamabad etc", on 30.05.2023 before the D.B. Parcha Peshi given to the parties.

SCANNED
KEST
Peshawar

(Salah-ud-Din)
Member (J)

(Kalim Arshad Khan)
Chairman

30.05.2023

Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

File to come up alongwith connected Service Appeal bearing No. 119/2022 titled "Amber Noshéen Versus Federation of Pakistan through Secretary M/O Education (defunct CAAD), Pak-Secretariat, Islamabad and 05 others," on 04.09.2023 before the D.B. Parcha Peshi given to the parties.

SCANNED
KEST
Peshawar

(Fareeha Paul)
Member (E)

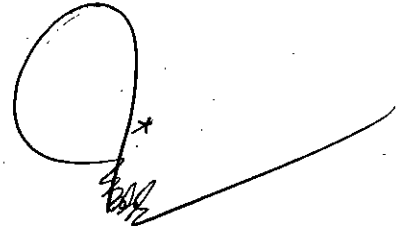
(Salah-ud-Din)
Member (J)

13.12.2022

Learned counsel for the appellannt presnet. Mr. Muhamamd Riaz Khan Paindakhel, Assistant Advocate General for the respondents present.

Reply/comments on behalf of respondents No. 3 & 4 have already been submitted. As per order sheet dated 10.06.2022, learned Additional Advocate General present on behalf of respondents No. 5 & 6 and relied upon the comments submitted on behalf of respondents No. 3 & 4. Today, none present on behalf of respondents No. 1 & 2 nor submitted reply/comments on their behalf, therefore, their right of defense for submission of reply/comments ~~and~~ stands struck of. To come up for arguments on 07.03.2023 before D.B.

SCANNED
KPSST
Peshawar



(Mian Muhammad)
Member (E)

20.09.2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents No. 3 to 6 present. None present on behalf of respondents No. 1 & 2, therefore, notice be issued to them through registered A.D with the direction to submit written reply/comments on the next date positively, failing which their right for submission of written reply/comments shall be deemed as struck off. Adjourned. To come up for submission of written reply/comments on behalf of respondents No. 1 & 2 on 04.11.2022 before the S.B.

The appellant shall submit registered A.D within 02 days.



(Salah-Ud-Din)
Member (J)

04.11.2022

Clerk to counsel for the appellant present.

Muhammad Riaz Khan Paindakhel, learned Assistant Advocate General for respondents present.

Written reply on behalf of respondents No. 3 & 4 have already been submitted. While rest of the respondents 1, 2, 5, & 6 have not submitted written reply. The addresses of all the respondents mentioned above show that these respondents are required to be served through TCS. Therefore, appellant is directed through counsel to do the needful and the above mentioned respondents be summoned through TCS for 13.12.2022 before S.B. Failing which case of appellant would be dismissed for non compliance of the court orders.



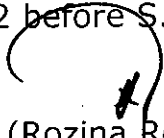
(Rozina Rehman)
Member (J)

10.06.2022

Junior to counsel for the appellant present.

Muhammad Adeel Butt, learned Additional Advocate General alongwith Muhammad Asif Assistant for respondents present.


File to come up alongwith connected Service Appeal No.119/2022 titled Ambar Nosheen Vs. Government of Khyber Pakhtunkhwa on 27.07.2022 before S.B.

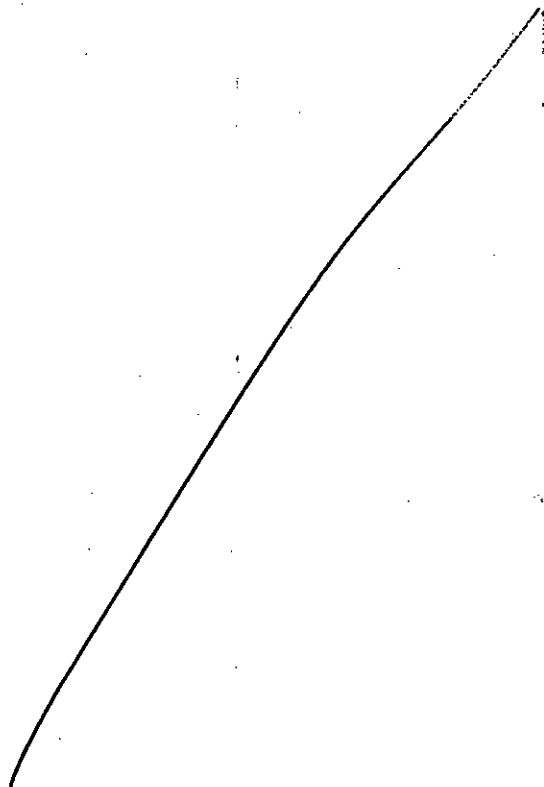

(Rozina Rehman)
Member (J)

27.07.2022

Junior to counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Muhammad Asif for respondents present.

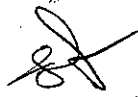
File to come up alongwith connected Service Appeal No. 119/2022 titled "Amber Nosheen Vs Government of Khyber Pakhtunkhwa" on 20.09.2022 before S.B.


(Fareeha Paul)
Member (E)



23.02.2022

Due to retirement of the Hon'able Chairman, the case is adjourned to 10.05.2022 for the same before D.B.


Reader

10.05.2022

Appellant present through counsel.

Muhammad Adeel Butt, learned Additional Advocate General alongwith Ahmad Jan Litigation Officer for respondents present.

File to come up alongwith connected Service Appeal No.119/2022 titled Ambar Nosheen Vs. Government of Khyber Pakhtunkhwa on 20.05.2022 before S.B


(Rozina Rehman)
Member (J)

20.05.2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl. AG alongwith Mr. Asif Khan Assistant for respondents present.

File to come up alongwith connected Service Appeal No, 119/2022 titled Ambar Nosheen Versus Government of Khyber Pakhtunkhwa on 10.06.2022 before S.B.


(Mian Muhammad)
Member (E)

27.01.2022

Counsel for the appellant present. Preliminary arguments heard.

23 .02.2022

Learned counsel for the appellant at the outset of addressing preliminary hearing stated that the appellant was initially appointed as PTC (BS-07) on 10.04.2002 to BS-12 in the respondent department on 25.04.1996. On mutual consultation between the lending and borrowing departments, her services were placed at the disposal of Federal Directorate of Education Islamabad, on deputation basis for initial period of 03 years on 22.03.2004. Her deputation period was further extended for 02 years on 11.04.2007. On completion of 05 years of deputation period (29.04.2004 to 28.04.2009), the Federal Directorate of Education Islamabad requested the provincial government for NOC for her permanent absorption, on 18.07.2019. The case of her permanent absorption was however, under consideration for want of policy decision at the level of Federal Directorate of Education and could not be materialized. The Federal government therefore requested for extension in her deputation period beyond 28.04.2009 till dated (letter/reference written on 18.07.2019) and further extension for two years till 17.07.2021. The Provincial government (parent/respondent department) however, did not agree with the proposal of Federal Directorate of Education and ordered her repatriation to parent department on 14.10.2019 which was challenged through writ petition No. 6084-P/2019 in Peshawar High Court. The writ petition was disposed of on 07.10.2021 by directing respondent No.3 to decide her representation within one month positively. The respondent-department vide impugned order dated 24.11.2021 regretted her application and informed that she had already been repatriated to parent department on 14.10.2019 and in case of failure, disciplinary action shall be initiated against her under Rule-9 of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011. Consequently, ~~Upon~~ the Federal Directorate of Education vide office order dated 28.12.2021 relieved the appellant to join her parent department. Against both the impugned orders, a combined writ petition No. 124-P/2022 was instituted in Peshawar High Court on 10.01.2022 which was disposed of on the question of jurisdiction vide judgement dated 17.01.2022 with the direction to be treated as Service appeal by the Service Tribunal for decision in accordance with law. In the light of Peshawar High Court directions,

High Court. Learned counsel's attention was invited towards CRL-89 regarding absorption but he expressed ignorance about that and could not respond to the query of Bench.

It was further contended that husband of the appellant is a Federal government employee and both the Federal and Provincial Government's wedlock policies are in consonance with each other. References/ precedents have been attached with the memorandum of appeal which establishes the fact that the respondent-department has allowed regular employees absorption in Federal Government as well extension in deputation period beyond five years. Since this a selective approach adopted by the respondent-department when allowing certain similarly placed employees while regretting request of the appellant leading to discrimination and violation of Article-25 and 27 of the constitution.

The appeal is admitted for regular hearing subject to all just legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for submission of reply/comments. To come up for reply/comments on 23.02.2022 before S.B.

Application for suspension of impugned order of the Provincial Government dated 23.11.2021 and that of Federal Directorate of Education Islamabad dated 28.12.2021 has also been submitted with memo of service appeal which is also served on the respondents for submission of their reply on the date fixed.


(Mian Muhammad)
Member(E)

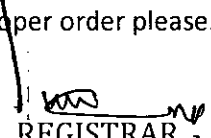

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- _____

122/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	26/01/2022	<p>The appeal of Mst. Shahana Begum presented today by Mr. Muhammad Farooq Malik 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</p>
2-		<p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put there on <u>27/01/22</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

**BEFORE KHYBER PAKHTUNKHWA (K.P.K) SERVICE TRIBUNAL
PESHAWAR**

Appeal No. 122 /2022

Shahana Begum..... Appellant

Versus

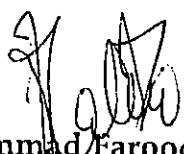
FEDERATION OF PAKISTAN etc..... Respondents

INDEX

S. No	Description of Documents	Annex	Page
1	Grounds of appeal with Affidavit/application for suspension		1-10
2	Copy of Initial Appointment Order / <i> Husband Record</i>	A	11-12
4	Copies of Spouse Policy of Both Federal and Provincial Governments	B	13-16
5	Copy of Deputation Order and NOC	C	17
6	Copies of Extension Order	D	18-19
9	Copy of writ petition No 97-P/2016 along with consolidated judgment and orders dated 07.10.2021 of this Hon'able court	E	20-28
10	Copy of order dated 23.11.2021,	F	29
12	Copies of Letters dated 22-10-2019 etc	G	30-51
14	Copy of writ petition 124-P/2022 along with order dated 17.01.2022	H	52-64
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Appellant

Through:


Mohammad Farooq Malik,
Advocate, Supreme Court Pakistan

①

BEFORE KHYBER PAKHTUNKHWA (K.P.K) SERVICE TRIBUNAL
PESHAWAR

Appeal No. _____/2022

1. Shahana Begum W/o Amjid Naeem R/o Block 89/A Flat No.4,
G-10-3, Islamabad permanent resident of Mohallah Meena Khel
, Lakki Marwat..... appellant

Versus

1. Federation of Pakistan through Secretary M/O Education
(defunct CAAD), Pak-Secretariat, Islamabad.
2. Director General Federal Directorate of Education (FDE), G-9/4
Islamabad.
3. Secretary, Primary Elementary & Secondary Education
Department, Government of KPK, Peshawar
4. Director Primary Elementary & Secondary Education
Government of KPK, Peshawar
5. Government of KPK through Advocate General Peshawar
6. Assistant Director School, Government of Pakistan, federal
directorate of Education Islamabad Respondents

APPEAL UNDER SECTION 4 OF KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT
1974 AGAINST REJECTION AND
REPATRIATION ORDER DATED 28/12/2021
AND AGAINST RELIEVING ORDERS DATED

Respectfully Sheweth:

1. That the Appellant is employee of Elementary and Secondary
Education Department Govt of KPK Peshawar, who were initially
appointed as PST/PTC (Copy of initial appointment Order is
attached as Annexure-A at Page 11-12)

(2)

2. That as a matter of fact the husband of the appellant is permanent resident of Islamabad and also employee of Federal Government who is working at Federal Government of Islamabad.
3. That to facilitate posting of serving of spouses at one station Federal Government as well as Government of Khyber Pakhtunkhwa promulgated wedlock policy with a view to address problem and hardship of families due to posting at different stations of duties. (Copies of spouse policies of the both the Governments i.e Federal as well as Provincial are attached as Annexure-B at Page 13 - 16)
4. That by taking benefit of spouse policy Appellant was transferred from their home district to Islamabad on deputation through her order by taking NOC from her departments. (Copy of Deputation Order and NOC is attached as Annexure-C at Page 17)
5. That the deputation order of the appellant was time and again extended in her favour by the competent authority. (Copies of Extension Orders of appellant are attached as Annexure- D at Page 18 - 19)
6. That thereafter Federal Government through different letters dated 19-07-2019, in respect of appellant of Elementary and Secondary Education Department requested Government of KPK for issuance of NOC for extension/absorption in the deputation period of petitioner.
7. That respondent No.3 by adopting a novel procedure issued repatriation order of Appellant vides 19.09.2019 Order.
8. That the above mentioned deputation orders were challenged by Appellant through in writ petition No. 97-P/2016 before

3

Hon'able Highcourt and the Hon'able High Court vide consolidated judgment and order dated 07.10.2021, converted her writ petition as representation and directed to respondent No.03 that if the case of the Appellant is at par with all those school teachers who had already be given NOCs for permanent absorption, the same relief may also be extended to Writ petitioner. (Copies of writ petition 97-P/2016 along with consolidated judgment and orders dated 07.10.2021 of this Hon'able court are attached as Annexure- E at Page 20 - 28)

9. That respondent No.03 without adhering the true import and direction of this Hon'able Court in slip shod manner declined to issue NOC to the Appellant vide impugned order dated, 24.12.2021. (Copy of order dated 24.11.2021 is attached as annexure- F at page 29).

10. That the respondent No. 3 in order to accommodate their blue eyed issued NOCs for extension of some of the deputationist, despite of the fact that they have completed 5 years deputation period and in some of the cases respondents issued NOCs for permanent absorption of its employees in federal government but they are reluctant for the reason best known to them to issue NOC in favour of the appellant. (Copy of latter dated 22.10.2019, is attached as annexure G at Page 30 - 51.)

11. That despite the fact respondent No.03 have already issued NOCs for permanent absorption to different similarly placed teachers but with mala fide intention and ulterior motive, despite clear cut directions of this Hon'able court with held the same relief to the Appellant without any cogent and plausible reasons.

(4)

12. That in pursuance of the above mentioned order of respondent No.03 federal Government (respondent No.06) issued letters of repatriation to some up the Appellant .

13. That appellant being aggrieved from high handedness of official respondents invoked constitutional jurisdiction of Peshawar High Court, Peshawar in joined Writ Petition No. 124/2022 wherein Hon'able High Court vide order dated 17-1-2022 Sent Writ Petition to this Hon'able tribunal with the direction to petitioners to file separate appeals before this Hon'able Tribunal for 27-01-2022 (Copy of Writ Petition No. 124/2022 with order dated 17-01-2022 are attached as Annexure-H at Page 52-64)

14. That petitioner having no other speedy and efficacious remedy invoke the Jurisdiction of this Hon'able tribunal inter-alia on the following grounds;

GROUND:

- a. That the act of respondents by issuing impugned letter of repatriation and not issuance of formal absorption order pursuant to approval of Prime Minister Summary dated March 2013 communicated through letter dated 11.11.2014, is illegal, unlawful, void ab-initio and against the principles of natural justice.
- b. That the act of respondents is against the law and is in violation of Fundamental Rights contained in Constitution and violative to O.M. No.8/10/83-R.I, dated 06-03-1983 of the Federal Government, hence the same is void ab-initio and is liable to be declared illegal.
- c. That the act of respondents is discriminatory which is in clear violation of Article 25 & 27 of the Constitution, 1973 as in some of the cases approval for permanent absorption and as well as extension in the deputation has been issued by official respondents but they are reluctant to accommodate the Appellant .

5

- d. That moreover KPK Government also adopted Spouse Policy of the Federal Government vide Circular Letter No. SORI (S & GAD) 1-1/85 dated 11/7/1998. Hence there is no ambiguity and clash of interest between federal and provincial Government on this issue.
- e. That the impugned repatriation order is based on malafide and ulterior motives and against spouse policy adopted by both the Provincial and Federal Governments. Moreover Appellant was on deputation for a period of more than five years so they are entitled for permanent absorption.
- f. That the Federal Government issued Letter Dated 16-03-2013 under title of "Absorption of Staff Working Under Federal Directorate of Education Department Islamabad working on deputation basis" wherein summary submitted to PM Secretariat Islamabad for absorption of Teachers who were working on deputation bases. (Copy of Letter Dated 16-03-2013 are attached as Annexure-I at Page 65-73)
- g. That similarly Federal Government also relaxed the time period of 5 years for deputationists who are working on deputation under wedlock policy and that corresponding amended was made in Rule 20-A of Appointment, Promotion and Transfer Rules 1973, so Appellant is also entitled for that benefit of the same policy. (Copy of Gazetted Notification dated 17-04-2012 alongwith summary for PM dated 10-02-2012 are attached as annexure - J at page 74-79)

PRAYER


It is, therefore, respectfully prayed that by accepting instant appeal the respondents may graciously be directed to:-

6

- i. Issue formal absorption order of Appellant in the light of Federal Government letter dated 16 March 2013 as issued to other similarly placed employees.
- ii. Declare the impugned Letters of Repatriation as illegal and void ab initio and ineffective upon the rights of appellant.
- iii. Direction to official respondents to issue NOC for extension in deputation period till absorption of her services in Federal Government.
- iv. Any other relief, which this Hon'ble Court deems fit and appropriate, may also be awarded.

Through

Appellant



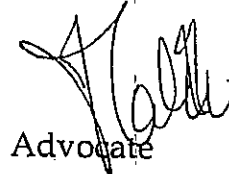
Mohammad Farooq Malik,
Advocate
Supreme Court of Pakistan

&

Naveed Ullah
Advocate Peshawar

CERTIFICATE

Certified that no such appeal has earlier been filed in this Hon'ble Court on behalf of the petitioner.



Advocate

7

BEFORE KHYBER PAKHTUNKHWA (K.P.K) SERVICE TRIBUNAL
PESHAWAR

Appeal No. _____/2022

Shahana Begum..... Appellant

Versus

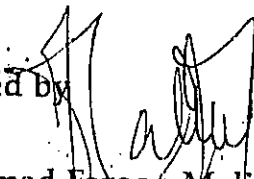
FEDERATION OF PAKISTAN etc..... Respondents

AFFIDAVIT

I, Shahana Begum W/o AmjidNaeem R/o Block 89/A Flat No.4, G-10-3, Islamabad permanent resident of Mohallah Meena Khel ,Lakki Marwat, do hereby solemnly declare that the accompanying application for suspension is true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

DEPONENT

Identified by


Muhammad Farooq Malik,
Advocate, Peshawar

(7)

BEFORE KHYBER PAKHTUNKHWA (K.P.K) SERVICE TRIBUNAL
PESHAWAR

Appeal No. _____/2022

Shahana Begum..... Appellant

Versus

FEDERATION OF PAKISTAN-etc..... Respondents

APPLICATION FOR SUSPENSION OF THE
IMPUGNED LETTERS DATED 28-12-2021,
23.11.2021, TILL THE FINAL DECISION OF THE
APPEAL.

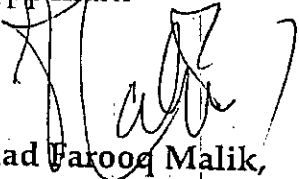
Respectfully Sheweth:-

- 1. That the above noted Appeal is pending adjudication before this Honourable Court in which no date of hearing has been fixed as yet.*
- 2. That the Appellant has got a good prima facie case in their favour, and are sanguine about its success.*
- 3. That the balance of convenience also lies in favour of the appellant.*
- 4. That the facts and grounds of the Revision Petition may kindly be read as an integral part of this application.*

④

It is, therefore, respectfully prayed that on acceptance of this application, the operation of the impugned letters dated 28.12.2021 and 23.11.2021 may kindly be suspended, till the final decision of the case.

Through Appellant



Mohammad Farooq Malik,
Advocate
Supreme Court of Pakistan
&

Naveed Ullah
Advocate Peshawar

18

BEFORE KHYBER PAKHTUNKHWA (K.P.K) SERVICE TRIBUNAL
PESHAWAR

Appeal No. _____/2022

Shahana Begum..... Appellant

Versus

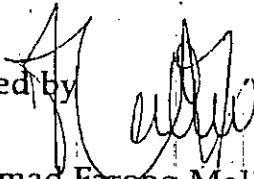
FEDERATION OF PAKISTAN etc..... Respondents

AFFIDAVIT:

I, Shahana Begum W/o AmjidNaeem R/o Block 89/A Flat No.4, G-10-3, Islamabad permanent resident of Mohallah Meena Khel ,Lakki Marwat, do hereby solemnly declare that the accompanying Appeal is true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

DEPONENT

Identified by


Muhammad Fareeq Malik,
Advocate, Peshawar

" A "

11

No.1-9/2009-Dep(W)FDE
Government of Pakistan
Federal Directorate of Education



Islamabad, the May 19, 2009

OFFICE ORDER


Consequent upon relieving of Mrs. Sbahana Begum, PST, GGPS, Wanda Painsa Khan, Lakki Marwat, from her parent department on posting on deputation basis and joining under FDE, she is hereby posted/ transferred to F.G. Junior Model School No.29, I-9/4, Islamabad against a vacant post until further orders. She is allowed to join her duty at school w.e.f 15-05-2009 i.e. the date on which she reported for duty at FDE. Terms and conditions of her deputation will remain the same as contained in offer letter. She will stand repatriated to her parent department on expiry of the deputation period.

2. She directed to immediately join her place of posting without any delay.
3. No TADA will be paid in this connection.

**MRS. FARZANA ASHRAF GONDAL
DEPUTY DIRECTOR FEMALE**

Copy forwarded to:

- ❖ The A.G.P.R., Islamabad.
- ❖ Head Concerned.
- ❖ Person concerned.
- ❖ Personal file.


**(MUHAMMAD AFZAAL QADIR)
ADMN. OFFICER (F)**

500/1/1000

APPROVED
CO APPROVED

12



GOVERNMENT OF PAKISTAN
FEDERAL DIRECTORATE OF EDUCATION

ISLAMABAD MODEL COLLEGE FOR BOYS
G-11/1, ISLAMABAD

Ref. PF/10/IMCB/2022

Date 14-1-2022

TO WHOM IT MAY CONCERN

This is to certify that Mr. Amjad Naeem, Lab.Assistant (BPS-07), has been serving in Model institution on Regular basis since 28-06-1993 to date. Currently he is performing his duty in this institution on Temporary basis since 06-09-2021. The said official is permanent employee of IMCB F-7/3 Islamabad. This certificate is issued on the request of this applicant.

(Signature)
(PROF. SHAHID MEHMOOD ABBASI)

PRINCIPAL
Islamabad Model College for Boys
G-11/1, Islamabad

(Signature)
to be true copy

13

28

ANNEXURE

B.

II. Postings/Transfers to Pakistan Missions Abroad (Other Than Posts Administered by Ministry of Foreign Affairs)

- (i) Posts in foreign missions abroad should be filled on the basis of detailed job descriptions to be prepared by the controlling Ministry;
- (ii) The controlling Ministry should prepare a panel of suitable officers for the post;
- (iii) The panel of suitable officers should be considered by a Committee of the controlling Ministry including a representative of the Establishment Division;
- (iv) The recommendations of the Committee should be considered by the Special Selection Board; and
- (v) The recommendations of the Special Selection Board should be submitted to the competent authority for approval.

2. Ministries/Divisions are requested to proceed further in the matter of postings/transfers as above and bring these instructions to the notice of all departments, offices, autonomous/semi-autonomous bodies and corporations under their control for strict compliance.

[Authorily.- Estt. Division O.M. No. 10710/94-R.2, dated 22-3-1994].

Sl. No. 4

Posting of Serving Husband/Wife at the Same Station

The government has taken note of the socio-economic problems and hardship faced by husbands and wives in government service due to posting at different stations of duty, and it has been decided to prescribe the following guidelines to facilitate posting of husband and wife at the same station:

- (i) Where a request is made for posting at a different station in the same department/service/cadre in which an employee is already serving, the request may be accepted subject to availability of a post in the same BPS.
- (ii) If a request involves temporary deputation to another department, it may be processed in consultation with the department concerned, and may be accepted on the prescribed terms of deputation subject to availability of a post in the same BPS.
- (iii) When a request is made for permanent transfer to absorption in another department/agency, the request may be processed in consultation with the department concerned, subject to the condition that in the event of permanent transfer, seniority shall be determined in accordance with the

Attested

Attested

to be true copy

Civil Servants (Seniority) Rules, 1993.

- (iv) If there is a tie between two or more government servants for posting at the same station in the same department/unit of an organization, the government servant with greater length of service may be preferred.
- (v) Request for posting by a spouse facing serious medical problems may be accorded highest priority.
- (vi) Spouses already posted at one station, including those posted on deputation beyond the prescribed maximum period, may not normally be disturbed without compelling reasons of public interest. Requests for extension of deputation period beyond the permissible limit may be considered with compassion if interests of public service would permit.

2. The above guidelines are subject to the following conditions:-

- (i) Posting of husband and wife at the same station should not be made by dislocation of any government servant already serving at a particular station unless his transfer is necessitated by compelling reasons of public interest or within the framework of general policy of postings and transfers.
- (ii) The prescribed selection authority should be consulted in each case.

3. All government servants whose spouses are in government service may be asked to furnish, at the end of every calendar year, the particulars of their spouses to their controlling Ministries/Divisions so as to facilitate maintenance of ICP Cards and up-to-date monitoring of the situation.

4. The above guidelines may be circulated to the autonomous bodies under the charge of Ministries/Divisions for adoption, with such modifications, as may be considered necessary.

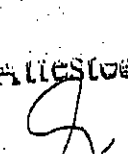
[Authority.- Estt. Division O.M.No. 10/30/07-R.II, dated 13-5-1998].

Sl. No. 5

Posting of Unmarried Female Government Servants at the Place of Residence of Parents/Family

It has been brought to the notice of government that unmarried female

Chapter 2, Sl.No.147.
Individual Career Planning.

ATTESTED

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 10/03/07-R.II

- (iii) The process should be completely transparent and in the best public interest.
- 3. I am further directed to request that all concerned should ensure that:
 - (a) All postings/transfers are made strictly in accordance with this posting/transfer policy and any one violating the said policy shall be held accountable under the E&D Rules.
 - (b) If an exemption is required to be made in exigency of service aiming at serving public interest, that shall be allowed only by the Chief Secretary.
 - (c) Each department, without violating the posting/transfer policy, may add further yardsticks, keeping in view their own requirement, which shall be got approved, from the Chief Secretary.

3. The receipt of this letter may kindly be acknowledged.
 (Authority: S&GAD letter No. SOR-I(S&GAD)1-1/85(Vol.1) dated 22-12-99)

Policy of posting of serving Husband/Wife in the same station.

Sl: No. 9

The following policy of the Federal Government with regard to the posting of husband and wife at one station of duty, has been adopted by the Provincial Government of NWFP in respect of its employees working in Government Departments, Autonomous and Semi-Autonomous Bodies in the NWFP:-

- (i) Where a request is made for posting at a different station in the same department/service/cadre in which an employee is already serving, the request may be accepted subject to availability of a post in the same BPS.
- (ii) If a request involves temporary deputation to another department, it may be processed in consultation with the concerned department and may be accepted on the prescribed terms of deputation subject to availability of a post in the same BPS.
- (iii) When a request is made for permanent transfer to/absorption in another department/agency, the request may be processed in consultation with the department concerned, subject to the condition that in the event of permanent transfer, seniority shall be determined in accordance with Section-8 of the NWFP Civil Servants Act, 1973 read with Rule-17 of the NWFP Civil Servants (Appointment, Promotion and Transfer) Rules, 1989.
- (iv) If there is a tie between two or more Government servants for posting at the same station in the same department/unit of an organization, the Government servant with greater length of service may be preferred.

- (v) Request for posting by a spouse facing serious medical problems may accorded highest priority.
- (vi) Husband already posted at one station, including those posted deputation beyond the prescribed maximum period, may normally not be disturbed without compelling reasons of public interest. Requests extension of deputation period beyond the permissible limit may be considered with compassion if interests of public service would permit.
- 2. The above guidelines are subject to the following conditions:-
 - (i) Posting of husband and wife at the same station should not be made if it causes dislocation of any Government servant already serving at a particular station unless his transfer is necessitated by compelling reasons of public interest within the framework of general policy of postings and transfer.
 - (ii) The prescribed selection authority should be consulted in each case.
- 3. It is requested to follow the above policy strictly in letter and spirit.

(Authority: Circular letter No. SORI(S&GAD)1-1/85(V.I) dt. 11-7-98)

Decision of the Provincial Cabinet meeting held on 8.7.99

S.No. 10

Decision: DEOs & SDEOs (female) may be posted in their own district of domicile in the Education Department if considered necessary & unavoidable.

(Authority: Circular letter No. SOI(S&GAD)27/89/99, dated 15.07.99)

Placement Scrutiny Committee

No. 11

Notification: No. SOI(S&GAD)1-1/98. The competent authority is pleased to constitute a Placement Scrutiny Committee comprising of the following:-

- | | |
|-----------------------------------|------------------|
| a. Additional Chief Secretary | Co-ordinator |
| b. Senior Member Board of Revenue | Member |
| c. Secretary Home & TA Department | Member |
| d. Secretary S&GAD | Member/Secretary |

2. Functions of the Committee are as under:-

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interest or within the framework of general policy of postings and transfer.

(ii) The prescribed selection authority should be consulted in each case.

3. It has also been decided that the above guidelines shall also be followed by autonomous/semi-autonomous bodies/corporations etc. under the control of the Federal Government.

[Authority:-- Estt. Division O.M. No. 10/30/97-R-2, dated 17-12-1999].

SI. No. 5-A
Posting of Married Female Government Servants at the Place of Residence/Posting of Their Husbands Who are Not in Government Employment

Keeping in view the socio-economic problems and hardships faced by husbands and wives in government service due to posting at different stations of duty, the Establishment Division issued instructions/guidelines vide its OM No. 10/39/97-R-2, dated 13.5.1998 (SI. No. 4) and 17.12.1999 (SI.No. 5) to facilitate posting of husbands and wives at the same station and the posting of the unmarried female civil servants at the place of residence of their parents/families. With a view to facilitating those female government servants whose spouses are not in government service or employed in the private sector or unemployed, it has been decided to extend the facility to this class of government servants also to the above to serve at the place of residence of their spouses irrespective of whether such spouses are employed with the government, private sector, or even unemployed.

[Authority:-- Estt. Div.'s OM No. 10/30/97-R-2, dated 2-4-2006].

SI. No. 6
Normal Tenure for an Officer on the Same Job/Post

It has been observed that a number of officers remain at the same desk for considerable period of time. This arrangement is not administratively desirable as the officers holding the same post for a long time tend to develop rigidity in the outlook and ideas and do not view the problems with the same objectivity as they normally should. It is, therefore, essential that officers should not be allowed to remain on the same job for any length of time. Normal tenure for an officer on the same post should be three years and should not exceed five years in any case.

2. The above orders apply not only to the Ministries and Divisions but also to all kinds of organizations, including the Attached Departments and Subordinate Offices as well as autonomous bodies and corporations under the administrative control of the various Federal Ministries/Divisions.

3. As regards the technical officers/experts, if they have been recruited for the same post in which they are working, the orders referred to above will not apply. However, if it is possible to rotate such officers, this may be done.

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
Dated Peshawar the 07-5-2012.

ORDER.

No.SO(PE)5-2/IPT/04/Lakki/Vol-II. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No. SOR.I (E&AD)1-14/82/Shahana Begum dated 30-05-2012, the deputation period of Ms. Shahana Begum PST (BS-07) GGPS Wanda Painda Khan Lakki Marwat, Khyber Pakhtunkhwa to Federal Directorate of Education Islamabad is hereby extended for further 02 years w.e.f. 2-5-2012 to 1-5-2014. Total period of the deputation including the existing period comes to Five (05) years.

2. The borrowing department/deputationist will deposit Pension Contribution, Leave salary GP Fund, Group Insurance etc with Elementary & Secondary Education Department Khyber Pakhtunkhwa, Peshawar under the relevant head and will regularly provide deposit challans to the Director Elementary & Secondary Education Khyber Pakhtunkhwa as per deputation policy of this Provincial Govt.

SECRETARY

Endst. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Admn. Officer (Female), Federal Directorate of Education Islamabad w/r to his letter NO.F.1-9/149(Dep)MTT(W)FDE Dated 11-4-2011.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The Executive District Officer Elementary & Secondary Education Lakki Marwat w/r to his letter No. 219 dated 14-4-2012.
5. The District Accounts Officer Lakki Marwat.
6. Ms. Shahana Begum MTT Islamabad Model School No. I, 1-9/4 Islamabad.

Administrative Officer
Islamabad Model College
For Boys, G-10/4
Islamabad

(Amex I)

(MUHAMMAD AYUB KHAN)
SECTION OFFICER (PRIMARY)

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OFFICE OF THE EXECUTIVE DISTRICT OFFICER (E&S) EDUCATION LAKKI MARWAT.

Dated 14/4/2012

No. 219
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The Director,
(E&S) Education
Khyber Pakhtunkhwa, Peshawar.

Subject:- Request For Extension For Deputation.

Memo; Reference Admn: officer (Female) Govt: of Pakistan Federal Directorate Islam Abad
No.F-1-9/149/D(W)FDE Dated 05-04-2012, on the subject cited above.

It is submitted that Government of NWFP S&L Education Deptt: Vide No.SOPE/5-2/2004 Dated 05-05-2009 has granted deputation in respect of Shahana Begum PST w.e.f. 02-05-2009 to 01-05-2012 (Copy attached).

Now the Mistress concerned ^{has} applied through Federal Directorate of Education for extension Two years more.

It is further added that his husband Mr,Amjad Naeem is permanent Govt: servant in the same Deptt: as per policy the spouse one to be adjusted in one station.

Hence, the Deptt: has got No Objection if the high ups of (E&S)Education Deptt: Khyber Pakhtunkhwa, has granted extention Two year more i.e. 02-05-2012 to 01-05-2014 as requested.

Endst:No. 220-222 /Date even.

Copy to the:-

1. Admn: officer (Female) Govt: of Pakistan Federal Directorate Islam Abad.
2. Section Officer Primary Education Khyber Pakhtunkhwa, Peshawar.
3. Deputy District Officer (F) Pry: Lakki for information.


Executive District Officer,
(E&S) Education Lakki Marwat.

Executive District Officer,
(E&S) Education Lakki Marwat.

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GOVERNMENT OF PAKISTAN
MINISTRY OF CAPITAL ADMINISTRATION & DEVELOPMENT

NO.F.12-19/2012-FDE(S)

[Handwritten signature]

Islamabad, the January 3, 2013

Subject:- EXTENSION IN DEPUTATION PERIOD IN RESPECT OF MRS. SHAHNA BEGUM MTT (BS-09), ISLAMABAD MODEL SCHOOL NO.01 (I-V), I-9/4, ISLAMABAD.

In pursuance of Establishment Division's O.M. No.8/3/2010-R-4 dated 31-12-2012, the deputation period of Mrs. Shahna Begum, PST (BS-07), Elementary & Secondary Education Department, Govt. of Khyber Pakhtunkhwa, presently working as MTT (BS-09) on deputation basis in Islamabad Model School, No. (I-V), I-9/4, Islamabad under the Federal Directorate of Education, Islamabad is hereby extended for a period of two years with effect from 02-05-2012 to 01-05-2014.

[Handwritten signature]
(MAHMOOD KHAN LAIKH) 1/3
EDUCATION OFFICER (FDE)
TELE:9204306

1. The AGPR, Islamabad.
2. The Director General, Federal Directorate of Education, Islamabad.
3. The Director Schools (Female), Federal Directorate of Education, Islamabad (W.r.t their FDE's U.O. No.F.1-9/134-MTT(W)/FDE dated 01-11-2012.
4. Mrs. Shahna Begum, MTT (BS-09), Islamabad Model School No. (I-V), I-9/4, Islamabad
5. Office file.

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BEFORE THE PESHAWAR HIGH COURT, PESHAWAR

Writ Petition No. 97-P/2016

Mst. Shahana Begum W/o Amjad Naeem,
PST / MTT, Islamabad Model School No. (I-V),
G-10/4, Federal Directorate of Education,
Islamabad. Petitioner

Versus

1. District Education Officer/Sub Divisional Education Officer (Female), Lakki Marwat.
2. Director General, Federal Directorate of Education, G-9/4, Islamabad.
3. Secretary, Govt. of Pakistan, Ministry of Capital Administration & Development Division, Islamabad.
4. Secretary, Govt. of KP, Elementary & Secondary Education Department, Peshawar. . . . Respondents



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WRIT PETITION UNDER ARTICLE 199 OF THE
CONSTITUTION OF ISLAMIC REPUBLIC OF
PAKISTAN, 1973.

☞<=>☞<=>☞<=>☞<=>☞

Respectfully Sheweth:

1. That petitioner was appointed as PST in prescribed manner vide order dated 22.11.1994. (Copy as annex "A")

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3. That petitioner was relieved of her duty by R. No. 1 as she was deputed to Federal Directorate of Education on 05.05.2009 and was further directed to report to the said Directorate at Islamabad. (Copy as annex "C")
4. That on 19.05.2009, petitioner was posted to FG Junior Model School, No. 29, 1-9/4, Islamabad against a vacant post till further orders and made arrival report for duty at the school with effect from 15.05.2009. (Copy as annex "D")
5. That after the expiry of the said period, R. No. 1 wrote letter to Director of Education, KP, Peshawar on 14.04.2012 that petitioner has applied through FDE for further extension of 02 years as her Husband namely, Amjad Nacem was permanent Govt. Servant in the same department and as per policy the spouse, both shall be adjusted in one station. This department has got no objection if the high ups of the department grant extension of 02 years more with effect from 02.05.2012 to 01.05.2014 as requested. (Copy as annex "E")
6. That on 07.05.2012, further extension for 02 years with effect from 02.05.2012 to 01.05.2014 was accorded by R. No. 1 (Secretary KP). (Copy as annex "F")
7. That on 03.01.2013, extension for a period of 02 years with effect from 02.05.2012 to 01.05.2014 was allowed. (Copy as annex "G")
8. That not only petitioner but numerous others were also under deputation to FDE, Islamabad, so to permanently absorbed them in the respective assignments, the Prime Minister was pleased to approve absorption of all deputationists (Teaching and non-teaching) on the basis of Wed Lock Policy who have completed their 05 years of deputation. Some information were also sought vide letter dated 16.03.2013 of the Govt. of Pakistan Ministry of Capital Administration & Development Division, Islamabad. (Copy as annex "H")

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10. That on 11.11.2014, the Section Officer wrote letter to R. No. 3 with copy to Secretary Education, KP regarding permanent absorption of female teachers working on deputation under Wed Lock Policy in capital Administration & Development Division that permanent absorption was approved by the Prime Minister in March, 2013 under Wed Lock Policy as per recruitment rules, so the cases are under consideration for permanent absorption in consultation with the Establishment Division unless and until their cases are not decided, they be allowed to continue working under CA&D Division. (Copy as annex "J")
11. That Senior Research Officer wrote letter to R. No. 2 that the competent authority, R. No. 3 has been pleased to approve the following proposal:-
 - i. No Objection Certificate (NOC) for permanent absorption.
 - ii. Certificate of their substantive pay scales.Please submit progress report to this division. (Copy as annex "K")
12. That on 01.07.2015, petitioner submitted reply to explanation letter dated 22.09.2014, stating therein that deputation cases for permanent absorption in FDE as per Wed Lock Policy and orders of the Prime Minister of Pakistan will be settled shortly, so NOC for the purpose be forwarded to Education Department for further necessary action. (Copy as annex "L")
13. That on 03.08.2015, Senior Research Officer, Islamabad wrote letter to R. No. 3 that petitioner along with others be allowed to continue work on deputation basis under FDE till final decision for permanent absorption. (Copy as annex "M")
14. That on 06.08.2015, Sub Divisional Officer wrote letter to DEO (Female), Lakki Marwat to terminate services of petitioner. (Copy as annex "N")
15. That on 31.08.2015, petitioner submitted representation before

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approval of the Prime Minister of Pakistan and permanent absorption. (Copies as annex "P" & "Q")

17. That Head Mistress, Islamabad Model School (I-V), G-10/4, issued certificate in favour of petitioner performing her duties in the Model School since 15.05.2009. (Copy as annex "R")

Hence this Writ Petition, inter alia, on the following grounds:-

GROUNDS:

- a. That since 02.05.2009, petitioner is performing her duties at Federal Directorate of Education, Islamabad on deputation basis which was allowed by the Provincial Education Department, i.e. District Executive Officer (Female), Lakki Marwat.
- b. That permanent absorption in FDE of petitioner was approved by the Prime Minister of Pakistan as well as Establishment Department, Islamabad, yet final process is on Board, so R. No. 1 shall wait till the final outcome of the case.
- c. That monthly salaries are paid to the petitioner by the Federal Govt. and not by the Provincial Ex-Checker.
- d. That as per Spouse Policy, Husband and Wife shall remain in serve at one and the same station.
- e. That in the circumstances, R. No. 1, after allowing her to serve at FDE, Islamabad is not liable to take any adverse action against petitioner. The same will be based on malafide.

It is, therefore, most humbly prayed that on acceptance of the Writ Petition, in exercise of the extraordinary constitutional jurisdiction, this hon'ble Court may graciously be pleased to:-

- a. Direct R. No. 1 or as the case may be, to issue petitioner fresh NOC, if needed, for permanent absorption in the Federal Directorate of Education, Islamabad;

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c. Any other writ/order/direction deemed proper and just in the circumstances of the case, be also issued/ordered/given.

INTERIM RELIEF:

By keeping in view the aforesaid facts and circumstances of the case, respondents be directed not to take any adverse action against petitioner till the final outcome of permanent absorption at Islamabad.

CERTIFIED TO BE TRUE COPY
22/11/15
Examiner
Peshawar High Court Peshawar
Authorised Under Article 87 of
The Qanun-e-Shahadat Order 1988
Dated: 22/12/2015

Through

Petitioner
Saadullah Khan Marwat
Arbab Salf-ul-Kamal
Miss. Rubina Naz
Advocates,

LIST OF BOOKS:

- 1. Constitution.

CERTIFICATE:

As per instructions of my client, certified that no such like Writ Petition has earlier been filed by the petitioner before this Hon'ble Court on the subject matter.

Advocate

AFFIDAVIT

I, Saadullah Khan Marwat Advocate, Peshawar High Court, Peshawar, do hereby solemnly affirm and declare that the contents of the Writ Petition as per information conveyed by the petitioner are true and correct.

No. 47.01
Certified that the above was verified on

Advocate

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Amir Khan H

Judgment Sheet

IN THE PESHAWAR HIGH COURT, PESHAWAR
JUDICIAL DEPARTMENT

W.P.No.5301-P of 2019



Date of hearing... 07.10.2021

Petitioner (s) by Mr. Muhammad Farooq Malik, Advocate.

Respondent (s) by Mr. Muhammad Taufique Qureshi, Deputy Attorney General and Ms. Sophia Norcen, AAO.

JUDGMENT

SHAKEEL AHMAD, J.: This judgment shall decide writ petitions Nos.97-P of 2016, 6084-P/2019, 5301-P/2019, and 6989-P of 2019 as common questions of law and facts are involved therein.

2. All these petitions have been filed to seek an order in terms of Article 199 of the Constitution of Islamic Republic of Pakistan, 1973 directing the respondents to issue formal orders of petitioners in the light of Federal Government letter dated 16th March, 2013 as issued to other similarly placed employees, to issue NOCs for extension in deputation period till absorption, and declaration to the effect that the impugned repatriation letter of the petitioner is illegal.

3. Brief facts of the case are that, initially, petitioners were appointed as PST/PTC/CT (teachers) and were posted at different places of the respondents

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Peshawar High Court

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'department; that the petitioners seek their posting to the places mentioned in their writ petitions, to facilitate the life of spouses at one station in view of the Federal Government as well as Government of Khyber Pakhtunkhwa wedlock policy; that by taking benefit of spouses policy petitioners were transferred from their home districts to different places on deputation through their respective orders by obtaining NOCs from their respective departments and their deputation orders were extended from time to time by the competent authority, however, respondent No.3 issued impugned repatriation orders of petitioners on different dates; that petitioner feeling aggrieved from the aforesaid orders, approached the competent authority for withdrawal of repatriation orders and issuance of NOCS for further extension in their deputation period; that respondent No.3 issued NOCs to some of their blue eyed persons but the petitioners were ignored despite the fact that they have completed 05 years deputation period, hence this petition.

4. We have heard the learned counsel for the parties at great length and scanned the record appended the writ petitions with their valuable assistance.

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 Peshawar High Court

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5. It appears from the record that the petitioners were serving on deputation as Teachers under the supervision of Federal Directorate of Education, Islamabad. After expiry of their period of deputation, they applied for issuance of NOCs for the permanent absorption as Teachers in the Federal Directorate of Education at Islamabad. We noted that under similar circumstances a number of Teachers were given NOCs by the Secretary Education, Government of Khyber Pakhtunkhwa, Peshawar through separate office orders, proof whereof were enclosed at page-30 to 37 of the writ petition No.6989-P of 2021.

6. In view of the above, we instead of deciding the fate of these petitions on merit, deem it appropriate to convert all the petitions into representation and send the same to the Secretary, Primary Elementary & Secondary Education Department, Government of Khyber Pakhtunkhwa, Peshawar to examine the case of each petitioner in the light of newly added proviso in rule 20-A, after sub-rule (3) of the Civil Servants (Appointment, Promotion & Transfer) Rules, 1973 and earlier office order passed by him; and if, the case of the petitioners falls at par with those School Teachers, they may also be extended similar relief. The Secretary, Primary Elementary & Secondary Education Department,

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Peshawar High Court

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Government of Khyber Pakhtunkhwa, Peshawar is directed to decide the representation within a period of one month positively. The writ petition is disposed of in the above terms.



Announced.
07.10.2021
(Asst)

CHIEF JUSTICE

JUDGE

Signature

(DB) Hon'ble Mr. Justice Qaiser Rashid Khan (HCJ)
Hon'ble Mr. Justice Shakeel Ahmad

Signature
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ESTABLISHED
AUTHORITY

— 10656 —

No. of Pages	6 Pages
Date of Presentation of Application	19-10-2021
Copying Fee	24.00
Total	24.00
Date of Preparation of Copy	19-10-2021
Date of Delivery of Copy	19-10-2021
Received By	Ambar Nasheen. petitioner

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar
Phone No. 091-9223587

No. SO(PE)5-2/IPT/04/Lakki Marwat/Mst.Shahana Begum/Vol-II/2002-21.
Dated Peshawar the 23-11-2021

To

Mst. Shahana Begum (PST),
MTT, Islamabad Model School (I-V) G-10/4, Islamabad,
Under Federal Directorate of Education, Islamabad,

Subject: - NOC FOR PERMANENT ABSORPTION.

I am directed to refer to your application dated 14.11.2019 and judgment of the Peshawar High Court Peshawar dated 07.10.2021 passed in writ petition No. 97-P of 2019, on the subject noted above and to state that your request for grant of NOC for extension in the period of deputation till absorption in the Federal Directorate of Education cannot be acceded to being not covered under the relevant policy.

Moreover, you have already been repatriated to your parent department vide this department order No.SO (PE)5-2/04/IPT/Lakki Marwat/Vol-II dated 23.10.2019, therefore, you are directed to report for duty to your parent office i.e office of the District Education Office (F) Lakki Marwat. In case of failure, disciplinary action shall be initiated against you under Rule-9 of Khyber Pakhtunkhwa Efficiency & Disciplinary Rules-2011.

(Mian Hussain Din)
SECTION OFFICER (PE)

Copy forwarded to:-

1. The Secretary Establishment Department, Khyber Pakhtunkhwa w/r to letter No. SOR-I (E&AD)/1-14/2018/Shahana Bgm dated: 30.05.2012.
2. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar w/r to his letter No.8330/F.No.28/PST(F)/IPT/Bannu dated: 11.03.2009.
3. Admin Officer Schools (Female), Federal Directorate of Education, Rohtas Road, Sector G-9/4, Islamabad No: F.1-9/149-MTT(D) FDE dated: 19.07.2019.
4. DEO (F), District Lakki Marwat.
5. District Accounts Officer, District Lakki Marwat.
6. PS to Secretary E&SE, Khyber Pakhtunkhwa.
7. Master File.

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SECTION OFFICER (PE)



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ANNEXURE

GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
No. SO/PE/5-2/IPT/Karak/Mst. Rashida Hina PST/2014
Dated Peshawar the 22.10.2019

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The Admin Officer Schools (Female)
Federal Directorate of Education,
Government of Pakistan,
Islamabad.

Subject: REQUEST FOR ISSUANCE OF NOC FOR DEPUTATION PERIOD

Dear Sir,

I am directed to refer to the subject noted and to enclose herewith a copy of an application bearing No. 381 dated 21.10.2019 in respect of Mst. Mst. Rashida Hina, PST (BS-12), GPS No.1, Sabir Abad, District Karak, Khyber Pakhtunkhwa, presently working in Federal Directorate of Education, Government of Pakistan, Islamabad and to state that the lady teacher concerned has already completed her five years deputation period and there is no provision to further extend her deputation period as per deputation policy of this province.

You are, therefore, requested to accept her services on permanent basis in Federal Directorate of Education, Islamabad as per policy/rules of the Federal Government, please.

Yours faithfully,

Encl: As above.

SECTION OFFICER (PRIMARY)

End: of even number & date:

Copy for information to:

1. The Director, Elementary & Secondary Education, KPK, Peshawar.
2. The District Education Officer (Female), Karak.
3. PS to Secretary, E&SE Department, Peshawar.
4. Mst. Rashida Hina, IMCO, Maira Begwal, F/A, Islamabad.

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
NO. SO (PE)/5-2 IPT/KARAK/MST. RASHIDA HINA PST2014
DATED PESHAWAR THE 22.10.2019

To,

The Admin Officer Schools (Female)
Federal Directorate of Education
Government of Pakistan
Islamabad

Subject:- REQUEST FOR ISSUANCE OF NOC FOR DERUTATIONIST

Dear Sir,

I am directed to refer to the subject noted and to enclose herewith a copy of an application bearing no. 381 dated 21-10-2019 in respect of Mst. Rashida Hina PST (BS-12), GGPS No. 1 Sabir Abad, District Karak, Khyber Pakhtunkhwa, presently working in Federal Directorate of Education, Government of Pakistan Islamabad and to state that the lady teacher concerned has already completed her five years deputation period and there is no provision to further extend her deputation period as per deputation policy of this province.

You are, therefore, requested to accept her services on permanent basis in Federal Directorate of Education, Islamabad as per policy / rules of the Federal Government, please.

Yours faithfully

SECTION OFFICER (PRIMARY)

Encl: As above

Ends of Even Number and Date:

Copy for Information to

1. The Director Elementary and Secondary Education KPK Peshawar
2. The District Education Officer (Female) Karak
3. PS to Secretary E & SE Department Peshawar
4. Mst. Rashid Hina, IMCG, Maira, Begwal, F/A Islamabad

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REGISTERED



GOVERNMENT OF
KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Dated Peshawar the 30.10.2017.

NOTIFICATION.

Nu.S.O(PE)E&SED/5-2/06/IPT/Swat/Mst. Farkhandu Nazli (Deputationist): In pursuance of the NOC/sanction issued by the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, vide letter No.SOR-I/E&AD/1-14/2006 dated 26.02.2009, the services of Mst.Farkhandu Nazli SST GGMS Sumbat District Swat, is hereby extended for a period of further two years w.e.f 16.10.2016 to 15.10.2018, total period of deputation including the instant extension come out to be seven(07) years..

2. Consequent upon the above, the SST concerned is allowed to carry out her duties already placed at the disposal of Federal Directorate of Education Govt. of Pakistan Islamabad.
3. No TA/DA is allowed

SECRETARY

Indst: of even No. & date:

Copy forwarded to the:-

- 1- Accountant General Khyber Pakhtunkhwa Peshawar
- 2- Director E&SE Khyber Pakhtunkhwa Peshawar
- 3- Director Schools (Female) Govt. of Pakistan Federal Directorate of Education Islamabad.
- 4- Section Officer (R-1) Establishment Department.
- 5- PS to Chief Secretary Khyber Pakhtunkhwa
- 6- PS to Secretary E&SE Department.
- 7- Incharge EMIS, E&SE Department
- 8- Ms.Farkhandu Nazli SST GGMS Sumbat District Swat (Deputationist).
- 9- Office order file
- 10-Master file

ATTACHED

(NAIK MUHAMMAD)

33

[Handwritten initials]

IMMEDIATE
By S.M.

No. F.A-57/2011 (Education)
Government of Pakistan
Ministry of Capital Administration and Development
11110

Islamabad; the March 16, 2013

Subject: ABSORPTION OF STAFF UNDER FEDERAL DIRECTORATE OF
EDUCATION (FDE) ISLAMABAD WORKING ON DEPUTATION
BASIS

I am directed to state that in response to a summary submitted to the Prime Minister's Secretariat, Islamabad seeking approval of the Prime Minister for absorption of staff working in the educational institutions under Federal Directorate of Education (FDE), Islamabad the Prime Minister has been pleased to approve absorption of all deputationists (teaching & non-teaching) working under FDE, Islamabad on deputation basis under Wedlock Policy and completed their 05 years of deputation subject to provision in the Recruitment Rules and after fulfillment / completion of all codal / procedural formalities as contained under Civil Services Act, 1973.

FDE is, therefore, requested that the below given information may be submitted to this Ministry immediately so that process for absorption of the deputationists may be initiated / completed, accordingly:

- a. Institution-wise list of all the deputationists (male & female) (teaching non-teaching) as per enclosed Performa (Annex-1).
- b. Copies of the Recruitment Rules for each cadre posts where a deputationist is likely to be absorbed.
- c. MOC from the respective parent departments for each deputationist regarding permanent absorption under FDE, Islamabad.
- d. ACRs / PERs grading for the last 05 years.

After completion of the necessary documentation procedure of the deputationists, their cases will be placed before the respective DPCs.

4. This may please be treated on PRIORITY.

[Handwritten signature]

(Shuja Shafiq)
Assistant Educational Advisor

The Director General
Federal Directorate of Education (FDE),
Islamabad.

Copy to:

- i) P.S to the Secretary, M/o CA&D, Islamabad.
- ii) P.A to J.E.A (Education), M/o CA&D, Islamabad.

Attested
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to be true copy

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85

GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 19-09-2013.

ORDER

No. SO(PE)5-2/13 that/Siraj Begum PST. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No.SOR:1 (E&AD)1-14/82/Vol.27 dated 18-09-2013, the services of Mrs. Siraj Begum PST GGPS Togh Bala NO.1 District Kohat (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis without retaining her lien in the E&SE Department.

SECRETARY

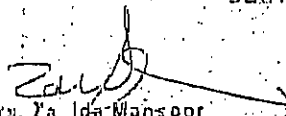
Enclt. No. & Date as above.


Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female), Government of Pakistan, Federal Directorate of Education, Islamabad w/r to his letter No.F.2013/P.A.-Dep/14-16-17(W) FDE dated 19-08-2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F) Elementary & Secondary Education Kohat.
5. The District Accounts Officer Kohat.
6. Mrs. Siraj Begum PST GGPS Togh Bala NO.1 District Kohat.


19-09-2013
(HINA SAIED)

SECTION OFFICER (PRIMARY)


Mrs. Za Idr Mansoor
Assistant Professor Physics
Fazala Inter College Kohat


23/09

Attested

to be true copy

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to be true copy

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
Dated Peshawar the 11-10-2013

ORDER

No.SO(PE)5-2/IPT/Swabi/Hafsa Bibi PST/2013. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No.SOR-I (E&AD)1-14/B2/Vol.27 dated 11-10-2013, the services of Mrs. Hafsa Bibi PST GGPS Gabal (Gadoon) District Swabi (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis without retaining her lien in the E&SE Department.

SECRETARY

Encls. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female) Government of Pakistan (Federal) Directorate of Education Islamabad w/r to his letter No.F.2013/P.A.-Dep/14-16-17(W) PDE dated 12-09-2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F) Elementary & Secondary Education Swabi.
5. The District Accounts Officer Swabi.
6. Mrs. Hafsa Bibi PST GGPS Gabal (Gadoon) District Swabi

Zamin Khan
(ZAMIN KHAN MOMAND)
SECTION OFFICER (PRIMARY)

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2013-11-26-7/5



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
Dated Peshawar the 26-11-2013

ORDER

Mr. SOPIKAT/DET/Zargha Ishaq DM/Abbottabad. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No.SOR-I (E&AD)1-14/92 dated 13-11-2013, the services of Mrs.Zargha Ishaq DM CGMS Baran Gali Abbottabad (Khyber Pakhtunkhwa) is hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis on the condition that no right of lien will be retained by her in E&AD Department Khyber Pakhtunkhwa.

SECRETARY

Order No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admin. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter NO.E.2013/P.A.Dop/14-16-17(VI)POE dated 29-10-2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F) Elementary & Secondary Education Abbottabad.
5. The District Accounts Officer Abbottabad.
6. Mrs.Zargha Ishaq DM CGMS Baran Gali Abbottabad.

(ZAMIN KHAN MOMAND)
SECTION OFFICER (PRIMARY)

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ATTESTED

ATTESTED

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ANNEXURE 2

FROM: ITEL PESHAWAR BRANCH

FILE NO. 1091 2262275

SEP 24 2013 09:35 AM P1



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 19-09-2013.

ORDER

No.50(PE)S-2/IPT/Rubina Bibi PST/Abbottabad. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No.SOR-1 (E&AD)-14/02/Vol.27 dated 18-09-2013, the services of Mrs. Rubina Bibi PST GGPS District Abbottabad (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis without retaining her Hon in the E&SE Department.

SECRETARY

Encl. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No.F.2013/P.A. Dep/14-16-17(W) FDE dated 26-06-2013.
3. The Director, Elementary & Secondary Education (Khyber Pakhtunkhwa Peshawar).
4. The District Education Officer (F) Elementary & Secondary Education Chitral.
5. The District Accounts Officer, Chitral.
6. Mrs. Rubina Bibi PST GGPS District Abbottabad.

(DONA SAIED)

SECTION OFFICER (PRIMARY)

Attested

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
Dated Peshawar the 11-10-2013

ORDER

No. 50(PE)S-2/IP/T/Shahida Malik PST/Abbottabad. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No.SOR-I (E&AD)1-14/B2/Vp/27 dated 24-09-2013, the services of Mrs. Shahida Malik PST GGPS Kokal Tehsil and District Abbottabad (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis on the condition that no right of lien will be retained by her in E&SE Department Khyber Pakhtunkhwa.

SECRETARY

Encls. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa w/r to his letter quoted above.
2. The Dy. Director Schools (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No.F.2013/P.A.-Dep/14-16-17(W) FDE dated 12-09-2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer(F) Elementary & Secondary Education Abbottabad.
5. The District Accounts Officer Abbottabad.
6. Mrs. Shahida Malik PST GGPS Kokal Tehsil and District Abbottabad.

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to be true copy

SECTION OFFICER (PRIMARY)

Attested


to be true copy

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to be true copy

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	<p style="text-align: center;">GOVERNMENT OF KHYBER PAKHTUNKHWA ELEMENTARY & SECONDARY EDUCATION DEPARTMENT</p> <p style="text-align: center;">Dated Peshawar the 17-08-2016</p>
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Notification

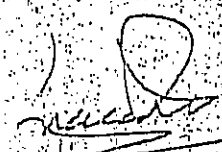
No. SO(PE)S-2/PT/Abbottabad/Mst. Farhat Bibi & Parveen Abbasi PST/08: The services of Mst. Farhat Bibi PST, GGPS Romatti, District Abbottabad (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis on the condition that no right of lien will be retained by her in C&SE Department Khyber Pakhtunkhwa.

SECRETARY

Encl: No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter No. SOR-1 (E&AD)1-11/82 dated 07/03/2016.
2. The Deputy Director School (Female), Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No. F.2015/P.A/14-15/(W)FDE dated 16/12/2015
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F), District Abbottabad.
5. The District Accounts Officer District Abbottabad.
6. Mst. Farhat Bibi PST, GGPS Romatti, District Abbottabad.


 (MULHAMMAD NASIR KHAN)
 SECTION OFFICER (PRIMARY)

Attested

08/08/2016

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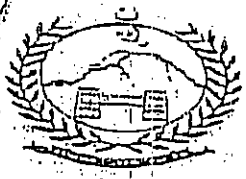
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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 17-08-2016

Notification

No. SO/PE15-3/IPT/08/Battagram: The services of Mst. Ruqia Shafi AT, GGHS Tickari Khareri, District Battagram, (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis on the condition that no right of hon will be retained by her in E&SE Department Khyber Pakhtunkhwa.

SECRETARY

Endst. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter No. SOR-I (E&AD)1-14/82 dated 04/03/2016.
2. The Deputy Director School (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No. F.2015/P.A/14-15/WOPDE dated 29/06/2015
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F), District Battagram.
5. The District Accounts Officer District Battagram.
6. Mst. Ruqia Shafi AT, GGHS Tickari Khareri, District Battagram.

(Signature)
(MUHAMMAD NASIR ICHER)
SECTION OFFICER (PRIMARY)

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 19-09-2013.

ORDER

No SO(PE)5-2/IPT/Farhat Sultana PST/Abbottabad. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, NDC conveyed to the Elementary & Secondary Education Department vide letter No.SOR-I (E&AD)1-14/02/Vol.27 dated 18-09-2013, the services of Mrs. Farhat Sultana CT GGHS Mirpur District Abbottabad (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis without retaining her lien in the E&SE Department.

SECRETARY

Endst. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No.F:3013/P.A.-Dep/14-16-17(W) FDE dated 20-08-2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer(F) Elementary & Secondary Education Chitral.
5. The District Accounts Officer Chitral.
6. Mrs. Farhat Sultana CT GGHS Mirpur District Abbottabad.

(HINA SAEED)

SECTION OFFICER (PRIMARY)

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23/9/13

42
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GOVERNMENT OF
KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Dated Peshawar the 30.10.2017

NOTIFICATION.

No.S.O(PE)E&SED/5-2/06/IPT/Swat/Mst. Farkhanda Nazli (Deputationist): In pursuance of the NOC/sanction issued by the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa vide letter No.SOR-I/E&AD/I-14/2006 dated 26.02.2009, the services of Mst.Farkhanda Nazli SST GGMS Sumbat District Swat, is hereby extended for a period of further two years w.e.f 16.10.2016 to 15.10.2018. total period of deputation including the instant extension come out to be seven(07) years.

2. Consequent upon the above, the SST concerned is allowed to carry out her duties already placed at the disposal of Federal Directorate of Education Govt. of Pakistan Islamabad.
3. No TA/DA is allowed

SECRETARY

Endst: of even No. & date:

Copy forwarded to the:-

- 1- Accountant General Khyber Pakhtunkhwa Peshawar
- 2- Director E&SE Khyber Pakhtunkhwa Peshawar
- 3- Director Schools (Female) Govt. of Pakistan Federal Directorate of Education Islamabad.
- 4- Section Officer (R-I) Establishment Department.
- 5- PS to Chief Secretary Khyber Pakhtunkhwa
- 6- PS to Secretary E&SE Department.
- 7- Incharge EMIS E&SE Department
- 8- Ms.Farkhanda Nazli SST GGMS Sumbat District Swat (Deputationist).
- 9- Office order file
- 10- Master file

(NAIK MUHAMMAD)
SECTION OFFICER (PRIMARY)



43

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
No. SO/PE/5-2/IPT/Karak/Mst. Rashida Hina PST/2014
Dated Peshawar the 22.10.2019

The Admin Officer Schools (Female)
Federal Directorate of Education,
Government of Pakistan,
Islamabad.

Subject: - REQUEST FOR ISSUANCE OF NOC FOR DEPUTATION PERIOD

Dear Sir,

I am directed to refer to the subject noted and to enclose herewith a copy of an application bearing No. 381 dated 21.10.2019 in respect of Mst. Mst. Rashida Hina, PST (BS-12), GGPS No.1, Sabir Abad, District Karak, Khyber Pakhtunkhwa, presently working in Federal Directorate of Education, Government of Pakistan, Islamabad and to state that the lady teacher concerned has already completed her five years deputation period and there is no provision to further extend her deputation period as per deputation policy of this province.

You are, therefore, requested to accept her services on permanent basis in Federal Directorate of Education, Islamabad as per policy/rules of the Federal Government, please.

Yours faithfully,

Encl: As above.

SECTION OFFICER (PRIMARY)

End: of even number & date:

Copy for information to:

1. The Director, Elementary & Secondary Education, KPK, Peshawar.
2. The District Education Officer (Female), Karak.
3. PS to Secretary, E&SE Department, Peshawar.
4. Mst. Rashida Hina, IMCO, Maira Begwal, F/A, Islamabad.

SECTION OFFICER (PRIMARY)

44



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 19-09-2013.

ORDER

No. SO(PE)5-2/ /Khat/Siraj Begum PST. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No.SOR: (E&AD)1-14/82/Vol.27 dated 18-09-2013, the services of Mrs. Siraj Begum PST GGPS Togh Bala NO.1 District Kohat (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis without retaining her lien in the E&SE Department.

SECRETARY

Encl: No. & Date as above

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female), Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No.F.2013/P.A.-Dep/14-16-17(W) FDE dated 19-08-2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F) Elementary & Secondary Education Kohat.
5. The District Accounts Officer Kohat.
6. Mrs. Siraj Begum PST GGPS Togh Bala NO.1 District Kohat.

20.9.2013
(HINA SAHEED)

SECTION OFFICER (PRIMARY)

23/9

Mrs. Za Idr Mansoor
Assistant Professor Physics
Fazata Inter College Kohat

Attested

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45

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
Dated Peshawar the 11-10-2013

ORDER

No.SO(PE)5-2/IPT/Swabi/Hafsa Bibi PST/2013. In pursuance of the Establishment & Administration Department Govt of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No.SOR-I (E&AD)1-14/82/Vol.27 dated 11-10-2013, the services of Mrs. Hafsa Bibi PST GGPS Gabal (Gadoon) District Swabi (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis without retaining her lien in the E&SE Department.

SECRETARY

Endst. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No.F.2013/P.A.-Dep/14-16-17(W) FDE dated 12-09-2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F) Elementary & Secondary Education Swabi.
5. The District Accounts Officer Swabi.
6. Mrs. Hafsa Bibi PST GGPS Gabal (Gadoon) District Swabi

Attested
to be true copy

(ZAMIN KHAN MOMAND)
SECTION OFFICER (PRIMARY)

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ATTESTED



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 19-09-2013.

ORDER

No.50(PE)5-2/IPT/Rubina Bibi PST/Abbottabad. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No.SGR-1 (E&AD)1-14/82/Vol.27 dated 18-09-2013, the services of Mrs. Rubina Bibi PST GGPS District Abbottabad (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis without retaining her lien in the E&SE Department.

SECRETARY

Encls. No. & Date as above

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No.F.2013/P.A.-Dep/14-16-17(W) FDE dated 26-08-2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F) Elementary & Secondary Education Chitral.
5. The District Accounts Officer Chitral.
6. Mrs. Rubina Bibi PST GGPS District Abbottabad.

(HINA SAIED)

SECTION OFFICER (PRIMARY)

Attested

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
Dated Peshawar the 11-10-2013

ORDER.

No. 50(PG)5-2/IPT/Shahida Malik PST/Abbottabad. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No.SOR-I (E&AD)1-14/82/Vol.27 dated 24-09-2013, the services of Mrs. Shahida Malik PST GGPS Kokal Tehsil and District Abbottabad (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis on the condition that no right of lien will be retained by her in E&SE Department Khyber Pakhtunkhwa.

SECRETARY

Encl. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admin. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No.F.2013/P.A.-Dep/14-16-17(W) FDE dated 12-09-2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F) Elementary & Secondary Education Abbottabad.
5. The District Accounts Officer Abbottabad.
6. Mrs. Shahida Malik PST GGPS Kokal Tehsil and District Abbottabad.

Attested

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SECTION OFFICER (PRIMARY)

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 17-08-2016

Notification

No. SO(PE)5-2/IPT/Abbottabad/Mst. Farhat Bibi & Parveen Abbasi PST/08: The services of Mst. Farhat Bibi PST, GGPS Romatti, District Abbottabad (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis on the condition that no right of lien will be retained by her in E&SE Department Khyber Pakhtunkhwa.

SECRETARY

Endst. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter No. SOR-I (E&AD)-14/82 dated 07/03/2016.
2. The Deputy Director School (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No. F.2015./P.A/14-15/(W)FDE dated 16/12/2015
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F), District Abbottabad.
5. The District Accounts Officer District Abbottabad.
6. Mst. Farhat Bibi PST, GGPS Romatti, District Abbottabad.

Attested

(MUHAMMAD NASIR KHAN)
SECTION OFFICER (PRIMARY)

ATTESTED



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 17-08-2016

Notification

No. SO(PE)S-2/IPT/08/Battagram: The services of Mst. Ruqia Shafi AT, GGHS Tickari Khareri, District Battagram, (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis on the condition that no right of lien will be retained by her in E&SE Department Khyber Pakhtunkhwa.

SECRETARY

Endst. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter No. SOR-I (E&AD)1-14/82 dated 04/03/2016.
2. The Deputy Director School (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No. F.2015/P.A/14-15/(W)FDE dated 29/06/2015
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F). District Battagram.
5. The District Accounts Officer District Battagram.
6. Mst. Ruqia Shafi AT, GGHS Tickari Khareri, District Battagram.

(MUHAMMAD NASIR KHAN)
SECTION OFFICER (PRIMARY)

Attested

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ATTESTEE

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 19-09-2013.

(51)

(123)

ORDER

No SO(PE)5-2/IPT/Farhat Sultana PST/Abbottabad. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No.SOR-I (E&AD)1-14/B2/Vol.27 dated 18-09-2013, the services of Mrs. Farhat Sultana CT GGHS Mirpur District Abbottabad (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis without retaining her lien in the E&SE Department.

SECRETARY

Endst. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No.F.2013/P.A.-Dep/14-16-17(W) FDE dated 20-08-2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer(F) Elementary & Secondary Education Chitral.
5. The District Accounts Officer Chitral.
6. Mrs. Farhat Sultana CT GGHS Mirpur District Abbottabad.

(HINA SAEED)

SECTION OFFICER (PRIMARY)

Attested

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ATTESTED

23/9/13

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ANNEXURE

52

1



BEFORE PESHAWAR HIGH COURT PESHAWAR

W.P.No. _____/2022

1. Amber Nosheen W/o Tahir Hafeez R/o National Police Foundation O-9 House No. 1492 Street # 17/2 Block C, Islamabad Permanently r/o Sarwar Abad near Hashtnagir Phatak Peshawar City
2. Farhat Yasmeen W/o Muhammad Ishfaq R/o House # 69 / 10-C Sector G-10/3 Islamabad , permanent resident of K.P.K Peshawar
3. Naila Bashir Abbasi W/o Muhammad Naveed Abbasi R/o Gulberg Town House # B-1/8 Street No.1 Islamabad, permanent resident of K.P.K Peshawar
4. Nishat Begum W/o Muhammad Rafiq R/o Muhammadi Town Street No.3 House # 13 Islamabad, permanent resident of K.P.K Peshawar
5. Ishrat Ara W/o Shoakat Ali R/o Nor PorShahan Post Office Khas District and Tehsil Islamabad
6. Shahana Begum wife of Amjid Naeem resident of Block 89/A, Flat No.4, G-10-3, Islamabad permanent resident of Mohallah Meena khel, Lakki Marwat Petitioners

Versus

1. Federation of Pakistan through Secretary M/O Education (defunct CAAD), Pak-Secretariat, Islamabad.
2. Director General Federal Directorate of Education (FDE), G-9/4 Islamabad.
3. Secretary, Primary Elementary & Secondary Education Department, Government of KPK, Peshawar
4. Director Primary Elementary & Secondary Education Government of KPK, Peshawar
5. Government of KPK through Advocate General Peshawar
6. Assistant Director School, Government of Pakistan, federal directorate of Education Islamabad Respondents

ATTESTED
EXAMINER
Peshawar High Court

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7

WRIT PETITION UNDER ARTICLE 199 OF THE
CONSTITUTION OF ISLAMIC REPUBLIC OF
PAKISTAN, 1973

Respectfully Sheweth:

1. That the petitioners are employee of Elementary and Secondary Education Department Govt of KPK Peshawar, who were initially appointed as PST/PTC (Copies of initial appointment Orders are attached as Annexure-A at Page 10 - 20)
2. That as a matter of fact the husbands of the petitioner are permanent resident of Islamabad and also employees of Federal Government who are working at different department of Federal Government of Islamabad. (Copies of Service Record of Petitioners' Husbands are attached as Annexure-B to at Page 21 - 27)
3. That to facilitate posting of serving of spouses at one station Federal Government as well as Government of Khyber Pakhtunkhwa promulgated wedlock policy with a view to address problem and hardship of families due to posting at different stations of duties. (Copies of spouse polices of the both the Governments i.e Federal as well as Provincial are attached as Annexure-C to ~~C-1~~ at Page 28 - 31)
4. That by taking benefit of spouse policy petitioners were transferred from their home district to Islamabad on deputation through their respective orders by taking NOC from their respective departments. (Copies of Deputations Order and NOC are attached as Annexure-D to ~~D-1~~ at Page 32 - 37)
5. That the deputation orders of the petitioner were time and again extended in their favour by the competent authority. (Copies of Extension Orders of Petitioner are attached as Annexure- E at Page 39)

ATTESTED
EXAMINER
Peshawar High Court

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6. That thereafter Federal Government through different letters dated 30-10-2013 & 19-07-2019, 12-07-2019, 28-07-2021, 19.07.2021 in respect of petitioner of Elementary and Secondary Education Department requested Government of KPK for issuance of NOC for extension/absorption in the deputation period of petitioner. (Copies of Letter dated 19-07-2019 are attached as Annexure-F at Page 45-49)
7. That respondent No.3 by adopting a novel procedure issued repatriation orders of petitioners vide different Orders. (Copies of Repatriation Orders are attached as Annexure-G at Page 50-53)
8. That the above mentioned deputation orders were challenged by petitioners through deferent writ petitions before this Hon'able court and the this Hon'able Court vide consolidated judgment and order dated 07.10.2021, converted all the writ petitions as representation with directed to respondent No.03 that if the case of the petitioners are at par with all those school teacher who had already be given NOCs for permanent absorption , the same relief may also be extended to Writ petitions. (Copies of writ petitions along with consolidated judgment and orders dated 07.11.2021 of this Hon'able court are attached as Annexure- H/ at Page 54-73)
9. That respondent No.03 without adhering the true import and direction of this Hon'able Court in slip shod manner declined to issue NOCs to the petitioners vide impugned orders dated , 23.1 .2021 and 24.1 .2021.(copies of orders dated 23 .11.2021, 23.11.2021 and 24.11.2021 are attached as annexure- I at page 78 - 80).
10. That the respondent No .3 in order to accommodate their ^{to be true} eyes issued NOC for extension of some of the deputationist, despite of the fact that they have completed 5 years deputation period and in some of the cases respondents issued NOCs for

ALICE ATTESTED
EXAMINER
Peshawar High Court

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(8)

permanent absorption of its employees in federal government but they are reluctant for the reason best know to them to issue NOC in favour of the petitioner; (Copies of latter dated 22.10.2019, 30.10.2017, are attached as annexure J at Page 81-102)

11. That despite the fact respondent No.03 have already issued NOCs for permanent absorption to different similarly placed teachers but with mala fide intention and ulterior motive, despite clear cut directions of this Hon'able court with held the same relief to the petitioners without any cogent and plausible reasons.

12. That in pursuance of the above mentioned orders of respondent No.03 federal Government (respondent No.06) issued letters of repatriation to some of the petitioners. (copies of impugned letter dated 28.12.2021 are attached as annexure-K at page 103-107).

13. That petitioner having no other speedy and efficacious remedy invoke the Constitutional Jurisdiction of this Hon'able Court inter-alia on the following grounds;

GROUND:

- a. That the act of respondents by issuing impugned letters of repatriation and not issuance of formal absorption order pursuant to approval of Prime Minister Summary dated March 2013 communicated through letter dated 11.11.2014, is illegal, unlawful, void ab-initio and against the principles of natural justice.
- b. That the act of respondents is against the law and is in violation of Fundamental Rights contained in Constitution and violative to O.M. No.8/10/83-R.I, dated 06-03-1983 of the Federal Government, hence the same is void ab-initio and is liable to be declared illegal.
- c. That the act of respondents is discriminatory which is in clear violation of Article 25 & 27 of the Constitution, 1973 as in some of the cases approval for permanent absorption and as well as extension in

ATTESTED

EXAMINER
Peshawar High Court

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- the deputation has been issued by official respondents but they are reluctant to accommodate the petitioners.
- d. That moreover KPK Government also adopted Spouse Policy of the Federal Government vide Circular Letter No. SORI (S & GAD) 1-1/85 dated 11/7/1998. Hence there is no ambiguity and clash of interest between federal and provincial Government on this issue.
- e. That the impugned repatriations orders are based on malafide and ulterior motives and against spouse policy adopted by both the Provincial and Federal Governments. Moreover petitioners were on deputation for a period of more than five years so they are entitled for permanent absorption.
- f. That the Federal Government issued Letter Dated 16-03-2013 under title of "Absorption of Staff Working Under Federal Directorate of Education Department Islamabad working on deputation basis" wherein summary submitted to PM Secretariat Islamabad for absorption of Teachers who were working on deputation bases. (Copy of Letter Dated 16-03-2013 are attached as Annexure-L at Page 108-116)
- g. That similarly Federal Government also relaxed the time period of 5 years for deputationists who are working on deputation under wedlock policy and that corresponding amended was made in Rule 20-A of Appointment, Promotion and Transfer Rules 1973, so petitioners are also entitled for that benefit of the same policy. (Copy of Gazetted Notification dated 17-04-2012 alongwith summary for PM dated 10-02-2012 are attached as annexure - M at page 117-122)

PRAYER

It is, therefore, respectfully prayed that by accepting instant writ petition the respondents may graciously be directed to:-

ATTESTED


Registrar
Peshawar High Court

(57)

(8)

- i. Issue formal absorption orders of petitioners in the light of Federal Government letter dated 16 March 2013 as issued to other similarly placed employees.
- ii. Declare the impugned Letters of Repatriation as illegal and void ab initio and ineffective upon the rights of petitioner.
- iii. Direction to official respondents to issue NOCs for extension in deputation period till absorption of their services in Federal Government.
- iv. Any other relief, which this Hon'ble Court deems fit and appropriate, may also be awarded.

Through Petitioners

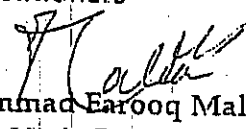

Mohammad Farooq Malik,
Advocate High Court Peshawar

INTERIM RELIEF

May it please your lordship?

By way of Interim Relief, pending final decision on Writ Petition the impugned Letters dated 28-12-2021, 23-11-2021, 24-11-2021 of repatriation may graciously be suspended and give direction to Respondent No. 6 not to issue further repatriation order to the petitioners and maintain status quo.

Through Petitioners


Mohammad Farooq Malik,
Advocate High Court Peshawar

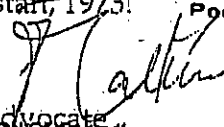
CERTIFICATE

Certified that no such Writ Petition has earlier been filed in this Hon'ble Court on behalf of the petitioner.

LIST OF BOOKS

1. Constitution of Islamic Republic Of Pakistan, 1973.
2. Any other law as per need.

ATTESTED
EXAMINER
Peshawar High Court


Advocate

58

7

BEFORE THE HON'BLE PESHAWAR HIGH COURT, PESHAWAR

W.P. No. _____ /2022

Amber Nosheen

.....PETITIONER

VERSUS

Federation of Pakistan & others

.....RESPONDENTS

AFFIDAVIT

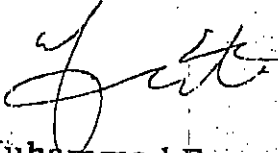
I, Amber Nosheen W/o Tahir Hafeez R/o National political Foundation O-9 House No. 1492 Street No. 17/2 Block C, Islamabad Permanently R/o Sarwar Abad Near Hashtangri, Phatak Peshawar, do hereby solemnly affirm and declare that the contents of the accompanying Writ Petition are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.



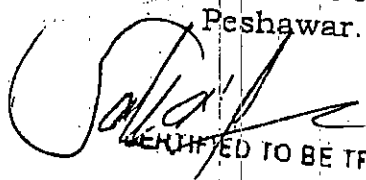
DEPONENT

Identified by:

CNIC: 17301-1222637-0 ✓
0333-5438260




Muhammad Farooq Malik
Advocate High Court,
Peshawar.



VERIFIED TO BE TRUE COPY

EXAMINER
Peshawar High Court, Peshawar
Authorized Under Article 87 of
The Constitution of Pakistan Order 1973

22 JAN 2022

NO: 425
Certified that the above was verified on solemnly affirmation before me in office, this 10 day of Jan 2022
s/o Amber Nosheen
s/o Tahir Hafeez Peshawar
who was identified by Mr. Farooq Malik
Who is personally known to me

Examiner
10/01/2022

Madra verified

59

8

BEFORE PESHAWAR HIGH COURT PESHAWAR

W.P No. _____/2022

MS. ISHRAT ARA.....Petitioners

Versus

FEDERATION OF PAKISTAN etc..... Respondents

ADDRESSES OF PARTIES.

PETITIONER

1. Amber Nosheen W/o Tahir Hafeez R/o National Police Foundation O-9 House No. 1492 Street # 17/2 Block C, Islamabad Permanently r/o Sarwar Abad near Hashtragir Phatak Peshawar City
2. Farhat Yasmeen W/o Muhammad Ishfaq R/o House # 69 / 10-C Sector G-10/3 Islamabad , permanent resident of K.P.K Peshawar
3. Naila Bashir Abbasi W/o Muhammad Naveed Abbasi R/o Gulberg Town House # B-1/8 Street No.1 Islamabad, permanent resident of K.P.K Peshawar
4. Nishat Begum W/o Muhammad Rafiq R/o Muhammadi Town Street No.3 House # 13 Islamabad, permanent resident of K.P.K Peshawar
5. Ishrat Ara W/o Shoakat Ali R/o Nor PorShahan Post Office Khas District and Tehsil Islamabad
6. Shahana Begum wife of Amjid Naeem resident of Block 89/A, Flat No.4, G-10-3, Islamabad permanent resident of Mohallah Meena khel, Lakki Marwat

ATTESTED

Peshawar High Court

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RESPONDENTS

1. Federation of Pakistan through Secretary M/O Education (defunct CAAD), Pak-Secretariat, Islamabad.
2. Director General Federal Directorate of Education (FDE), G-9/4 Islamabad.
3. Secretary, Primary Elementary & Secondary Education Department, Government of KPK, Peshawar
4. Director Primary Elementary & Secondary Education Government of KPK, Peshawar.

Through

Petitioner

Mohammad Farooq Malik,
Advocate
High Court Peshawar.

EXAMINER
Peshawar High Court, Peshawar
Authorizing Under Article 111 of
the Constitution of Pakistan Order 158

22 JAN 2022

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JUDGMENT SHEET
PESHAWAR HIGH COURT, PESHAWAR
JUDICIAL DEPARTMENT

W.P. No.124-P/2022

Amber Nosheen and others

Vs.

**Federation of Pakistan through Secretary M/O Education
(Defunct CAAD), Pak Secretariat, Islamabad and others**

Date of hearing 17.01.2022

Petitioner(s) by: Muhammad Farooq Malik, Advocate.

Respondent(s) by: Nemo (Motion case).

JUDGMENT

IJAZ ANWAR, J. This writ petition has been filed under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, with the following prayer:-

"It is, therefore, respectfully prayed that by accepting the instant writ petition, the respondents may graciously be directed to:-

- i. Issue formal absorption orders of petitioners in the light of the Federal Government letter dated 16 March 2013 as issued to other similarly placed employees.*
- ii. Declare the impugned letters of repatriation as illegal and void ab-initio and ineffective upon the rights of the petitioners.*
- iii. Direction to official respondents to issue NOCs for extension in deputation period till absorption of their services in Federal Government.*
- iv. Any other relief, which this Hon'ble Court deems fit and appropriate, may also be awarded".*



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ATTESTED

EXAMINER
Peshawar High Court

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2. In essence, initially petitioners were appointed as PST/PTC/CT Teachers in the respondent-E&SED on different dates, however, as their husbands are working in the Federal Government; as such, under the spouse policy, their services were transferred to Islamabad on deputation basis. Later, the Federal Government through different letters requested for the absorption of the petitioners, however, petitioners were issued repatriation orders which were challenged before this Court in different Writ Petitions and vide consolidated judgment dated 07.10.2021, this Court converted the same into representation of the petitioners with directions to the respondents that if the case of the petitioners falls at par with those School Teachers, they may also be extended similar relief. In compliance of the order of this Court, vide the impugned orders dated 23.11.2021 and 24.11.2021, their representation was declined. Hence, this writ petition.

3. Preliminary arguments heard and record perused.

4. Perusal of the record reveals that earlier, petitioners have approached this Court by filing Writ Petition bearing No.5301-P/2019 which was disposed of vide judgment dated 07.10.2021 by directing the respondent (Secretary, Elementary & Secondary Education Department) to decide the representation of the petitioners. In compliance of the order of this Court, the request of the

ATTESTED

EXAMINER
Peshawar High Court

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petitioners for grant of NOCs for permanent absorption was declined. Letters were duly communicated vide dated 23.11.2021 and 24.11.2021.

5. We when put a question to the learned counsel for the petitioners regarding maintainability of this writ petition, his only ground is that the matter pertains to deputation of the petitioners, as such, in terms of Section 2 of the Khyber Pakhtunkhwa Civil Servants Act, 1973, they cannot be termed as "civil servants". We have perused the relevant provisions of the Act *ibid* and find that there is no such exclusion regarding the status of the petitioners from the definition of 'civil servant', even where they remained on deputation with the Federal Government, their status as 'civil servant' shall be that of 'civil servant' of the Province. Even otherwise, petitioners are seeking permanent absorption in the Federal Government where they are serving on deputation and as such, the main grievance is against the Provincial Government when they were regretted NOCs for permanent absorption.

6. Learned counsel for the petitioners, after arguing the case at some length, requested that instead of dismissing the petition in hand, let it be treated as 'service appeal' and be sent to the Khyber Pakhtunkhwa Service Tribunal.

7. We have noted that since this Court has earlier directed for disposal of the departmental appeal/

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ATTESTED

EXAMINER
Peshawar High Court

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representation of the petitioners and on its decision vide the impugned orders, the matter squarely falls within the jurisdiction of the Khyber Pakhtunkhwa Service Tribunal. We, thus, instead of dismissing the instant petition, treat it Service Appeal and send it to the Khyber Pakhtunkhwa Service Tribunal for its decision in accordance with law. Petitioners are also directed to file separate Service Appeals in the Khyber Pakhtunkhwa Service Tribunal in accordance with law and to appear before the said Tribunal on 27.01.2022 for further proceedings.

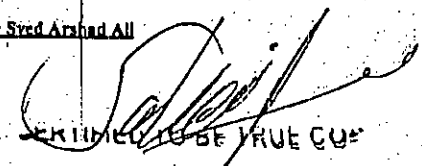
Announced
Dt:17.01.2022


JUDGE


JUDGE

(D) Hon'ble Mr. Justice Ijaz Anwar and Hon'ble Mr. Justice Syed Arshad Ali

Muhammadullah


EXAMINER TO BE TRUE COPY

EXAMINER
Khyber Pakhtunkhwa High Court, Peshawar
Authorised Under Article 175 of
the Constitution of Pakistan

22 JAN 2022

No. 21760
Date of Presentation of Application 22/1/2022
No of Pages 137
Copying fee 521
Total 521
Date of Preparation of Copy 22/1/2022
Date of Delivery of Copy 22/1/2022
Received By [Signature]

65

IMMEDIATE ANNEXURE
D/S.M

No. P.A-57/2011 (Education)
Government of Pakistan
Ministry of Capital Administration and Development

Islamabad: the March 16, 2013

Subject: ABSORPTION OF STAFF UNDER FEDERAL DIRECTORATE OF EDUCATION (FDE), ISLAMABAD WORKING ON DEPUTATION BASIS


I am directed to state that in response to a summary submitted to the Prime Minister's Secretariat, Islamabad seeking approval of the Prime Minister for absorption of staff working in the educational institutions under Federal Directorate of Education (FDE), Islamabad the Prime Minister has been pleased to approve absorption of all deputationists (teaching & non-teaching) working under FDE, Islamabad on deputation basis under Wedlock Policy and completed their 05 years of deputation subject to provision in the Recruitment Rules and after fulfillment / completion of all codal / procedural formalities as contained under Civil Servants Act, 1973.

FDE is, therefore, requested that the below given information may be submitted to this Ministry immediately so that process for absorption of the deputationists may be initiated / completed, accordingly:

- a. Institution-wise list of all the deputationists (male & female) (teaching & non-teaching) as per enclosed Performa (Annex-1).
- b. Copies of the Recruitment Rules for each cadre posts where the deputationist is likely to be absorbed.
- c. MOC from the respective parent departments for each deputationist regarding permanent absorption under FDE, Islamabad.
- d. ACRs / PERs grading for the last 05 years.

After completion of the necessary documentation procedure of the deputationists, their cases will be placed before the respective DPCs.

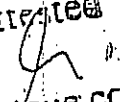
This may please be treated on PRIORITY.

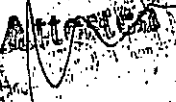


(Saqib Shahin)
Assistant Educational Advisor

The Director General
Federal Directorate of Education (FDE),
Islamabad.

Copy to.

- i) P.S to the Secretary, M/o CA&D, Islamabad.
- ii) P.A to J.E.A (Education), M/o CA&D, Islamabad.

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to be true copy

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(29) (66)

GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 19-09-2013.

ORDER

No. SO(PE)5-2/ / Kohat/Siraj Begum PST. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No.SOR:(E&AD)1-14/02/Vol.27 dated 18-09-2013, the services of Mrs. Siraj Begum PST GGPS Togh Bala NO.1 District Kohat (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis without retaining her lien in the E&SE Department.

SECRETARY


Enlist. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female), Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No.F.2013/P.A./Dep/14-16/17(W) FDE dated 19-08-2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F) Elementary & Secondary Education Kohat.
5. The District Accounts Officer Kohat.
6. Mrs. Siraj Begum PST GGPS Togh Bala NO.1 District Kohat.


20-9-2013
(HINA SAHEED)

SECTION OFFICER (PRIMARY)


Mrs. Za Iqbal Mansoor
Assistant Professor Physics
Fazala Inter College Kohat

Attested

to be true copy

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23/9
R/12
26/9/2013
w.p.

HS

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
Dated Peshawar the 11-10-2013

ORDER

No.SO(PE)5-2/IPT/Swabi/Hafsa Bibi PST/2013. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa; NOC conveyed to the Elementary & Secondary Education Department vide letter No.SOR-I (E&AD)1-14/82/Vol.27 dated 11-10-2013, the services of Mrs. Hafsa Bibi PST GGPS Gabal (Gadoon) District Swabi (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis without retaining her lien in the E&SE Department.

SECRETARY

Encl. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No.P.2013/P.A.-Dep/14-16-17(W) FDE dated 12-09-2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa-Peshawar.
4. The District Education Officer (F) Elementary & Secondary Education Swabi.
5. The District Accounts Officer Swabi.
6. Mrs. Hafsa Bibi PST GGPS Gabal (Gadoon) District Swabi

Attested

to be true copy

(ZAMIN KHAN) (MAND)
SECRETARY (PRIMARY)

Attested

to be true copy

ATTESTED
ATTESTED

ATTESTED

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NO BE THE COPY

Attested

(ZABIN USMANOMAND)
SECTION OFFICER (PLANNING)

1. The Secretary, Establishment & Admin. Department Govt of Khyber Pakhtunkhwa, W/P Education Islamabad w/r to his letter dated above.
2. The Dy. Director Schools (Female) Government of Pakistan Federal Government Islamabad w/r to his letter NO. 2013/P.A. Dep/14-16-17(W) NO dated 27.10.2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Islamabad 10-2013.
4. The District Education Officer (M) Elementary & Secondary Education Abbottabad.
5. The District Accounts Officer Abbottabad.
6. Mrs. Zargha Ishaq DM GOMS Baran Gali Abbottabad.

Copy forwarded to:-

Under Nos. & Dates as above.

SECRETARY

Government of Khyber Pakhtunkhwa, W/P Education Islamabad, in pursuance of the Establishment & Administration Department Govt of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No. SOA-1 (E&AD)-14/82 dated 13-11-2013, the services of Mrs. Zargha Ishaq DM GOMS Baran Gali Abbottabad (Khyber Pakhtunkhwa) is hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis on the condition that no right of lien will be retained by her in P.S.B. Department Khyber Pakhtunkhwa.

GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
Dated Peshawar the 26-11-2013



68

Handwritten signature or initials.

ANNEXURE

FROM: HOTEL PESHAWAR BARRACK

FAC: NO. 1091 226275

SEP. 24 2013 09:30AM PI

42

69



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 19-09-2013.

ORDER

No.50(PE)5-2/IPT/Rubina Bibi PST/Abbottabad, in pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, WDC conveyed to the Elementary & Secondary Education Department vide letter No.S&R-1(E&AD)1-14/82/Vol.27 dated 18-09-2013, the services of Mrs. Rubina Bibi PST GGPS District Abbottabad (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis without retaining her lien in the E&SE Department.

SECRETARY

Encls. No. & Nature as above

Copy forwarded to:-

1. The Secretary Establishment & Admin. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female) Government of Pakistan Federal Directorate of Education, Islamabad w/r to his letter No.F.2013/P.A.-Dep/14-16-17(W)-FDE dated 26-08-2013.
3. The Director, Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F) Elementary & Secondary Education Chitral.
5. The District Accounts Officer Chitral.
6. Mrs. Rubina Bibi PST GGPS District Abbottabad.

(HINA SAIED)

SECTION OFFICER (PRIMARY)

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23/9/13



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
Dated Peshawar the 11-10-2013

ORDER

No. 50(PE)S-2/IPT/Shahida Malik PST/Abbottabad. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No.SOR-I (E&AD)1-14/82/Vol.27 dated 24-09-2013, the services of Mrs. Shahida Malik PST GGPS Kokal Tehsil and District Abbottabad (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis on the condition that no right of lien will be retained by her in E&SE Department Khyber Pakhtunkhwa.

SECRETARY

Encls. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No.F.2013/P.A.-Dep/14-16-17(W) FDE dated 12-09-2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F) Elementary & Secondary Education Abbottabad.
5. The District Accounts Officer Abbottabad.
6. Mrs. Shahida Malik PST GGPS Kokal Tehsil and District Abbottabad.

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 17-08-2016

Notification

No. SO(PE)5-2/IPT/Abbottabad/Mst. Farhat Bibi & Parveen Abbasi PST/08; The services of Mst. Farhat Bibi PST, GGPS Romatti, District Abbottabad (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis on the condition that no right of lien will be retained by her in E&SE Department Khyber Pakhtunkhwa.

SECRETARY

Endst. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter No. SOR-1 (E&AD)-14/82 dated 07/03/2016.
2. The Deputy Director School (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No. F.2015/P.A/14-15/(W)FDE dated 16/12/2015
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (F), District Abbottabad.
5. The District Accounts Officer District Abbottabad.
6. Mst. Farhat Bibi PST, GGPS Romatti, District Abbottabad.

(MUHAMMAD NASIR KHAN)
SECTION OFFICER (PRIMARY)

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ANNEXURE



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 17-08-2016

Notification

No. SO(PE)5-2/PT/08/Battagram: The services of Mst. Ruqia Shafi AT, GGHS Tickari Khareri, District Battagram, (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis on the condition that no right of lien will be retained by her in E&SE Department Khyber Pakhtunkhwa.

SECRETARY

Endst. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Adms. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter No. SOR-I (E&AD)11-14/82 dated 04/03/2016.
2. The Deputy Director School (Female) Government of Pakistan Federal Directorate of Education Islamabad w/r to his letter No. F.2015./P.A/14-15/(VOPDE) dated 29/06/2015
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar
4. The District Education Officer (F), District Battagram.
5. The District Accounts Officer District Battagram.
6. Mst. Ruqia Shafi AT, GGHS Tickari Khareri, District Battagram.

(MUHAMMAD NASIR KHAN)
SECTION OFFICER (PRIMARY)

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 19-09-2013.

ORDER

No SO(PE)5-2/IPT/Farhat Sultana PST/Abbottabad. In pursuance of the Establishment & Administration Department Govt. of Khyber Pakhtunkhwa, NOC conveyed to the Elementary & Secondary Education Department vide letter No.SOR-I (E&AD)1-14/02/Vol.27 dated 18-09-2013, the services of Mrs. Farhat Sultana CT GGHS Mirpur District Abbottabad (Khyber Pakhtunkhwa) are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on permanent basis without retaining her lien in the E&SE Department.

SECRETARY

Endst. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, w/r to his letter quoted above.
2. The Dy. Director Schools (Female) Government of Paldstan Federal Directorate of Education Islamabad w/r to his letter No.F.2013/P.A.-Dep/14-16-17(W) FDE dated 20-08-2013.
3. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer(F) Elementary & Secondary Education Chitral.
5. The District Accounts Officer Chitral.
6. Mrs. Farhat Sultana CT GGHS Mirpur District Abbottabad.

(HINA SAEED)
SECTION OFFICER (PRIMARY)

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ANNEXURE

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REGISTERED No. M-302
L-7646



EXTRAORDINARY
PUBLISHED BY AUTHORITY

ISLAMABAD, TUESDAY, APRIL 17, 2012

PART II

Statutory Notifications (S. R. O.)

GOVERNMENT OF PAKISTAN

CABINET SECRETARIAT

(Establishment Division)

NOTIFICATION

Islamabad, the 16th April, 2012

S. R. O. 375(I)/2012.—In exercise of the powers conferred by sub-section (1) of section 25 of the Civil Servants Act, 1973 (LXXI of 1973), read with Notification No. SRC 120(I)/98, dated the 27th February, 1998, the Prime Minister is pleased to direct that the following further amendment shall be made in the Civil Servants (Appointment, Promotion and Transfer) Rules, 1973, namely:—

In the aforesaid Rules, in rule 20 A, after sub-rule (3) the following proviso shall be inserted and shall deem to have always been so inserted, namely:—

“Provided that posting of serving husband and wife at the same station; unmarried female government servants at the place of residence of their parents/family and that of married female

(1497)

[2422 (2012)/Ex. Gen.]

Price: Rs. 2.00

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THE GAZETTE OF PAKISTAN, EXTRA, APRIL 17, 2012 (PART II)

government servants at the place of residence/posting of their husbands who are not in government employment shall be exempted from the said rule.

(F.No. 10/30/07-R-2)

ANJUM BASHIR SHAIKH,
Deputy Secretary.

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Handwritten signature or mark at the bottom right of the page.

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Secret

GOVERNMENT OF PAKISTAN
CABINET SECRETARIAT
CAPITAL ADMINISTRATION & DEVELOPMENT DIVISION

SUMMARY FOR THE PRIME MINISTER

Subject: - RELAXATION OF TIME PERIOD BEYOND 05 YEARS FOR DEPUTATION UNDER WEDLOCK POLICY.

The Federal Directorate of Education (FDE) has hired the services of a number of teachers on deputation basis under the Wedlock Policy of the Government keeping in view the socio economic problems faced by husbands and wives in government service due to posting at different stations.

2. A problem arose when the quota reserved for deputation was saturated and repatriation orders were issued to some of the deputationists after completion of 05 years of deputation. The purpose was to accommodate the requests of teachers waiting for deputation. Consequently, the affected teachers filed Writ Petitions in the Islamabad High Court, Islamabad. The Islamabad High Court, while disposing off 64 similar petitions, pronounced a single judgment dated 24-11-2011, wherein working of some of the petitioners / deputationists in the borrowing department despite expiry of deputation period was declared as contrary to law, voided rules, against the principle of good governance. It was also observed that this reflected the indifferent approach of both the borrowing as well as parent departments. (Annex-1).

3. The rationale of Wedlock Policy is to facilitate posting of husbands & wives at one station for obvious reasons. The Wedlock Policy also provides consideration of requests for extension in deputation period beyond the permissible limit with compassion if interests of public service would permit.

4. In the present situation more than 90% teachers working on deputation have been borrowed in FDE under wedlock policy. All of these are skilled, qualified and experienced. Their stay in the educational institutions under FDE will contribute to improvement of educational standards.

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5. Therefore, the existing Wedlock Policy may be reviewed by providing clear provisions that the normal period of deputation i.e. 05 years will not be applicable in cases where an incumbent is borrowed under Wedlock Policy. Moreover, with reference to Establishment Division, Islamabad's O.M. No. 10/30/97-RII, dated 13-05-1998, extension in deputation for a period of 02 years may also be granted to all the incumbents working in FDE under Wedlock Policy.

6. Para-5/N above is submitted for approval of the Honourable Prime Minister, please.

M. Ishaq
(Muzaffar Ishaq Elahi)
Secretary

Through
Secretary, Establishment Division, Islamabad.

I.M's Sectt. (Mr. Khushnood Akhbar Lohuri, Principal Secretary to the Prime Minister)
CA&D Division I.O.No.F.4-57/2011 (Education), dated 10 February, 2012

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ESTABLISHMENT DIVISION

Subject: RELAXATION OF TIME PERIOD BEYOND 05 YEARS FOR DEPUTATION UNDER WEDLOCK POLICY.

7. In order to accommodate female government servants both married and unmarried, Establishment Division, with the approval of Prime Minister, issued instructions/guidelines vide its O.M No. 10.30.97/R.2 dated 13.5.1998 as amended on 17 December, 1999 and 21 April, 2006 (Annex-II) regarding posting of serving husband and wife at the same station, unmarried female government servants at the residence of their parents/family and that of married female government servants at the place of residence/posting of their husbands who are not in government employment.

8. Posting of such employees were treated as on deputation and were regulated under administrative instructions contained in OM dated 18.2.1987, dated 11.4.2000 and dated 4.5.2005 (Annex-III) which provided for extension to the deputation period beyond five years with the approval of Establishment Division. On 3.5.2007 a new rule 20-A was added in Civil Servants (Appointment, Promotion & Transfer) Rules, 1973 (Annex-IV) according to which from the date of the insertion of the said rule, the provincial civil servants cannot be retained on deputation in the Federal Government beyond the maximum period of five years.

9. Since the policy of posting of female government servants is being hit by the existing provisions of the said rules, it is, therefore, proposed that rule 20-A of the Civil Servants (Appointment, Promotion & Transfer) Rules, 1973 may be suitably amended to allow exemption in respect of female provincial government servants who are posted under the policy of the Federal Government regarding posting of serving husband and wife at the same station, unmarried female government servants at the residence of their parents/family and that of married female government servants at the place of residence/posting of their husbands who are not in government employment as under in bold:-

Existing provisions of rule 20-A of the Civil Servants (Appointment, Promotion & Transfer) Rules, 1973	Proposed Amendment
<p>20A Appointment on deputation:-</p> <p>(1) A person in the service of a Provincial Government or an autonomous, semi-autonomous body or corporation or any other organization set-up, established, owned, managed or controlled by the Federal Government who possesses the minimum educational qualifications, experience or comparable length of service prescribed for a post shall be eligible for appointment to the said post on deputation for a period not exceeding three years which may be extended for another period of two years on such terms and conditions as may be sanctioned by Federal Government in</p>	<p>20A Appointment on deputation:-</p> <p>(1) A person in the service of a Provincial Government or an autonomous, semi-autonomous body or corporation or any other organization set-up, established, owned, managed or controlled by the Federal Government who possesses the minimum educational qualifications, experience or comparable length of service prescribed for a post shall be eligible for appointment to the said post on deputation for a period not exceeding three years which may be extended for another period of two years on such terms and conditions as may be sanctioned by Federal Government in</p>

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<p>consultation with the lending Organization.</p>	<p>consultation with the lending Organization.</p>
<p>(2) Subject to any rule or orders on the subject issued by the Federal Government, a civil servant who fulfills the conditions and is considered suitable may be sent on deputation to an autonomous, semi-autonomous body or corporation established by law or to the Provincial Government on such terms and conditions as may be decided by the lending and borrowing organizations.</p>	<p>(2) Subject to any rule or orders on the subject issued by the Federal Government, a civil servant who fulfills the conditions and is considered suitable may be sent on deputation to an autonomous, semi-autonomous body or corporation established by law or to the Provincial Government on such terms and conditions as may be decided by the lending and borrowing organizations.</p>
<p>(3) In case of appointment under sub-rule (1) or sub-rule (2), pension contribution shall invariably be made by the borrowing organization."</p>	<p>(3) In case of appointment under sub-rule (1) or sub-rule (2) pension contribution shall invariably be made by the borrowing organization.</p>
<p>Provided that posting or serving husband and wife at the same station, unmarried female government servants at the place of residence of their parents/family and that of married female government servants at the place of residence/posting of their husbands who are not in government employment shall be exempted from the said rule.</p>	

Law & Justice Division
(Law Section-1)
P.N. No. 147/2012
Dated 28-2-2012

10. Section 25 of Civil Servants Act, 1973 provides that President or any person authorized by the President in that behalf may make rules as appear to him to be necessary or expedient. Prime Minister is the competent authority to approve amendments in Rules under the Civil Servants Act, 1973 in terms of Rule 5-A of Schedule V-A of the Rules of Business, 1973 (Annex-V) read with SRO No. 120(1)/1998 dated 27.2.1998 (Annex-VI).

- 11. Draft SRO is added at Annex-VII.
- 12. Approval of the Prime Minister is solicited to the proposal contained in para 9 above.

Raza
(Khalid Akhtar Rashid)
Establishment Secretary

Prime Minister's Secretariat,
(Principal Secretary to the Prime Minister), Islamabad
Estab. Divn. U.O. No. 10/30/97-R-II dated 27.02.2012

Through
Secretary,
Law, Justice & Parliamentary Affairs Division

Muhammad Masood
Muhammad Masood
Secretary
Law, Justice & Parliamentary Affairs
Government of Pakistan
Islamabad, Tel: 9202712

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By No. 792 P.S.P.M.I.E.V.
Date: 6.3.2012

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BEFORE KHYBER PAKHTUNKHWA (K.P.K) SERVICE TRIBUNAL
PESHAWAR

Appeal No. _____/2022

Shahana Begum..... Appellant

Versus

FEDERATION OF PAKISTAN etc..... Respondents

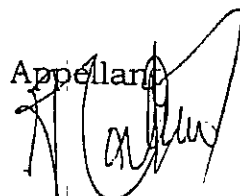
NOTICE

To,

1. Federation of Pakistan through Secretary M/O Education (defunct CAAD), Pak-Secretariat, Islamabad.
2. Director General Federal Directorate of Education (FDE), G-9/4 Islamabad.
3. Secretary, Primary Elementary & Secondary Education Department, Government of KPK, Peshawar
4. Director Primary Elementary & Secondary Education Government of KPK, Peshawar
5. Government of KPK through Advocate General Peshawar
6. Assistant Director School, Government of Pakistan, federal directorate of Education Islamabad

Please take notice that I am filing Service appeal in the Hon'ble Service Tribunal Khyber Pakhtunkhwa, Peshawar on behalf of Appellant.

Through

Appellant


Muhammad Farooq Malik,
Advocate Supreme Court, of Pakistan

بعدالت
 ۱۰.۲.۱۰

۲۰۲۰ء پنجاب
 صدر ایف اے

نماہانہ صدم

موزخہ
 مقدمہ
 دعویٰ
 رقم

باعث تحریر آنکھ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی کی وجوہات دی گئیں اور ان کی متعلقہ
 آج کے مقام پر ~~کیلئے~~ ~~محمد فاروق احمد~~ ~~صدر ایف اے~~ ~~پشاور~~
 مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا مکمل اختیار ہوگا۔ نیز
 وکیل صاحب کو رضامندی نامہ کر... نے و تقرر ثبالت ہ فیصلہ بر حلف دیے جواب دی اور اقبال دعویٰ اور
 باس ورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق
 زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برادگی اور منسوخی
 نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور
 کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ لانا اپنے بجائے تقرر کا اختیار
 ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ با اختیار حاصل ہوں گے اور اس کا ساتھ
 براختی منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانب التوائے مقدمہ کے سبب سے ہوگا۔
 کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی
 مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سند ہے۔

المرقوم _____ ماہ _____ 20

لئے منظور ہے۔

ADVOCATE
NAVEED ULLAH
 DISTRICT COURT PESHAWAR
 BC-19-1129 0313-9964498

بمقام