

20.10.2015

Counsel for the appellant present. Learned counsel for the appellant requested for withdrawal of appeal as he intends to seek redressal of his grievances before the competent forum.

Dismissed as withdrawn. The appellant may seek his grievances before the competent forum, if so advised. File be consigned to the record room.

ANNOUNCED
20.10.2015





Chairman
Camp Court A/Abad.

20/10/15

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 956 /2015

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	21.08.2015	<p>The appeal of Mr. Muhammad Tabarak resubmitted today by Mr. Muhammad Arshad Khan Tanoli Advocate may be entered in the Institution register and put up to the Worthy Chairman for proper order.</p> <p style="text-align: right;"> REGISTRAR</p>
2	24-8-15	<p>This case is entrusted to Touring Bench A.Abad for preliminary hearing to be put up thereon <u>15-09-2015</u></p> <p style="text-align: right;"> CHAIRMAN</p>
3	15.9.2015	<p>Counsel for the appellant present. Learned counsel for the appellant requested for adjournment as he is to study the point as to whether the service of the appellant is on contract basis or otherwise. Adjourned to 20.10.2015 for preliminary hearing before S.B at Camp Court A/Abad.</p> <p style="text-align: right;"> Chairman Camp Court A/Abad</p>

**BEFORE THE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA, PESHAWAR**

Service Appeal No. 956 /2015

Muhammad Tabarak son of Muhammad Banaras resident of Bagan, Union Council Nathiagali, PST GPS Patti Bandi, Tehsil & District, Abbottabad.

...APPELLANT

VERSUS

Govt. of Khyber Pakhtunkhwa, through Secretary Elementary & Secondary Education, KPK, Peshawar & others.

....RESPONDENTS

SERVICE APPEAL


INDEX

<i>S.#</i>	<i>Description</i>	<i>Page No.</i>	<i>Annexure</i>
1.	Service appeal along with affidavit	1 to 9	
2.	Copy of advertisement	10	"A"
3.	Copy of appointment order dated 14/03/2015	11-13	"B"
4.	Copy of impugned withdrawal order dated 13/04/2015	14	"C"
5.	Copy of departmental appeal of Appellant	15-18	"D"
6.	Wakalatnama.	19	


...APPELLANT

Dated: 17/08 /2015

Through


(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

**BEFORE THE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA, PESHAWAR**

Service Appeal No. 956 /2015

Muhammad Tabarak son of Muhammad Banaras resident of Bagan, Union Council Nathiagali, PST GPS Patti Bandi, Tehsil & District, Abbottabad.

...APPELLANT

K.W.F. Province
Service Tribunal

Diary No. 993

Dated 21-8-2015

VERSUS

1. Govt. of Khyber Pakhtunkhwa, through Secretary Elementary & Secondary Education, KPK, Peshawar.
2. Director Elementary & Secondary Education, KPK, Peshawar.
3. District Education Officer (Male), Abbottabad.

....RESPONDENTS

SERVICE APPEAL UNDER SECTION 4 OF KPK SERVICE TRIBUNAL ACT 1974, FOR THE DECLARATION TO THE EFFECT THAT THE APPELLANT APPEARED FOR TEST THROUGH NTS AS PER ADVERTISEMENT PUBLISHED IN THE DAILY "THE AAJ" AND QUALIFIED TEST AS WELL AS INTERVIEW FOR THE POST OF PST. THEREAFTER THE APPELLANT WAS APPOINTED BY RESPONDENT NO. 3 IN NEARBY UNION

re-submitted to-day
and filed.

Registrar.

Filed to-day
Registrar
21/8/15

COUNCIL OF THE APPELLANT VIDE ORDER NO. 1891-97-EB/EST DATED 14/03/2015. RESPONDENT NO. 3 WITHOUT ISSUING SHOW-CAUSE NOTICE TO THE APPELLANT WITHDREW HIS APPOINTMENT ORDER VIDE IMPUGNED ENDST. ORDER NO. 2665-71/EB PST DATED 13/04/2015 WHICH IS ARBITRARY, DISCRIMINATORY, MALAFIDE, WITHOUT LAWFUL JUSTIFICATION AGAINST THE LAW, AS A RESULT OF POLITICAL PRESSURE AND THE IMPUGNED ORDER IS LIABLE TO BE SET ASIDE.

PRAYER: ON ACCEPTANCE OF THE INSTANT APPEAL, IMPUGNED WITHDRAWAL ORDER OF THE APPELLANT DATED 13/04/2015 MAY BE DECLARED ILLEGAL AND RESPONDENTS MAY GRACIOUSLY BE DIRECTED TO RESTORE APPOINTMENT ORDER DATED 14/03/2015 AND RELEASE SALARY OF THE APPELLANT W.E.F THE DATE OF APPOINTMENT I.E. DATED 14/03/2015 ONWARDS.

Respectfully Sheweth: -

Following are the facts, giving rise to the instant appeal:-

FACTS:

1. That the respondent No. 3 announced vacant posts of PSTs in District Abbottabad vide advertisement published in the Daily "The Aaj". Copy of advertisement is attached as Annexure "A".
2. That the appellant appeared before National Testing Services (NTS) for the post of PST. The appellant qualified test and thereafter interview conducted by respondent No. 3.
3. That following this, respondent No. 3 issued appointment order of the appellant in GPS Patti Bandi vide order Endst No. 1891-97/EB/Est dated 14/03/2015. Copy of appointment order dated 14/03/2015 is attached as Annexure "B".
4. That after a period of one month, respondent No. 3 without issuing, explanation and show cause notice etc. as per service rules withdrew appointment

order of the appellant dated 14/03/2015 vide impugned withdrawal Endst. order 2665-71/EB/PST dated 13/04/2015 which is against the law and liable to be declared null and void. Copy of impugned withdrawal order dated 13/04/2015 is attached as Annexure "C".

5. That the appellant feeling aggrieved from impugned withdrawal order dated 13/04/2015, filed departmental appeal to respondent No. 2 for redressal of his grievances. Copy of departmental appeal of appellant is attached as Annexure "D". Hence the instant service appeal is filed, inter-alia, on the following grounds:-

GROUND:

- a. That the appellant is permanent resident of Union Council Nathiagali. The appellant has been appointed as PST in adjacent Union Council i.e. Pluck vide order dated 14/03/2015. Purely on merit as well as according to rules mentioned in their advertisement. Hence withdrawal order

dated 13/04/2015 on the plea that the appellant Union Council is not adjacent where he was appointed is not maintainable.

b. That it is worth mentioning that some candidates of other councils have been appointed in Union Councils which are not adjacent to their Union Councils and their appointment orders have not been withdrawn by respondent No. 3. Therefore, appellant has been discriminated and their withdrawal order issued by respondent No. 3 is discriminatory and liable to be set aside.

c. That, appellant got appointment as PST in Union Council Pluck which is adjacent Union Council of Union Council Nathiagali, as no candidate appeared for the post of PST from Union Council Pluck. Therefore, the appellant has been appointed according to the Rules and recruitment policy.

- d. That, when law prescribe something which is to be done in a particular manner that must be done in that manner and not otherwise. Hence withdrawal order of the appellant is illegal against the recruitment policy and liable to be cancelled.
- e. That withdrawal appointment order of the appellant has been issued by respondent No. 3 due to political pressure as respondent department is going to appointment some blue eyed chaps at the alter of the appellant. Hence conduct of respondent No. 3 towards the appellant is malafide and discriminatory.
- f. That this fact may not be left to fade in oblivion that the appellant is entitled to serve as PST teacher in his respective school. Because after issuing of appointment order in favour of the appellant valuable rights has been accrued to serve PST in Education Department.

- g. That respondent No. 3 has led the appellant to the place which is utterly unknown to the principle of jurisprudence, law and the principles of natural justice.
- h. That once the appellant has been appointed as per requisite prescribed procedure as PST, his appointment order cannot be withdrawn without observing prescribed procedure.
- i. That, there is no other prompt effective and efficacious remedy available to the appellant except the invocation of constitutional jurisdiction of this Honourable Tribunal.
- j. That, other points will be raised at the time of arguments.

It is therefore, humbly prayed that on acceptance of the instant appeal, impugned withdrawal order of the appellant dated 13/04/2015 may be declared illegal and respondents may graciously be directed to restore

appointment order dated 14/03/2015 and release salary of the appellant w.e.f the date of appointment i.e. dated 14/03/2015 onwards.

INTERIM RELIEF;

It is, further prayed that the appellant has brought a good prima facie case, balance of convenience also lies in favour of appellant. His appointment order has been withdrawn without issuing show cause notice. It is humbly prayed that impugned withdrawal order dated 13/04/2015 may graciously be suspended and status quo be ordered to be maintained till final disposal of the instant appeal.


...APPELLANT

Through

Dated: 17/08 /2015


(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

VERIFICATION: -

Verified on oath that the contents of forgoing appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.


...APPELLANT

**BEFORE THE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA, PESHAWAR**

Service Appeal No. _____/2015

Muhammad Tabarak son of Muhammad Banaras resident of Bagan, Union Council Nathiagali, PST GPS-Patti-Bandi, Tehsil & District, Abbottabad.

...APPELLANT

VERSUS

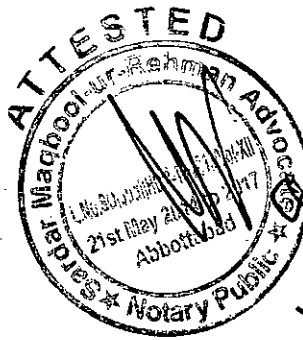
Govt. of Khyber Pakhtunkhwa, through Secretary Elementary & Secondary Education, KPK, Peshawar & others.

....RESPONDENTS

SERVICE APPEAL

AFFIDAVIT

I, Muhammad Tabarak son of Muhammad Banaras resident of Bagan, Union Council Nathiagali, PST GPS Patti Bandi, Tehsil & District, Abbottabad, do hereby solemnly affirm and declare that the contents of forgoing appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.



[Signature]
DEPONENT

نمبر	آسام	ذاتی
1	بپس-15	بپس-15
2	بپس-15	بپس-15
3	بپس-15	بپس-15
4	بپس-15	بپس-15
5	بپس-15	بپس-15
6	بپس-12	بپس-12
7	بپس-12	بپس-12

کل نمبر	تفصیلی قابلیت	کل نمبر	تفصیلی قابلیت
20	بپس-15	20	بپس-15
15	بپس-15	15	بپس-15
5	بپس-15	5	بپس-15

نوٹ: 1. ہر کلاس کے آسامی کیلئے ملنے والے نمبروں میں سے کم از کم 200 نمبروں کی ضرورت ہے۔

2. ہر کلاس کے آسامی کیلئے ملنے والے نمبروں میں سے کم از کم 100 نمبروں کی ضرورت ہے۔

3. ہر کلاس کے آسامی کیلئے ملنے والے نمبروں میں سے کم از کم 50 نمبروں کی ضرورت ہے۔

4. ہر کلاس کے آسامی کیلئے ملنے والے نمبروں میں سے کم از کم 10 نمبروں کی ضرورت ہے۔

5. ہر کلاس کے آسامی کیلئے ملنے والے نمبروں میں سے کم از کم 5 نمبروں کی ضرورت ہے۔

6. ہر کلاس کے آسامی کیلئے ملنے والے نمبروں میں سے کم از کم 2 نمبروں کی ضرورت ہے۔

7. ہر کلاس کے آسامی کیلئے ملنے والے نمبروں میں سے کم از کم 1 نمبروں کی ضرورت ہے۔

Also available on www.khyberpakhtunkhwa.gov.pk

INF(P)4377

Attested

(Signature)
 Muhammad A. Advocate
 District Courts Abbottabad

روزنامہ آج ایڈیٹر
 H. H. H.
 Muhammad Anwar
 Tanoli Advocate



PST (M)

P-11
Annex B₁₃

15

Phone: 0992-9310102
Email: edo.education.ald@gmail.com

APPOINTMENT

P-12

Consequent upon recommendation of the Departmental Selection Committee, appointment of the following candidates is hereby ordered against the post of PST, School based, in BPS-12 (Rs.700-500-22000) @ Rs. 7000/- fixed plus usual allowances as admissible under the rules on adhoc basis on contract under the existing policy of the Provincial Government, in Teaching Cadre on the terms and condition given below with effect from the date of their taking over charge:-

Sr. No	Roll No.	Name	NIC	Merit	Place of Posting	UC
1.	111701796	MUHAMMAD TAHIR	13101-9186253-3	94.76	GPS Rian	Bagnatar
2.	111701770	AMIR PERVAZ	13101-4968641-9	104	GPS Saranda	Bakot
3.	111791517	MUHAMMAD AFTAB	13101-6235041-9	91.47	GPS NAKAR PAKHO	Bakot
4.	111701494	MUHAMMAD AAMIR ABBASI	13101-1014689-3	74.49	GPS Dhakan Molia	Bakot
5.	111701766	MUHAMMAD JUNAID	13101-7818807-7	130.7	GPS Qafanderabad	Banda Pir Khan
6.	111700280	SYED AQEEL HUSSAIN SHAH	13101-6048509-1	124	GPS Riata	Banda Pir Khan
7.	601700473	MUHAMMAD WAQAS	13101-6939026-9	98.92	GPS Bandahi	Beerin Gali
8.	111791537	MUHAMMAD SOBAIL	13101-5924611-3	98.58	GPS Bunj Beerin Gali	Beerin Gali
9.	111700278	ABDUL SAMAD KHAN ABBASI	13101-8630996-3	114.9	GPS KAHU	Birote
10.	111701680	QAMMER HUSSAIN	13101-3836786-7	66.36	GPS Hatrol	Birote
11.	111791637	SANDAR SHUDA UR REHMAN	13101-0839012-9	109.3	GPS Doodal	Boi
12.	111791711	IBRAR HUSSAIN SHAH	13101-0260621-7	93.81	GPS Dhani Boi	Boi
13.	111701690	SYED ABDUL GHAFOR SHAH	13101-2325854-3	92.75	GPS Chariali	Boi
14.	111791495	ABDUL QAYYUM KHAN ABBASI	37404-8081560-1	115.7	GPS Dinnah	Cherani
15.	111791808	ABEES HUSSAIN	13101-8611933-3	115.9	GPS Jabbi	Jarrai
16.	111791767	GULPARAZ	13101-4346239-5	77.18	GPS Talkandi	Kukmang

Affected
Munir
Distt. Courts Abbottabad

Affected
Munir
Distt. Courts Abbottabad

18.	11170053	MAHEED GUL	13101-6140786-3	115.9	GPS Maira Rehmat Khan	Kuthiwal
19.	11170055	FAISAL MASJEER	13101-0406253-7	84.73	GPS Batangi No 1	Lora
20.	831700246	ADEEL AKHTAR	13302-6848819-3	92.94	GPS Nagri Tutial	Nagri Tutial
21.	111701539	AZAD HUSSAIN	17301-5876281-1	97.13	GPS Nakhater	Nammal
22.	111701573	MUHAMMAD TARIQ	13101-4047530-7	91.15	GPS Majoth	Nammal
23.	111701598	WAQAS AHMED ABBASI	13101-6348989-7	88.75	GPS LANGALOOT	Nammal
24.	111701531	SHAFQAT HUSSAIN	13101-7552934-7	85.6	GPS Trhatti	Nammal
25.	111701619	ADNAN KHAN	13101-8758312-5	113.6	GPS Beri Bagla	Nara
26.	111701756	MUHAMMAD IMKAN	13101-6360862-1	117.6	GPS Dehri Maira	Salbad
27.	111701493	MUHAMMAD AJMAL	13101-2407265-5	97.33	GPS Batnara	Seer
28.	111701727	HAROON UR RASHID	13101-5609383-9	102.6	GPS Madar	Tajwal
29.	111701520	MUHAMMAD AAMIR	37403-7990315-7	99.96	GPS Chanoch	Tajwal
30.	111701560	SAQIB HANIF LODHI	13101-6383183-1	110	GPS Dara	Dalola

ADJACENT UNION COUNCILS

Sr.No	Roll No	Name	Candidate UC	CNIC	Merit	Place of Posting	School UC
30	111701547	Muhammad Aamir	Nagri Bala	13101-2740203-3	115.56	GPS Dara Khan Kalan	Bakot
31	111701634	DAGAR BEHMAN	Nathia Gali	13101-7990340-9	113.26	GPS Lundinndri	Bakot
32	111701525	ARSLAN NAZIR	Nagri Bala	13101-1365889-1	109.42	GPS NAKAR KHAN KALAN	Bakot
33	111701687	FALAH NALEEM LODHI	Mirpur	13101-1784827-7	122.12	GPS Hill Maira Zareen	Baldheri
34	111700340	ABDUL HAMEED KHAN	Mirpur	13101-7901774-3	99.51	GPS Mangal	Baldheri
35	111701810	GIBLAM MUHAMMAD	Nathia Gali	13101-2772545-1	130	GPS Bandi Birote	Birote
36	111701579	AFOZ GUL	Nathia Gali	13101-4818607-7	123.26	GPS Chafota	Birote
37	111701628	MUHAMMAD KHALID	Nathia Gali	13101-4477273-9	108.96	GPS Huiral	Birote
38	111701811	NAZEER AHMED	Nagri Bala	13101-1945133-3	97.68	GPS Kelafian	Birote
39	111701781	MUHAMMAD RAMEZ	Namli Maira	13101-6792719-9	95.52	GPS Bandi Birote	Birote
40	111701538	YASIR BASIUR	Nathia Gali	13101-7595749-7	91.13	GMPS BASSAN DE KERI	Birote
41	111700320	MUHAMMAD ABID KHAN	Nathia Gali	13101-0824276-5	89.99	GPS Sei Khaiteer	Birote
42	111700333	HABIB UR REHMAN	TAJWAL	13101-4240896-7	99.27	GPS Lihcor	Birote

Attested

Muhammad Arif Khan
Tajwal

Attested
Muhammad Arif Khan Tajwal
S.O. Courts Abbottabad

17

P-13

P-13

43	111700298	GIRULAM IMRAN	Salhad	13301-1355635-1	103.96	GPS No 6 Abbottabad	City Urban
44	111700287	ZAMID HUSSAIN	Pattan Kulau	13101-6666776-7	98.6	GMPS Jabri Harala	Kuknang
45	111700311	KHALID MEHMOOD	Pattan Kulau	13101-3931116-7	94.22	GMPS Chapra Gali	Kuknang
46	111701783	SHAKIB AMMER	Dhangoor	13101-5647874-3	95.87	GPS Tannaki	Langra
47	111701577	KHIZAR AZIZ	Nagri Bata	13101-0478725-7	97.69	GPS Khaira Gali Hergol	Pluck
48	111701782	MUHAMMAD TABARIK	Nahla Gali	13101-6673635-5	91.85	GPS Patti Usaidi	Pluck

TERMS & CONDITIONS

1. NO TA/DA etc is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary & contract basis initially for one year from the date of issuance.
4. He should not be handed over charge if he exceeds 35 years or below 18 years of age. Age relaxation case may be submitted to competent authority (if required).
5. Age relaxation is granted to S.No.03 in the light of Govt. of Khyber Pakhtunkhwa Establishment and Administration Department (Establishment Wing) Notification No.SCE-III(E&A/D)2-1/2007 dated 01-03-2008 & of Even Number dated 25-10-2011.
6. Appointment is subject to the condition that the certificate/documents must be verified from the concerned authorities by the DEO, anyone found producing bogus Certificate will be reported to the law enforcing agencies for further action.
7. His services are liable to termination on one month's notice from either side. In case of resignation without notice his one-month pay/allowances shall be forfeited to the Government.
8. Pay will not be drawn until and unless a certificate regarding verification of his documents is issued by this office.
9. He should join his post within 30 days of the issuance of this notification. In case of failure to join the post within stipulated period, his appointment will stand expired automatically and no subsequent appeal etc shall be entertained.
10. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
11. Before handing over charge, he will have to sign an agreement with the Department; otherwise this order will not be valid.
12. He will be governed by such rules and regulations as may be issued from time to time by the Govt.
13. His services shall be terminated at any time, in case his performance is found unsatisfactory during his contract period, in case of misconduct, he shall be precoded under the rules framed from time to time.
14. His appointment is made on school based, He will have to serve at the place of posting, and His service is not transferable to any other station.
15. Before handing over charge, name again their document may be checked by the DDO concerned, if they have not the required relevant qualifications as per rules, they may not be handed over charge of the post.
16. In case of miscalculation affecting merit at any stage will be rectified accordingly which may effect the place of posting resultantly.
17. Copy of professional standards, core competencies and job description Issued vide Govt. of Khyber Pakhtunkhwa E&SED Notification No. SO(PE)-3/P51/2014 Dated 17/09/2014 is attached with the appointment order.

Endst No 1891-97 /EB/PST

Copy forwarded for information and necessary action to the:-

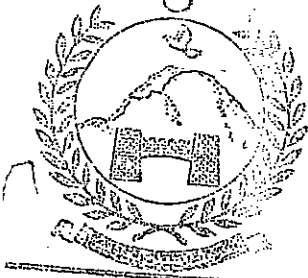
1. Director E&SE Khyber Pakhtunkhwa, Peshawar.
2. District Accounts Officer, Abbottabad.
3. PS to Secretary to Govt. of Khyber Pakhtunkhwa E&SED Peshawar.
4. Sub Divisional Education Officer (Male) Abbottabad.
5. EMIS Cell Local Office.
6. Candidates concerned.
7. Master File.

Sd/-
 ZIA-UD-GIN
 District Education Officer (M)
 Abbottabad
 Dated 14/3/2015

[Signature]
 District Education Officer (M)
 Abbottabad

[Signature]
 Advocate
 Distt Courts Abbottabad

[Handwritten notes and signatures]
 M. Akbar
 District Accounts Officer



P-14

Annex 'C'

Phone: 0992-9310102
Email: edo.education.abb@gmail.com

WITHDRAWAL OF APPOINTMENT ORDER

In the light of clarification regarding Adjacent Union Councils received from Assistant Director, Local Govt & Rural Dev: Deptt: Abbottabad vide Memo No. 1-1. LG/UC/Atd/517 Dated 26-03-2015, appointment order of the following PSTs issued under this office Endst No. 189/97/EB/PST Dated 14-03-2015 on Adjacent Union Councils basis is hereby withdrawn from the date of its issuance as they do not belong to the Adjacent Union Councils :-

S.No	Sr. No of Apptt: Order	Roll No	Name	Candidate UC	CNIC	Place of Posting	School UC
1	30	111701747	Muhammad Aamir	Nagri Bala	13101-2740208-3	GPS Dana Khan Kalan	Bakot
2	32	111701525	ARSLAN KAZIR	Nagri Bala	13101-1365839-1	GPS NAKAR KHAN KALAN	Bakot
3	38	111701811	NASEER AHMED	Nagri Bala	13101-1945133-3	GPS Kolalian	Birote
4	47	111701577	KHAZAR AZIZ	Nagri Bala	13101-0478725-7	GPS Khaira Gali Nergul	Pluck
5	48	111701782	MUHAMMAD TABARIK	Nathia Gali	13101-6673635-5	GPS Patti Bandi	Pluck

1
2

File No. 53/14
District Education Officer (M) Abbottabad
Dated 13-4/2015

Endst No. 26/5-71/EB/PST
Copy forwarded for information and necessary action to the:-

1. Director E&SE Khyber Pakhtunkhwa, Peshawar.
2. District Accounts Officer, Abbottabad.
3. PS to Secretary to Govt. of Khyber Pakhtunkhwa E&SED Peshawar.
4. Sub Divisional Education Officer (Male) Abbottabad.
5. EMIS Cell Local Office.
6. Candidates concerned.
7. Master File.

M. Fakhruddin
17/4/15

District Education Officer (M) Abbottabad

Affected
Advocate
District Courts Abbottabad

The Director
(E&SE) KPK Peshawar

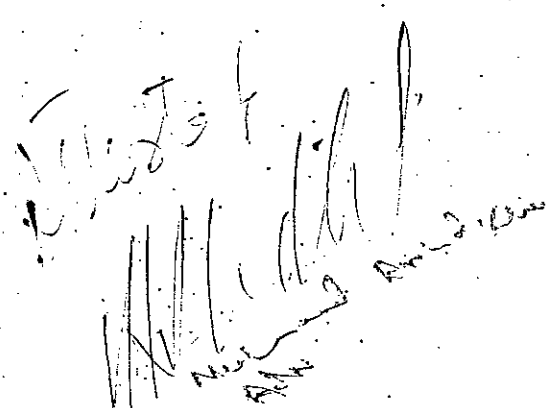
P-15

(20)

Subject: Departmental Appeal

1. Reference is made to impugned withdrawal order of the applicant Endst No: 2665-71EB/PST dated 13-04-2015. (Copy of withdrawal order is attached).
2. That, the applicant appeared before NTS test for the Post of PST. The applicant qualified test of NTS and thereafter passed interview for the post of PST.
3. That, following this the applicant was appointed as PST in GPS PATTI BANDI in UC Pluck which is nearby to UC Nathiagali i.e. the UC of the applicant purely on the basis of merit as well as rules in vogue vide appointment order no 1291-971EB/PST Dated 14-03-2015.
4. That the applicant took over the charge of PST post on 17-03-2015 and served the deptt with complete devotion and dedication.
5. That, DEO (M) Abbottabad without issuing Showcase notice, explanation and charge sheet, with drew appointment order of the applicant after one month referred in para 1 above, which is illegal, discriminatory without lawful justification, mala fide and is a result of political pressure.
6. That, appointment of the applicant was made in the nearby UC of the applicant as per rules and advertisement.
7. That, DEO (M) Abbottabad illegally withdrew appointment order of the applicant just to accommodate some other blue eyed chaps.
8. That, it is worth mentioning that permanent resident (Candidate) of Nathiagali has been appointed in UC Berote which is not adjacent to Nathiagali. Similarly candidate from UC Tajwal and Namil Maira have also been appointed in UC Berote which are not adjacent to each other. Therefore, DEO (M) Abbottabad clearly discriminated the applicant. Hence, the applicant is entitled to serve in UC Bakote on the analogy of above mentioned candidate who are serving in UC s which are event not adjacent to their UC.

In view of the above, it is prayed that impugned withdrawal order of appointment of the applicant may be set aside and appointment order dated 14-03-2015 may be restored. Beside salary of the applicant wef 14-03-2015 onwards may also be paid to him and obliged.



Your's sincerely

Muhammad Tabarak
18/04/2015
Muhammad Tabarak
PST (BPS-12)
Village Dana Baghan,
P.O Baghan
Tehsil & District Abbottabad
0321-9828585

Copy to:

1. Secretary (E&SE) KPK Peshawar
2. DEO (Male) Abbottabad

For information

Attested
[Signature]
Muhammad Tabarak
District Courts Abbottabad

P-16



OFFICE OF THE ASSISTANT DIRECTOR
LOCAL GOVERNMENT & RURAL DEV: DEPARTMENT
ABBOTTABAD

Ph: No. 0992-9310249

P-21

No: 1-1.LG/UC/Atd/ 677
Dated: 18 /05/2015.

To

The District Education Officer (Male)
Abbottabad.

Subject: - CLARIFICATION REGARDING THE ADJACENT UNION COUNCIL

Memo:

In continuation of this office memo No.1-1.LG/UC/Atd/517 dated 26-03-2015
on the subject noted above. (Copy enclosed for ready reference)

It is clarified that the UC Nathia Gali is adjacent to UC Pluck as per the record
of this office.

[Signature]
ASSISTANT DIRECTOR
LG&RDD ABBOTTABAD

18/05/15

[Handwritten notes and signatures]

Attested

[Signature]
Advocate
Dist: Courts Abbottabad

29/06/15

1845-46

P-17

~~Handwritten scribble~~

1891-97 اور 1897-1907 کے درمیان کے ڈی ایچ ڈی کے بارے میں

معلومات فراہم کرنے کے لیے درخواست کی جا رہی ہے۔

معلومات فراہم کرنے کے لیے درخواست کی جا رہی ہے۔

M. B. Khan

Arrested
Muhammad Arif Khan
District Jail
Lahore

Handwritten notes and scribbles at the top right.

Handwritten notes and scribbles in the middle right.

Small handwritten mark at the bottom right.

کے ساتھ ساتھ (سینئر) کے ساتھ ساتھ اور دیگر امور کے بارے میں

عنوان: 1-1-LG/MC/ATD سے 27/5/15

Classification regarding the Adjacent Union Council

P-23

Vic Puck

کے ساتھ ساتھ (سینئر) کے ساتھ ساتھ اور دیگر امور کے بارے میں
وہیں کوئی سروے، مشرف سے وہیں کوئی سروے،
تھاں سے وہیں کوئی سروے اور وہیں کوئی سروے

Attested

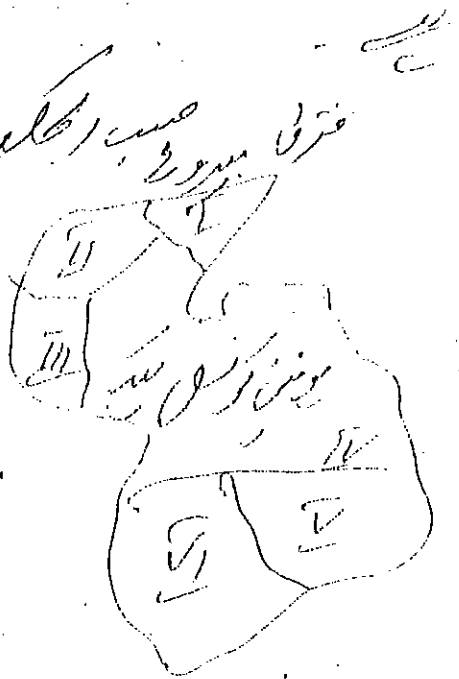
Muhammad Ashraf Khan Jholl

Advocate

~~Senior Advocate~~

محمد اشرف خان
وہیں کوئی سروے

محمد اشرف خان



Attested

محمد اشرف خان
Advocate

محمد اشرف خان

Before the Service Tribunal KPk Peshawar بعدالت

محمد تاباراک بنام Govt of WPU عنوان:

Appellant منجانب:

Service Appeal نوعیت مقدمہ:

باعث تحریر آئندہ

مقدمہ مندرجہ میں اپنی طرف سے واسطے پیروی وجواب دہی کل کاروائی متعلقہ آن مقام

Adv Mohammad Arshad Khan Tanoli Adv HC

کو وکیل مقرر کر کے اقرار کرتا ہوں کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا نیز وکیل صاحب

موصوف کو کرنے راضی نامہ و تقرر ثالث و فیصلہ برحلف و دینے اقبال دعویٰ اور بصورت دیگر ڈگری کرانے اجراء

وصولی چیک روپیہ و عرضی دعویٰ کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور

کی کل یا کسی جزوی کاروائی کے لئے کسی اور وکیل یا مختار صاحب قانونی کو اپنے ہمراہ اپنی بجائے تقرر کا اختیار

بھی ہوگا اور صاحب مقرر شدہ کو بھی وہی اور ویسے ہی اختیارات ہوں گے اور اس کا ساختہ پر داخلہ مجھ کو منظور و قبول

ہوگا۔ دوران مقدمہ جو خرچ و ہرجانہ التوائے مقدمہ کے سبب ہوگا اس کے مستحق وکیل صاحب ہوں گے۔

نیز بقایا رقم وصول کرنے کا بھی اختیار ہوگا۔ اگر کوئی پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب موصوف

پابند ہوں گے کہ پیروی مقدمہ مذکورہ کریں اور اگر مختار مقرر کردہ میں کوئی جز و بقایا ہو تو وکیل صاحب موصوف

مقدمہ کی پیروی کے پابند نہ ہوں گے۔ نیز درخواست براد استجارت ناش بصیغہ مفلسی کے دائر کرنے اور اس کی

پیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

لہذا وکالت نامہ تحریر کر دیا تاکہ سند رہے۔

المقوم:

Abdullah

بمقام:

Accepted

Mohammad Arshad Khan Tanoli

Adv High Court Abbottabad