


FORM OF ORDER SHEET

Court of \_\_\_\_\_

Appeal No. 2293/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	03/11/2023	<p>The appeal of Dr. Zeeshan Khan received today through Mr. Hayat Khan constable on behalf of Mr. Aziz-ur-Rehman Advocate. It is fixed for preliminary hearing before touring Single Bench at Swat on _____</p> <p>By the order of Chairman  REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR

Service Appeal No 2293 of 2023

Dr. Zeeshan Khan Deputy Medical Superintendent Category D Hospital Madyan,  
District Swat.

... Appellant

VERSUS

The Secretary Health Services Government of Khyber Pakhtunkhwa, Peshawar  
and Others.

... Respondents

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Appellant Through

*Imdad*  
Imdad Ullah

Advocate Swat

Office: Khan Plaza, Gulshone Chowk,

Mingora Swat, Cell 0333 929 7746

Email: imdadswati@gmail.com

(1)

BEFORE THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 293 of 2023

Dr. Zeeshan Khan Deputy Medical Superintendent  
Category D Hospital Madyan, District Swat.

...Appellant

VERSUS

1. The Secretary Health Services Government of Khyber Pakhtunkhwa, Peshawar.
2. The Director Health Services Government of Khyber Pakhtunkhwa, Peshawar.
3. The District Health Officer at Gulkada, District Swat.
4. The District Accounts Officer Swat at Saidu Sharif, District Swat.

...Respondents

SERVICE APPEAL UNDER SECTION 4  
OF THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL ACT, 1974  
AGAINST THE ILLEGAL STOPPAGE  
AND RECOVERY OF ANNUAL  
INCREMENTS, OF THE AD HOC  
PERIOD, AGAINST THE LAW AND  
RULES, FEELING AGGRIEVED THE  
APPELLANT SUBMITTED A  
DEPARTMENTAL APPEAL, BUT THE  
SAME WAS NOT RESPONDED TO  
DESPITE THE LAPSE OF STATUTORY  
PERIOD OF TIME.

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PRAYER:

*That on acceptance of this service appeal the illegal recovery be stopped forthwith, the recovery be repaid and also the annual increments for the ad hoc period, stopped, also be released.*

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*Respectfully Sheweth:*

Facts:

- i. *That the Appellant got appointed as MO (Medical Officer) B-17 vide Notification No. 3078085/E.I Peshawar the 24-12-2011 after the fulfilment of all the codal formalities in due course of law. Copy of the order dated 24-12-2011 is enclosed as Annexure "A".*
- ii. *That the service of the Appellant along with others were regularized vide Notification No. SOH (E-II) 3-18/2015 dated Peshawar the 21<sup>st</sup> October, 2015 in light of the Khyber Pakhtunkhwa Medical Officers and Dental Surgeons (Regularization of Services) Act, 2015. Copy of the order dated ~~21~~<sup>2</sup> 10-2015 is enclosed as Annexure "B".*
- iii. *That the Appellant has regularly been performing his duties to the satisfaction of the Authorities and without any break.*
- iv. *That recently after the promotion of the Appellant to the B-18 it was dawned upon the Appellant that not only his annual increments*

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for the period from first entry till regularization are stopped illegally, but the same time recovery is also made, both of these acts are in clear juxtaposition of the law and rules. That strange and flabbergasting enough the Appellant was informed through Email that recovery has been affected i.e. monthly deduction started PKR 75,767.00 w.e.f. 01-04-2023 till 31-03-2024, yet no order was communicated to the Appellant. Copy of the Source is enclosed as Annexure "C", while that of the Monthly Statements for the months of April and May are enclosed as Annexure "D", respectively.

- v. That feeling aggrieved the Appellant preferred a departmental appeal, but the same was not responded to despite the lapse of statutory period of time. Copy of the departmental appeal is enclosed as Annexure "E".
- vi. That still feeling aggrieved and having no other option this Honourable Tribunal is approached for the redressal of the grievances on the following grounds.

Grounds:

- a. That the Appellant has not been treated in accordance with the law and rules on the subject and made to suffer without affording any opportunity of defense or being heard.

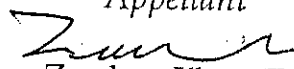
(4)

- b. That the alleged overpayment made is not with connivance of the Appellant rather was made by the Respondent Department, for which the Appellant cannot be made to suffer in the shape of recovery.
- c. That as per the law and rules and further endorsed by numerous judgments of the Service Tribunal and the August Supreme Court of Pakistan this issue has been decided once and for all.
- d. That the issue is regarding the payment of increments for the Ad Hoc period and not of seniority, which issue stands decided, yet the Appellant is made to suffer.

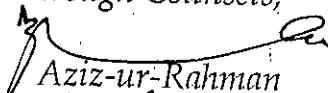
It is, therefore, very respectfully prayed that on acceptance of this service appeal the illegal recovery be stopped forthwith and also the annual increments for the ad hoc period, stopped, also be released.

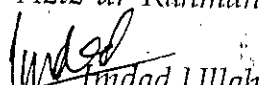
Any other relief deemed appropriate in the circumstances and not specifically prayed for may also very kindly be granted.

Appellant

  
Zeeshan Khan

Through Counsels,

  
Aziz-ur-Rahman

  
Imdad Ullah  
Advocates Swat

SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. \_\_\_\_\_ of 2023

5

Dr. Zeeshan Khan Deputy Medical Superintendent  
Category D Hospital Madyan, District Swat.

...Appellant

VERSUS

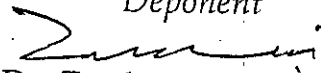
The Secretary Health Services Government of Khyber  
Pakhtunkhwa, Peshawar and Others.

...Respondents

AFFIDAVIT

It is solemnly stated on Oath that all the contents of  
this service appeal are true and correct to the best of my  
knowledge and belief and nothing has either been  
misstated or kept concealed before this Honourable  
Tribunal.

Deponent

  
Dr. Zeeshan Khan



(6)

BEFORE THE KHYBER PAKHTUNKHWA

SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. \_\_\_\_\_ of 2023

Dr. Zeeshan Khan Deputy Medical Superintendent  
Category D Hospital Madyan, District Swat.

...Appellant

VERSUS

The Secretary Health Services Government of Khyber  
Pakhtunkhwa, Peshawar and Others.

...Respondents

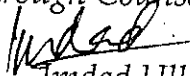
ADDRESSES OF THE PARTIES

Appellant:

Dr. Zeeshan Khan Deputy Medical Superintendent  
Category D Hospital Madyan, District Swat.

Respondents:

1. The Secretary Health Services Government of  
Khyber Pakhtunkhwa, Peshawar.
2. The Director Health Services Government of  
Khyber Pakhtunkhwa, Peshawar.
3. The District Health Officer at Gulkada, District  
Swat.
4. The District Accounts Officer Swat at Saidu Sharif,  
District Swat.

Appellant  
Through Counsel,  
  
Imdad Ullah  
Advocate Swat



BEFORE THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. \_\_\_\_\_ of 2023

Dr. Zeeshan Khan Deputy Medical Superintendent  
Category D Hospital Madyan, District Swat.

... Appellant

VERSUS

The Secretary Health Services Government of Khyber  
Pakhtunkhwa, Peshawar and Others.

... Respondents

*Application for grant of interim relief  
to the effect that the recovery of PKR  
75,767.00 be stopped till final disposal  
of the case.*

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Respectfully Sheweth:

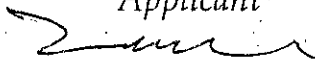
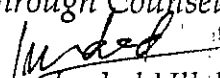
- i. That the applicant has filled a service appeal before this Honourable Tribunal in which no date of hearing is fixed as yet.
- ii. That the Respondent Department is making an illegal recovery of the above mentioned amount to the detriment of the Applicant.
- iii. That if the recovery is stopped the same will not cause any prejudice, whatsoever, on the outcome of the service appeal.
- iv. That the Applicant will face hardship if the recovery is not stopped.

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v. That the balance of convince is also in favour of the Applicant.

It is, therefore, very respectfully prayed that on acceptance of this application the Respondents be ordered to stop the recovery of the above mentioned amount till the final disposal of the case.

Applicant

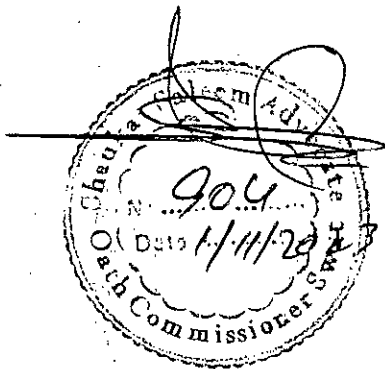
  
Dr. Zeeshan Khan  
Through Counsel,  
  
Imdad Ullah  
Advocate Swat

Affidavit:

It is solemnly stated on Oath that all the contents of this application are true and correct to the best of my knowledge and belief.

Deponent

  
Dr. Zeeshan Khan



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*Annexure* *Av*



**DIRECTORATE GENERAL HEALTH SERVICES  
KHYBER PAKHTUNKHWA PESHAWAR**

*All communications should be addressed to The Director General Health Services Peshawar and not to any official by name*

Office Ph: 091-27411041 Exchange Ph: 091-2741044, 091-2741045

No. \_\_\_\_\_/E.I

Dated. \_\_\_\_/12/2011

**NOTIFICATION:**

On her 1<sup>st</sup> appointment as Woman Medical Officer (B-17) on Adhoc basis for a period of one year Dr. Salma Bibi D/O Aziz-ur-Rehman has assumed charge of her duties as woman Medical Officer at CH Khawzakhela Distt: Swat on 28/10/2011 (FN).

ASSISTANT DIRECTOR (P-I)  
DIRECTORATE GENERAL HEALTH  
SERVICES KHYBER PAKHTUNKHWA

The Manager,  
Govt: Printing Press KPK, Peshawar  
For Publication in Govt: Gazette.

No. 3078085/E.I Peshawar the Dated: 24/12/2011

**Copy forwarded to the:-**

1. Secretary to Govt: of KPK, Health Department Peshawar.
2. EDO (Health) Swat.
3. DAO Swat (Original Health & age Certificate attached).
4. Doctor concerned.
5. AE-IV DGHS Office KPK, Peshawar.
6. AE-III DGHS Office KPK, Peshawar.

For information & necessary action.

ASSISTANT DIRECTOR (P-I)  
DIRECTORATE GENERAL HEALTH  
SERVICES KHYBER PAKHTUNKHWA

*24/12/11*

*Attested*

*Jamil*

*Advocate*

10

GOVERNMENT OF KHYBER PAKHTUNKHWA  
HEALTH DEPARTMENT.

Dated 25<sup>th</sup> October, 2011

Notification:

No.SO(E)H-II/3-18/2011: The Competent Authority on the recommendations of Departmental Selection Committee is pleased to appoint the following doctors as Medical Officers (BS-17) on adhoc basis for a period of one year or till the arrival of regular selectees of Khyber Pakhtunkhwa Public Service Commission whichever is earlier with immediate effect and post them in the health facilities as mentioned against each:

S.No.	Name of Candidate with Father's Name	Date of Birth	Domicile	Place of posting
1.	Amir Amanullah s/o Munda Khan	8/8/1982	Swat	SGTH Swat
2.	Sanam Ismail D/O M. Ismail Khan	12/3/1983	Swat	SGTH Swat
3.	Zarghuna Khan D/O Haider Ali	03/07/1985	Swat	Civil Hospital Barikot Swat
4.	Jamil Ahmad Siddiqi s/o Fazli Subhan	1/11/1985	Swat	SGTH Swat
5.	Jehan Zeb s/o Amir Dost Khan	10/6/1981	Swat	SGTH Swat
6.	Muhammad Azam s/o Salih Mohammad	15/4/1981	Swat	RHC Khazana Swat
7.	Kalsoom Khan D/O Pardil Khan	27/9/1987	Swat	SGTH Swat
8.	Muhammad Iqbal s/o Fazal Ghani	4/1/1984	Swat	SGTH Swat
9.	Asghar Khan s/o Itbar Khan	6/4/1980	Swat	SGTH Swat
10.	Shams-ud-Din s/o Noorullah Jan	8/3/1984	Swat	Civil Hospital Kabal Swat
11.	Samina Perwaish D/O M. Perwaish	20/6/1980	Swat	BHU Islampur Swat
12.	Alishan Ismail s/o Dr.M. Ismail Khan	12/8/1984	Swat	SGTH Swat
13.	Hanny Nisar D/O Nisar Ahmad	9/9/1985	Swat	SGTH Swat
14.	Sadia Khan D/O Sherin Wali	15/04/1982	Swat	RHC Chuprial Swat
15.	Ubaid Ullah s/o Hidayat Ullah	6/3/1984	Swat	BHU Behrain Swat
16.	Waseem Zareen s/o Muhammad Zareen	30/3/1984	Swat	Civil Hospital Barikot Swat
17.	Zeeshan s/o Shah Dawran	1/1/1984	Swat	Civil Hospital Kabal Swat
18.	Farooq Ahmad s/o Abdul Khalig	20/09/1980	Swat	Civil Hospital Kabal Swat
19.	Azhar Alam s/o Shah Roze Khan	1/4/1983	Swat	BHU Banjot Swat
20.	[REDACTED]	10/1/1986	Swat	BHU Char Bagh Swat
21.	Muhammad Suleman s/o Fazal Mohammad	21/6/1983	Swat	BHU Manyar Swat
22.	Jehangir s/o M. Akber Khan	18/03/1975	Swat	BHU Guli Bagh Swat

Attested

Advocate

Advocate  
[Signature]

11

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23.	Saima Qadir D/O Fazal Qadir	4/12/1979	Swat	BHU Qambar Swat
24.	Naveed Tayyab Khalily s/o Muhammad Tayyab	8/3/1982	Swat	BHU Bar Shawar Swat
25.	Asghar Khan s/o Raza Khan	13/3/1983	Swat	BHU Laikot Swat
26.	Mushlaq Ahmad s/o Arsalan	17/03/1987	Swat	BHU Taghma Swat
27.	Sajad Ali Shah s/o Sardar Shah	18/09/1980	Swat	BHU Bishband Swat
28.	Kamran Khan s/o Ismail	9/3/1982	Swat	BHU Tirath Swat
29.	Tariq Naseem s/o Dr. Muhammad Naseem	1/5/1984	Swat	BHU Baidara Swat
30.	Muhammad Tariq Khan s/o Muhammad Shah Khan	4/7/1975	Swat	BHU Chail Swat
31.	Iflikhar Ahmad s/o M. Yameen	16/04/1983	Swat	Civil Hospital Kalam Swat
32.	Yasir Khan s/o Rahim Shah	30/12/1984	Swat	Civil Hospital Barikot Swat
33.	Salma Bibi D/O Aziz-ur-Rehman	19/2/1984	Swat	Civil Hospital Khawazakhela Swat
34.	Sher Akber Khan s/o Sultan Adnan Badar s/o Abdul Rahman	2/3/1981	Swat	Civil Hospital Kalam Swat
35.	Muhammad Ayaz Khan s/o M. Shah Khan	2/1/1981	Swat	Civil Hospital Kalam Swat
36.		10/1/1979	Swat	Civil Hospital Kalam Swat

Their appointment is subject to the following terms and conditions:

1. The employee will be entitled to receive salary equal to the minimum of BS-17 in addition to other allowances as admissible to Civil Servants of the same scale.
2. The appointment shall be health facility specific and non-transferable.
3. Appointment will be purely on adhoc basis for a period of one year or till the arrival of regular selectee of Khyber Pakhtunkhwa, Public Service Commission whichever is earlier.
4. On the expiry of one year or on arrival of the recommendee of the Commission, which ever is earlier, the services of the employee shall stand automatically terminated.
5. No extension will be granted on the expiry of adhoc appointment.
6. The employee shall be entitled to medical treatment as admissible under the Khyber Pakhtunkhwa Government Servants Medical Attendance Rules, 1959 for BS-17 officers.
7. Leave: a) The employee shall be entitled to two days casual leave on full pay for every calendar month on duty rendered.  
b) No other leave shall be admissible to the employee.
8. The employee shall not be entitled to undergo any kind of training inside the country or abroad.

*[Signature]*

Attested  
*[Signature]*

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9. The absence from duty, of the employee, even for a single day, will be considered as misconduct and violation of the agreement. In that case the Health Department is competent to terminate the agreement without any notice.

10. The employee shall not be required to contribute to CP/GP Fund.

11. The adhoc appointment is non-pensionable and without gratuity.

12. The employee is not permitted to do private practice, open any clinic, private dispensary or have any interest in any such private facility.

13. Adhoc appointment shall be subject to medical fitness and verification of antecedents as well as testimonials.

14. In case the employee is found undergoing training in any Institution sponsored by any Health Project of the government either provincial or federal and in that regard signed any agreement with the project, his/her appointment shall stand terminated. Further if he/she intends to join the adhoc appointment all expenses incurred on such training will be refunded to the concerned project by the employee.

15. In case of breach of any of the above terms and conditions, the Health Department shall be competent to terminate the agreement without assigning any notice or compensation.


If the above terms and conditions are acceptable to the adhoc appointment, he/she is required to report for duty to the concerned EDO(H)/Medical Superintendent till 25<sup>th</sup> November, 2011 and sign the agreement deed with concerned EDO(H)/ Medical Superintendent. After 25<sup>th</sup> November, 2011, no arrival shall be accepted and the appointment order shall stand automatically withdrawn.

SECRETARY HEALTH

Endst. No. & Date even.

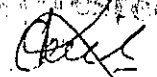
Copy forwarded to the:

1. Commissioner Malakand Division at Saidu Sharif Swat
2. Director General Health Services, Khyber Pakhtunkhwa Peshawar
3. District Coordination Officer, Swat
4. Provincial Programme Manager PPHI Khyber Pakhtunkhwa Peshawar
5. Executive District Officer (Health) Swat.
6. MS Saldu Group of Teaching Hospitals Swat
7. District Accounts Officer, Swat.
8. MS Police/Services Hospital Peshawar for arranging medical board
9. PS to Chief Secretary Khyber Pakhtunkhwa Peshawar
10. PS to Minister for Health Government of Khyber Pakhtunkhwa Peshawar
11. PS to Secretary Health
12. PA to Additional Secretary Health
13. Doctors concerned

Attested 

Section Officer-II

Advoca

Attested 

Annexure B



GOVERNMENT OF KHYBER PAKHTUNKHWA  
HEALTH DEPARTMENT

Dated Peshawar the 21<sup>st</sup> October-2015

NOTIFICATION

NO. SOH(E-II)3-18/2015 The Competent authority is pleased to regularize the services of the following Medical Officers (BS-17) working on contract basis under the Khyber Pakhtunkhwa Medical Officers and Dental Surgeons (Regularization of Services) Act 2015 with effect from 20<sup>th</sup> March, 2015.

S.No	NAME OF DOCTORS	PLACE OF POSTING
1.	Dr. Muhammad Tahir S/O Rehmat Ali	Khalifa Gulnawaz Teaching Hospital Bannu
2.	Dr. Irum Rahim D/O Abdul Rehman	Khalifa Gulnawaz Teaching Hospital Bannu
3.	Dr. Akbar Jamal S/O Gul Jamal	Khalifa Gulnawaz Teaching Hospital Bannu
4.	Dr. Rafique Muhammad Khan S/O Tale Muhammad Khan	Khalifa Gulnawaz Teaching Hospital Bannu
5.	Dr. Sajjad Anwar S/O Amanullah Khan	Khalifa Gulnawaz Teaching Hospital Bannu
6.	Dr. Syed Usman Jalal Shah S/O S.M Jalal Shah	Khalifa Gulnawaz Teaching Hospital Bannu
7.	Dr. Syed Akhtar Khan S/O Akbar Ali Jan	Khalifa Gulnawaz Teaching Hospital Bannu
8.	Dr. Farooq Nawaz s/o Sher Nawaz	RHTH Bannu
9.	Dr. Farhad s/o Ghulam Rehman, Medical Officer (BS-17)	BHU Patoza Torghar
10.	Dr. Dayar Khan S/O Sher Ahmad, Medical Officer (BS-17)	BHU Darbazi Torghar
11.	Dr. Khalid S/O Amir Sahadat, Medical Officer (BS-17)	BHC Mura Mada Khe Torghar
12.	Dr. Salman Gohar S/O Gohar Ali Khan, Medical Officer (BS-17)	BHC Andrah, Torghar
13.	Dr. Nawab Ali Khan S/O Abdul Hameed Khan, Medical Officer (BS-17)	BHU Shingal Dgr Torghar
14.	Dr. Muhammad Nasir Waheed s/o Abdul Waheed	CD Zaryab Colony, Peshawar
15.	Dr. Abdul Rehman s/o Sakayat Khan	RHC Badaber, Peshawar
16.	Dr. Sajid Jall Qureshi s/o Maza	RHC Bahabar Peshawar
17.	Dr. Nasir Ayaz s/o Muhammad Ayaz	Services Hospital Peshawar
18.	Dr. Imtiaz Ahmad s/o Shahzad Khan	Dr. Iqbal Hussain Memorial Hospital Peshawar
19.	Dr. Syed Shah Faraz s/o Syed Khan Badshah	Dr. Iqbal Hussain Memorial Hospital Peshawar

Attested

Advocate

1/Accy  
[Handwritten signatures and notes]

[Handwritten signatures and notes]

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0315280508

PLANNING-CELL (HEALTH)

(Signature)

83	Miran Aftab D/O Aftab Mughal	BHU Kukul Barseen Abbottabad
84	Raheel Ahmad s/o Bashir Ahmad	THQ Hospital Balakot
85	Dr. Mohammad Abdullah s/o Saeed Ahmad	CH: Baffa, Manshra
86	Dr. Muhammad Rahim O/O Tasleem Khan	DHQ Battagram
87	Dr. Saghir ul Mani s/o Ghous ur Rehman	Cat: D Hospital, Agra Malakand
88	Dr. Saad Alam s/o Fazal Satta	RHC Dheri Aladand Malakand
89	Dr. Nek Muhammad s/o Roudullah Khan	THQ Dargai Malakand
90	Dr. Sohail Waheed s/o Waheed Zada	Cat: D Hospital Agra Malakand
91	Dr. Gul Khan s/o Maqbool	DHQ Hospital Battagram
92	Dr. Muhammad Khalid s/o Muhammad Afzal Khan	DHQ Hospital Battagram
93	Dr. Riaz Muhammad s/o Fida Muhammad	DHQ Hospital Battagram
94	Dr. Mariam Faiz D/O Fayyaz Ahmad	DHQ Hospital Battagram
95	Dr. Jangir Khan s/o Mohammad Akbar Khan	CH: Kabal Swat
96	Dr. Yasir Khan s/o Rahim Shah	CH Barikot, Swat
97	Dr. Zarghuna Khan D/O Hadder Ali	CH Barikot, Swat
98	Dr. Sawina Parvish D/O Mohammad Parvish	CH Barikot, Swat
99	Dr. Zeeshan s/o Dr. Saad Afzal	CH: Manglor Swat
100	Dr. Salma Bibi D/O Azizur Rahman	CH: Manglor Swat
101	Dr. Mashiq Ahmad s/o Arsalan Khan	CH: K Khella Swat
102	Dr. Farooq Ahmad s/o Abdul Khalique	CH: Kabal Swat
103	Dr. Niaz Muhammad s/o Muhammad Amin	RHC Ashkar Lower Dir
104	Dr. Fazal Qayum s/o Abdur Rehman	THQ Hospital Samarbagh Lower Dir
105	Dr. Insanullah s/o Habibullah	THQ Hospital Chakdara Lower Dir
106	Dr. Mohammad Khalid Khan s/o Muhammad Farid Khan	RHC Ouch Lower Dir
107	Dr. Laiq Said Bacha s/o Hussain Bakhsh Bacha	RHC Ouch Lower Dir
108	Dr. Fayaz Ali Shah s/o Muhammad Sardar	At the disposal of BHU Chitral
109	Dr. Munir Khan s/o Saad Khan	Cat: D Hospital Wari, Upper Dir
110	Dr. Armat Ullah s/o Abdullak	Cat: D Hospital Wari, Upper Dir

Attested  
(Signature)  
Advocate

Region Director  
District Health Officer  
Manshra

Attested  
(Signature)  
Advocate



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BETTER COPY OF RELEVANT PORTION P.No ~~15~~

GOVERNMENT OF KHYBER PAKHTUNKHWA  
HEALTH DEPARTMENT

Dated Peshawar the 21<sup>st</sup> October-2015

NOTIFICATION

NO. SOH(E-11)3-18/2015 The Competent authority is pleased to regularize the Services of the following Medical Officers (BS-17) working on contract basis under the Khyber Pakhtunkhwa Medical Officers and Dental Surgeons (Regularization of Services) Act, 2015 with immediate effect from 20<sup>th</sup> March, 2015.

S.No.	NAME OF DOCTORS	PLACE OF POSTING
1	Dr. Muhammad Tahir S/o Rehmata Ali	Khalifa Gulnawaz Teaching Hospital Bannu
2	Dr. Irum Rahim D/O Abdur Rahim	Khalifa Gulnawaz Teaching Hospital Bannu
3	Dr. Akbar Jan S/O Gul Jamal	Khalifa Gulnawaz Teaching Hospital Bannu
.....	.....	.....
.....	.....	.....
.....	.....	.....
95	Dr. Samina Parwiz D/O Muhammad Parwiz	CH: Barikot, Swat
96	Dr. Zeeshan S/O Said Ali Khan	CH: Mangloar, Swat
97	Dr. Salma Bibi D/O Aziz ur Rahman	CH: Mangloar, Swat
.....	.....	.....
.....	.....	.....
.....	.....	.....

*Attested*  
*Chaudhary*

**Attested**  
**Advocate**

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~~16~~

TEL FAX 0913286699

PLANNING CELL HEALTH

21/10/03

- 5. Chief Executive, KGNT Hospital Bannu.
- 6. Chief Executive, SGTH Swat.
- 7. Chief Executive, MMT Hospital D.I.Khan.
- 8. Project Director, DHIS Khyber Pakhtunkhwa, Peshawar
- 9. PSO to Chief Minister Khyber Pakhtunkhwa.
- 10. PSO to Chief Secretary Khyber Pakhtunkhwa.
- 11. All the District Health Officers of the District mentioned above.
- 12. All the Medical Superintendents of the District mentioned above.
- 13. All the District Accounts Officer of the District mentioned above.
- 14. Director Information, Khyber Pakhtunkhwa.
- 15. Deputy Director (IT) Health Department.
- 16. Section Officer (Lit-I), Health Department.
- 17. PS to Secretary Establishment Department.
- 18. PS to Minister for Health Khyber Pakhtunkhwa.
- 19. PS to Secretary Health Department.
- 20. PA to Additional Secretary (Establishment) Health Department.
- 21. PA to Deputy Secretary-I, Health Department.
- 22. Doctors concerned.

*[Signature]*  
 (DR. KHAW)  
 SECTION OFFICER (IT)

*[Signature]*

Attested  
*[Signature]*  
 Advocate

3-VA  
*[Handwritten notes]*

Signature "C"

17

AR-11 P-169

SWAT									
No. DCA/DCS/PA-111/AR-11/P-169						Date: 12/1/2023			
Area/No		Department			Personnel			68619	
Management cadre									
Disignation		RPS-11			O/ADHO-SWAT				
From	From	From	From	From	From	From	From	From	From
	28.03.18	01.07.18	01.12.18	01.07.18	01.12.18	01.07.17	01.07.17		
BPAY	16000	20680	22235	27370	29300	34970			
HRA	2955	4433	4433	4433	4433	4433			
CA	5000	5000	5000	5000	5000	5000			
MA	1477	1846	1846	1846	1846	1846			
UAA	2000	2000	2000	2000	2000	2000			
HPA	15000	15000	15000	65000	65000	65000			
AR-12	3200	-	-	-	-	-			
AR-13	2400	2400	2400	800	800	800			
AR-14	1600	-	-	-	-	-			
AR-15	1600	2068	2068	517	517	517			
AR-16	-	-	-	2737	2737	2737			
AR-17	-	-	-	-	-	3497			
	51232	53427	54982	109703	111633	120800			
From	From	From	From	B-18	From				
	01.12.17	01.12.18	01.12.19	01.12.20	16.07.21	01.12.21	1/7/2022	1/12/2022	
BPAY	37237	39570	41870	44170	49830	49830	73920	78180	
HRA	4433	4433	4433	4433	8715	8715	8715	8715	
CA	5000	5000	5000	5000	5000	5000	5000	5000	
MA	1846	1846	1846	1846	1846	1846	1846	1846	
UAA	2000	2000	2000	2000	2000	2000	2000	2000	
HPA	65000	65000	65000	65000	65000	65000	65000	65000	
NPA	-	-	-	-	-	-	0	0	
AR-13	800	800	800	800	800	800	800	800	
AR-15	556	517	517	517	517	517	517	517	
AR-16	2737	2737	2737	2737	2737	2737			
AR-17	3723	3957	4187	4417	4983				
AR-18	-	3957	4187	4417	4983				
AR-21	-	-	0	0	0				
	-	-	-	-	4983	4983			
	-	-	-	-	-	-			
TOTAL	123332	129817	132577	135337	151394	138691	7074	7074	
							164872	169132	

District Accounts Officer

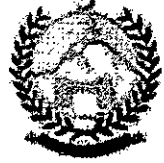
swat

*[Handwritten signature]*

Signature *D*

18

Government of Khyber Pakhtunkhwa  
District Accounts Office SWAT  
Monthly Salary Statement (April-2023)



Personal Information of Mr ZEESHAN d/w/s of SAID ALI KHAN

Personnel Number: 00658926 CNIC: 1560275156405

NTN:

Date of Birth: 01.10.1986

Entry into Govt. Service: 25.10.2011

Length of Service: 11 Years 06 Months 007 Days

Employment Category: Active Temporary

Designation: SENIOR MEDICAL OFFICER

81186541-GOVERNMENT OF KHYBER PAKH

DDO Code: SW4759-Other Hospitals Swat

Payroll Section: 002

GPF Section: 005

Cash Center:

GPF A/C No:

GPF Interest Free

GPF Balance:

389,552.00 (provisional)

Vendor Number: 30355266 - ZEESHAN MUHAMMAD

Pay and Allowances:

Pay scale: BPS For - 2022

Pay Scale Type: Civil BPS: 18

Pay Stage: 8

Wage type		Amount	Wage type		Amount
0001	Basic Pay	90,960.00	1001	House Rent Allowance 45%	8,715.00
1210	Convey Allowance 2005	5,000.00	1538	Non - Practicing Allowanc	3,000.00
1913	Comp Allow 20%(N2,17to22)	2,000.00	1974	Medical Allowance 2011	1,477.00
1985	Health Professional Allow	76,000.00	2148	15% Adhoc Relief All-2013	980.00
2199	Adhoc Relief Allow @10%	672.00	2347	Adhoc Rel AI 15% 22(PS17)	8,766.00

Deductions - General

Wage type		Amount	Wage type		Amount
3018	GPF Subscription	-5,360.00	3501	Benevolent Fund	-1,500.00
3534	R. Ben & Death Comp Fresh	-1,350.00	3609	Income Tax	-13,734.00

Deductions - Loans and Advances

Loan	Description	Principal amount	Deduction	Balance
------	-------------	------------------	-----------	---------

Deductions - Income Tax

Payable: 159,842.50 Recovered till APR-2023: 132,377.00 Exempted: 0.84- Recoverable: 27,466.34

Gross Pay (Rs.): 197,570.00 Deductions: (Rs.): -21,944.00 Net Pay: (Rs.): 175,626.00

Payee Name: ZEESHAN

Account Number: CA 7100130301

Bank Details: HABIB BANK LIMITED, 221080 CHARBAGH, SWAT. CHARBAGH, SWAT., SWAT

Leaves: Opening Balance: Aailed: Earned: Balance:

Permanent Address:

City: CHARBAGH

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

City:

Email: drzeeshan1986@gmail.com

Attested  
*Acad*  
Advocate

19

Government of Khyber Pakhtunkhwa  
District Accounts Office SWAT  
Monthly Salary Statement (May-2023)



Personal Information of Mr ZEESHAN d/w/s of SAID ALI KHAN

Personnel Number: 00658926 CNIC: 1560275156405 NTN:  
Date of Birth: 01.10.1986 Entry into Govt. Service: 25.10.2011 Length of Service: 11 Years 07 Months 008 Days

Employment Category: Active Temporary

Designation: SENIOR MEDICAL OFFICER 81186541-GOVERNMENT OF KHYBER PAKH  
DDO Code: SW4759-Other.Hospitals Swat  
Payroll Section: 002 GPF Section: 005 Cash Center:  
GPF A/C No: GPF Interest Free GPF Balance: 397,512.00 (provisional)  
Vendor Number: 30355266 - ZEESHAN MUHAMMAD  
Pay and Allowances: Pay scale: BPS For - 2022 Pay Scale Type: Civil BPS: 18 Pay Stage: 5

Wage type		Amount	Wage type		Amount
0001	Basic Pay	78,180.00	1001	House Rent Allowance 45%	8,715.00
1210	Convey Allowance 2005	5,000.00	1538	Non - Practicing Allowanc	3,000.00
1913	Comp Allow 20%(N2,17to22)	2,000.00	1974	Medical Allowance 2011	1,477.00
1985	Health Professional Allow	76,000.00	2148	15% Adhoc Relief All-2013	800.00
2199	Adhoc Relief Allow @10%	517.00	2347	Adhoc Rel Al 15% 22(PS17)	8,766.00

Deductions - General

Wage type		Amount	Wage type		Amount
3018	GPF Subscription	-7,960.00	3501	Benevolent Fund	-1,500.00
3534	R. Ben & Death Comp Fresh	-1,350.00	3609	Income Tax	-12,094.00
3915	Health (ROP)	-75,767.00	4200	Professional Tax	-1,800.00

Deductions - Loans and Advances

Loan	Description	Principal amount	Deduction	Balance

Deductions - Income Tax

Payable: 156,563.63 Recovered till MAY-2023: 144,471.00 Exempted: 0.69- Recoverable: 12,093.32

Gross Pay (Rs.): 184,455.00 Deductions: (Rs.): -100,471.00 Net Pay: (Rs.): 83,984.00

Payee Name: ZEESHAN  
Account Number: CA 7100130301  
Bank Details: HABIB BANK LIMITED, 221080 CHARBAGH, SWAT. CHARBAGH, SWAT., SWAT

Leaves: Opening Balance: Aailed: Earned: Balance:

Permanent Address:  
City: CHARBAGH Domicile: NW - Khyber Pakhtunkhwa Housing Status: No Official  
Temp. Address:  
City: Email: drzeeshan1986@gmail.com

To

*E*  
The Secretary Health Services,  
Government of Khyber Pakhtunkhwa,  
Peshawar.

20

Subject: DEPARTMENTAL APPEAL AGAINST THE ILLEGAL RECOVERY  
AND STOPPAGE OF ANNUAL INCREMENTS.

Respected Sir,

The Appellant submits as under;

That the Appellant got appointed as MO (Medical Officer) B-17 vide Notification No. 3078085/E.I Peshawar the 24-12-2011 after the fulfilment of all the codal formalities in due course of law.

That the service of the Appellant along with others was regularized vide Notification No. SOH (E-II) 3-18/2015 dated Peshawar the 21<sup>st</sup> October, 2015 in lig. of the Khyber Pakhtunkhwa Medical Officers and Dental Surgeons (Regularization of Services) Act, 2015.

That the Appellant has regularly been performing her duties to the satisfaction of the Authorities and without any break.

That recently after the promotion of the Appellant to the B-18 it was dawned upon the Appellant that not only his annual increments for the period from first entry till regularization are stopped illegally, but the same time recovery is also made, both of these acts are in clear juxtaposition of the law and rules.

That as per the law and rules and further endorsed by numerous judgments of the Service Tribunal and the Supreme Court of Pakistan this issue has been decided once and for all.

That despite all these clear provisions the Appellant is made to suffer for no fault of his and is denied his vested right to his utter detriment.

(21)

It is, therefore, very humbly requested that on acceptance of this departmental appeal firstly the illegal recovery be ordered to be stopped and the same time the annual increments stopped be made payable as well.

Appellant

*Zm*

Dr. Zeeshan

Deputy Medical Officer

Category D Hospital Madyan

DA: 10/07/2023

Attested

*Adv*

Advocate

22

No. 1251

For 1 RGL 108362551

Rs. Ps.

50-

Stamps affixed except on uninsured letters of not more than the initial weight prescribed in the Post Office Guide or on which no acknowledgment is due.

Received a registered\* addressed to Secretary Health Service KPR Date Stamp

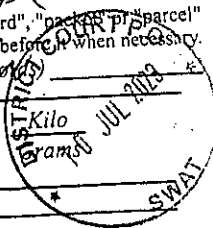
Initials of Receiving Officer SRP \*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before, when necessary.

Insured for Rs. (in figures) Rs. 10000/-

If insured.

Insurance fee Rs. 2/- Ps. 00 (in words) Weight 1000 Kilo Grams

Name and address of sender



AD...  
Chau



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

23

In the matter of:-

دائرة ذیشان

Appellant

VERSUS

محمد علی

Respondent

KNOWN ALL to whom these present shall come that I/we, the undersigned appoint

AZIZ-UR-RAHMAN and IMDAD ULLAH

Advocates High Court

To be the advocate for the Appellant in the above mentioned case to do all the following acts, deeds and things or any one of them, that is to say:-

- ❖ To acts, appear and plead in the above mentioned case in this court or any other Court in which the same may be tried or heard in the first instance or in appeal or review or revision or execution or at any other stage of its progress until its final decision.
- ❖ To present pleadings, appeals, cross objections or petitions for execution review, revision, withdrawal, compromise or other petition or affidavits or other documents as shall be deemed necessary or advisable for the prosecution of the said case in all its stages.
- ❖ To withdraw or compromise the said or submit to arbitration any difference or dispute that shall arise touching or in any manner relating to the said case.
- ❖ To receive money and grant receipts therefore, and to do all other acts and things which may be necessary to be done for the progress and in the course of the prosecution of the said case.
- ❖ To employ any other Legal Practitioner authorizing him to exercise the power and authorities hereby conferred on the Advocate wherever he may think fit to do so.
- ❖ I understand that the services of aforesaid lawyer are hired irrespective of the outcome of the case.

And I/We hereby agreed to ratify whatever the advocate or his substitute shall to do in the said premises.

And I/We hereby agree not to hold the Advocate or his substitute responsible for the result of the said case in consequences of his absence from the Court when the said case is called up for hearing.

And I/We hereby agree that in the event of the whole or any part of the fee agreed by me/us to be paid to the Advocate remaining unpaid, the Advocate shall be entitled to withdraw from the prosecution of the case until the same is paid.

IN THE WITNESS WHEREOF I/WE hereunto set my/our hand(s) to these present the contents of which have been explained to and understood by me/us, this 1 day of 11 2023.

(Signature or thumb impression)

(Signature or thumb impression)

(Signature or thumb impression)

Accepted subject to terms regarding fees

(AZIZ-UR-RAHMAN)

Advocate High Court

Office: Khan Plaza, Gulshone Chowk

G.T. Road Mingora, District Swat.

Cell No. 0300 907 0671

دائرة ذیشان

(IMDAD ULLAH)

Advocate High Court

Office: Khan Plaza, Gulshone Chowk,

G.T. Road, Mingora, District Swat

Cell No. 0333 929-7746