

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

AT CAMP COURT, D.I.KHAN

Service Appeal No.13588/2020

Date of Institution ... 07.10.2020

Date of Decision ... 28.10.2022

Muhammad Zulqarnain Haider (PST) GPS No. 6, D.I.Khan S/o Saif Ur
Rehman Bangash R/o Muhallah Qazyawala, Tehsil & District D.I.Khan.

... (Appellant)

VERSUS

Secretary Education to Government of Khyber Pakhtunkhwa, Peshawar and
five others.

... (Respondents)

Muhammad Anwar Awan,
Advocate

... For appellant.

Muhammad Jan,
District Attorney

... For respondents.

Mr. Kalim Arshid Khan
Mrs. Rozina Rehman

... Chairman
... Member (J)

JUDGMENT

ROZINA REHMAN, MEMBER: This appeal has been instituted under section 4 of Khyber Pakhtunkhwa Service Tribunal Act 1974, against the impugned order dated 28.10.2019 whereby departmental appeal/application bearing No. 9173 dated 16.09.2019 was rejected and his services were not regularized due to his absence. It has been prayed that he might be granted



pension, increment, salary and promotion w.e.f 13.10.2016 to 27.07.2019 and adjust the same in his salary.

2. Brief facts of the case are that appellant was appointed as PST in GPS No. 6 on 05.12.2014. He was allegedly abducted on 13.10.2016 and remained in the custody of the abductor till 23.06.2017. He was declared innocent by the inquiry officer and accordingly he was reinstated into service, while the intervening period was treated as extra ordinary leave without pay. He submitted an application/appeal to District Education Officer. As he had not been regularized, therefore, his appeal was rejected, however, he submitted another appeal through which he was regularized from 05.12.2014 whereafter, he filed another appeal. As he had been declared innocent by the inquiry committee, therefore, he was reinstated but back benefits were declined be treating the intervening period as extra ordinary leave without pay.

3. We have heard Muhammad Anwar Awan, Advocate learned counsel for the appellant and Muhammad Jan, learned District Attorney for respondents and have gone through the record and the proceedings of the case in minute particulars.

4. Muhammad Anwar Awan Advocate, learned counsel for appellant submitted that appellant was abducted which fact is not disputed as he was later on reinstated into service, therefore impugned order is wrong, illegal, against law and facts, hence, not sustainable in the eyes of law. He submitted that the services of the appellant were regularized vide notification dated 29.02.2020 from the date of his initial appointment and



that the appellant was declared innocent in the inquiry proceedings, therefore, he is entitled to all back benefits and that the authority by not considering the intervening period is not justified, as the appellant was reinstated into service by the competent authority against his original post and in view of the judgments of superior fora, appellant is entitled to all back benefits in accordance with law.

5. Conversely, learned District Attorney submitted that appellant was appointed as PST who was abducted and later on reinstated on 16.01.2019. He contended that the appellant became regular civil servant through notification dated 29.02.2020 and that his previous service was on contract basis, therefore, he could not enjoy the status of regular civil servant and that abduction period was rightly converted into extra ordinary leave without pay as he was not a regular servant in that period.

6. From the record, it is evident that the appellant was appointed upon the recommendations of Departmental Selection Committee against the vacant post of PST school based, in PBS-12, on adhoc basis, on contract under the existing policy of Provincial Government, in teaching cadre vide appointment order dated 05.12.2014. His name is very much present in the appointment order at serial No.89. Contract period of the appellant alongwith others was extended for the period w.e.f December 5th, 2015 to December 4th, 2016 on school based in BPS-12, and his name is very much present in the extension order dated 02.12.2015 at serial No. 87. In the meanwhile, he was abducted by someone on 13.10.2016 and he got released from their custody on 22.06.2017. Due to Eid Holidays, he



attended his duty on 01.07.2017 and submitted his appeal before the DEO through SDEO D.I.Khan wherein he narrated his entire story of abduction and requested for extension of his contract period. Another application was submitted on behalf of appellant for extension of contract period alongwith payment of outstanding amount on 15.10.2017. It was further observed that SDEO (Male) D.I.Khan vide letter No. 1067 dated 30.10.2017 addressed to DEO (Male) D.I.Khan requested for extension order of appellant's service from 05.12.2016 onwards as appellant was allegedly victimized of circumstances beyond his control. It is also worth mentioning that during his abduction period, his mother submitted miscellaneous applications to SDEO, SHO, DPO and Hon'ble Chief Justice of Pakistan seeking release of his son (appellant) from the clutches of abductors. He also lodged complaint regarding his abduction in the district courts and the matter was brought into the knowledge of Dy. Director (Esttb) E&SE by the DPO. All the documents available on file go in favour of the appellant regarding his abduction which was beyond his control. The most important document in shape of letter No. 4168 dated 16.01.2019 addressed to DEO (M) D.I.Khan by Deputy Director Establishment E&SE wherein DEO was asked to reinstate the appellant under the rules and accordingly, vide notification dated 29.02.2020 appellant was regularized in BPS-12 w.e.f the date of initial appointment. As per para 11 of terms and conditions of the above mentioned notification his intervening absence period w.e.f 13.10.2016 to 25.07.2019 was considered as extra ordinary leave without pay vide reinstatement order dated 26.07.2019. His reinstatement order is also available on file which shows that vide order bearing Ensdt. No. 19931-35

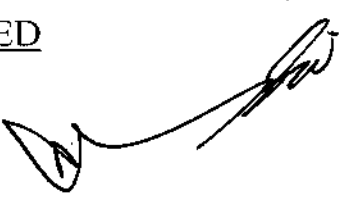


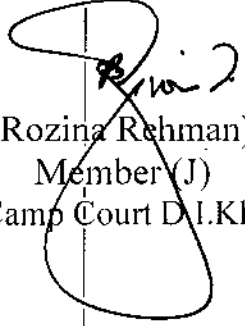
dated 26.07.2019 the Director E&SED ordered the inquiry which was conducted by DEO (M) Kohat and after submission of fact finding report his reinstatement was recommended. DPO D.I.Khan also investigated the case and after acceptance of appeal by the competent authority dated 16.09.2019, DEO being the competent authority for PST agreed to reinstate the appellant against his original post with immediate effect. His intervening period was considered as extraordinary leave without pay. Now, the appellant has been reinstated. He was also regularized. The alleged absence from the duty was beyond his control. His absence was justified, and the competent authority in view of his abduction, proper complaint and proper investigation by DPO D.I.Khan reinstated the appellant against his original post but with immediate effect. There is no malafide on the part of appellant rather he approached the competent authority just after his release from the clutches of abductors.

7. The long and short of the above discussion is that, the instant appeal is accepted as prayed for. Parties are left to bear their own costs. File be consigned to record room.

ANNOUNCED

28.10.2022


(Kalim Arshad Khan)
Chairman
Camp Court D.I.Khan


(Rozina Rehman)
Member (J)
Camp Court D.I.Khan

ORDER

28.10.2022

Appellant present through counsel.

Muhammad Jan learned District Attorney for respondents present. Arguments heard. Record perused.

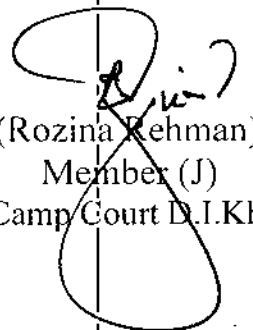
Vide our detailed judgment of today of this Tribunal placed on file, instant service appeal is accepted as prayed for. Parties are left to bear their own costs. File be consigned to record room.

ANNOUNCED

28.10.2022



(Kalim Arshad Khan)
Chairman
Camp Court D.I.Khan



(Rozina Rehman)
Member (J)
Camp Court D.I.Khan

29th September, 2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Mr. Muhammad Kamran, ADEO for respondents present.

Learned counsel for the appellant seeks adjournment on the ground that he has not made preparation for arguments. Adjourned. To come up for arguments on 28.10.2022 before the D.B at Camp Court D.I.Khan.



(Salah Ud Din)
Member (Judicial)
Camp Court D.I.Khan



(Kalim Arshad Khan)
Chairman
Camp Court D.I.Khan

23.05.2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

Respondent No. 6 did not submit written reply/comments and even none appeared on his behalf as representative to seek adjournment on payment of prior cost of Rs. 5000/-. Vide previous order sheet dated 22.11.2021, it was observed as below:-

"In case the last chance as given above is not availed, the next adjournment shall be subject to prior payment of cost of Rs. 5000/- to the appellant failing which the case shall be fixed before D.B for arguments without reply deeming the same as waived off by the respondent No. 6".

In light of the directions so made in the order sheet dated 22.11.2021, the appeal in hand is fixed for arguments on 26.07.2022 before the D.B at Camp Court D.I.Khan.



(Salah-ud-Din)
Member (J)
Camp Court D.I.Khan

28.07.2022

Due to summer vacations, the case is adjourned to 29.09.2022 for the same as before.



Reader

22.11.2021.

Appellant alongwith his counsel present. Mr. Muhammad Rasheed, Deputy District Attorney for the respondents present.

Written reply/comments of the respondents No. 2, 3 & 4 have already been submitted, while written reply/comments of respondent No. 6 is still awaited. Learned Deputy District Attorney is required to ensure submission of written reply/comments of respondent No. 6 on the next date as a Last chance. Adjourned. To come up for submission of written reply/comments on behalf of respondent No. 6 on 24.01.2022 before the S.B at Camp Court D.I.Khan.


Chairman
Camp Court D.I.Khan

Postscript

22.11.2021

In case the last chance as given above is not availed, the next adjournment shall be subject to prior payment of cost of Rs. 5000/- to the appellant failing which the case shall be fixed before D.B for arguments without reply deeming the same as waived off by the respondent No. 6.


Chairman
Camp Court, D.I.Khan

Due to covid-19 therefore to come
up for the same on 01/10/21

Om
Reader

01.10.2021 Appellant in person present. Mr. Kamran Khan ADO (Litigation) alongwith Mr. Asif Masood Ali Shah, Deputy District Attorney for respondents present.

Written reply/comments on behalf of respondents No. 1 to 4 submitted which is placed on file.

Previous date was changed on Reader Note, therefore, notice be issued to respondents No. 5 & 6 with the directions to furnish reply/comments within 10 days. In case the respondents No. 5 & 6 failed to submit their reply/comments within stipulated time from today, they shall have to seek extension of time through written application citing sufficient reasons. Otherwise, their right for submission of reply/comments shall stand ceased. To come up for arguments before the D.B on 22.11.2021 at Camp Court D.I Khan.

Atiq-ur-Rehman Wazir
(ATIQ-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)
CAMP COUR D.I KHAN

ATIQ-UR-REHMAN WAZIR
MEMBER (EXECUTIVE)
CAMP COUR D.I KHAN



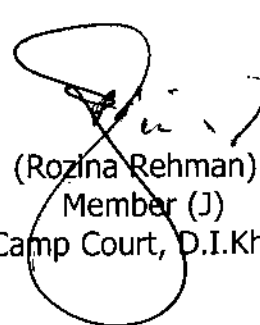
FORM OF ORDER SHEET

Court of _____

Case No.-

13588

/2020

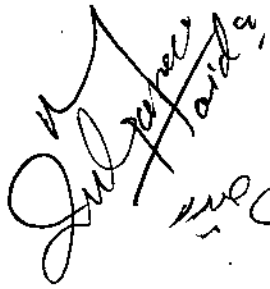
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	04/11/2020	<p>The appeal of Mr. Muhammad Zulqarnain Haider resubmitted today by Mr. Hashmat-ur-Rehman Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	10-2-21	<p>This case is entrusted to touring S. Bench at D.I.Khan for preliminary hearing to be put up there on <u>25-2-21</u></p> <p style="text-align: right;"> CHAIRMAN</p>
3.	24.2.21	<p>24.2.2021. On request of counsel, case file is requisitioned for today as lawyers will be on strike on 25/2/21. (2)</p> <p>Appellant present through counsel. Preliminary arguments heard. File perused.</p> <p>Points raised need consideration. The appeal is admitted to regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for written reply/comments. To come up for written reply/comments on 26.05.2021 before S.B at Camp Court, D.I.Khan.</p> <p style="text-align: right;"> (Rozina Rehman) Member (J) Camp Court, D.I.Khan</p>

Appellant Deposited
Security Process Fee

3/3/21

اعتراضات کا جواب

- ① اعتراض نمبر 1 دور کر دیا گیا ہے
- ② اعتراض نمبر 2 دور کر دیا گیا ہے
- ③ اعتراض نمبر 3 دور کر دیا گیا ہے فقرہ ملاحظہ کیا گیا ہے
- ④ اعتراض نمبر 4 دور کر دیا گیا ہے Annexure میں صفحہ نمبر 44 اور 45 پر جو ہیں
- ⑤ اعتراض نمبر 5 دور کر دیا گیا ہے جو بقول پڑھنے میں مشکل نہیں آ رہی تھی ان کے Better copies ہمراہ لے آئے ہیں
- ⑥ اعتراض نمبر 6 دور کر دیا گیا ہے
- ⑦ اعتراض نمبر 7 دور کر دیا گیا ہے



محمد ذوالقرنین صدیق

12104-9631824-1

033 7700 3676


The appeal of Mr. Muhammad Zulqarnain Haider PST Government Primary School No. 6 Dera Ismail Khan received today i.e. on 07.10.2020 is incomplete on the following score which is returned to the appellant for completion and resubmission within 15 days.

- 1- ✓ Memorandum of appeal may be got signed by the counsel.
- 2- Index of the appeal may be prepared according to the Khyber Pakhtunkhwa Service Tribunal rules 1974.
- 3- Copy of enquiry report mentioned in para-2 of the memo of appeal is not attached with the appeal which may be placed on it.
- 4- Copies of order dated 16.9.2019 and 28.10.2019 mentioned in para-4 and 8 of the appeal respectively are not attached with the appeal which may be placed on it.
- 5- All the annexures of the appeal are illegible which may be replaced by legible/better one.
- 6- Annexures of the appeal may be attested.
- 7- Eight more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 2874 /S.T.

Dt. 08/10 /2020.

Muhammad Zulqarnain Haider
PST G.P.S No. 6 D.I.Khan
cell. no. 0337-7003676


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

①

بعدالت جناب سروس ٹریبونل خیبر پختونخواہ پشاور کمپ کورٹ ڈیرہ اسماعیل خان۔

سال 2020ء۔

13588

Diary No. 11319

Dated 07/10/2020

محمد ذوالقرنین حیدر PST (پرنسپل نمبر 734158) گورنمنٹ پرائمری سکول نمبر 6، ڈیرہ اسماعیل خان۔
ولد سیف الرحمان بگش قوم بگش سکنہ محلہ قاضیانوالہ تحصیل و ضلع ڈیرہ اسماعیل خان۔
----- (اپیلانٹ)

بنام

- (1) حکومت خیبر پختونخواہ بذریعہ سیکریٹری تعلیم خیبر پختونخواہ پشاور۔
- (2) سیکریٹری تعلیم خیبر پختونخواہ پشاور۔
- (3) ڈائریکٹر ایلمنٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخواہ پشاور۔
- (4) ڈسٹرکٹ ایجوکیشن آفیسر (مردانہ) ضلع ڈیرہ اسماعیل خان۔
- (5) سب ڈویژنل ایجوکیشن آفیسر صاحب (مردانہ) تحصیل و ضلع ڈیرہ اسماعیل خان۔
- (6) ڈسٹرکٹ اکاؤنٹ آفیسر ضلع ڈیرہ اسماعیل خان۔

----- (رہائے)

سروس اپیل زیر دفعہ 4 سروس ٹریبونل ایکٹ 1974ء بابت بناراضگی فیصلہ نہ فرمائے جانے
درخواست اپیل برخلاف حکم نمبری (P) ADEO/Estt 30668 مورخہ
28/10/2019 صدرہ DEO (Male) ڈیرہ اسماعیل خان و منظور فرمائے جانے درخواست
اپیل من اپیلانٹ و حکم فرمائے جانے رہائے من اپیلانٹ کے حکم بحالی و حکم ریگولر ایزیشن
نمبری (P) Estt 7243-52 مورخہ 29/02/2020 میں تصحیح کرتے ہوئے من اپیلانٹ کو
از مورخہ 13/10/2016 تا 27/7/2019 کے تمام مراعات پنشن، انگریمنٹ، تنخواہ،
پرہوشن وغیرہ کا حقدار قرار دیوں اور مذکورہ مراعات کی بناء پر من اپیلانٹ کی آئندہ تنخواہ و
مراعات کو Adjust کیا جاوے۔

Attested
[Signature]

Filed to-day

Registrar
7/10/2020

من اپیلانٹ حسب ذیل عرض رساں ہے۔

- (1) یہ کہ من اپیلانٹ سال 2014 بذریعہ NTS ٹیسٹ محکمہ تعلیم ڈیرہ اسماعیل خان میں یونین کونسل
نمبر 1 ڈیرہ سٹی سے پہلی پوزیشن حاصل کر کے 4 # GPS میں بطور PST مورخہ
05/12/2014 کو تعینات ہوا جو کہ بعد ازاں بذریعہ Corrigendum گورنمنٹ
پرائمری سکول نمبر 6 میں حاضر ہو کر اپنے فرائض منصبی سرانجام دیتا رہا۔ نقل Appointment
آرڈر و Corrigendum لف ہیں۔ Annexure "A"
(2) یہ کہ من اپیلانٹ مورخہ 13/10/2016 بوقت عشاء سے لیکر مورخہ 23/06/2017 تک
اغواء رہا جس کی وجہ سے من اپیلانٹ نادانستہ طور پر اپنے فرائض منصبی انجام دینے سے قاصر رہا جو

Re-submitted to-day
and filed.

Registrar
2020

کہ تمام تر معاملہ رسپانڈنٹ نمبر 3 کی جانب سے قائم کردہ انکوائری ہائے بذریعہ DEO(M) کو ہاٹ اور DPO ڈیرہ اسماعیل خان میں بھی من اپیلانٹ کی بے گناہی واضح ہو چکی ہے جس کی روشنی میں رسپانڈنٹ نمبر 3 نے بذریعہ لیٹر نمبری 4168/F.No.A-10/Appeal of PST(M) General مورخہ 16/01/2019 رسپانڈنٹ نمبر 4 کو بمطابق قوانین بابت Reinstat کرنے (من اپیلانٹ) کی ہدایت کی گئی۔ نقول اپیل ہائے درخواست ہائے انکوائری DPO، بیان انکوائری ویٹرف ہمراہ ہیں۔ نیز فائل رپورٹ بابت انکوائری نمبر 4445-47/FNo.A-10/Appeal DEO(M) بذریعہ کو ہاٹ کی نقول ازاں رسپانڈنٹ 3 بذریعہ عدالت طلب کی جاویں۔

(3) یہ کہ جس پر DEO(M) ڈیرہ اسماعیل خان (رسپانڈنٹ نمبر 4) نے مورخہ 26/07/2019 کو بذریعہ حکم نمبری 1999931-35 من اپیلانٹ کو باقاعدہ Reinstat فرما کر مورخہ 29/02/2020 کو بذریعہ حکم نمبری 7243-52 مستقل (Regular) کیا گیا جبکہ Intervening Period کو Extra ordinary leave without pay قرار دیا گیا۔ نقل حکم لف ہے۔

(4) یہ کہ من اپیلانٹ قبل ازیں ہجوں قسم کی درخواست / اپیل جناب ڈسٹرکٹ ایجوکیشن آفیسر صاحب ضلع ڈیرہ اسماعیل خان (رسپانڈنٹ نمبر 4) کو گزاری جو کہ من اپیلانٹ اُس وقت ملازمت پر مستقل نہیں ہوا تھا جس کی وجہ سے بروئے لیٹر نمبری 30668 مورخہ 16/09/2019 کو اپیل سائل کو خارج کر دیا گیا جس کے خلاف من سائل نے رسپانڈنٹ نمبر 3 کو بذریعہ رسپانڈنٹ نمبر 4 ایک عدد اپیل درخواست گزاری جس پر تاحال کوئی فیصلہ نہیں کیا گیا۔ جبکہ اب من اپیلانٹ اپنی ملازمت پر مورخہ 05/12/2014 سے مستقل ہو چکا ہوں، جس پر من اپیلانٹ نے بعدہ رسپانڈنٹ نمبر 3 کو ایک عدد اپیل / درخواست مورخہ 10/04/2020 کو گزاری۔ نقول درخواست و آرڈر ہمراہ لف ہیں۔

(5) یہ کہ من اپیلانٹ کا اغوائگی کا عرصہ تقریباً ساڑھے آٹھ ماہ بذریعہ انکوائری من اپیلانٹ بے گناہ قرار پا چکا ہوں اور مذکورہ عرصہ Non-willful Absentee قرار پا چکا ہوں۔ جبکہ اسی طرح من اپیلانٹ کی اپیل پر عرصہ تقریباً 25 ماہ تک بلا جواز تاخیر محکمہ کی جانب سے کی گئی جس کا خالصتاً محکمہ ہی دونوں عرصوں کا ذمہ دار ہے اور اس تمام تر عرصہ کی مراعات (تنخواہیں، انکریمنٹ، پروموشن وغیرہ) کا قانونی طور پر حقدار و مجاز ہوں۔

(6) یہ کہ عدالت اعظمی سپریم کورٹ آف پاکستان اپنے حکم حوالہ نمبر SCMR 2013, P-752 ”سپریم کورٹ نے اپنے فیصلہ میں قرار دیا ہے کہ جب کوئی ملازم بحال ہوتا ہے تو اس کا نوکری سے نکالے جانے سے لیکر بحالی تک کا دورانیہ سروس میں شمار ہوگا اور محکمہ اس عرصہ کی تنخواہ، انکریمنٹ اور Pro-Forma پروموشن وغیرہ ملازم کو دینے کا پابند ہے“ نقل حکم عدالت اعظمی سپریم کورٹ لف ہے۔

(7) یہ کہ عدالت اعظمی کے فیصلہ میں واضح طور پر موجود ہے کہ جب الزامات سے بری ہو جانے کے بعد ملازم Reinstat ہو جائے تو جتنا عرصہ بھی وہ اپنی ڈیوٹی سے غیر حاضر رہا تو اس غیر حاضری کی تمام تر ذمہ داری محکمہ پر عائد ہوتی ہے اور ملازم کو غیر حاضر شدہ عرصہ کے تمام Benefits (پروموشن و مراعات و تنخواہ وغیرہ) بھی دیئے جائیں۔ الغرض یہ کہ ملازم کو اپنے ساتھ بھرتی شدہ (Batch mates) کو حاصل شدہ جملہ مراعات حاصل کرنے کا حق حاصل ہے۔

لکھنؤ
[Signature]



(8)

یہ کہ من اپیلانٹ نے حکم نمبری 35-19931 مورخہ 26/07/2019 کو بذریعہ درخواست / اپیل تاحدم فراہمی مراعات از مورخہ 13/10/2016 تا 25/07/2019 کو چیلنج کیا تھا جو کہ بمطابق قانون و بمطابق فیصلہ جات عدالت ہائے عالیہ و عظمیٰ من اپیلانٹ وصول کرنے کا حقدار و مجاز تھا مگر ایک غیر قانونی وجہ درج کرتے ہوئے چھٹی نمبر 30668 مورخہ 28/10/2019 درخواست من اپیلانٹ کو خارج کیا تھا اور وجہ یہ درج کی گئی کہ ”من اپیلانٹ جو کہ اُس وقت Contract پر تھا اور Regularize نہیں ہوا تھا اس لئے وہ اُن مراعات کا حقدار نہ ہے۔“ جبکہ بمطابق Section 3 Khyber Pakhtunkhwa Employees of Elementary & Secondary Education Department, Appointment & Regularization Service Act 2017 ہمراہ دیگر نوٹیفکیشن ہائے من اپیلانٹ از مورخہ 05/12/2014 سے ملازمت پر مستقل تصور ہو چکا ہوں اور اس طور جب من اپیلانٹ حکومت کی پالیسی کے مطابق از تاریخ تقرری Regularize تصور ہوں تو بدوران تعیناتی تاریخوں انٹرنیشن تمام مراعات کا حقدار ٹھہرتا ہوں جو کہ بحکم DEO(M) مصدرہ مورخہ 28/10/2019 و بعدہ حکم ریگولرائزیشن تاحدثق نمبر 11 جس میں مذکورہ چھٹی نمبری 35-19931 مورخہ 26/07/2019 میں EOL کا حوالہ ہے جو کہ بدیں نسبت جزوی طور پر قابل تصحیح ہے اور من اپیلانٹ مکمل طور پر تمام مراعات بشمول انکریمنٹ، تنخواہ ہائے وغیرہ حاصل کرنے کا حقدار ہے اور رسپانڈنٹس مذکورہ مراعات من اپیلانٹ کو دینے کے پابند و ذمہ دار ہیں۔

یہ کہ مزید دلائل بوقت بحث من اپیلانٹ کو پیش کرنے کی اجازت بخشی جاوے۔

(9)

لہذا استدعا ہے کہ بمنظوری اپیل ہذا بابت بنا راضگی فیصلہ نہ فرمائے جانے درخواست / اپیل برخلاف حکم نمبری 30668-ADEO/Estt(P) مورخہ 28/10/2019 مصدرہ DEO(Male) ڈیرہ اسماعیل خان و منظور فرمائے جانے درخواست / اپیل من اپیلانٹ و حکم فرمائے جانے رسپانڈنٹس کہ وہ من اپیلانٹ کے حکم بحالی و حکم ریگولرائزیشن نمبری 7243-52/Estt(P) مورخہ 29/02/2020 میں تصحیح کرتے ہوئے من اپیلانٹ کو از مورخہ 13/10/2016 تا 27/7/2019 کے تمام مراعات پنشن، انکریمنٹ، تنخواہ، پروموشن وغیرہ کا حقدار قرار دیوں اور مذکورہ مراعات کی بناء پر من اپیلانٹ کی آئندہ تنخواہ و مراعات کو Adjust کیا جاوے۔

مورخہ 03/10/2020

محمد ذوالقرنین حیدر ----- (اپیلانٹ)

محمد ذوالقرنین حیدر

بیان حلفی

حلفاً بیان کیا کہ جملہ مراتب اپیل تاحدم علم و یقین صحیح و درست ہیں اور کوئی امر معزز ٹریبونل سے مخفی و پوشیدہ نہ رکھا ہے۔ بیان حلفی سنداً تحریر ہے۔

محمد ذوالقرنین حیدر ----- (اپیلانٹ)

محمد ذوالقرنین حیدر

بعدالت جناب سروس ٹریبونل خیبر پختونخواہ پشاور کمپ کورٹ ڈیرہ اسماعیل خان۔

سال 2020ء۔

سروس اپیل نمبر۔

شہری

محمد ذوالقرنین حیدر۔۔۔ (اپیلانٹ) بنام حکومت KPK وغیرہ۔۔۔ (رہسپانڈنٹس)

سروس اپیل

درخواست بمراد Condone فرمائے جانے تاخیر دائری اپیل بعنوان بالا۔

جناب عالی!

- (1) اپیلانٹ حسب ذیل عرض رساں ہے۔
یہ کہ من اپیلانٹ نے مورخہ 28/07/2020 کو اپیل بعنوان بالا بذریعہ ڈاک رجسٹری عدالت حضور کو گزاری جو کہ آنجناب کی عدالت میں وصول ہوئی جو کہ اپیل اندر میعاد تھی۔ نقل رسید رجسٹری لف ہے۔ (مستند)
- (2) یہ کہ دریں اثناء من اپیلانٹ نے ایک عدد درخواست بابت ٹرانسفر فرمائے جانے سروس اپیل مذکورہ بالا مورخہ 22/09/2020 بذریعہ ڈاک رجسٹری گزاری، مگر ٹریبونل کی جانب سے کوئی جواب موصول نہ ہوا۔ نقل درخواست و رجسٹری رسید لف ہمراہ درخواست ہیں۔ (مستند)
- (3) یہ کہ بعد ارسال کرنے اپیل و درخواست ٹرانسفر مذکورہ بالا من اپیلانٹ نے سروس ٹریبونل کمپ کورٹ ڈیرہ اسماعیل خان سے اپیل کی نسبت دریافت کیا تو معلوم ہوا کہ من اپیلانٹ کی کمپ کورٹ ڈیرہ اسماعیل خان کے رجسٹر میں درج نہ تھی جو کہ محرر کلرک نے من اپیلانٹ کو مشورہ دیا کہ اپیل مذکورہ بالا کی بابت پرنسپل سیٹ / پشاور سے رابطہ کر کے معلومات حاصل کریں جو کہ من اپیلانٹ نے بمطابق مشورہ عمل کیا تو من اپیلانٹ بذریعہ ٹیلی فون نمبر 091-9212281 مطلع کیا گیا کہ من اپیلانٹ کی اپیل میں چند قانونی نقائص موجود تھے جن کی بناء پر عذرات لگا کر من اپیلانٹ کی اپیل مذکورہ بالا واپس بذریعہ ڈاک ڈیرہ اسماعیل خان بھجوائی گئی۔
- (4) یہ کہ بذریعہ ٹیلی فون نمبر 091-9212281 فراہم کردہ معلومات کی روشنی میں من اپیلانٹ نے GPO ڈیرہ اسماعیل خان سے رابطہ کیا تو انہوں نے مذکورہ ڈاک / اپیل وصول ہونے اور ڈیلیور کرنے کا بیان دیا مگر مذکورہ ڈاک / اپیل نہ تو من اپیلانٹ کو وصول ہونا ظاہر کیا نہ ہی من اپیلانٹ کے وکیل، ایجنٹ وکیل یا من اپیلانٹ کے Postal address پر وصول کیا جانا ظاہر کیا، بلکہ کسی دیگر شخص جس کا نہ تو من اپیلانٹ اور نہ ہی من اپیلانٹ کے وکیل سے کوئی تعلق و واسطہ ہے کو ڈیلیور ہونا ظاہر کیا

Attested
[Signature]

جو کہ اسی طرح ڈاک اپیل مذکورہ تاحال من اپیلانٹ کو وصول نہیں ہوئی۔ ثبوت موجود ہے۔ بیان حلفی لفظ ہے۔

(5) یہ کہ اندریں حالات من اپیلانٹ نے سروس اپیل ہذا از سرنو دائر کر رہا ہے اور جو کہ بوجہات بالا اپیل من اپیلانٹ اندر میعاد ہے اور میعاد اپیل دائری من اپیلانٹ کو Condone فرمایا جانا عین قرین انصاف ہے۔

(6) یہ کہ تاخیر دانستہ نہ ہے بلکہ بوجہات مذکورہ بالا سرز دہوئی جس پر من اپیلانٹ کو اختیار حاصل نہ تھا اور محکمہ ڈاک و کلرک ٹریبونل کی غفلت کی وجہ سے اپیل پس و پیش ہو گئی۔

(7) یہ کہ اندریں حالات آنجناب کو تاخیر Condone کرنے کے وسیع تر اختیارات حاصل ہیں۔ اپیل ہذا میں من اپیلانٹ کے قیمتی حقوق ملوث ہیں۔ اگر من اپیلانٹ کی اپیل کی دوبارہ دائری میں تاخیر کو Condone نہ فرمایا گیا تو من اپیلانٹ کو ناقابل تلافی نقصان ہو جائیگا۔

لہذا استدعا ہے کہ درخواست ہذا منظور فرمائی جا کر سروس اپیل کی دائری کی میعاد کو Condone فرمایا جاوے۔

مورخہ 10/2020

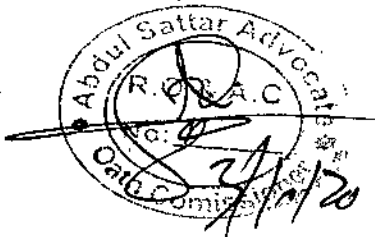
محمد ذوالقرنین حیدر ----- (اپیلانٹ)

Zulqarnain
Haidar

بیان حلفی

مکتبہ محمد ذوالقرنین حیدر (اپیلانٹ) با اقرار ہذا اقرار کر رکھتا ہوں جملہ مراتب درخواست میرے علم و یقین کے مطابق صحیح و درست ہیں۔ اور کوئی امر عدالت سے مخفی یا پوشیدہ نہ ہے۔

محمد ذوالقرنین حیدر ----- (اپیلانٹ)



Zulqarnain
Haidar

0337-7003676

Attested
[Signature]

بعدالت جناب سروس ٹریبونل خیبر پختونخواہ پشاور

(6)

حکومت KPK وغیرہ

نام

محمد ذوالقرنین حیدر

سروس اپیل

درخواست برادر سفر فرمائے جانے سروس اپیل عنوان بالا عدالت آنجناب سے کسٹ کورٹ سروس
مختص ذریعہ اسماعیل خان بوجہ انجمن عدالت

حالت عالی

(1)

ایپلٹ حسب ذیل عرض ریمان سے ہے۔ یہ کہ سروس اپیل متذکرہ عنوان بالا عدالت کی عدالت آنجناب میں دائر کی گئی۔ بقول اپیل
درجہ شری رسید لطف ہمزاد درخواست ہیں۔

(2)

یہ کہ سروس اپیل متذکرہ بالا میں سروس اپیلٹ کے تحتی حقوق ملوث ہیں جیسا کہ متذکرہ بالا کی تاریخ پیمانی کی
نسبت مورخہ 21/09/2020 سے 25/09/2020 تک کسٹ کورٹ سروس ٹریبونل ذریعہ اسماعیل خان
موجود ہے جبکہ سروس اپیلٹ کی سروس اپیلٹ Cause list (کسٹ کورٹ DIK) میں زیر سماعت ہے۔ جبکہ
سروس اپیلٹ ضلع ڈیرہ اسماعیل خان کا مستقل رہائشی ڈیسکوٹی ہون اور سروس اپیلٹ کی سروس اپیلٹ کورٹ
ذریعہ اسماعیل خان میں زیر سماعت رکھا جانا عین مزین انصاف ہوگا۔

(3)

یہ کہ عدالت آنجناب کو درخواست ہذا منظور فرمائے کے وسیع تر اختیارات حاصل ہیں۔
لہذا استدعا ہے کہ منظور کی درخواست ہذا سروس اپیلٹ عنوان بالا کسٹ کورٹ سروس
ٹریبونل ذریعہ اسماعیل خان ٹرانسفر فرمائے کے احکامات صادر فرمائے جاویں۔

مورخہ 22/09/2020

محمد ذوالقرنین حیدر

ذوالقرنین حیدر (ایپلٹ)

محمد ذوالقرنین حیدر
22/09/2020

تصدیق بمقام ذریعہ اسماعیل خان
بالاتر ارسال تصدیق کی جاتی ہے کہ جملہ مراتب درخواست
تادم نظم و یقین صحیح درست ہیں اور کوئی امر عدالت حضور انور
سے نقل نہ کر کے بھیجئے

ذوالقرنین حیدر (ایپلٹ)

No. 1554

For Insurance Notice see reverse.
RGL37869101 in case of
uninsured letters of not more than
the initial weight prescribed in the
Post Office Guide or on which no
acknowledgement is due.

Received a registered*
addressed to _____ Date Stamp _____
Write head "letter", "postcard", "packet", or "parcel"
with the word "insured" before if when necessary.
Initials of Receiving Officer _____
Insured for Rs. (in figures) _____ (in words) _____
Insurance fee Rs. _____ Weight _____ Kilo _____ Grams _____
Name and address of sender _____
(Peshawar)

محمد ذوالقرنین حیدر
22/09/2020

7

0.1-404

For Insurance Notices see reverse. Stamps affixed except in case of uninsured letters of not more than the initial weight prescribed in the Post Office Guide of on which no acknowledgement is due.

Rs. Ps.

1301

Annea

Handwritten marks

Received a registered addressed to _____ Date Stamp _____

Initials of Receiving Officer _____ *Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

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

If insured: Insurance fee Rs. _____ Ps. _____ (in words) Weight _____ Kilo _____ Gram _____

Name and address of sender _____ 28/11

Attested
[Signature]



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE)
DERA ISMAIL KHAN

APPOINTMENT

Consequent upon recommendation of the Departmental Selection Committee, appointment of the following candidates are hereby ordered against the vacant posts of PST, School based, in BPS-12 (Rs. 7000-500-22000) @ 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 conditions given below with effect from the date of their taking over charge.

S.No.	Ref No.	Name	Father Name	D.O.B.	CNIC	Merit Position	Place of Posting	Union Council
1.	1760493	NAJMAT ULLAH	MUHAMMAD AMUR	06/06/1984	12101-8224182-1	83.49	GPS CHEIKAN	CHEIKAN
2.	1760901	HAFIZ MUHAMMAD TAHIR RASHID	ABDUR RASHID KHAN	01/08/1989	12101-4607199-9	100.25	GPS GARA AHMAD	CHEIKAN
3.	1763522	ASIF NAWAZ	ALIAF NAWAZ	01/04/1994	12101-4701491-3	85.22	GPS GARA DAD	CHEIKAN
4.	1760427	MUHAMMAD AHMED	ABDUL HAKIM	02/01/1987	12101-7201439-1	111.67	GPS GARA ABOT	CHEIKAN
5.	1763614	MUHAMMAD YASIR KHAN	ABDUS SALAM	04/04/1986	12101-4119138-3	94.95	GPS NO. 1 PAKI	CHEIKAN
6.	1763177	TALIB ULLAH	FAZAL AHMAD	14/08/1992	12101-5017315-5	84.31	GPS SHERU KOTINA	CHEIKAN
7.	1762355	KHAQIM RASOOL	SAYD RASOOL	14/10/1973	12101-3907680-9	81.82	GPS SHERU NAU	CHEIKAN
8.	1760400	MUHAMMAD QASIM MOHAMMAD	HAFIZ ELAHI BARKSHI	05/05/1988	12101-5719694-9	95.46	GPS AISHA MASJID	DD # 1
9.	1760649	NAJAM ALI	AASHIQ HUSSAIN SHAH	07/04/1981	12101-0919804-9	108.59	GPS CHEAH SARWAR	DD # 1
10.	1762861	NAVEED AHMED	ABDUL MAJED	15/04/1985	12101-6529025-5	115.36	GPS BASHI DIRKHAN	DD # 1
11.	1764205	NAJIBULLAH KHAN	HABIBULLAH KHAN	17/03/1984	12101-0657330-9	106.62	GPS CHAH BAREY WALA	DD # 1
12.	1763898	MALIK MUHAMMAD ALTAF	MUHAMMAD NAWAZ	15/05/1979	12101-6092352-5	83.63	GPS HASSA	DD # 2
13.	1763869	ISHTIAQ AHMED	SUFY GHULAM HASSAN	23/03/1976	12101-9150160-1	105.22	GPS KACHI PAIND KHAN	DD # 2
14.	1760472	MUHAMMAD TARIQ	MUHAMMAD RAMZAN	24/09/1978	12101-0958478-3	100.98	GPS NO. 2 THOYA FAZIL	DD # 2
15.	1760973	HUSAN ULLAH	GHULAM HASSAN	22/11/1985	12101-1599768-3	88.57	GPS NO. 2 THOYA FAZIL	DD # 2
16.	1763022	SAJID SOHAIL	MUHAMMAD KHALID UMAR	20/03/1984	12101-3633044-9	89.38	GPS TAHAM ABAD	DD # 2
17.	1750082	NADEEM IRFAN	ABDUR REHMAN	01/07/1973	12101-6913321-7	107.57	GPS NAD AFI SHAH	DETWALA
18.	1753655	MUHAMMAD NASIR KHAN	SHAH NAWAZ KHAN	04/03/1981	12101-0175979-1	100.57	GPS POLICE LINE	DETWALA
19.	1760632	HUSAN ULLAH	SABIB JAN	01/04/1978	35202-0244476-7	121.7	GPS BAHADARI	GHOTI
20.	1762990	USMAN ALI	NAZIR AHMAD	01/03/1993	12101-5721932-9	115.91	GPS NO. 1 GURAN	GHOTI


Attested

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Appointment Orders PST (Male) 2nd Phase, Adhoc. DIKhan

S.No.	Roll No.	Name	Father Name	D.O.B.	CMIC	Merit Position	Place of Posting	Union Council
77.	1764073	MUHAMMAD KHALID KHAN	GHULAM QADIR KHAN	03/01/1991	12101-6057923-3	79.9	GPS RATTA KULACHI	RATTA KULACHI
78.	1760637	SHAH BARAN	SHAH JAHAN	01/05/1979	12101-0931619-7	83.48	GPS SIBIKH YOUSAF	RATTA KULACHI
79.	1760747	GHULAM ISHAQ	MUHAMMAD ISMAIL	20/09/1978	12101-0929999-1	109.55	GPS WANDA BLOCHAN CRBC	RATTA KULACHI
80.	1763876	SHAFQAT ULLAH	GHULAM FARID	21/03/1991	12101-0360816-3	66.3	GPS AHEER ABAD	SHORKOT
81.	1764061	ABDUL AZIZ	AHMAD NAWAZ	01/01/1990	12101-5697583-2	62.97	GPS AHEER ABAD	SHORKOT
82.	1764030	MUHAMMAD ISHAQ	MALKA	13/02/1987	12101-3815127-9	85.03	GPS HIMMAT WALA	SHORKOT
83.	1761902	INAYATULLAH KHAN	HAJI ABDULLAH	04/09/1979	12101-0950506-5	81.63	GPS HIMMAT WALA	SHORKOT
84.	1763901	MUHAMMAD KHALID	GHULAM HUSSAIN	13/01/1988	12101-7387644-9	62.67	GPS HIMMAT WALA	SHORKOT
85.	1762854	KAJAH ALI	MUHAMMAD NAWAZ	03/03/1987	12101-8342070-7	68.51	GPS MARIWAT OLONY	SHORKOT
86.	1762984	MUHAMMAD MIRAN	HAFIZ MUHAMMAD RAMZAN	03/04/1992	12101-9004185-5	66.15	GPS SOHAJL ABAD	SHORKOT
87.	1763813	MUHAMMAD IKRAM	MUHAMMAD ARIF	01/01/1991	12101-170476-5	67.76	GPS WANDA RAMZAN	SHORKOT
88.	1762219	ASMAT ULLAH	MUHAMMAD BASHIR	15/03/1989	12101-3216584-1	70.8	GPS WAZIR ABAD	SHORKOT
89.	1760319	MUHAMMAD ZULQARNAIN HAJER	SAIF UR REHMAN	01/04/1988	12101-9631824-1	121.45	GPS NO. 4 DIKHAN	UC # 1
90.	1760963	MUHAMMAD KASHIF MAJEED	ABDUL MAJEED	10/02/1990	12101-7235213-7	118.89	GPS FAQEER ABAD	UC # 2
91.	1762571	MUHAMMAD AHSAN	MUHAMMAD SAEED	01/04/1989	12101-3973180-1	112.25	GPS FAQEER ABAD	UC # 2
92.	1763692	SHER ZAMAN	HAJI MOHAMMAD BALOCH	14/04/1976	12101-2873451-7	107.79	GPS NO. 11 DIKHAN	UC # 3
93.	1764123	TABERQ AHMAD	FAIZ ULLAH	05/04/1979	12101-0983949-3	102.32	GPS NO. 3 D.I.KHAN	UC # 3
94.	1760598	MUHAMMAD KALEEM ULLAH	SHAH ZAMAN	20/04/1976	12101-0903817-7	111.3	GPS NO. 8 DIKHAN	UC # 3
95.	1760029	MUHAMMAD AMIR	KARFEM BAKHSI	14/09/1978	12101-4195941-1	107.18	GPS NO. 1 DIKHAN	UC # 4
96.	1762619	MUHAMMAD JUNAD KHAN	GHULAM SHABIR	05/02/1993	12101-8784167-5	88.59	GPS NO. 1 DIKHAN	UC # 4
97.	11002	MUHAMMAD HASSAN ALI	GHULAM SARWAR	28/12/1987	12101-3220210-3	109.38	GPS NO. 5 DIKHAN	UC # 4
98.	1763422	MUHAMMAD HAKID	MUHAMMAD YAQOOB	03/03/1981	12101-3443024-5	93.45	GPS NO. 5 DIKHAN	UC # 4
99.	1760551	MUHAMMAD HAROON	MUHAMMAD ZAMAN	28/01/1987	12101-5317146-5	91.77	GPS NO. 5 DIKHAN	UC # 4
100.	1760897	MUHAMMAD SAADULLAH KHAN	HABIBULLAH KHAN	10/11/1976	12101-0978280-3	130.46	GPS NO. 9 DIKHAN	UC # 4
101.	1760129	NAVEED ANJAM	KHALID KAMAL	18/08/1984	12101-0662857-9	109.45	GPS NO. 9 DIKHAN	UC # 4
102.	1760555	MUHAMMAD JUNAD IQBAL KHAN	MUHAMMAD IQBAL KHAN	21/03/1986	12101-5763901-1	93.83	GPS BASTI TAREEN	UC # 5
103.	1760077	MUHAMMAD IRFAN	AMAN ULLAH KHAN	19/04/1979	12101-0940529-1	93.31	GPS BASTI TAREEN	UC # 5

(11)



Appointment Orders PST (Male) 2nd Phase, Adhoc. DIKhan


15. The appointee must belong to the same union council where school is situated otherwise the DDOs are directed not to hand-over the charge.
16. Copy of professional standards, core competencies and job description for PST (Annex-A) issued vide Govt. of Khyber Pakhtunkhwa, E&SED Notification No. SO. (PE) 4-3/PST/2014 dated 17.09.2014 is attached with the appointment order.

Muhammad Riaz Swati
District Education Officer (M)
Dera Ismail Khan

Endsl No. 23068-23274/PST(NTS) Dated DIKhan the 05/12 2014

Copy forwarded for information and necessary action to:

1. The Director E&SE Khyber Pakhtunkhwa, Peshawar.
2. The District Comptroller of Accounts DIKHAN.
3. The PS to the Secretary to Govt. Khyber Pakhtunkhwa E&SE Department.
4. The SDEOs (Male) DIKhan/Paharpur/Paroa/Kulachi.
5. The Candidates Concerned.
6. Master File.


District Education Officer (M)
Dera Ismail Khan

Attested





OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE)
TERA ISMAIL KHAN

ORDER

Under the provision of Section 4 of Khyber Pakhtunkhwa (Appointment, Deputation, Posting and transfer of teachers, Lecturers, Instructors and Doctors) Regulatory Act, 2011, contract period of the following PST, is hereby extended for the period with effect from December 05th, 2015 to December 04th, 2016 on School based, in BPS-12 (Rs. 9055-650-28555) @ Rs. 9055/- 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:-

Sr. No.	Roll No.	Name	Father Name	D.O.B	CNIC	Merit Position	Place of Posting	Union Council
1	1760493	NAIMAT ULLAH	MUHAMMAD AMIR	6/6/1984	12101-8224182-3	83.49	GPS CHEHKAN	CHEHKAN
2	1760901	HAFIZ MUHAMMAD TAJIR RASHID	ABDUR RASHID KHAN	1/8/1989	12101-4607199-9	100.25	GPS GARA AHMAD	CHEHKAN
3	1763522	ASIF NAWAZ	ALLAH NAWAZ	1/4/1994	12101-4701491-3	85.22	GPS GARA DAD	CHEHKAN
4	1760227	MUHAMMAD BILAL	ABDUL HAKEEM	2/1/1987	12101-7201439-7	111.67	GPS GARA MORE	CHEHKAN
5	1763614	MUHAMMAD YASIR KHAN	ABDUS SALAM	4/1/1986	12101-4119138-3	94.95	GPS NO. 1 POTA	CHEHKAN
6	1763177	TAHSEEN ULLAH	FAZAL AHMAD	14/08/1992	12101-5027815-5	84.31	GPS SHERU KOHNA	CHEHKAN
7	1762358	KHADIM RASOOL	SAID RASOOL	14/10/1973	12101-3907680-9	84.82	GPS SHERU NAU	CHEHKAN
8	1760400	MUHAMMAD QASIM MUDDASSIR	HAFIZ ELAHI BAKSHI	5/5/1988	12101-5719694-9	95.46	GMPS AISIA MASJID (Now Merged in GPS Fajrinbad)	DD # 1
9	1760649	NAJAM ALI	AASHIQ HUSSAIN SHAH	7/4/1981	12101-0919804-9	108.59	GMPS Chah Sarwar now Merged in GPS Din Pnr in Kotla Saidan, So He now adjusted at GPS Chah Buray Wala in Same UC.	DD # 1
10	1762861	NAVEED AHMED	ABDUL MAJEED	15/04/1985	12101-6829025-5	115.36	GPS BASTI DIRKHAN	DD # 1
11	1764205	NAJEBULLAH KHAN	HABIBULLAH KHAN	17/03/1984	12101-0657930-9	106.62	GPS CHAH BAREY WALA	DD # 1
12	1763898	MALIK MUHAMMAD ALTAJ	MUHAMMAD NAWAZ	15/05/1979	12101-6092352-5	83.63	GPS HASSA	DD# 2
13	1763869	ISHTIAQ AHMED	SUFI GHULAM HASSAN	23/03/1976	12101-9150160-1	105.22	GPS KACHH PAIND KHAN	DD# 2
14	1760472	MUHAMMAD TARIQ	MUHAMMAD RAMZAN	24/09/1978	12101-0958478-3	100.98	GPS NO. 2 THOYA FAZIL	DD# 2
15	1760973	HISAN ULLAH	GHULAM HASSAN	22/11/1988	12101-1599768-3	88.57	GPS NO. 2 THOYA FAZIL	DD# 2
16	1763022	SAHID SOHAIL	MUHAMMAD KHALID UMAR	20/03/1984	12101-3633944-9	89.38	GPS TAHIM ABAD	DD# 2
17	1760082	NADEEM IRFAN	ABDUR REHMAN	17/1/1973	12101-0913321-7	107.87	GPS NAD ALI SHAH	DEEWALA
18	1760632	HISAN ULLAH	SAMIR JAN	1/4/1978	35202-0244476-7	121.6	GPS BAHADARI	GILOTI
19	1763990	USMAN ALI	NAZIR AHMAD	1/5/1993	12104-5727982-9	115.91	GPS NO. 1 GILOTI	GILOTI

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	Roll No.	Name	Father Name	D.O.B.	CNIC	Merit Position	Place of Posting	Union Council
77	1760747	GHULAM ISHAQ	MUHAMMAD ISMAIL	20/09/1978	12101-0929999-1	109.65	GPS WANDA BLOCHAN CRIC	RATTA KULACHI
78	1763876	SHAFQAT ULLAH	GHULAM FARID	21/09/1991	12101-0360816-3	66.3	GPS AHEER ABAD	SHORKOT
79	1764061	ABDUL AZIZ	AHMAD NAWAZ	1/1/1990	12101-5697563-3	62.97	GPS AHEER ABAD	SHORKOT
80	1764030	MUHAMMAD ISHAQ	MALKA	13/02/1987	12101-3815127-9	85.03	GPS HUMMAT WALA	SHORKOT
81	1661962	INAYAT ULLAH KHAN	HAJI ABDULLAH	04/09/1979	12101-0950506-5	81.63	GPS HUMMAT WALA	SHORKOT
82	1763901	MUHAMMAD KHALID	GHULAM HUSSAIN	13/01/1988	12101-7387644-9	62.67	GPS HUMMAT WALA	SHORKOT
83	1762858	RAJAB ALI	MUHAMMAD NAWAZ	3/3/1987	12101-8342070-7	68.51	GPS MARWAT COLONY	SHORKOT
84	1762984	MUHAMMAD IMRAN	HAFIZ MUHAMMAD RAMZAN	3/4/1992	12101-9004185-5	66.15	GPS SOHAIL ABAD	SHORKOT
85	1763813	MOHAMMAD IKRAM	MOHAMMAD ARIF	1/1/1991	12101-1711476-5	67.76	GPS WANDA RAMZAN	SHORKOT
86	1762219	ASMAT ULLAH	MUHAMMAD BASHIR	15/03/1989	12101-3216584-1	70.8	GPS WAZIR ABAD	SHORKOT
87	1760319	MUHAMMAD ZULQARNAIN HAIDER	SAIF UR REHMAN	1/4/1988	12101-9631824-1	121.45	GPS NO. 4 DIKHAN	UC # 1
88	1762571	MUHAMMAD AHSAN	MUHAMMAD SAEED	1/4/1989	12101-3973180-1	112.25	GPS FAQEER ABAD	UC # 2
89	1763692	SHER ZAMAN	HAJI MOHAMMAD BALOCH	14/04/1976	12101-2873451-7	107.79	GPS NO. 11 DIKHAN	UC # 3
90	1764123	TAUFIQ AHMAD	FAIZ ULLAH	5/1/1979	12101-0983949-3	102.82	GPS NO. 3 D.I. KHAN	UC # 3
91	1760029	MOHAMMAD AAMIR	KAREEM BAKHSI	14/09/1978	12101-4195941-1	107.18	GPS NO. 1 DIKHAN	UC # 4
92	1762619	MUHAMMAD JUNAID KHAN	GHULAM SHABIR	5/2/1993	12101-8784167-5	88.59	GPS NO. 1 DIKHAN	UC # 4
93	11002	MUHAMMAD HASSAN ALI	GHULAM SARWAR	28/12/1987	12101-3220210-3	109.38	GPS NO. 5 DIKHAN	UC # 4
94	1763422	MUHAMMAD HANID	MUHAMMAD YAQOOB	3/3/1981	12101-3443024-5	99.45	GPS NO. 5 DIKHAN	UC # 4
95	1760551	MUHAMMAD HAROON	MUHAMMAD ZAMAN	28/01/1987	12101-5317146-5	91.77	GPS NO. 5 DIKHAN	UC # 4
96	1760897	MUHAMMAD SAADULLAH KHAN	HABIBULLAH KHAN	10/1/1976	12101-0978280-3	130.48	GPS NO. 9 DIKHAN	UC # 4
97	1760129	SAVED ANJAM	KHALID KAMAL	18/08/1984	12101-0662887-9	109.45	GPS NO. 9 DIKHAN	UC # 4
98	1760555	MUHAMMAD JUNAID IQBAL KHAN	MUHAMMAD IQBAL KHAN	21/03/1986	12101-5768901-1	93.93	GPS BASTI FAREEN	UC # 5
99	1760077	MUHAMMAD IMRAN	AMAN ULLAH KHAN	19/04/1979	12101-0940529-1	93.31	GPS BASTI FAREEN	UC # 5
100	1760194	ZAMIR HUSSAIN	NAZIR ALI BHATTI	5/4/1987	12101-7697853-9	101.62	GPS CENTRAL JAIL	UC # 5
101	1763289	INAYAT ULLAH KHAN	LAL BADSHAH	3/10/1978	12101-0391449-1	118.88	GPS CHAH PIPAL WALA	UC # 5
102	1760939	MUHAMMAD IKRAM	MUHAMMAD RAMZAN MOMIN	16/05/1993	12101-7942305-1	93.86	GPS CHAH PIPAL WALA	UC # 5
103	1760819	MOHAMMAD AAMIR	GHULAM FAROOQ	15/02/1987	12101-4528824-7	110.23	GPS NO. 12 DIKHAN	UC # 5
104	1760892	MUHAMMAD IMRAN	AMAN ULLAH	4/7/1978	12101-0940882-7	99.24	GPS NO. 12 DIKHAN	UC # 5
105	1760888	MUHAMMAD SAAD ZAMAN	SHER ZAMAN	1/3/1988	12101-2664174-9	96.96	GPS NO. 12 DIKHAN	UC # 5

Attested

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213	1763999	INTIZAR HUSSAIN	MUKHTIAR HUSSAIN	25/12/1991	12101-5753979-5	83.96	GPS NAIVELLA	NAIVELA
214	1760645	MUHAMMAD ISHAQ KHAN	AMAN ULLAH KHAN	1/3/1981	12101-0992030-7	83.62	GPS DIHANDLA	PAROA
215	1762589	WASI UL QUDDOS	HAJI ABDUL QUDDOS	24/04/1978	12101-0989303-3	94.11	GPS LADHU KARLU	PAROA

However the following teachers are not extended due to reasons stated against their names.

ORDER NO.	ROLE NO.	NAME	FATHER NAME	D.O.B.	CNIC	SCORE	SCHOOL	UNION COUNCIL	REASONS
18	1763665	MUHAMMAD NASIR KHAN	SHAH NAWAZ KHAN	04-03-1981	11201-0375979-1	100.57	GPS POLICE LINE	DEEWALA	RESIGNED
29	1763981	GHULAM YASIN	RAB NAWAZ	05-09-1975	12101-0984583-3	96.26	GPS ABDULLAH ABAD	KECH	NO ARRIVAL
90	1760963	MUHAMMAD KASHIF MAJEED	ABDUL MAJEED	10-02-1990	12101-7235213-7	118.89	GPS FAQEER ABAD	UC 2	NOT WORKING
94	1760598	MUHAMMAD KALEEM ULLAH	SHAH ZAMAN	20/04/1976	12101-0903817-7	111.3	GPS NO.3, DIKHAN	UC 3	NO ARRIVAL
129	1764015	MUHAMMAD DAUD	MUHAMMAD AYUB	06/01/1988	12104-8020940-9	122.18	GPS DRABAN KALAN NO.3	DRABAN KALAN	NO ARRIVAL

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 December 05th, 2015 to December 04th, 2016.
4. 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.
5. He will be governed by such rules and regulations as may be issued from time to time by the Govt.
6. 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 preceded under the rules framed from time to time.
7. 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.
8. The extension for one year is subject to the condition that they have regularly performed duty up to December 04th, 2015.

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Nazir Khan
District Education Officer
(M) Dera Ismail Khan

Endst No 34035-44

Dated DI Khan the 02/12/2015

Copy forwarded for information and necessary action to:

1. The Director E&SE Khyber Pakhtunkhwa, Peshawar.
2. The District Comptroller of Accounts DI Khan.
3. The PS to the Secretary to Govt. Khyber Pakhtunkhwa E&SE Department.
4. The SDEO (M) DI Khan/Paroa/Kulachi/Paharpur.
5. The Candidates Concerned.
6. PA to DEO (M) DI Khan.

[Handwritten signature]
District Education Officer
(M) Dera Ismail Khan

Handwritten notes:
 1. Noted
 2. Noted

DISTRICT EDUCATION OFFICER
 (M) DERA ISMAIL KHAN

Handwritten signature

- Copy forwarded for information and necessary action to:
1. The Director E&SE, Khyber Pakhtunkhwa, Peshawar.
 2. The District Comptroller of Accounts DIKHAN.
 3. The PS to the Secretary to Govt. Khyber Pakhtunkhwa E&SE Department.
 4. The SIDPS (Male) DI Khan.
 5. The Candidate concerned.
 6. PA to DI-O (M) DI Khan.

Dated DI Khan the 05/12/2015

Encl No 34301-06

DISTRICT EDUCATION OFFICER
 (M) DERA ISMAIL KHAN

S.No	Sl. No	Roll No.	Name	Father's Name	CNIC	Head	instead of	Remarks
1	89	1760319	Muhammad Zuhair Haider	Saif Ur Rehman	12101-9631824-1	DI Khan	DI Khan	Already corrigendum issued vide this office No 939-43/EA-1/ES11 dated 08-01-2015

Place of posting of the following PST candidate extended his appointment period under this office Encl No. 34035-44 dated 02-12-2015 may be read as under.

CORRIGENDUM

OFFICE OF THE DISTRICT EDUCATION OFFICER
 (MALE) DERA ISMAIL KHAN



15



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE)
DERA ISMAIL KHAN

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CORRIGENDUM

Place of posting of the following PST candidates appointed under this office Endst No. 7135-7765/PST (M) NTS Dated DIKhan the 17-05-2014 & 23048-23274/PST (NTS) Dated 05-12-2014 may be read as under.

Sl. No.	Roll No.	Name	Father's Name	CNIC	Read	instead of	Remarks
1/1	1760587	Safeer ur Rehman	Khalil ur Rehman	22101-131770-3	GPS No.4, DIKhan	GPS No.6, DIKhan	Due to threat and Enmity.
89	1760319	Muhammad Zulqarnain Haider	Saif ur Rehman	22101-531824-	GPS No.6, DIKhan	GPS No.4, DIKhan	

DISTRICT EDUCATION OFFICER (M)
DIKHAN

Endst No 939-43 /EA-I/Estt:

Dated DIKhan the 08/0/2015

- Copy forwarded for information and necessary action to:
- The Director E&SE Khyber Pakhtunkhwa, Peshawar.
 - The District Comptroller of Accounts DIKHAN.
 - The SDEOs (Male) DIKhan
 - The Candidates concerned.
 - Master File.

*Supdt to concerned
Asst. CEO for needful
as directed*

*concerned
Asst. CEO
a/c copy to the concerned
school teacher for his
school record for his*

08/01/2014

DISTRICT EDUCATION OFFICER (M)
DIKHAN

Attested
[Signature]

بخدمت جناب SDEO صاحب محکمہ تعلیم ڈیرہ اسماعیل خان بوساطت SDEO صاحب محکمہ تعلیم تحصیل



عنوان: درخواست برائے توسیع کانسٹریکٹ (NTS) PST سائل ازاں مورخہ 5/12/2016ء دارالامین

لئے حالات و جاری کے جانے تھو اس سائل ازاں مورخہ 14/10/2016ء بحال بمذہ تمام مرہدیہ مراعات


جناب عالی:-

سائل حسب ذیل عرض رساں ہے۔


- 1- یہ کہ سائل نے UC#1 ڈیرہ سٹی سے آپ کے محکمہ میں خالی آسامیوں پر تعیناتی کے لئے اپنائی کیا جو کہ باقاعدہ NTS ٹسٹ میں شمولیت کی اور سائل اول پوزیشن حاصل کرتے ہوئے آنجناب کے محکمہ میں بطور (NTS) PST GPS#4 میں تعینات ہوا (ثبوت میں تعیناتی لیٹر ورڈز NTS ہمراہ لف ہے)
- 2- یہ کہ سائل کے والد اور سسپان ارشد نواز، واجد نواز پسران اللہ نواز و طارق امین ولد محمد امین، شارق امین والد طارق امین، وغیرہ کے مابین جائیداد کی بابت تنازعات تھے جو کہ عدالت دیوانی و فوجداری میں زیر تجویز چلے آ رہے ہیں۔ جس کی بناء پر سائل کو جانی و مالی خطرات لاحق تھے۔ چنانچہ بدیں وجہ سائل کا تبادلہ بذریعہ کوریجمنڈ GPS#4 سے GPS#6 کر دیا گیا۔ جس کے ریٹارکس میں بھی (Due to Enimity and Threats) درج ہے (ثبوت میں لیٹرز ہمراہ لف ہے)۔
- 3- یہ کہ مورخہ 13/10/2016 کو سسپان متذکرہ بالا نے عشاء و یامہ من سائل و برادر ام و چچا ام کو اغوا کر لیا اس بابت والدہ ام نے تھانہ سٹی ڈیرہ اسماعیل خان میں ایک درخواست گزاری اسی طرح دیگر درخواست حائے بھی گزاری گئی (ثبوت میں منقول درخواست حائے لف ہیں)۔
- 4- یہ کہ مورخہ 23/06/2017 بوقت سحری ہم ملزمان بالا کے چنگل سے آزاد ہوئے اور گھر خود بخیریت و عافیت پہنچ گئے۔ یہ کہ مورخہ 24/6/2017 تا 28/06/2017 تعطیلات عید الفطر تھیں چنانچہ 29/06/2017 کو سائل نے آنجناب کے دفتر سے نسبت حاضری رجوع کیا جس پر من سائل کو لیٹرنمبر 1241 مورخہ 19/12/2016 دیا گیا جس کے مطابق من سائل کے کنٹریکٹ کو بوجہ غیر حاضری Extend نہیں فرمایا گیا (نقل لیٹرز ہمراہ لف ہے)۔
- 5- یہ کہ سائل کی غیر حاضری دانستہ تھی بلکہ سہو اور سائل کے اختیارات سے باہر تھی۔
- 6- یہ کہ سائل کی عدم موجودگی میں یکطرفہ طور پر بلاشنوائی سائل لیٹرنمبر 1241 مورخہ 19/12/2016 جاری کیا گیا جو کہ من سائل کے حقوق غیر موثر ہے اور خلاف قدرتی انصاف و قانون ہونے قابل منسوخ ہے۔


لہذا استدعا ہے کہ لیٹرنمبر 1241 مورخہ 19/12/2016 کو منسوخ فرماتے ہوئے سائل کی کنٹریکٹ سروس کی مورخہ 5/12/2016 سے

توسیع فرمائے جانے اور سائل کی تنخواہات بمذہ بالا ڈسٹریٹ متذکرہ بالا سے بحال ادا کئے جانے کا حکم صادر فرمایا جاوے۔


 العارض اباہ القریب
 محمد ذوالقرنین حیدر ولد سیف الرحمن
 CNIC. # 12101-9631824-1
 Cell. # 0340-9418341

For onward in original to SDEO (M) D.I.K
 for further action as per rule please

Attested



 Muhammad Qureshi
 District Officer
 Dera Ismail Khan
 11/07/17

بکھنور جناب DEO صاحب محکمہ تعلیم ڈیرہ اسماعیل خان بوساطت SDEO صاحب میل تحصیل ڈیرہ اسماعیل خان

عنوان: درخواست برادراذ سبج کانٹریکٹ ازاں 05-12-2016 دادا ایگ بقیہ حالت تنخواہ بمعہ جاری کے جانے تنخواہ سائل

ازاں مورخہ 14-10-2016 تا حال بمعہ تمام مریجہ مراعات۔

جناب عالی!

سائل حسب ذیل عرض رساں ہے

1- یہ کہ سن سائل UC#1 ڈیرہ اسماعیل خان سٹی کارہائشی ہے اور محکمہ تعلیم ڈیرہ کی خالی PST آسامیوں پر تعیناتی کیے

NTS میں شمولیت کی اور میرٹ پر اول پوزیشن حاصل کی اور GPS#4 میں تعینات ہوا اور بعد ازاں بزرگیہ کوریٹنڈم 6 GPS# میں

حاضری کی (کاپی NTS میرٹ لسٹ، چارج رپورٹس، کوریٹنڈم، ریلیونگ چٹس، ہمراہ لف ہیں)

2- یہ کہ والدہ کے جائیداد کی بابت تنازعات چل رہے ہیں جو کہ عدالت ہائے میں بھی زیر سماعت ہیں اور مزکورہ تنازعات کی

پنہا پر سن سائل، برادر ام اور چچا ام کو ایشیڈنواز، واجد نواز اور شارق امین نے دیگر نامعلوم افراد کے ساتھ مل کر مورخہ 13-10-2016 کو

اغواء برائے تاوان کر لیا تھا جس کی بابت والدہ ام نے قانونی چارہ جوئی کی ہوئی تھی جبکہ ہم ہر سبہ مغویان نے بعد از رہائی اپنی جانب سے

بھی قانونی چارہ جوئی کا سلسلہ ڈسٹرکٹ عدالت تا سپریم کورٹ ہیومن رائٹس سیل جاری رکھا ہوا ہے (نقول درخواست ہائے، دعویٰ

جبات وغیرہ ہمراہ لف ہیں)

3- یہ کہ مورخہ 23-06-2017 کو بعد از دادا ایگی تاوان جب ہم رہا ہوئے تو میرے سکول سے حاضری کی نسبت رجوع کرنے

پر مجھے محکمہ تعلیم کی جانب سے ایک عدز لیٹر نمبری 1241 مورخہ 19-12-2016 ملا۔ جس کے مطابق سن سائل کے کانٹریکٹ کو بوجہ غیر

حاضری Extend نہیں فرمایا گیا (کاپی لیٹر ہمراہ لف ہے)

4- یہ کہ سائل کی غیر حاضری نادانستہ اور سائل کے اختیارات سے باہر تھی اور سائل کی غیر موجودگی میں بلا شنوائی سائل لیٹر نمبر

1241 مورخہ 19-12-2016 جاری کیا گیا جو سن سائل کے حقوق پر غیر موثر ہے اور خلاف قدرتی انصاف و قانون ہونے قابل

منسوخ ہے

Attested

دوبہذا استدعا ہے کہ لیٹر نمبر 1241 مورخہ 19-12-2016 کو منسوخ فرماتے ہوئے سائل کے کنٹریکٹ سر میں میں
مورخہ 05-12-2016 سے توسیع فرما لیا جاوے۔ اور سائل کے تنخواہات بعد الاذیت تاریخ متذکرہ جن دوران بالائے سائل ہو چکے ہیں
کا حکم صادر فرمایا جاوے۔

عین نوازش ہوگی۔

تذکرہ درجہ 15/10/2017

سائل

محمد ذوالقرنین حیدر
15/10/2017

12101-9631824-1

Mob# 0340-9418341

خدمت جناب SDEO صاحب ڈیپو اسماعیل خان

PTC درخواست برائے حافظ محمد رشید قریشی
شجر، گوندخت پرائمری سکول نمبر 6 ڈیپو اسماعیل خان

(19)



OFFICE OF THE
SUB DIVISIONAL EDUCATION OFFICER
(MALE) DIKHAN (KHYBER PAKHTUNKHWA)

No. 1067

Dated DIKhan the 30-10-2017

To: The District Education Officer,
(Male) DIKhan.

Subject: ABSENT FROM DUTY

And E.O. Secy

31/10/17

I have the honour to submit that one Mr. Muhammad Zulqarnain Haider, PST, GPS No.6, DIKhan has submitted the application for continuation of his service which has been received in this office along with recommendation of circle ASDEO (Annex-A). The factual position of the case is given below for ready reference and further necessary action please.

- 1- The above named teacher has been inducted as PST through NTS vide District Education Officer - (M) DIKhan office order No.23048-23274, dated 06-12-2014 and posted at GGPS No.4, DIKhan, however, he has been further adjusted at GGPS No.6, DIKhan vide a corrigendum dated 08-01-2015 due to threat and enmity (Annex-B). His services have also been continued / extended for the periods from 5th December 2015 to 4th December, 2016 vide District Education Officer (M) DIKhan orders dated 02-12-2015 (at S.No.87).
- 2- According to the report of Head Teacher and the circle ASDEO, the teacher concerned was found away from the school without any intimation from 14/10/2016. The then SDEO (M) DIKhan has informed the teacher about non continuation of his service from 4/12/2016 onwards by the competent authority (Annex-C).
- 3- But on the other hand it has been revealed vide application of his mother addressed to the Justice of Peace/Session Judge DIKhan that his two sons and one brother of law has been kidnapped on 13-10-2016 (Annex-D) and they have been released on 22-06-2017 after payment of abduction ransom money of Rs.2,500,000/-

As a sequel to what has been explained above it is requested that the extension order of his service from 05/12/2016 onwards may be issued as he was allegedly victimized of circumstances beyond his control.

M.T.
Sub: Divisional Edu: Officer
(Male) DIKhan

Endst. No: _____

Copy of the above is forwarded to the ASDEO City Circle, DIKhan for information.

Sub: Divisional Edu: Officer
(Male) DIKhan

Attested
[Signature]

خدمت جناب سٹی SHD صاحب ڈیرہ اسماعیل خان

عنوان: کاروائی عمیراد اغواء لہرائے تادان ملزمان

- ① ارشد لواز، ② واخند لواز پسران اللہ لواز محلہ قاضیا لوالہ، سببی احمد دین
- ③ شارق امین ولد طارق امین محلہ نزد آشیانہ شاپنگ سنٹر ڈیرہ
- ④ دیگر نامعلوم اشخاص جن کے نام اغواء لہرائے تادان شدگان پر آمدنی کا لیکچر خود بتائیں گے۔

جناب عالی! سائلہ حسب عمر میں دساں ہے۔

کہ سائلہ چاند صنور سلطانہ زویہ سیف الرحمن، عمر 54 سال کارڈ نمبر
 12101-66350510 محلہ قاضیا لوالہ ڈیرہ اسماعیل خان، اور سائلہ آیت علی
 ادارہ بانی سکول نمبر 3 سمندر خان میں TT پیچھے ہے

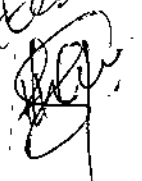
یہ کہ سائلہ کے دو حقیقی بیٹے ① محمد ذوالقرنین حیدر ② محمد حسین ولد
 سیف الرحمن اور دیور ③ محمد الیاس ولد حاجی رازق کو مورثہ 13/16
 کو سٹی کن حدود سے اغواء لہرائے تادان کیلئے لے گئے۔

بیٹا ذوالقرنین MSc Biotech اور LLB student اور Government Servant

یہ کہ سائلہ کے بیٹوں اور دیور کا ملزمان بالا کے سائلہ لیں دین
 اور پیر الہی کے معاملات چل رہے ہیں اور عدالت میں جی
 مقدمت زیر سماعت ہیں۔

یہ کہ سائلہ کے خاندان والوں کے سائلہ پیر جگہ بیٹوں اور دیور کو
 تلاش کیا ملے انکا کوئی سراغ نہیں ملے۔

یہ کہ اب صحیح مکمل طور پر یقین ہو گیا ہے کہ میرے بیٹوں اور دیور

Atesal


مردان

کو ملزمان بالا اور ڈپٹی نامعلوم اشخاص کی مختلف دعویہ داروں

لینڈ

مؤدبانہ گزارش کی جاتی ہے کہ ملزمان بالا کے خلف قانونی کارروائی عمل میں لائی جاوے اور عینے بیٹوں اور دیود کو باعزت اٹکے چنگل سے آزاد کرایا جاوے تاکہ انصاف کا بول بالا ہو۔

3 12/16

فقط مورہ

العدا

سیناٹلہ چانہ منور سلطانہ زوفہ صاحبہ سیف الرحمن عمر 54 سال کارڈ نمبر 12101-6635051-0 محلہ قاضیالوالہ معان عمر 1222/B ضلع بازار ڈیرہ اسماعیل خان

جانہ منور سلطانہ
تقدم خود

Attest


P.G.P.
ڈاکٹر
5373
12-16

3 12/16 11-08 PM
16

Karwai Ba Murad Aghwah Baraye Tawan

Balkhidmat Janab I.G.P Sahab Peshawer

Unwan: Karwai Ba Murad Aghwah Baraye Tawan Mulzimaan

- (1) Arshad Nawaz (2) Wajid Nawaz S/O Allah Nawaz Urf Mama Kala Mohala Qaziyān Wala Khoocha K B Ahmed Deen
 (3) Sharif Amln S/O Tariq Ameen Mohala, Nazd Ashyana Shopping Center D.I.khan
 (4) Degar Namaaloom Ashkhaas Jin K Naam Aghwah Baraye Tawan Shudgaan Baramdgi K Bad Khud Batain gy

Janab-e-Aali 1 Salla Hasb-e-Arze Rasan He

K Salla Chand Munawar Sulatna w/O Saif ur Rehman, Age 54 Years, Id Card # 12101-6635051-0, Mohala Qaziyān Wala D.I.Khan
 Or Salla Ek Taleemi Idara High School No 3 Samondar Khan Me T.T Teacher Hen .

Ye K Salla K Do Haqeeqi Bety (1) Muhammad Zulqarnain Haider (2) Muhammad Hasnain S/o Saif ur rehman Or
 Dewar (3) Muhammad Ilyas S/o Haji Raziq Noor Ko Date 13/10/2016 Ko City ki Hadood Se Aghwah Braye Tawan K Liye Le
 Gave.

Beta Zulqarnain MSC Biotechnology, LLB Student , Or Govt Servant He .

Ye K Salla K Beto Or Dewar Ka Mulzmaan Bala K Sath Len Den Or Property K Mamlaat Chal Rahy Hen Or Adalat Me Bhi
 Muqaddmat Zoi-e-Samaat Hen

Ye K Salla Ne Khandaan Walo K Sath Her Jaga Beto Or Dewar Ko Her Jaga Talaash Kia Magar Unka Koi Suragh Nahi Mila

Ye K Ab Mujhy Mukamaal Toor Per Yaqeen ho Gaya He K Mere Beto Or Dever Ko Mulzmaan-e-Bala Or Degar Na-Maloom
 Ashkhaas Ne Aghwah Kia He Or Is Madd Me Ham Se Tawaan Mutaiba Kia He Is Liye Me In K Khilaf Daw-e-Daar Hon.

Lihaza, Moadibana. Guzarish Ki Jati He K Mulzmaan-e-Bala K Khilaf Aghwah Braye Tawaan Ki Kanooni Karwai Amal me Lai jawy
 Or Mere Beto Or Dever ko Baizet In K Chuñga! Azaad Karaya Jawy Ta K Insaaf Ka Bol Bala Ho .

Alaariz !

Faqat Morkha 03/12/2016

Salla Chand Munawar Sultana W/O Saif ur Rehman Age 54 Year Cld Id Card # 12101-6635051-0


Mohala Qaziyān Wala Bangasn House # 1222-B Muslim Bazar District D.I.khan.

Landline # 0966855719

Landline # 0966711319

Mobile # 03355415859

Mobile #03339970875

Attested


5373
 3/12-16

COMPLAINT AGAINST S.H.O D.I.KHAN CITY TO I.G.P PESHAWER

RESPECTED SIR!

I VISITED D.I.KHAN POLICE STATION 2 TIMES AND EACH TIME I INSULTED BY THE POLICE S.H.O D.I.KHAN CITY, AND WHOLE STAFF FIRST TIME 21-10-2016, AND SECOND TIME 03-12-2016 I WENT FOR THE REGISTRATION OF MY FIRST IMPROVEMENT REPORT (F.I.R) FOR KIDNAPING OR ABDUCATION OF MY SONS AND MY BROTHER IN LAW FOR MONEY. I HAVE RESPECTABLE STATUS IN SOCIETY I M A HIGH SCHOOL TEACHER AS WELL. KINDLY YOU HAVE TO TAKE STRICT ACTION AGAINSET ALL OF THEM. AND REGISTER MY FIR

I SHELL BE VERY THANKS FULL FOR YOUR ACT OF KINDNESS

CHAND MUNAWAR SULTANA W/O SAIF UR REHMAN

AGE: 54 YEARS

ID CARD # 12101-6635051-0

LANDLINE # 0966711319

MOBILE # 0335-6415859

Attested
[Signature]

ج. پ. پ. س. ح. ک
03-12-16

84

Expatriate Pakistanis Compliant Wing
Human Rights Cell
Supreme Court of Pakistan Islamabad

To

The Honourable Chief Justice of Pakistan
Supreme Court of Pakistan
Islamabad, PAKISTAN

Proforma for complaint/application for expatriate Pakistanis

1	Name	Chand Munawar Sultana
2	Father Name	Muhammed Ramzan
3	Complete Address (abroad)	Kocha Khan Bahdar Molvi Ahmed Deen, Bangash House #1222/B Mohala Qaziyan Wala muslim bazar D.I.Khan
	Phone No. (abroad)	3358415859
	Residing Country	Pakistan
	Complete Address (Pakistan)	Kocha Khan Bahdar Molvi Ahmed Deen, Bangash House #1222/B Mohala Qaziyan Wala muslim bazar D.I.Khan (Pakistan)
	District	Dera Ismail Khan
	Phone No. (Pakistan)	968711318
4	Passport No.	
5	N.I.C. No.	22101-6635051-0
6	Complaint Against	1. Arshad Nawaz 2. Wajid Nawaz s/o Allah Nawaz Mohala Qaziyan Wala 3. Shariq Amin s/o Tariq Amin Nazd Ashiyana Shopping Center D.I.khan 4. And Some UnKnown Persons In The Complaint Of Abduction/Kidnapping And Demand Of Money For
7	Brief summary and nature of grievance	We Want Justice And You Have Strict Action Against All Of Them
8	Prayer of the Applicant	

The address for signing such complaint are

> Postal Address	The Chief Justice of Pakistan Supreme Court Building, Constitution Avenue, Islamabad
> Fax No.	0092-51-9219516
> Email Address	hrccell@supremecourt.gov.pk

Attested




.....Better Copy.

**EXPATRIATE PAKISTANIS COMPLAINT WING SUPREME COURT
OF PAKISTAN ISLAMABAD.**

To,

The Honourable Chief Justice of Pakistan
Supreme Court of Pakistan
Islamabad Pakistan.

Proforma for complaint / application for expatriate Pakistanis

1	Name	Chand Munawar Sultana
2	Father Name	Muhammad Ramzan
3	complete address (abroad)	Kocha Khan Bahadar Molvi Ahmad Deen, Bangash House No. 1222/B Mohallah Qaziyan Wala Muslim Bazar DIKhan.
	Phone No. (abroad)	03356415859
	Residing Country	Pakistani Kocha Khan Kocha Khan Bahadar Molvi Ahmad Deen, Bangash House No. 1222/B Mohallah Qaziyan Wala Muslim Bazar DIKhan (Pakistan)
	District	Dera Ismail Khan
4	Passport No.	
5	NIC No.	12101-6635051-0
6	Complaint Against	One Arshad Nawaz. 2. Wajid Nawaz S/o Allah Nawaz Mohallah Qazian Wala. 3. Shariq Amin S/o Tariq Amin Near Ashyana Shoping Center DIhan. 4. Some unkwon person in the complaint of abduction / kidnapping and demand of money for
7	Brief Summary and nature of grievance	Grivance justice and you have strict action against all of them.
8	Prayer of the applicant	

The address for singing such complaint are.

Postal address;
The Chief Justice of Pakistan Supreme Court Bulding
Constitution, Avenue Islamabad.

Fax No. 0092-51-9219516

Email Address;
Hrcell@supremecourt.govt.pk

Attested
[Signature]

26

20

IN THE SUPREME COURT OF PAKISTAN, ISLAMABAD
(Original Jurisdiction) Regd. A.D.

JRC No. 16581-KI 2017

Application by Chand Munawar Sultana D/o Muhammad Ramzan
Bangash House, Koocha Khan Bahadur Mohalla Kb Ahmed Din, D.I Khan

For
D.A. Khan
[Signature]

Chand Munawar Sultana
D/o Muhammad Ramzan
Bangash House, Koocha Khan Bahadur Mohalla Kb Ahmed Din, D.I Khan

Take note that in pursuance of order of the Hon'ble Chief Justice of Pakistan, you are informed to avail legal remedy if so advised in accordance with law.

Islamabad: August 04, 2017

Director
Human Rights Cell
Phone # 051-9220581/31
Fax # 051-9219516

For copy of report/comments

Attested
[Signature]



.....Better Copy.

In the Supreme Court of Pakistan Islamabad.

(Original Jurisdiction) Regd. A.D

HRC No. 16381-M2017

Application by Chand Munawar Sultana D/o Muhammad Ramzan
Bangash House Kocha Khan Bahadar Mohallah KB Ahmad Deen.
DIKhan

Chand Munawar Sultana
D/o Muhammad Ramzan
Bangash House Kocha Khan Bahadar
Mohallah KB Ahmad Deen. DIKhan

Take notice that in pursuance of order of the Honble Chief Justice of
Pakistan you are informed to avail legal remedy if so advised in
accordance with law.

Islamabad. August 04, 2017

Director
Human Rights Cell
Phone # 051-9220581
Fax No. 051-9219516

Attested
[Signature]

بخدمت جناب ڈسٹرکٹ پولیس آفیسر صاحب ضلع ڈیرہ اسماعیل خان۔

درخواست دربارہ درج رجسٹر فرمائے جانے FIR برائے ارشد نواز و لاج نواز، شارق امین
معد دیگر 8/9 کسان نامعلوم تھانہ سٹی، بحوالہ درخواست مورخہ 21/10/2016 وغیرہ۔

جناب عالی!

مؤدبانہ گزارش ہے کہ ہم ساکنان کی طرف سے مورخہ 03/12/2016 کو و قبل مورخہ
21/10/2016 کو والدہ و بھابی نے ایک درخواست مسیان (1) ذوالقرنین حیدر، (2) محمد
حسین پسران سیف الرحمان، (3) محمد الیاس ولد حاجی رازق نور کو حد و تھانہ سٹی سے انخواء برائے
تاوان برخلاف (1) ارشد نواز، (2) واجد نواز پسران اللہ نواز ساکنان محلہ قاضیانوالہ کوچہ KB احمد
دین، تحصیل ضلع ڈیرہ اسماعیل خان، (3) شارق امین ولد طارق امین سکنہ محلہ نزد آشیانہ شاپنگ
سنٹر تحصیل ضلع ڈیرہ اسماعیل خان مع دیگر 8/9 کسان آسی و مسکن نامعلوم جن کو ہم شکل سے
جاننے ہیں اور آنجناب و SHO سٹی ڈیرہ اسماعیل خان کو گزاری تھی مگر تا حال مذکورہ حالات انخواء
برائے تاوان کی FIR تھانہ سٹی ڈیرہ اسماعیل خان نے درج رجسٹر نہیں کی۔ اب ہم ساکنان
درخواست سابقہ مورخہ 03/12/2016 کے پیش نظر مذکورہ FIR انخواء برائے تاوان مکمل تسلی
کے و درج رجسٹر کرنا مطلوب ہے۔ جملہ سابقہ نقول لطف ہیں۔

لہذا استدعا ہے کہ ایجوہات بالا حالات مذکورہ کے مد نظر FIR باہت انخواء برائے تاوان
برخلاف (1) ارشد نواز، واجد نواز پسران اللہ نواز ساکنان محلہ قاضیانوالہ کوچہ KB احمد
دین، تحصیل ضلع ڈیرہ اسماعیل خان، (3) شارق امین ولد طارق امین سکنہ محلہ نزد آشیانہ
شاپنگ سنٹر تحصیل ضلع ڈیرہ اسماعیل خان مع دیگر 8/9 کسان آسی و مسکن نامعلوم جن کو
ہم ساکنان سامنے آنے پر شناخت کر سکتے ہیں درج رجسٹر فرمائی جاوے تاکہ حق ری
ساکنان ہو۔

مورخہ: 03/07/2017

(1) محمد الیاس ولد حاجی رازق نور (2) محمد ذوالقرنین حیدر (سٹوڈنٹ LLB)

(3) محمد حسین پسران سیف الرحمان ساکنان محلہ قاضیانوالہ تحصیل ضلع ڈیرہ اسماعیل خان۔

محمد حسرت علی (ساکنان)

موبائل نمبر (محمد الیاس) 0333-0351701

Att. deed



بیان بحوالہ انکوائری لیٹر نمبر 4445-47/FNo.A-10/Appeal
 از ان محمد ذوالقرنین حیدر ولد سیف الرحمان قوم بنگش سکنہ محلہ قاضیا نوالہ ڈیرہ ہٹی
 شناختی کارڈ نمبر 1-9631824-12101
 رابطہ نمبر 0340-9418341

بیان کیا کہ میں ایک قانون کا پاسداری شہری ہوں جس کے خلاف پورے ملک میں آج تک کوئی فوجداری کیس نہیں رہا ہے۔ یہ کہ مورخہ 13/10/2016 کو مجھے میرے بھائی اور چچا سمیت مسمیان ارشد نواز، واجد نواز اور شارق امین نے دیگر نامعلوم افراد کیساتھ مل کر اغواء کر کے اپنے ہمراہ لے گئے اور عرصہ تقریباً 8 ماہ سے زیادہ جس بے جا میں رکھا اور بعد ازاں ادائیگی تاوان انہوں نے مورخہ 23/06/2017 کو ہمیں رہا کیا۔ اس نسبت میری والدہ نے SHO، IGP، DPO اور سپریم کورٹ آف پاکستان کے ہیومن رائٹس سیل تک درخواست ہائے بابت قانونی چارہ جوئی گزاری ہیں اور ہماری جانب سے قانونی چارہ جوئی کا سلسلہ جاری ہے۔

جناب عالی؛ میری غیر حاضری کا تمام عرصہ، میری اغوائگی اور بے بسی کا تھا جو کہ میرے ذاتی دائرہ اختیار سے باہر تھا۔ جبکہ میں نے میرٹھ پر اپنی UC میں اول پوزیشن حاصل کی ہے اور وطن عزیز کا سرمایہ ہوں۔ تمام متعلقہ ریکارڈ (عدالتی چارہ جوئی و درخواست ہائے) ہمراہ لف ہے۔
 لہذا التماس ہے کہ من مقرر کو مورخہ 13/10/2016 سے حاضر تصور فرمایا جاوے اور میں اپنے بیان ہذا میں درخواست (توسیع کنٹریکٹ لف شدہ) کی تائید کرتا ہوں۔

محمد ذوالقرنین حیدر

مورخہ 09/12/2017

121019631824-1

-0340-9408341

Attested

(Handwritten signature)

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OFFICE OF THE
DISTRICT POLICE OFFICER,
DERA ISMAIL KHAN
Phone No. 0966-9280062

No 304/15-1

Dated DIKhan the 1-11-2018

To The Dy. Director (Estt)
Elementary & Secondary Education,
Khyber Pakhtunkhwa, Peshawar

Subject: ABSENT FROM DUTY/PROVISION OF ENQUIRY REPORT

Please refer to your office Letter No. 4343/F.10/Appeal of PST(M), dated 11.10.2018.

It is intimated that the matter has been probed into through DSP/City Circle DIKhan. According to his report, Mohammad Zulqarnain Haider s/o Saif ul Rehman Bangash /o Moh: Qazian Wala DIKhan approached the court of Senior Civil Judge DIKhan on 09.10.2018. He lodged a complaint u/s 200 CrPC in the court against his kidnapping/abduction. He also lodged several applications to the local police of PS/City DIKhan upon which the competent court ordered Senior Civil Judge for enquiry. The learned court initiated an enquiry and recorded the statements of complainant and witnesses. Final report for trial of complaint u/s 365-A/506/34 PPC was sent to ASJ-VI DIKhan which is under trial and the court has been adjourned for 07.11.2018.

The application is based on facts. A copy of report alongwith other connected papers furnished by DSP/City Circle DIKhan is enclosed herewith, please

Attested
[Signature]

[Signature]
District Police Officer
Dera Ismail Khan
21/10

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Attested
Whe

صاحب خان، پتہ: ڈیڑھ گز، کراچی، ڈائری نمبر 12054، تاریخ: 16-10-18
ڈیڑھ گز، کراچی، ڈائری نمبر 1313، تاریخ: 11-10-18

کے نام سے درخواست کی گئی ہے کہ ان کے لئے ایک کھدائی کا کام کروایا جائے۔

forwarded with the report of the site engineer.

کے نام سے درخواست کی گئی ہے کہ ان کے لئے ایک کھدائی کا کام کروایا جائے۔

کے نام سے درخواست کی گئی ہے کہ ان کے لئے ایک کھدائی کا کام کروایا جائے۔

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کے نام سے درخواست کی گئی ہے کہ ان کے لئے ایک کھدائی کا کام کروایا جائے۔

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کے نام سے درخواست کی گئی ہے کہ ان کے لئے ایک کھدائی کا کام کروایا جائے۔

کے نام سے درخواست کی گئی ہے کہ ان کے لئے ایک کھدائی کا کام کروایا جائے۔

کے نام سے درخواست کی گئی ہے کہ ان کے لئے ایک کھدائی کا کام کروایا جائے۔

کے نام سے درخواست کی گئی ہے کہ ان کے لئے ایک کھدائی کا کام کروایا جائے۔



جناب عالی مسمولہ لیٹر انگریزی نمبر 4343 مورخہ 11/10/2018 ڈائری نمبری 2054 مورخہ 16/10/18 مجاریہ جناب ڈپٹی ڈائریکٹر ایلمنٹری سکینڈری ایجوکیشن خیبر پختونخواہ پشاور معروض ہوں کہ محمد ذوالقرنین حیدر ولد سیف الرحمان بگلش سکنہ محلہ قاضیا نوالہ ضلع DIK نے اپنے اغواء کے خلاف مورخہ 09/10/2018 کو بعدالت جناب سینئر سول جج صاحب ضلع DIK استغاثہ زبردفعہ 200 ض ف دائر کیا تھا اور متعدد درخواست ہائے بھی تھانہ سٹی کو گزاری گئیں تھیں جس پر جناب ایڈیشنل سیشن جج صاحب VI، DIK کے حکم آرڈر شیٹ نمبر 12 مورخہ 21/02/2018 جس کی نقول تصدیق شدہ ہمراہ لف ہیں۔ جناب سینئر سول جج صاحب ضلع DIK کو انکواری کرنے کا حکم صادر فرمایا تھا جس پر تمام گواہان اور مدعی کے بیانات بعدالت سینئر سول جج صاحب DIK زبردفعہ 164 ض ف قلمبند ہوئے اور فائل رپورٹ بغرض سماعت استغاثہ زبردفعہ PPC 365-A/34/506 بعدالت جناب ASJ-VI صاحب DIK کو بچھوائی۔ دوران سماعت استغاثہ عدالت ASJ-VI صاحب نے مورخہ 03/07/2018 کو الزام علیہ گان ارشد نواز وغیرہ سے ضمانت نامہ جمع کرائے اور مورخہ 25/09/2018 کو بلزمان پرفرڈ جرم عائد کی۔ استغاثہ ہذا زیر سماعت کی آئندہ تاریخ پیشگی مورخہ 07/11/2018 مقرر ہے۔ انکواری بعدالت جناب سینئر سول جج صاحب DIK نے بحوالہ آرڈر شیٹ نمبر 13 مورخہ 22/02/2018 میں تحریر فرمایا ہے کہ اغواء کا دائرہ کردہ استغاثہ بالکل درست ہے جبکہ محمد ذوالقرنین کی محکمہ سے غیر حاضری اس کے اختیارات سے باہر تھی۔ رپورٹ مرتب ہو کر گزارش ہے

SHO سٹی۔

مورخہ 27/10/2018۔

نوٹ؛ عدالت سے باضابطہ نقول حاصل کر کے لف ہیں۔

Attested

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603-SA *Reed*

Resignation



**DIRECTORATE OF ELEMENTARY AND SECONDARY EDUCATION
KHYBER PAKHTUNKHWA PESHAWAR.**

No. 4343 /E. No.10/Appeal of PST(M).

Dated Peshawar the 16 of 10 2018.

To, *12654*
16/10/18
The District Police Officer,
D.I.Khan.

Attested
[Signature]

Subject: ABSENT FROM DUTY/PROVISION OF ENQUIRY REPORT.

Memo:- I am directed to refer to the subject noted above and to enclose herewith District Education Officer (M) D.I.Khan letter bearing No.25409 dated 03.07.2017 alongwith other connected documents in respect of Mr.Zulqarnain Haider s/o Saif-ur-Rehman requesting for guidance regarding his re-instatement.

The brief facts of the case is that the applicant named mentioned above was working as Primary School Teacher(PST) till 14.10.2016 and as per his appeal and SDEO(M)D.I.Khan report he was abducted for ransom. Later on his mother filed suit in the court of Additional Session Judge -VI D.I.Khan wherein the Honable A.D.J.-VI directed DPO/SHO to conduct enquiry and submit report within a week time (copy enclosed).

I am further directed to request you to submit a copy of the said enquiry so as to finalize the disciplinary proceeding and provide necessary guidance to the quarter concerned.

SHO/City, EO
For Compliance Report

[Signature]
Deputy Director (Establishment)
Elementary & Secondary Edu:
Khyber Pakhtunkhwa Peshawar.
09-11-18

Encls: No. _____

Copy forwarded to the *Supdt. of Police*
in Circle, D.I. Khan

- 1. District Education Officer(M)D.I.Khan No. cited above.
- 2. P.A to Director Elementary and Secondary Education local office.

DST - City, D.I.Khan

Deputy Director (Establishment)
Elementary & Secondary Edu:
Khyber Pakhtunkhwa Peshawar.

For necessary enquiry and final report to be submitted

[Signature]
Deputy Director
16.10.18

ASHO/City
16.10.18



**OFFICE OF THE DISTRICT EDUCATION OFFICER
(MALE) DERA ISMAIL KHAN**

Tel: 09669280128-09669280131.

Email: emisdikhan@yahoo.com

Dated DIKhan the 21 / 11 / 2017

To: The Director,
Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar.

Subject: GUIDANCE.
Memo:

Enclosed please find herewith a report received from SDEO (M) DIKhan vide No. 1067 dated 30-10-2017, about Mr. Zuiqamain Haider S/O Saif Ur Rehman, NTS PST, GPS No:6, DIKhan.(A,B,C & D annexure are attached here)

As the official remained absent from duties w.e.f 14-10-2016 and on the report of his absence the undersigned has not issued his extension order for the period from 05-12-2016 to 05-12-2017. He did not perform his duties w.e.f. 14-10-2016 to till date. Now he applied for his extension with back benefits.

The undersigned needs guidance that as he was Adhoc employee appointed through NTS, whether he is eligible for extension in services or otherwise.

District Education Officer
(M) Dera Ismail Khan

Attested

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DIRECTORATE OF ELEMENTARY AND SECONDARY EDUCATION KHYBER
PAKHTUNKHWA PESHAWAR.

No. 4168/F. No.A-10/Appeal of
PST(M)General.

Dated Peshawar the 16/11 /2018

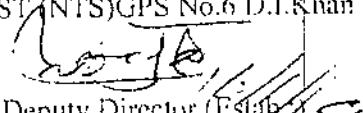
To,

The District Education Officer (M)
D.I.Khan.

Subject: - ABSENT FROM DUTY/PROVISION OF ENQUIRY.

Memo:-

I am directed to refer to your letter No.5170 dated 14.07.2018 on the subject noted above and to ask you to re-instate Mr. Muhammad Zulqarnain Haider PST (NTS)GPS No.6 D.I.Khan under the rules/policy.



Deputy Director (Estab.)
Elementary & Secondary Edu.
Khyber Pakhtunkhwa Peshawar.
11/11/18

Endst: No. _____/

Copy forwarded to the:-

- 1. P.A to Director Elementary and Secondary Education local office.

Deputy Director (Estab :)
Elementary & Secondary Edu:
Khyber Pakhtunkhwa Peshawar.

Attested


Annex 'C'

37



**OFFICE OF THE
DISTRICT EDUCATION OFFICER
(MALE) DERA ISMAIL KHAN**

Cell: 09969280128, 09969280131
Email: deraidkhan@gmail.com



NOTIFICATION:

In pursuance of Section-3 of the Khyber Pakhtunkhwa Employees of Elementary & Secondary Education Department (Appointment & Regularization of Services) Act, 2017 read with section-1 sub-section(2) of the Act and Law Department Government of Khyber Pakhtunkhwa advice bearing No. AID-11 Regs: 114/2017-Vol-1-9888-90 dated 20/03/2017 & Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department Notification No. SO/S 11 & S/D 5-2-2018/S 11/Contract dated: 02-02-2018, the service of following Primary School Teacher (PST) appointed vide this office No. 348-23274 (PST (SIS)) dated 05-12-2014 & corrigendum order Endst No.939-431-Vol-1st Dated D.I.Kh. the 08/01/2015 is hereby regularized in HPS-12 with effect from the date of his initial appointment.

Roll No.	Name	Total Marks (out of 300)	School	DOB	UC	Appointment Order No. & Dated	Extension Order No. and re-statement dated if any	CSIC
1760319	ZULQARNAIN HAIDER	121.43	GPS No.6 DIKHAN	01-01-1983	DD-1 Dera City	No.23948-23274/PST (SIS) Dated:05/12/2014	No.140/35-44 Dated: 02/12/2015 & Reinstatement order Endst No.199/1-35 Dated: 21/07/2019.	12101-96/1824-1

(Signature)

TERMS & CONDITIONS

- The regularization will not be in favour of those, who have not taken over charge or has remained absent from duty or resigned from service and also not for those who are under disciplinary proceedings.
- Their services shall be governed by the Khyber Pakhtunkhwa Civil Servants Act, 1973, the Khyber Pakhtunkhwa (Appointment, Deputation, Posting & Transfer of Teachers, Lecturers, Instructors & Doenst) Regulatory Act, 2011, and such rules and regulations as may be issued from time to time by the government.
- Their pay shall be released subject to verification of academic documents/testimonials from the concerned Board/University by the District Education Officer Concerned
- Their services shall be considered regular and they shall be eligible for pension deduction of C/P fund in terms of the Khyber Pakhtunkhwa Civil Servants Act, 1973 as amended in 2013
- Their services are liable to termination on one month prior notice from either side. In case of resignation without notice, their one month pay/allowances shall be forfeited to the Government treasury.
- They shall possess the same qualification and experience required for a regular post

Attested
(Signature)

D. A.
Judicial
AND
Commissioner
Director
re-instated
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Director E.
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.....Better Copy.

**OFFICE OF THE
 DISTRICT EDUCATION OFFICER (MALE) DERA ISMAIL KHAN.
 Tell # 0966-9280128-0966-9280131
 Email. emisdikhan@gmail.com**

NOTIFICATION:-

In pursuance of section 3 of the Khyber Pakhtunkhwa employees of Elementary & Secondary Education Department (appointment and regularization of services) Act 2017 read with Section 1 Sub Section 2 of the Act ibid law Department Govt. Khyber Pakhtunkhwa advise bearing No. A1-D-III/Lagis; 1(4)2017/Vol-I/9888-90 dated 20/03/2017 and Govt. of Khyber Pakhtunkhwa Elementary & Secondary Education Department Notification No. SO(SF)E&SED3-2/2018/SITT/Contract dated 22/02/2018 the service of following Primary School Teacher (PST) appointed vide this office No. 23048-23274 PST(NTS) dated 05/12/2014 and corrigendum order Endst No. 939-43/EA-I/Estt; dated DIKhan the 08/11/2015 is hereby regularized in BPS-12 with effect from date of his initial appointment.

Roll No.	Name	Total marks out of 200	School	DOB	UC	Appointment order No. & Dated	Extension Order No. & Reinstatement dated if any No. 34035-44 dated 02/12/2015 & reinstatement order Endst; No. 19931-35 dated 26/07/2019	CNIC
1760319	Zulqarna in Haider	121.45	GPS No. 6, DIK	01/04/1988	DD. 1, Dera City	23048-23274/PST (NTS) dated 05/12/2014		12101-9631824-1

Noted

Terms and Conditions:-

1. The regularization will not be in favour of those who have not taken over charge are has remained absent from duty or resigned from services and also not for those who are under disciplinary proceedings.
2. There services shall be governed by the Khyber Pakhtunkhwa Civil Servant Act, 1973, the Khyber Pakhtunkhwa (Appointment-Deputation-Posting and Transfer of teachers-Lecturers-Instructors & Doctors) regulatory Act 2011 and such rules and regulations as may be issued from time to time by the Government.
3. Their pay shall be released subject to verification of academic documents / testimonials from the concerned board / university by the District Education Officer concerned.
4. Their service shall be considered regular and they shall be eligible for pension / deduction of GP Fund in terms of the KPK Civil Servant Act 1973 as amended in 2013.
5. Their services are liable to termination on month prior notice from either side in case of resignation without notice their one month pay / allowances shall be forfeited to the Govt. Treasury.
6. They shall possess the same qualification and experience required for a regular post.

7243

Regularization under Rule 10(1) of the Khyber Pakhtunkhwa Employees of the Elementary and Secondary Education (Appointment and Regularization of Services) Act, 2018

- 7. They shall have been recruited from their services or terminated from services on account of misconduct or otherwise on any other ground before commencement of this Act. The DDO concerned should ensure this condition before the draw of their pay as regular servants.
- 8. Their regularization shall not affect the promotion quota of existing holders of posts in respective service cadres.
- 9. The employees whose services are regularized under The Khyber Pakhtunkhwa Employees of the Elementary and Secondary Education (Appointment and Regularization of Services) Act, 2018 (Khyber Pakhtunkhwa Act No.1 of 2018) or in the process of attaining service at the commencement of The Khyber Pakhtunkhwa Employees of the Elementary and Secondary Education (Appointment and Regularization of Services) Act, 2018 (Khyber Pakhtunkhwa Act No.1 of 2018) shall rank junior to all civil servants belonging to the same service or cadre as the case may be, who are in service on regular basis on the commencement of The Khyber Pakhtunkhwa Employees of the Elementary and Secondary Education (Appointment and Regularization of Services) Act, 2018 (Khyber Pakhtunkhwa Act No.1 of 2018), and shall also rank junior to such other persons, if any, who, in pursuance of the recommendation of the Commission made before the commencement of this Act, are to be appointed to the respective service or cadre, irrespective of their actual date of appointment.
- 10. Their seniority shall be determined on the basis of their continuous service in cadre, provided that if the date of continuous service in the case of two or more employees is the same, the employees older in age shall rank senior to the younger one.
- 11. His intervening absent period i.e. w.e.f 17-10-2016 to 25-07-2019 is considered as F.O.I. extra ordinary leave without pay, vide reinstatement order Endst No.19931-35 Dated 26/07 2019.

Sd/-
DISTRICT EDUCATION OFFICER
(MALE) DERA ISMAIL KHAN

Endst. No. 7243 - 52 (Inst (Primary)

Dated DIKhan the 29 02 2020

Copy forwarded for information and necessary action to the:-

- 1. PS to the Secretary, to Govt; Khyber Pakhtunkhwa E&SE, Department.
- 2. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
- 3. Deputy Commissioner DIKhan.
- 4. District Comptroller of Accounts DIKhan.
- 5. Deputy District Education Officer (Male) DIKhan
- 6. Sub Divisional Education Officer (M) DIKhan,
- 7. Assistant Sub Divisional Education Officer (M) Circle of DIKhan
- 8. Head Teacher Concerned.
- 9. Teacher Concerned
- 10. Master File.

Attested
[Signature]

[Signature]
DISTRICT EDUCATION OFFICER
(MALE) DERA ISMAIL KHAN



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- 7. They shall not resigned from their services and terminated from service on account of misconduct. Inefficiency or any other ground before commencement of this Act. The DDO concerned should ensure this condition before the drawl of their pay as regular servants.
- 8. Their regularization shell not effect the promotion quota of existing holder of post in respective service cadre.
- 9. The employees whose services regularized under the KPK employee Elementary & Secondary Education (Appointment & Regularization of Services) Act 2018 (KPK Act NO. 1 of 2018) or in the process of attaining, services at the commencement of the KPK employees of the Elementary & Secondary Education (appointment and regularization of services) Act 2018 (KPK Act No. 1 of 2018) Shell rank junior to all civil servants belonging to the same service or cadre as the case may be who are in service on regular basis on the commencement of KPK employees of the Elementary & Secondary Education (Appointment & Regularization Services) Act 2018 (KPK Act No. 1 of 2018) and shell also rank junior to such other persons if any who in pursuance of the recommendation of the commission made before the commencement of this act are to be appointed to the respective service or cadre irrespective of their actual date of appointment.
- 10. Their seniority shell be determined on the basis of their continues service in cadre provided that if the date of continues service in the case two or more employees is the same, the employees order in age shell rank senior to the younger one.
- 11. His intervening absent period i.e w.e.from 13/10/2016 to 25/07/2019 is considered as extra ordinary leave without pay. Vide reinstatement order Endst; No. 19931-35 dated 26/07/2019.

Sd/-
District Education Officer (M)
Dera Ismail Khan.

Endst; No. 7243-52/Estt;(Primary) dated DIKhan 29/02/2020.

Copy forwarded for information and necessary action to the;-

- 1. PS to Secretary to Govt. KPK E&SE Department.
- 2. Director E&SE KPK, Peshawar.
- 3. Deputy Commissioner, DIKhan.
- 4. District Comptroller of Accounts, DIKhan.
- 5. Deputy District Education Officer(M) DIKhan.
- 6. Sub Division Education Officer (M) DIKhan.
- 7. Assistant Sub Divisional Education Officer (M) Circle in DIKHan.
- 8. Head Teacher concerned.
- 9. Teacher Concerned.
- 10. Master file.

Attested

Sd/-
District Education Officer (M)
Dera Ismail Khan.

41

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OFFICE OF THE DISTRICT EDUCATION OFFICER
(MALE) DERA ISMAIL KHAN

ORDER:

1. WHEREAS Muhammad Zulqarnain Haider was appointed as PST vide DEO (Male) DIK office order No: 23048-23274 dated: 06/12/2014 at GPS No. 4 DIKhan and adjusted at GPS No.06 DIK on 08-01-2015 due to threat and enmity.
2. AND WHEREAS he was abducted on 13/10/2016 and released on 22/06/2017 as mentioned in application submitted by his mother.
3. AND WHEREAS Additional Session Judge VI D.I.Khan ordered the Judicial Magistrate to probe into the matter and report about the issue. The Judicial Magistrate reported and conformed the prayer of complainant and complaint in hand declared as based on facts and prima facie case exists against the respondents.
4. AND WHEREAS Additional Sessions Judge VI admitted the case, exhibited the report of judicial magistrate.
5. AND WHEREAS the Director E & SE KPK also ordered an inquiry. The inquiry was conducted by DEO (Male)-Kohat and the facts finding report was approved by the Director E & SE KPK. The findings were unauthorized occupation and recommendation for re-instatement.
6. AND WHEREAS District Police Officer D.I.Khan also investigated the case through DSP City Circle D.I.Khan. He also confirmed that the said Mr. Muhammad Zulqarnain Haider was not willful absent and his appeal is based on fact.
7. AND WHEREAS consequent upon the acceptance of appeal by the competent authority (Worthy Director E & SE, KPK) vide No.4168 /F. No A-10 /APPEAL OF PST (MALE) GENERAL. Dated Peshawar 16-01-2019, District Education Officer (Male) DIKhan, the competent authority for PST is agreed to re-instate Mr. Muhammad Zulqarnain Haider PST,NTS GPS No.6 DIKhan against his original post with immediate effect.
8. AND WHEREAS his intervening period will be considered EOL.

sd-

DISTRICT EDUCATION OFFICER
(MALE) DERA ISMAIL KHAN

Dist No: 19931-35

Dated DIKhan the: 26-7 /2019

Copy forwarded to the:-

1. Director E & SE Khyber Pakhtunkhwa Peshawar.
2. District Comptroller of Accounts DIKhan.
3. SDEO(Male) DIKhan
4. Candidate concerned.
5. PA to DEO (Male) DIKhan

Attested
(Signature)

(Signature)
DISTRICT EDUCATION OFFICER
(MALE) DERA ISMAIL KHAN

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OFFICE OF THE
DISTRICT EDUCATION OFFICER (MALE) DERA ISMAIL KHAN.

ORDER:-

1. WHEREAS Muhammad Zulqarnain Haider was appointed as PST vide DEO (Male) DIKhan office order No. 23048-23274 dated 06/12/2014 at GPS NO. 4 DIKhan and adjusted at GPS No. 6 DIKhan on 08/01/2015 due to threat and enmity.
2. AND WHEREAS he was abducted on 13/10/2016 and released on 22/06/2017 as mentioned in application submitted his mother.
3. AND WHEREAS Additional Session Judge-VI, DIKhan ordered the Judicial Magistrate to probe into the matter and report about the issue. The judicial Magistrate reported and confirmed the prayer of complainant and complaint in head declared as based on facts and prima facie case exist against the respondents.
4. AND WHEREAS Additional Session Judge-VI, DIKhan admitted the case, Exhibited the report of Judicial Magistrate.
5. AND WHEREAS the Director E & SE Khyber Pakhtunkhwa also ordered and inquiry, the inquiry was conducted by DEO(M) Kohat and facts findings report was approved by the Director E & SE KPK, the findings were unauthorized occupation and recommendation for reinstatement.
6. AND WHEREAS District Police Officer DIKhan also investigated the case through DSP City Circle DIKhan he also confirmed that the said Mr. Zulqarnain Haider was not willful absent and his appeal is based on fact.
7. AND WHEREAS consequents upon the acceptance of appeal by the competent authority (Worthy Director E & SE, KPK) vide NO. 4168/F-NOA-10/Appeal of PST(Male)General dated Peshawar 16/01/2019, District Education Officer (M) DIKhan, the competent authority for PST is agreed to reinstate Mr. Muhammad Zulqarnain Haider PST(NTS) GPS No. 6, DIKhan against his original post with immediate effect.
8. AND WHEREAS his intervening period will be considered EOL.

**District Education Officer (M),
Dera Ismail Khan.**

Endst; No. 19931-35 dated DIKhan the 26/07/2019.

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[Signature]

Copy forwarded to the;

1. Director E & SE KPK Peshawar.
2. District Comptroller of Accounts, DIKhan.
3. SDEO(M), DIKhan.
4. Candidate concerned.
5. PA to DEO (Male) DIKhan.

**District Education Officer (Male),
Dera Ismail Kan.**

(appointment and regularization of services) Act 2017 read with Section 1 Sub Section 2 of the Act ibid law Department Govt. Khyber Pakhtunkhwa advise bearing No. A1-D-III/Lagis;

جناب ڈسٹرکٹ ایجوکیشن آفیسر صاحب (مردانہ) ضلع ڈیرہ اسماعیل خان۔

SDEO (Male) صاحب ڈیرہ اسماعیل خان۔

عنوان :-

درخواست / اپیل بمراد عطاء فرمائے جانے سابقہ جملہ بقایا جات (دو دیگر داری) (دو دیگر داری) بمطابق حکم فاضل عدالت سپریم کورٹ آف پاکستان بحوالہ نمبر SCMR 2013, P-752 (سپریم کورٹ نے اپنے فیصلہ میں قرار دیا ہے کہ جب کوئی ملازم بحال ہوتا ہے تو اس کا نوکری سے نکالے جانے سے لیکر بحالی تک کا دورانیہ مردس میں شمار ہوگا اور محکمہ اس عرصہ کی تنخواہ، انگریمنٹ اور Pro-Forma پروموشن وغیرہ ملازم کو دینے کا پابند ہے۔)

Attested
[Signature]

سائل حسب ذیل عرض رساں ہے۔

جناب عالی

یہ کہ من سائل سال 2014 بذریعہ NTS ٹیسٹ محکمہ تعلیم ڈیرہ اسماعیل خان میں یونین کونسل نمبر 1 ڈیرہ شی سے پہلی پوزیشن حاصل کر کے # 4 GPS میں بطور PST مورخہ 05/12/2014 کو تعینات ہوا جو کہ بعد ازاں بذریعہ Corrigendum گورنمنٹ پرائمری سکول نمبر 6 میں حاضر ہو کر اپنے فرائض منصبی سرانجام دیتا رہا۔ نقل Appointment آرڈر Corrigendum لف ہیں۔

(1)

یہ کہ من سائل مورخہ 13/10/2016 بوقت عشاء سے لیکر مورخہ 23/06/2017 تک اغواء رہا جس کی وجہ سے من سائل نادانستہ طور پر اپنے فرائض منصبی انجام دینے سے قاصر رہا جو کہ تمام تر معاملہ جناب ڈائریکٹر صاحب E&SE خیبر پختونخواہ کی جانب سے قائم کردہ انکوائری ہائے بذریعہ DEO (M) کوہاٹ اور DPO ڈیرہ اسماعیل خان میں بھی من سائل کی بے گناہی واضح ہو چکی ہے جس کی روشنی میں جناب ڈائریکٹر صاحب E&SE خیبر پختونخواہ نے بذریعہ لیٹر نمبری 4168/F.No.A-10/Appeal of PST (M) General مورخہ 16/01/2019 آنجناب کو بمطابق قوانین بابت Reinstate کرنے (من سائل) کی ہدایت کی گئی۔ نقل لیٹر ہمراہ لف ہے۔

(2)

یہ کہ جس پر آنجناب نے مورخہ 26/07/2019 کو بذریعہ حکم نمبری 35-1999931 من سائل کو باقاعدہ Reinstate فرمایا جبکہ مذکورہ حکم کی شق نمبر 8 کے مطابق Intervening Period کو Extra Ordinary leave قرار دیا گیا۔ نقل حکم لف ہے۔

(3)

یہ کہ عدالت العظمیٰ سپریم کورٹ آف پاکستان اپنے حکم بحوالہ نمبر SCMR 2013, P-752 "سپریم کورٹ نے اپنے فیصلہ میں قرار دیا ہے کہ جب کوئی ملازم بحال ہوتا ہے تو اس کا نوکری سے نکالے جانے سے لیکر بحالی تک کا دورانیہ مردس میں شمار ہوگا اور محکمہ اس عرصہ کی تنخواہ، انگریمنٹ اور Pro-Forma پروموشن وغیرہ ملازم کو دینے کا پابند ہے۔" نقل حکم عدالت العظمیٰ سپریم کورٹ لف ہے۔

(4)

یہ کہ عدالت العظمیٰ کے فیصلہ میں واضح طور پر موجود ہے کہ جب الزامات سے بری ہو جانے کے بعد ملازم Reinstate: دوبارے نو جتنا مردس ہی وہ اپنی ذیولتی سے غیر حاضر رہا تو اس غیر حاضری کی تمام ذمہ داری تنگہ پر ماند: آتی ہے اور ملازم کو غیر حاضر شدہ مردس کے تمام Benefits

(5)

DBO #
9173
Date 16-09-2019

(پروموشن و مراعات و تنخواہ وغیرہ) بھی دیئے جائیں۔ الغرض یہ کہ ملازم کو اپنے ساتھ بھرتی شدہ (Batch mates) کو حاصل شدہ جملہ مراعات حاصل کرنے کا حق حاصل ہے۔ لہذا التماس اپیل ہے کہ بوجوہات بالا من سائل کو حسب صراحت عنوان و تشریح جملہ مراعات وغیرہ بروئے حکم عدالت العظمیٰ سپریم کورٹ آف پاکستان عطاء فرما کر من سائل ماتحت کی حق فرمائی جاوے اور قانون کا بول بالا فرمایا جاوے۔

مورخہ 04/09/2019

محمد ذوالقرنین حیدر ولد سیف الرحمان
PST (پربٹل نمبر 734158) گورنمنٹ پرائمری سکول نمبر 6، ڈیرہ اسماعیل خان۔
قومی شناختی کارڈ نمبر: 1-9631824-12101
موبائل نمبر: 0331-7633703

Handwritten signature and date: 04/09/2019

Forwarded to
SDEO (M)
for action,
please.

Handwritten signature and date: 04/9/19

Handwritten signature and date: 04/9/19

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Reg



OFFICE OF THE DISTRICT EDUCATION OFFICER (M)
DERA ISMAIL KHAN

No. 30068 / ADEO.Estab (P)

Dated DIKhan the 28 / 10 / 2019

To
Mr. Zulqarnain Haider PSI
GPS NO.6 DIKhan.

Subject: - ARREARS OF ABSENT PERIOD

Memo:
Reference appeal/application bearing dary No. 9173 dated 16-09-2019 on the subject cited above.
You are informed that as you were on contract on adhoc on fixed basis. Your contract was not extended at that time and your services were not regularized due to your absence. You are not entitled for arrears of intervening absent period under the rules.

[Handwritten Signature]
DISTRICT EDUCATION OFFICER
(M) DERA ISMAIL KHAN

Encl No. _____ / Dated: _____ / _____ / 2019

Copy to:
1. P.A.to District Education Officer (Male) DIKhan

[Handwritten Signature]
Attested

DISTRICT EDUCATION OFFICER
(M) DERA ISMAIL KHAN

بخدمت جناب ڈائریکٹر ایلیمنٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخواہ پشاور۔

بوساطت: ڈسٹرکٹ ایجوکیشن آفیسر (مردانہ) ضلع ڈیرہ اسماعیل خان۔



عنوان:-

اپیل اورخواست برخلاف حکم نمبری 30668 مورخہ 28/10/2019۔

- جناب عالی!
- (1) یہ کہ من سائل GPS نمبر 6 میں بطور پرائمری سکول ٹیچر (PST) اپنے فرائض منصبی سزا انجام دے رہا ہے۔
 - (2) یہ کہ من سائل نے سابقہ مراعات / ادراجات کی ادائیگی کیلئے جناب D.E.O (مردانہ) صاحب ڈیرہ اسماعیل خان کو ایک درخواست گزاری جو کہ مورخہ 28/10/2019 کو حکم نمبری 30668 کے تحت خارج فرمادی گئی۔ نقول ہمراہ لف ہیں۔
 - (3) یہ کہ چونکہ من سائل محکمانہ انکوائری میں بے گناہ قرار پا چکا ہے۔ مزید یہ کہ جملہ محکمانہ انکوائری ہائے کا عرصہ تقریباً 25 ماہ کے طویل دورانیہ پر مشتمل ہے جو کہ مذکورہ انکوائری بے آسانی ایک ہفتہ میں مکمل کی جاسکتی تھی جبکہ اصل متنازعہ عرصہ تقریباً 8 ماہ پر مشتمل ہے۔
 - (4) یہ کہ انکوائری میں اتنی طوالت صرف اور صرف بدینتی پر مبنی ہے۔ اور من سائل کے حقوق پر بے اثر ہے۔

لہذا التماس ہے کہ حکم نمبری 30668 مورخہ 28/10/2019 کو منسوخ فرماتے ہوئے متنازعہ عرصہ تقریباً 8 ماہ اور انکوائری ہائے کا عرصہ تقریباً 25 ماہ کی تنخواہ جات / مراعات / انگریمنٹ وغیرہ من سائل کو عطاء فرما کر من سائل کی تنخواہ اسی کے مطابق Adjust کی جاوے۔

مورخہ 25/11/2019

محمد ذوالقرنین حیدر (PST) ولد سیف الرحمان
گورنمنٹ پرائمری سکول نمبر 6 ڈیرہ اسماعیل خان
قومی شناختی کارڈ نمبر: 1-12101-9631824-1
موبائل نمبر: 03377003676

Julian
Arden

Attested
[Signature]

عنوان :- درخواست اپیل براد عطاء فرمائے جانے سابقہ جملہ بقایا جات بمطابق حکم فاضل عدالت سپریم کورٹ آف پاکستان بحوالہ نمبر SCMR:2013, P-752 (سپریم کورٹ نے اپنے فیصلہ میں قرار دیا ہے کہ جب کوئی ملازم بحال ہوتا ہے تو اس کا نوکری سے نکالے جانے سے لیکر بحالی تک کا دورانیہ سروس میں شمار ہوگا اور محکمہ اس عرصہ کی تنخواہ، انگریمنٹ اور Pro-Forma پر دوشن وغیرہ ملازم کو دینے کا پابند ہے۔)

جناب عالی! (1) سائل حسب ذیل عرض رساں ہے۔
یہ کہ من سائل سال 2014 بذریعہ NTS ٹیسٹ محکمہ تعلیم ڈیرہ اسماعیل خان میں یونین کونسل نمبر 1 ڈیرہ سٹی سے پہلی پوزیشن حاصل کر کے # 4 GPS میں بطور PST مورخہ 05/12/2014 کو تعینات ہوا جو کہ بعد ازاں بذریعہ Corrigendum گورنمنٹ پرائمری سکول نمبر 6 میں حاضر ہو کر اپنے فرائض منصبی سرانجام دیتا رہا۔ نقل Appointment آرزو Corrigendum لف ہیں۔

(2) یہ کہ من سائل مورخہ 13/10/2016 بوقت عشاء سے لیکر مورخہ 23/06/2017 تک انڈیا رہا جس کی وجہ سے من سائل نادانستہ طور پر اپنے فرائض منصبی انجام دینے سے قاصر رہا جو کہ تمام تر معاملہ آجینٹاب کی جانب سے قائم کردہ انڈیا کے ذریعہ DEO(M) کو ہاٹ اور DPO ڈیرہ اسماعیل خان میں بھی من سائل کی بے گناہی واضح دیکھی ہے جس کی روشنی میں آجینٹاب نے بذریعہ ایئر نمبری General (M) PST Appeal of No. A-10/F. No. 4168 مورخہ 16/01/2019 آجینٹاب کو بمطابق قوانین بابت Reinstate کرنے (من سائل) کی ہدایت کی گئی۔ نقل ایئر نمبر 4168/F. No. A-10/Appeal of PST(M) General (M) PST Appeal of No. 4168 مورخہ 16/01/2019 آجینٹاب کو بمطابق قوانین بابت Reinstate کرنے (من سائل) ہے۔

(3) یہ کہ جس پر DEO(M) ڈیرہ اسماعیل خان نے مورخہ 26/07/2019 کو بذریعہ حکم نمبری 1999931-35 من سائل کو باقاعدہ Reinstate فرما کر مورخہ 29/02/2020 کو بذریعہ حکم نمبری 7243-52 مستقل (Regular) کیا گیا جبکہ Intervening Period کو Extra ordinary leave without pay قرار دیا گیا۔ نقل حکم لف ہے۔

(4) یہ کہ عدالت العظمیٰ سپریم کورٹ آف پاکستان اپنے حکم حوالہ نمبر SCMR 2013, P-752 "سپریم کورٹ نے اپنے فیصلہ میں قرار دیا ہے کہ جب کوئی ملازم بحال ہوتا ہے تو اس کا نوکری سے نکالے جانے سے لیکر بحالی تک کا دورانیہ سروس میں شمار ہوگا اور محکمہ اس عرصہ کی تنخواہ، انگریمنٹ اور Pro-Forma پر دوشن وغیرہ ملازم کو دینے کا پابند ہے۔" نقل حکم عدالت العظمیٰ سپریم کورٹ لف ہے۔

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2013 SC MR 752



[Supreme Court of Pakistan]

Present: Nasir-ul-Mulk and Tahir Qureshi, JJ

CHAIRMAN, STATE LIFE INSURANCE CORPORATION OF PAKISTAN, KARACHI and others---Appellants

Versus

SIDDIQ AKHAR---Respondent

Civil Appeal No.1186 of 2012, decided on 30th January, 2013.

(On appeal from the judgment/order dated 12-9-2012 passed by Lahore High Court, Lahore in W.P. No.72-19 of 2012).

(a) Civil service---

Dismissal from service---Rights of employee on reinstatement in service---Employee reinstated in service after exoneration of the charge--- Right/entitlement of such employee to continuation of service, increment in salary and pro forma promotion for the period he remains suspended or dismissed---Scope---Employee (respondent), in the present case, was charge-sheeted for misappropriation and embezzlement on basis of which he was dismissed from service---Fresh inquiry committee was constituted on the directions of the Supreme Court, which committee exonerated employee of the charges---Competent authority treated period during which employee remained dismissed as extra ordinary leave without pay and he was denied salary for such period on the ground that he physically remained out of service---Competent authority also denied the employee increment of two years during which he remained dismissed from service and also did not consider him for promotion with retrospective effect as he was dismissed from service and his Annual Confidential Reports for such period were not available---High Court allowed constitutional petition filed by employee and ordered that period for which he remained dismissed was to be considered as period spent on duty; that annual increment for the two years during which he remained dismissed were to be granted to him, and that he should also be considered for pro forma promotion with effect from the date when his batchmates were promoted---Validity---Once an employee was reinstated in service after exoneration of the charges levelled against him, the period during which he remained either suspended or dismissed could not be attributed as a fault on his part---Absence of employee, in the present case, during period of his suspension and subsequent dismissal was not voluntary on his part but it was due to the order of the employer-Corporation (appellant), which restrained him from attending his job/duty---Exoneration of the charge meant that employee stood restored in service, as if he was never out of service of the employer-Corporation---Period during which employee remained dismissed, therefore, was to be considered as period he "remained in service"---Since absence/non-attendance of employee at work was not voluntary on his part and it was due to the steps taken by the employer-Corporation, therefore, his service record could neither be adversely affected nor could he be denied any benefit to which he would have been entitled had he not been suspended or dismissed---Appeal was dismissed accordingly.

Attest



(b) Limitation---

---Bar of limitation---Principles---Limitation was a bar against a party in pursuing its cause and not a bar regarding assumption of jurisdiction by a court because the court for justified reasons could condone the time limitation.

Ali Muhammad v. Muhammad Shafi PLD 1996 SC 292 and Chairman, State Life Insurance Corporation v. Hamayun Irfan 2010 SCMR 1495 ref.

Raja M. Ibrahim Sattli, Senior Advocate Supreme Court for Appellant

M. Munir Paracha, Advocate Supreme Court for Respondent.

Date of hearing: 30th January, 2013.

JUDGMENT

TARIQ PARVEZ, J.---Lengthy round of litigation had finally reached to this Court through Civil Petition for Leave to Appeal No.1710 of 2010. The petition came up for hearing on 21-12-2012 and the same was converted into appeal, inter alia, on the grounds to consider the following questions as formulated, in the leave granting order:--

- (a) whether for the period the respondent remained suspended/dismitted from service, he shall be entitled to annual increment?
- (b) when the department has considered the respondent on extra-ordinary leave without pay for the period of 456 days; whether, under the law, he could be held entitled for payment of the salary for these days, treating him to be present on duty?
- (c) whether the period during which the respondent remained suspended/dismitted from service can be considered while determining his seniority?

2. The respondent, while serving as Zonal Head, Satiwal Zone of State Life Insurance Corporation of Pakistan was charge sheeted on 28-8-1996 and 10-9-1996 on the charges of misappropriation and embezzlement. He was proceeded against departmentally and was dismissed from service on 8-5-1997. The dismissal order was challenged by filing Writ Petition before the Lahore High Court, Multan Bench, where dismissal order was suspended on 20-5-1997 and ultimately the said Writ Petition was allowed and dismissal order was quashed by the High Court vide order dated 30-3-1998. The appellant then filed Civil Petition for leave to appeal before this Court, which petition was converted into appeal and allowed and the judgment of the High Court dated 30-3-1998 was set aside with direction to the respondent to seek redressal of his grievance before the competent forum i.e. the Federal Service Tribunal. Consequently, the respondent filed two Service Appeals before the Federal Service Tribunal but both were dismissed on 9-3-1999; the judgment of the Service Tribunal was challenged by the respondent again by two separate Civil Petitions before this Court and this Court on 15-7-1999 allowed and set aside the order of the Service Tribunal with the observation that the disciplinary proceedings before the Department shall be deemed to be pending and shall be decided afresh after constitution of enquiry committee in accordance with law. The freshly constituted enquiry committee on 2-3-2001 exonerated the respondent from the charges served upon him through the charge sheets mentioned hereinabove. After exoneration the competent authority decided that the

period during which the respondent remained dismissed from service i.e. from 8-5-1997 to 2-3-2001 shall be treated as extra ordinary leave without pay. The above decision of the authority was challenged by the respondent through representations dated 16-1-2001 and 21-4-2002. His representations were not acceded to. However, after about 8/9 years, the respondent filed yet another representation on 1-7-2010 and this time the competent authority vide order dated 27-7-2010 decided that the period from 8-5-1997 to 2-7-1997 (56 days) and from 9-6-1998 to 5-8-1999 (445 days), when the respondent was not in service be treated as extra ordinary leave without pay. This was again challenged by the respondent through Constitution Petition No.1829 of 2010, which was disposed of in the terms that the respondent shall file representation which shall be decided by the department within three months. It appears that since no order was passed on the representation, a fresh Writ Petition was filed by the respondent bearing No.1318 of 2012, which was disposed of on 20-1-2012 with direction that if the appeal of the respondent is pending, the same shall be decided within two weeks.

Upon fresh appeal filed on 6-7-2011, the competent authority vide order dated 15-2-2012 decided the appeal and granted relief to the respondent only to the extent that 56 days i.e. w.e.f. 8-5-1997 to 2-7-1997 be treated as spent on duty whereas rest of the relief was declined.

Being not satisfied, the respondent filed yet another Writ Petition bearing No.7249 of 2012, which was subject matter of instant proceedings and on 12-9-2012, the said Writ Petition was allowed with the following relief given to the respondent:--

- (a) That the period of 456 days as noted above is liable to be considered as a period spent on duty.
- (b) The annual increment for the years 1999 and 2000 may be granted to the petitioner as the same have been granted to other similarly placed employees; and
- (c) The petitioner may be considered for pro forma promotion w.e.f. the date when his batch mates were promoted with due record to the petitioner's right to seniority;

Hence, this appeal by leave of the Court.

3. The principal contention of the learned counsel for the appellant-Corporation is that no relief as claimed by the respondent could be granted to him and that the learned High Court in Constitutional Jurisdiction has acted in a manner as if it was hearing an appeal.

His submission is that as far as awarding relief of considering the respondent to be on duty for the period he remained under suspension or dismissal, is against the law and facts because when the respondent has not attended the office physically nor he was assigned any duty/job, he cannot be held entitled to any remuneration on the principle 'no work, no salary' and thus the respondent has been awarded something which was not his entitlement.

The learned counsel submits that similarly, the relief of awarding two increments for two years i.e. 1999-2000 and 2000 -2001 have wrongly been granted to the respondent against the fact that in these two years, he had not provided any services to the appellant and thus is not entitled to increment for the period, he has not worked.

The learned counsel has also challenged the relief of giving pro forma promotion to the respondent on the ground that when in the year 2002, the cases of batch mates of the respondent were placed before

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the competent authority for consideration for promotion, the respondent could not be promoted because of non-availability of his three previous ACRs, as during such period he was either under suspension or was dismissed by the order of competent authority, as such, according to the learned counsel, he cannot claim pro forma promotion. He has added that, however, when the right of promotion became due to the respondent in the year 2007, he was given promotion but he cannot be given promotion with retrospective effect.

The learned counsel has further argued that on the principle of laches, the learned High Court should have dismissed the case of the respondent at preliminary stage because the order of the competent authority fixing his pay, etc. was passed in the year 2001, which for the first time was challenged by the respondent through filing the Constitution Petition before the High Court, subject matter of instant proceedings, after a lapse of 9/10 years. He submits that if a party approaches the Court after the period of limitation or whose case is hit by laches, the Court has no jurisdiction to entertain the claim which has become barred by time. His submission is that in view of above, the respondent was not entitled to equitable relief sought after almost 10 years from the High Court.

In support of his submission regarding limitation that the same could not have been condoned by consent of the parties and the question of filing petition with the delay and to be hit by principle of laches, reliance has been placed on *Ali Muhammad v. Muhammad Shafi* (PLD 1996 SC 292) and *Chairman, State Life Insurance Corporation v. Hamayun Irfan* (2010 SCMR 1495).

4. On the other hand, learned counsel appearing for the respondent submits that the question of laches cannot be raised by the appellant for more than one reason because it was never the case of the appellant before the learned Judge in Chambers of the High Court nor in the memo of the appeal as the same has been raised before this Court for the first time.

He submits that the respondent remained vigilant in pursuing his grievance though by making repeated representation both against his suspension/dismissal and later on, after his reinstatement regarding fixation of his emoluments, etc. He states that the respondent filed Constitution Petition No. 18629 of 2010 before the High Court, which came up for hearing on 25-3-2010 and it was observed by the learned Single Judge in Chambers of the High Court as under:-

"(2) Both the counsel agree that let the petitioner file a representation to the competent authority in this behalf, who shall examine the same and decide the matter fairly, justly and strictly in accordance with law after affording full opportunity of hearing to the petitioner including the right of producing evidence.

(3) Disposed of in the above terms with direction that the competent authority shall decide the matter expeditiously within three months of the receipt of such representation."

The learned counsel submits that in view of consent order, the respondent was to file a representation to the competent authority, which was accordingly filed but his representation was not entertained and he was advised by the department itself that he shall file an appeal, as envisaged under Regulation No.33 of the State Life Employees Service Regulations, 1973; thus, according to the learned counsel, no question of limitation or laches arises when the department i.e. the appellant itself has been asking the respondent to prefer an appeal pursuant to the consent order referred to hereinabove.

Qua the relief of pro forma promotion given to the respondent w.e.f. the date when his batch mates were promoted, the learned counsel has argued that same is his right because if the respondent was



charged and was removed from service or if in the year 2002, his other colleagues were promoted, but because of deficiency of his ACR, his case was not considered, which fault could not be attributed to the respondent and relief in this regard has rightly been granted to him. He also states that the order of the competent authority dated 2-3-2001 exonerating the respondent from the charges levelled against him vide charge sheets dated 28-8-1996 and 10-9-1996, is a clear hit in his favour and would be considered as if he was never suspended nor dismissed and shall assume the position as was held by him, deeming him to be in service w.e.f. the date when the said two charge sheets were served upon him.

5. We have heard the arguments of the learned counsel for the parties and have also gone through different documents, so brought on record. Undisputed facts are that the respondent was issued two charge sheets mentioned in the preceding paras herein above, on the basis of which he was dismissed from service but was reinstated under the order of this Court with the directions that fresh enquiry should be held against him. In the later enquiry, the respondent was exonerated from the charges, which result of the enquiry was duly communicated to him vide letter dated 12-3-2001. The precise question before this Court is when an employee of the appellant was issued charge sheets, which charges were ultimately not proved and he was exonerated of the charges and that during the period he remained suspended or was dismissed, shall it adversely affect the service record of the respondent, both in terms of continuation of service and in terms of his right to receive pay and salary, etc.

6. Although the competent authority has held that the respondent be treated on duty for 56 days i.e. w.e.f. 8-5-1997 to 2-7-1997 and that the period from 9-6-1998 to 16-9-1999 (456 days) be treated as extra-ordinary leave but they have denied him salary for such period because he physically remained out of service and, therefore, he was held not entitled to any pay for having done no work. The competent authority has also granted him two annual increments for the year 1999-2000 and 2000-2001 but denied him increments for the year 1999 and 2000, which became due on 1-1-2001. He was also refused pro forma promotion because of deficiency of his ACR for the year 2003.

7. Once an employee is reinstated in service after his exoneration of the charges levelled against him, the period during which he remained either suspended or dismissed cannot be attributed as a fault on his part. His absence during this period was not voluntary on his part but it was due to order of the appellant that he was restrained not to attend his job/ duty because on the basis of charge sheets, he was suspended and later on dismissed. At the moment, his exoneration from the charges would mean that he shall stand restored in service, as if he was never out of service of the appellant. If the absence of the respondent or non-attending the work was not volunteer act on the part of the respondent and was due to steps taken by the appellant, in no manner the service record of the respondent can be adversely affected nor he can be denied any benefit to which he was entitled, if he had not been suspended nor dismissed.

8. So far as the question of laches is concerned, apparently the consenting order was passed by the learned Single Judge in Chambers of the High Court on 25-3-2011 where no question of laches was raised and subsequent thereto when the representation was filed by the respondent, he was advised by the department itself that he shall instead file an appeal and no question of laches was even raised by the departmental authority. Even before this Court except oral arguments in this regard, this question has not been setup specifically in the memo of appeal.

9. Argument of the learned counsel for the appellant that the order of the High Court is without jurisdiction on the ground that the matter was brought before it beyond the limitation and the High



MR 752

<https://www.pakistanlawsite.com/A Login/PrintCaseLaw/Case774>

Court should have dismissed the petition in limine, does not appear to be a valid argument; limitation is a bar against a party in pursuing its cause and not bar regarding assumption of jurisdiction by a Court because the Court for justified reasons can condone the time limitation. Even otherwise, question of limitation is not involved in this case except laches as raised but since the department has never raised any objection of delay against the respondent in approaching the High Court, it cannot react against the respondent. Even otherwise, perusal of record reveals that the respondent had been pursuing his grievance qua re-fixation of pay and promotion, etc. throughout when he has filed his departmental appeal back in the year 2007 on 20th August.

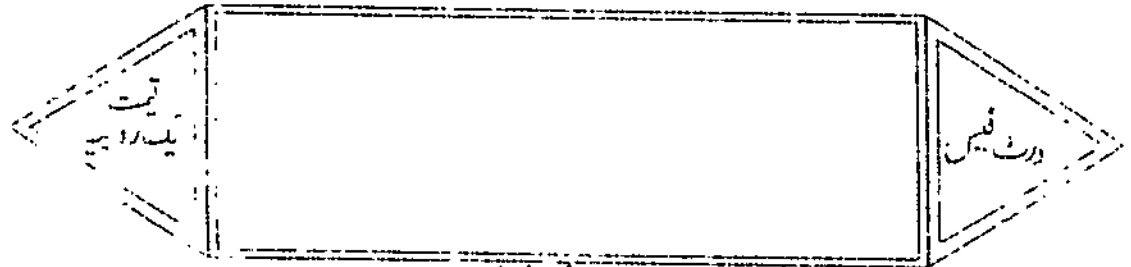
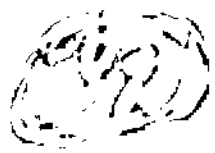
10. For the above stated reasons, we find no force in this appeal, as such the same is dismissed; however, in para-14 of the impugned judgment it is recorded that "the period of 456 days as noted above is liable to be considered as a period "spent on duty" (emphasis provided); the said sentence is modified in the terms that it shall be read as "the period of 456 days as noted above is liable to be considered as a period "remained in service" (emphasis provided).

MW/C-2/SC Petition dismissed.



SHAHAT UR GERMAN KHAN

وکالت نامہ



ابدالت جناب سروس ٹریڈنگ کمپنی پرائیویٹ لمیٹڈ

مخبر ایبٹ آباد

محمد ذوالقرنین صدیق ایبٹ آباد KPR حکومت وینر

سروس ٹریڈنگ

سروس ٹریڈنگ

باعث تحریر آنکھ

نیزہ بی بی بلاغی علی شاہ صاحبہ کے لئے تحریر کیا گیا ہے۔ اس کے پیروی پر اہل ذمہ داروں کے پاس سے رقم وصول کی جائے گی۔

حسبیت اللہ الرحمن خان بسوہلہ کمال پور

محکم دلائل سے مزین و متنوع ومنفرد موضوعات پر مشتمل مفت آن لائن مکتبہ ہے۔

اس مکتبہ کی بنیاد 1994ء میں رکھی گئی تھی۔ اس وقت تک اس مکتبہ نے دنیا بھر کے مختلف ممالک میں لاکھوں کاپیاں تقسیم کیں ہیں۔ اس مکتبہ کی بنیاد پر ایک ہی مقصد ہے، وہ ہے اللہ کی راہ میں سچائی اور حقیقت کی راہ میں جان و مال کا قربان ہونا۔

اس مکتبہ کی بنیاد پر ایک ہی مقصد ہے، وہ ہے اللہ کی راہ میں سچائی اور حقیقت کی راہ میں جان و مال کا قربان ہونا۔ اس مکتبہ کی بنیاد پر ایک ہی مقصد ہے، وہ ہے اللہ کی راہ میں سچائی اور حقیقت کی راہ میں جان و مال کا قربان ہونا۔

اس مکتبہ کی بنیاد پر ایک ہی مقصد ہے، وہ ہے اللہ کی راہ میں سچائی اور حقیقت کی راہ میں جان و مال کا قربان ہونا۔ اس مکتبہ کی بنیاد پر ایک ہی مقصد ہے، وہ ہے اللہ کی راہ میں سچائی اور حقیقت کی راہ میں جان و مال کا قربان ہونا۔

2020 10 03

مکتبہ انصاف میں سے ہے۔

Accepted
Aburat
Rahman
AHC

محمد ذوالقرنین صدیق

14101-9631824-1

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BEFORE THE HONOURABLE SERVICE TRIBUNAL KPK PESHAWAR

SERVICE APPEAL No. 13588/ 2020

Muhammad Zulqarnain Haider

VS

Government of KPK etc

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Respondent No. 03
District Education Officer
(Male) Dera Ismail Khan

BEFORE THE HONOURABLE SERVICE TRIBUNAL KPK PESHAWAR

SERVICE APPEAL No. 13588/ 2020

Muhammad Zulqar nain Haider VS Government of KPK and other

COMMENTS ON BEHALF OF RESPONDENTS . No 1 to 4

PRELIMINARY OBJECTIONS

1. That the Service Appeal is Badly time barred.
2. That the appellant has got no cause of action / locus standi.
3. That the appellant has not come to the honorable tribunal with clean hands.
4. That the appellant has filed the service appeal on malafide objectives..
5. That the instant appeal is against the prevailing laws and rules.
6. That the appeal is barred by the doctrine of laches.
7. That the instant appeal is illegal and against the facts.
8. That the service appeal is not maintainable in its present form.
9. That the appellant has concealed the material facts from the honorable tribunal.
10. That the appellant was not regular Government Servant there fore not entitled for Privileges of Regular Government Servant.
11. That appeal is bad for mis-joinder and non-joinder of necessary and prospered properties.

OBJECTION ON FACTS


Respectfully sheweth, The respondents humbly submit as under:-

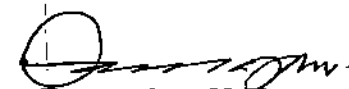
1. Para pertains to the appointment of appellant as a PST, Through NTS in years 2014, Hence no Comments.
2. Para pertains to the abduction of appellant from 13-10-2016 to 23-06-2017. As the appellant was reinstated in service on 16-01-2019, Hence no comments.
3. As the appellant was appointed as a PST in year 2014. The appellant become regular Government Servant through the Notification No 72-43-92 on date 29-02-2020. As the appellant was not regular government servant from year 2014 to 2020. The appellant was on contract basis not regular employ of E&SE Department. Therefore appellant cannot enjoy the status of regular government servant. Therefore his abduction period from 13-10-2016 to 23-06-2017 was converted in to Extra ordinary leave without pay. As an intervening period.
4. Para pertains to the Departmental appeal of Appellant which was dismissed according to law/ rules.
5. Para pertains to the appellant 's absence period of duty for a period of more than 8 months so he was not a regular government servant in the said period. The appellant cannot claim the privileges of regular government servant like increment promotion in this period.
6. Para Pertains to the judicial Precedent of august Supreme court of Pakistan, Hence no comments.
7. Para Pertains to the back benefits of appellant, so as the explained above.


8. Para Pertains to the back Benefits of appellant. As the appellant was regularized on 29-02-2020 through Regularization No.7243-52. His pervious Service from 2014 to 2020 was on contract bases. The appellant cannot claim the privileges of regular Government servant. Detail reply already given in above paras.

9. that the respondents shall agitate further ground during the arguments with permission of this honorable tribunal.

It is humbly prayed that appeal of appellant may kindly be dismissed with cost.


Respondent No.1
The Secretary E&SE KPK
Peshawar


Respondent No.2
The Director E&SE KPK
Peshawar


Respondent No.3.
District Education Officer
(M) D. I. Khan

BEFORE THE HONOURABLE SERVICE TRIBUNAL KPK PESHAWAR

SERVICE APPEAL No. 13588/ 2020

Muhammad Zulqar nain Haider

VS

Government of KPK

Affidavit

I Mr: Muhammad Kamran Khan ADEO Litigation (M) D.I.Khan do solemnly affirm and declare on oath that contents of written reply are correct to the best of my knowledge and nothing has been concealed from this honorable Court

M Kamran
Dependent

BEFORE THE HONOURABLE SERVICE TRIBUNAL KPK PESHAWAR

SERVICE APPEAL No. 13588/ 2020


Muhammad Zulqar nain Haider

VS

Government of KPK

Authority

I District Education Officer (M) D.I.Khan do hereby authorized Mr: Muhammad Kamran Khan to attend the honorable Service Tribunal KPK Peshawar on behalf of respondent in connection with submission para wise comments till the decision of service appeal.


**Respondent No.3
District Education Officer
(M) D.I.Khan**

BEFORE THE HONOURABLE SERVICE TRIBUNAL KPK PESHAWAR

SERVICE APPEAL No. 13588/ 2020

Muhammad Zulqar nain Haider

VS

Government of KPK and others

COMMENTS ON BEHALF OF RESPONDENTS No. 1 to 4PRELIMINARY OBJECTIONS

1. That the Service Appeal is Badly time barred.
2. That the appellant has got no cause of action / locus standi.
3. That the appellant has not come to the honorable tribunal with clean hands.
4. That the appellant has filed the service appeal on malafide objectives..
5. That the instant appeal is against the prevailing laws and rules.
6. That the appeal is barred by the doctrine of laches.
7. That the instant appeal is illegal and against the facts.
8. That the service appeal is not maintainable in its present form.
9. That the appellant has concealed the material facts from the honorable tribunal.
10. That the appellant was not regular Government Servant therefore not entitled for Privileges of Regular Government Servant.
11. That the appeal is bad for mis-joinder and non-joinder of necessary and proper parties.

OBJECTION ON FACTS

Respectfully Sheweth;
Respected Sir, The respondents humbly submit, as under :-

1. Para pertains to the appointment of appellant as a PST, through NTS in years 2014, Hence ^{no} ~~no~~ ✓
Comments.
2. Para pertains to the abduction ~~of~~ ^{from} appellant 13-10-2016 to 23-06-2017. As the appellant was reinstated in service on 16-01-2019, Hence no comments. ✓
3. As the appellant was appointed as a PST in year 2014. The appellant become regular Government Servant through the Notification No 72-43-92 on date 29-02-2020. As the appellant was not regular government servant from year 2014 to 2020. The appellant was on contract basis not regular employ~~ee~~ of E&SE Department. Therefore appellant cannot enjoy the status of regular government servant. Therefore his abduction period from 13-10-2016 to 23-06-2017 was converted in to Extra ordinary leave without pay, ^{as an} intervening period. ✓
4. Para pertains to the Departmental appeal of Appellant. ^{which was dismissed according to law/rules} hence no comments. ✓
5. Para pertains to the appellant 's absence period of duty for a period of more than 8 months, so he was not a regular government servant in ^{the said} this period. The appellant cannot claim the privileges of regular government servant like increment promotion in this period. ✓
6. Para Pertains to the judicial Precedent of august Supreme court of Pakistan, Hence no comments.
7. Para Pertains to the back benefits of appellant, so as ^{explained above.} the ~~replied~~ above.
8. Para Pertains to the back Benefits of appellant. As the appellant was regularized on 29-02-2020 through Regularization No. 7243-52. His pervious Service from 2014 to 2020 was on contract basis. The appellant cannot claim the privileges of regular Government servant. ^{Detail reply already given in above paras.} ✓

24/3

9) That the respondents shall agitate further grounds during the arguments with permission of this Honorable Tribunal.
It is humbly prayed that appeal of appellant may kindly be dismissed with cost.

Respondent No.1
The Secretary E&SE KPK
Peshawar

Respondent No.2
The Director E&SE KPK
Peshawar

Respondent No.3.
District Education Officer
(M) D. I. Khan

*Noted subject to correction,
Annex the entire relevant record,
prepare index and submit
in time with proper affidavit,
please.*

24/2/2022
District Attorney
Khyber Pakhtunkhwa
Service Tribunal Camp Court
D.I. Khan