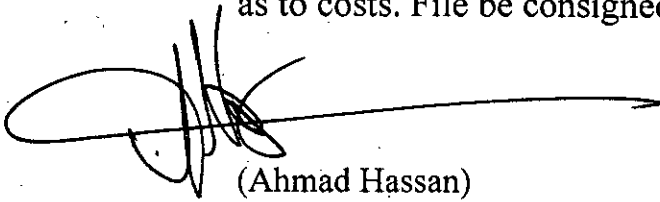


21.08.2019

Arshad Khan Tanoli Advocate present from appellant's side, stated that the appellant has passed away and her pension case has also been finalized and that the appellant party is no more interested in the present service appeal, as such the present service appeal may be withdrawn.

In view of above, the present service appeal be consigned to the record room being not pressed. No order as to costs. File be consigned to the record room.



(Ahmad Hassan)
Member



(Muhammad Hamid Mughal)
Member
Camp Court A/Abad

Announced:
21.08.2019

21.08.2019

Counsel for the appellant present. Mr. Muhammad Bilal, learned Deputy District Attorney alongwith Mr. Muhammad Usman, Senior Clerk for respondents present. Learned counsel for the appellant stated that the appellant has been died and requested for withdrawal of the instant appeal.

In view of the above, the present service appeal is dismissed as withdrawn. No order as to costs. File be consigned to the record room.

Ahmad Hassan
Member

(M. Hamid Mughal)
Member
Camp Court A/Abso


Announced:
21.08.2019

17.04.2019

Counsel for the appellant and Muhammad Bilal, DDA alongwith Muhammad Usman, Senior Clerk for the respondents present.

Learned counsel for the appellant requests for adjournment as he could not prepare brief of instant matter due to over work before the Honourable High Court today. Adjourned to 19.06.2019 before the D.B at camp court, Abbottabad.


Member


Chairman
Camp court, A/Abad

19.06.2019

Counsel for the appellant and Mr. Muhammad Bilal, DDA alongwith Muhammad Usman, Senior Clerk for the respondents present.

Representative of the respondents informed that the appellant has died about two months ago which fact is not in the knowledge of learned counsel for the appellant. He, therefore, requests for time to verify the death of appellant and, if so, to bring on record her legal heirs.

Essentially, the case of appellant is that the respondents No. 1 to 3 had declined to send her case to respondent No. 4/competent authority for ex-post facto sanction of advance increments on attaining higher qualification. The District Accounts Officer Mansehra has been impleaded as one of the respondents, however, no reply by the said respondent is available on record. We consider that the respondent No. 4 is very much relevant to lis, therefore, shall be issue notice for submission of comments/written reply on next date of hearing. Adjourned to 21.08.2019 before the D.B at camp court, Abbottabad.


Member


Chairman
Camp court, A/Abad

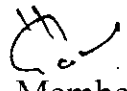
14.11.2018

None for the appellant and Jan Mohammad Assisstant for the respondent present. Due to retirement of the Hon'ble Chairman the Service Tribunal is incomplete. Tour to Camp Court Abbottabad has been cancelled. To come up for the same on 17.01.2019 at camp court Abbottabad.

17.01.2019

Clerk to counsel for the appellant and Mr. Muhammad Bilal learned Deputy District Attorney present. Clerk to counsel for the appellant seeks adjournment as learned counsel for the appellant is not in attendance. Adjourn. To come up for arguments on 18.03.2019 before D.B at Camp Court Abbottabad.


Member


Member
Camp Court A/Abad

18.03.2019

Learned counsel for the appellant and Mr. Muhammad Bilal learned Deputy District Attorney present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 17.04.2019 before D.B at Camp Court Abbottabad.


Member


Member
Camp Court A/Abad.

19.07.2018

Appellant is not in attendance, however, her counsel Mr. Muhammad Arshad Khan Tanoli, Advocate present. Mr. Jan Muhammad, Assistant Treasury Officer on behalf of respondent No. 4 alongwith Mr. Usman Ghani, District Attorney for the respondents present.

The above named representative made a request for adjournment that on the next date he will assist this Tribunal on the question involved in the appeal. To come up for further proceedings/arguments on 19.09.2018 before D.B at camp court, Abbottabad.


Member


Chairman
Camp Court, A/Abad

19.09.2018


Neither the appellant nor her counsel present. Mr. Muhammad Ishfaq Senior Auditor along with Mr. Usman Ghani learned District Attorney for respondents present. Adjourned. To come up for arguments on 14.11.2018 before D.B at camp court A/Abad.


Member


Chairman
Camp Court A/Abad

17.04.2018

Counsel for the appellant and Mr. Usman Ghani, District Attorney alongwith Muhammad Usman, Senior Clerk for the respondents present. Counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 17.07.2018 before the D.B at camp court, Abbottabad.


Member


Chairman
Camp court, A/Abad

17.07.2018

Mr. Muhammad Arshad Tanoli, Advocate, counsel for the appellant present. Mr. Muhammad Usman, Incharge Litigation on behalf of the respondents alongwith Mr. Usman Ghani, District Attorney present.

At the very outset of hearing, the learned District Attorney pointed out that the appellant is aggrieved of the order passed by the Pay Fixation Party and District Accounts Officer, Mansehra and if both or any of them is summoned for the assistance of this Tribunal, then it will be very helpful for this Tribunal to reach a correct conclusion.

As such, Pay Fixation Party which is currently on visit to Abbottabad and District Accounts Officer Mansehra be summoned alongwith the relevant record for 19.07.2018. The above named representative is directed to make sure the service of the above mentioned two officers for the date fixed. To come up for arguments on 19.07.2018 before the D.B at camp court, Abbottabad.



Member


Chairman
Camp Court, A/Abad

915/15

19.04.2017

Counsel for the appellant and Mr. Muhammad Usman, Senior Clerk alongwith Mr. Muhammad Bilal, Government Pleader for the respondents present. Rejoinder not submitted. Seeks adjournment. To come up for rejoinder and final hearing before the D.B on 17.10.2017 at camp court, Abbottabad.


Chairman
Camp court, A/Abad.

17.10.2017


Counsel for the appellant and Mr. Muhammad Bilal, Deputy District Attorney alongwith Mr. Muhammad Usman, Senior Clerk for the respondents present. Counsel for the appellant seeks adjournment. To come up for rejoinder and arguments before the D.B on 18.01.2017 at camp court, Abbottabad.

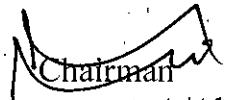

Member


Chairman
Camp court, A/Abad.

18.01.2018

Counsel for the appellant and Mr. Usman Ghani, District Attorney alongwith Mr. Usman, Senior Clerk for respondents present. Counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 17.04.2018 before D.B at camp court A/Abad.


Member


Chairman
Camp court, A/Abad.

18.08.2016

Counsel for the appellant and Mr. Muhammadiad Usman, Senior Clerk alongwith Mr. Muhammad Bilal, GP for the respondents present. Cost of Rs. 500/- paid and receipt thereof obtained from counsel for the appellant. Last opportunity is further extended subject to payment of further cost of Rs. 1000/- which shall be borne by the respondents from their own pockets. To come up for written reply/comments and costs on 24.11.2016 at camp court, Abbottabad.


Chairman

Camp court, A/Abad.

24.11.2016

Agent of counsel for the appellant and Mr. Muhammad Usman, Senior Clerk alongwith Mst. Bushra Bibi, Government Pleader for official respondents No. 1. to 3 present. Written reply submitted. Cost of Rs. 1000/- paid and receipt obtained from clerk of counsel for the appellant. None present on behalf of respondent No. 4. Proceeded ex-parte. The appeal is assigned to D.B for rejoinder and final hearing for 19.04.2017 at camp court, Abbottabad.


Chairman

Camp Court, A/Abad

16.03.2016

Counsel for the appellant and Mr. Muhammad Usman, Senior Clerk alongwith Mr. Muhammad Saddique, Sr. GP for respondents present. Written reply not submitted. Requested for further adjournment. Last opportunity granted. To come up for written reply/comments on 22.6.2016 before S.B at Camp Court A/Abad.



Chairman
Camp Court A/Abad

22.06.2016

Agent of counsel for the appellant and Mr. Muhammad Usman, Senior Clerk alongwith Mr. Muhammad Siddique Sr.GP for the respondents present. Written reply not submitted despite last opportunity. Requested for further adjournment. Last opportunity is further extended subject to payment of cost of Rs. 500/- which shall be borne by the respondents from their own pockets. To come up for written reply/comments and cost on 18.08.2016 before S.B at camp court, Abbotabad.

~~22.06.2016~~

~~Chairman~~

~~Chairman~~

~~Camp court, A/Abad~~

~~Chairman~~

~~Chairman~~

~~Chairman~~

~~Chairman~~

~~Chairman~~

Chairman
Camp court, A/Abad.

Appellant Deposited
Security & Process Fee



14.9.2015

Counsel for the appellant present. Learned counsel for the appellant argued that the appellant is serving as Sr.C.T who was allowed 4 advance increments since 2010 on the basis of higher qualification which she is receiving till date. That the Audit Party directed that ex-post facto sanction be obtained from the competent authority vide order dated 12.2.2012 which order was never communicated to the appellant and on gaining knowledge she preferred departmental appeal which was declined on 27.3.2015 where-after appellant preferred Writ Petition No.450-A/2015 which was dismissed vide order dated 7.5.2015 with the observations that the matter pertains to the terms and conditions of service and hence the instant service appeal on 13.8.2015.

That the appellant is entitled to advance increments on the strength of higher qualification and the ex-post facto sanction is the mandate of respondents and the same cannot be made a hurdle for the appellant.

Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply/comments for 14.12. 2015 before S.B at Camp Court A/Abad.


Chairman
Camp Court A/Abad

14.12.2015

Counsel for the appellant and Mr.Muhammad Ajmal, Senior Auditor for respondent No.4 alongwith Mr. Muhammad Siddique, Sr.G.P for all respondents present. Requested for adjournment. To come up for written reply/comments on 16.3.2016 before S.B at Camp Court A/Abad.


Chairman
Camp Court A/Abad

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 915/2015

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	13.08.2015	<p>The appeal of Mst. Bibi Memmoona presented today by Mr. Muhammad Arshad Khan Tanoli Advocate may be entered in the Institution register and put up to the Worthy Chairman for proper order.</p> <p style="text-align: right;"><i>[Signature]</i> REGISTRAR</p>
2	24-8-15	<p>This case is entrusted to Touring Bench A.Abad for preliminary hearing to be put up thereon <u>14-9-15</u></p> <p style="text-align: right;"><i>[Signature]</i> CHAIRMAN</p>

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

Service Appeal No. 915 -A/2015

Mst. Bibi Memoona, SCT (BPS-16), Govt. Girls High School Dharyal, Mansehra.

...APPELLANT

VERSUS

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

....RESPONDENTS

SERVICE APPEAL

INDEX

S.#	Description	Page No.	Annexure
1.	Service appeal along with affidavit	1 to 10	
2.	Copy of degree of M.A Islamiat	11 - 20	"A"
3.	Copy of order dated 21/07/2014	21 - 39	"B"
4.	Copy of departmental representation	40	"C"
5.	Copy of order of respondent No. 3 dated 27/03/2015	41 - 43	"D"
6.	Copies of writ petition and order dated 7/5/2015	44 - 53	"E" & "F"
7.	Copy of order dated 16/09/2013	54 - 55	"G"
8.	Wakalatnama		

B Memoona

...APPELLANT

Dated: 5/1 /2015

Through

(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

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

Service Appeal No. 915 -A/2015

Mst. Bibi Memoona, SCT (BPS-16), Govt. Girls High School Dharyal, Mansehra.

...APPELLANT

VERSUS

K.P. Province
Service Tribunal
Diary No. 960
Dated 13/8/2015

1. Govt. of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
2. Director E&SE, Peshawar.
3. District Education Officer (Female), Mansehra.
4. District Accounts Officer, Mansehra.

....RESPONDENTS

SERVICE APPEAL UNDER SECTION 4 OF KPK
SERVICE TRIBUNAL ACT 1974, FOR THE
DECLARATION TO THE EFFECT THAT THE
APPELLANT ACQUIRED HIGHER EDUCATION I.E
MA ISLAMIAT IN THE YEAR 2000 AND SHE WAS
ENTITLED FOR 04 ADVANCE INCREMENTS ON
ACQUIRING HIGHER EDUCATION I.E M.A
ISLAMIAT WHICH WAS ALLOWED AS PER GOVT.
POLICY W.E.F JUNE, 2010 ONWARDS. THE
APPELLANT IS DRAWING INCREMENTS W.E.F

Filed to-
13/8/15.

JUNE, 2010 BUT RESPONDENT NO. 3 ALLOWED INCREMENTS TO THE APPELLANT WITHOUT OBTAINING SANCTION OF COMPETENT AUTHORITY WHICH WAS POINTED OUT BY THE AUDIT PARTY ON PAGE NO. 12 OF SERVICE BOOK OF THE APPELLANT AND DIRECTED RESPONDENT NO. 3 TO OBTAIN EX-POST FACTO SANCTION OF THE SAID INCREMENTS BUT RESPONDENT NO. 3 IS NOT OBTAINING THE EX-POST FACTO SANCTION FROM THE COMPETENT AUTHORITY REGARDING ADVANCE INCREMENTS OF THE APPELLANT WHICH IS PERVERSE DISCRIMINATORY, AGAINST THE LAW AND WITHOUT LAWFUL JUSTIFICATION.

PRAYER: ON ACCEPTANCE OF THE INSTANT SERVICE APPEAL, RESPONDENT NO. 3 MAY GRACIOUSLY BE DIRECTED NOT TO RECOVER AMOUNT OF 04 INCREMENTS ALREADY PAID TO THE APPELLANT AND TO PROCESS CASE OF THE APPELLANT WITH THE GOVT. FOR GRANT OF EX-POST FACTO SANCTION OF 04 ADVANCE INCREMENTS.

Respectfully Sheweth: -

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

FACTS:

1. That the appellant got regular appointment in Education Department as CT on 08/04/1999. The appellant served the department with complete devotion to the entire satisfaction of her superiors.
2. That, appellant acquired Higher Education i.e MA Islamiat in the year 2000/2001. Copy of degree of M.A Islamiat is attached as Annexure "A".
3. That, as per law, employees who acquire higher qualification over and above the prescribed qualification required for appointment, are entitled to have advance increment prior to revised pay scale of 2001.
4. That, as per law, respondents' department allowed 04 advance increments to the appellant on account

of having M.A prior to 2001 vide entry on page 10 of service book of the appellant. Therefore the appellant is receiving her salary including 04 advance increments.

5. That service book of the appellant was in the custody of respondents' department and the appellant came to know about the factum of obtaining Ex-Post Facto sanction of 04 advanced increments from the competent authority in the month of March, 2015, when she was promoted in BPS-16.
6. That fixation party i.e Audit authorities during fixation process pointed out that there was no sanction of advanced increments for M.A and further directed to the department that the same may be obtained vide page 12 of service book of the appellant.
7. That now the appellant has been promoted in BPS-16 as SCT vide order No. 995979 dated 21/07/2014. Copy of order dated 21/07/2014 is annexed as Annexure "B". Therefore the appellant filed departmental presentation through proper

channel to respondent No. 3 for obtaining sanction of advance increments on account of acquiring M.A Islamiat. Copy of departmental representation is annexed as Annexure "C".

8. That, respondent No. 3 instead of obtaining Ex-post facto sanction of 04 increments on the basis of higher qualification of M.A from the competent authority, directed the appellant to seek her remedy from court of law vide order No. 2830/A-1(F) dated 27/03/2015. Copy of order of respondent No. 3 dated 27/03/2015 is attached as Annexure "D".
9. That respondent No. 3 being competent authority is to obtain Ex-post facto sanction for the said increments at her own as per law. But the act and conduct of the respondent No. 3 towards the appellant is discriminatory and malafide.
10. That the appellant filed writ petition No. ~~450~~ A/2015 before the Peshawar High Court, Abbottabad bench. The Honourable High Court directed to the appellant to approach the competent forum vide order dated 7 / 5 /2015. Copies of writ petition and order dated 7 / 5 /2015 are attached as

Annexure "E" & "F": Hence the instant appeal is filed, inter-alia, on the following grounds:-

GROUND:

- a. That once entry was made in the service book of the appellant by the audit party for obtaining sanction of advanced increments. Respondent No. 3 was supposed to process case of the appellant for obtaining Ex-post facto sanction of the said increments so as to remove audit objection of the audit agency. Hence act of respondent No. 3 is against the law and direction issued to the appellant to filed case before the court of law is also against the law. Hence conduct of respondent No. 3 amounts to negligence on her part. But as mention above, service book is kept in the offices of respondents department and any entry which are adverse in nature are to be completed by the department but no intimation/ Direction were sent by respondent No. 3 to the appellant. Hence obtaining of Ex-post facto

sanction is not due to fault of the appellant but fault of the department.

- b. That, when law prescribe something which is to be done in a particular manner that must be done in that manner and not otherwise. Therefore as per law respondent No. 3 is bound to process case of the appellant for obtaining Ex-post facto sanction of the appellant which is absolutely duty of Department.
- c. That vested and valuable rights have been accrued to the appellant as she is still drawing 04 advanced increments of M.A in her monthly salary.
- d. That as per circular/ notification issued by respondent No. 1 that all the employees who have been granted advance increments prior to KPK Cessation of Payment of Arrears on Advance Increments on Higher Education Act, 2012, are entitled to receive the same and no recovery of advanced increment be made from their monthly salary vide order


No. SO(B&A)1-16/09/Advance Increment dated 16/09/2013. Copy of order dated 16/09/2013 is annexed as Annexure "G".

- e. That court should not fold up its hands while granting relief to the aggrieved appellant as she is innocent from beginning to the end of her case.
- f. That respondents department has led the appellant to the place which is utterly unknown to the principle of jurisprudence, natural justice as well as rules on the subject in vogue.
- g. That, there is no other prompt and efficacious remedy available to the appellants except the invocation of constitutional jurisdiction of this Honourable Tribunal.
- h. That, other points will be raised at the time of arguments.

It is therefore, humbly prayed on acceptance of the instant service appeal, respondent No. 3 may graciously be directed not to recover amount of 04 increments already paid to the appellant and to process case of the appellant with the govt. for grant of Ex-post facto sanction of 04 advance increments.

INTERIM RELIEF:

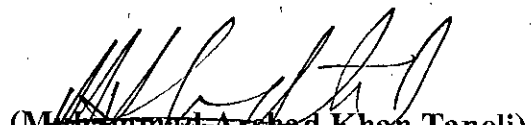
That the appellant has brought a prima-facie case and she may likely to succeed. Balance of convenience is also lies in favour of the appellant. It is prayed as an interim relief that the respondents may be directed not to recover/ withdraw advance increments out of monthly salary of the appellant till disposal of the main service appeal.



...APPELLANT

Through

Dated: _____/2015


(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

VERIFICATION: -

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


...APPELLANT

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

Service Appeal No. _____ -A/2015

Mst. Bibi Memoona, SCT (BPS-16), Govt. Girls High School Dharyal, Mansehra.

...APPELLANT

VERSUS

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

....RESPONDENTS

SERVICE APPEAL

AFFIDAVIT

I, Mst. Bibi Memoona, SCT (BPS-16), Govt. Girls High School Dharyal, Mansehra, do hereby solemnly affirm and declare that the contents of forgoing service appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Court.

B Memoona

DEPONENT

Identified by;


(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad



UNIVERSITY OF PESHAWAR
(Pakistan)

Annex A

Detailed Marks Certificate
Master of Arts (FINAL) in
Islamiyat, Annual Examination, 2000

Private Candidate from **Mansehra**

Required: Pass Percentage - 40, Aggregate Pass Percentage - 45

Name: *Bibi Memoona*

Gender: *Female*

Roll No. **21921**

Father's Name: *Pir Mohammad Khan*

Reg. No. **95-MSRG-914**

Papers	Maximum Marks	Marks Obtained	
		In Figures	In Words
Al Qura'an Wa Tafseer "2nd Half" (VI)	100	61	Sixty One
Study of Comparative Religions (VII)	100	68	Sixty Eight
Hadith and Principles of Hadith (VIII)	100	62	Sixty Two
Philosophy of Islam (IX)	100	70	Seventy Only
Islamic Economy OR Islamic Politics OR Islam and Science (X)	100	68	Sixty Eight
Viva Voce	100	41	Forty One
M.A Previous Marks	500	273	Two Hundred and Seventy Three
Total:	1100	643	Six Hundred and Forty Three

Attested
Fair
G.G.H.S. Mansehra

Errors and omissions are subject to subsequent rectification

The examination was passed *as a Whole in Second division.*

Examination Held in January-February, 2001
Result Declared on June 17, 2001

Controller of Examinations
University of Peshawar

Attested

[Signature]
Advocate
Date: _____

009364

107

15

بِسْمِ اللّٰهِ الرَّحْمٰنِ الرَّحِیْمِ

University of Peshawar (PAKISTAN)

SESSION ANNUAL 2000

Bibi Naimona DAUGHTER of FIR NAWAZ KHAN an
of MANSHERA DISTRICT having passed the prescribed
held in JANUARY 2000 is this day admitted by the University
to the Degree of

Master of Arts

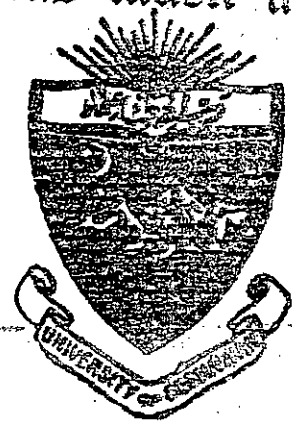
in the SECOND Division

The Subject of Examination being ISLAMIYAT
The Examination was taken as a whole / in part

Serial No 035379

Registration No. 95-MOR-914

Roll No. 21921



Attested

Muhammad Ali
Muhammad Ali
District Courts Abbottabad

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Re
Co


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HAZARA UNIVERSITY, MANSEHRA, NWFP, PAKISTAN

REVISED



MASTER OF ARTS (FINAL) ANNUAL 2006
DETAILED MARKS CERTIFICATE

SNNo: 8251

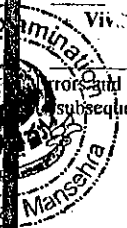
Roll No: 9476 Registration No: 05-P-3940

Student's Name: Bibi Mehmooona Father's Name: Pir Muhammad Khan

Institution/District: Mansehra Subject: Political Science

Course Title	Total Marks	Marks Obtained	Marks In Words	Remarks
MA Previous Marks (A 2007)	500	246	Two Hundred & Forty-Six	Pass
(VI) Political Development, Social Change & Research Methodology	100	40	Forty	Pass
(VII) Muslim World & its Political Dynamics	100	46	Forty-Six	Pass
(VIII) International Law & Organization	100	48	Forty-Eight	Pass
(IX) Foreign Policy Analysis & Foreign Policies of USA, China, India & Pakistan	100	48	Forty-Eight	Pass
(X) Politics of International Economic Relations	100	52	Fifty-Two	Pass
Viv. Voce	100	55	Fifty-Five	Pass
Total	1100	535		
Percentage		48.64 %		
Division		Second		

Approved
Jeevika
BIBI ZAINAB S.E.T
G.H.S.S No. 5
Mansehra



Prepared by: Babar Khan
Checked by: *g*

g
Controller Examinations
Hazara University, Mansehra
February 7, 2008

VERIFIED BY

Assistant Controller
HAZARA UNIVERSITY

A. Kestel

Muhamad
Muhamad
Advocate
Distt: Court Abbotabad

14

Serial No. 000764

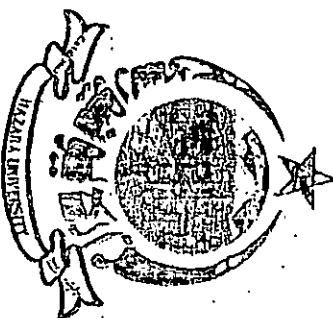


Registration No. 05-P-3940

Roll No. 9476

HAZARA UNIVERSITY

Mansehra, Pakistan



Amesud

[Signature]
Advocate

The University in recognition of the fulfillment of prescribed requirements has conferred upon

Mr / Ms Bibi Mehnoona

Son / Daughter of Pir Muhammad Khan

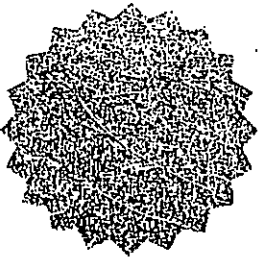
The Degree of **MASTER OF ARTS** in Political Science

in the examination held in Aug, 2006 session Annual, 2006

He / She was placed in Second Division / Grade / CGPA

The examination was taken as a whole.

[Signature]
BIBI ZAINAB S.E.T.
C.G.H.S. No. 2
Mansehra



Controller of Examinations

Date 7-2-2008

[Signature]
Registrar

Vice Chancellor



Allama Iqbal Open University Islamabad



Serial No. 6253

Certified that Mr. / Ms. BIBI MEMOONA

Son / Daughter of PIR MUHAMMAD KHAN

Registration No: 99-NMA-0997 Roll No: K-6594627

having completed the prescribed requirements in semester
SPRING 2002 is awarded the degree of:

Master of Education (M.Ed.)

He / She has secured 61 % marks and has been placed in B grade.

Attested
Jeelina B
BIBI ZAINAB S. ACHAK
G.G.H.S.S. Achak
Mansehra

Faqir

CONTROLLER OF EXAMINATIONS

Result declared on: March 20, 2003

ISLAMABAD. DATED: September 12, 2004



SEAL

VICE-CHANCELLOR

THIS DEGREE IS TO BE READ IN CONJUNCTION WITH THE TRANSCRIPT, ISSUED SEPARATELY

Attested

Muhammad Aslam Khan
Muhammad Aslam Khan
Associate
Distt: Courts Abbottabad

16

Serial No. 0062387

ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD

Roll No.
16128367

DETAILED MARKS SHEET

Registration No.
99-AMA-0257

It is to certify that Mr./Ms. BIBI MEMONA
son/daughter of FIR MUHAMMAD KHAN has completed
all the requirements for **BACHELOR OF EDUCATION** degree
Programme with the following courses in SPRING, 2000 Semester :-

<u>Compulsory Courses</u>		<u>Marks obtained</u>
512	Perspectives of Education	<u>51</u> /100
513	School Organization & Management	<u>51</u> /100
514	Evaluation, Guidance & Research	<u>60</u> /100
518	Educational Psychology & Curriculum	<u>60</u> /100
651	English	<u>59</u> /100
652	Islam, Pakistan & Modern World	<u>75</u> /100
655	Practical Component	<u>75</u> /100
<u>Elective Courses</u>		
0517	TEACHING OF PAK. STUDIES	<u>52</u> /100
0657	TEACHING GENERAL SCIENCE	<u>60</u> /100
		575 /900

Attested
Signature
BIBI ZAMRA SULTAN
G.G.M.S.S No. 2
Mansehra

He/She has obtained 54 % marks and has been placed in grade ___.

Date: 22-12-2000

Signature
Controller of Examinations

Note: The Detailed Marks Sheet is issued, errors and omissions excepted, as a notice only. An entry appearing in it does not in itself confer any right or privilege independently to the grant of a proper certificate which will be issued under the Regulations, in due course.

Attested
Signature
Muhammad...
Distt: Courts Abbottabad

Roll No. 1-5128369

41234

Aligarh Muslim University



علاء مہتاب اقبال اویس پوٹیووسی

BIGI MEMORNA

Regn. No. 99-MU-0297

پروفیسر

پہلی منزل

Son/Daughter of FIR MUHAMMAD KHAN

پیر محمد خان

پن/پت

having completed the prescribed requirements

۱۸ مارچ ۲۰۰۰ء کو مکمل کر کے

in Spring 2000 is awarded the Degree of

Bachelor of Education

بی. ایڈ

The/She secured 64 % marks and was placed

in B grade.

گریڈ میں

نمبر ۱۸

۱۸ مارچ ۲۰۰۰ء

Mrs Ghanshyam

پروفیسر

فہرست

پروفیسر محمد رفیق
پروفیسر محمد رفیق
پروفیسر محمد رفیق

Aligarh Muslim University
Dated: 22nd Dec, 2000

Controller of Examinations

پروفیسر

۲۲ دسمبر ۲۰۰۰ء

This degree is to be read in conjunction with the Transcript, issued separately.

Attested

Muhammad Ali
District Courts Abbottabad

18

ADA No. 016885 Roll No. 19408

BOARD OF INTERMEDIATE AND SECONDARY EDUCATION
Abbottabad N.W.F.P. Pakistan
INTERMEDIATE EXAMINATION



HUMANITIES Group
SESSION ANNUAL 1995

THIS IS TO CERTIFY THAT BIBI MEHMOONA.
Son/Daughter of PIR MUHAMMAD KHAN.
and a student of GOVT: GIRLS COLLEGE MANSEHRA.

Registered No. 289-AB/GMS-93 has passed the Intermediate Examination of the Board of Intermediate and Secondary Education, Abbottabad held in May/June 1995.

as a *Regular/Private candidate*. He/She obtained 568 Marks out of 1100 and has been placed in Grade C Representing GOOD

The Examination was taken as a whole/in parts and the candidate passed the following subjects:

- 1. English
- 2. Urdu
- 3. Islamic Education - Pakistan Studies
- 4. CIVICS
- 5. URDU ADVANCE
- 6. ISL: HISTORY

[Signature]
Asst. Secretary

[Signature]
Secretary

This certificate is issued without alteration or erasure.

Attested

[Signature]
Muharraf Ahmad Khan
Distt: Courts Abbottabad

Attested
Signature
BISE ABBOTTABAD
G.G.S. No. 1
Mansehra

19

ADA No. 042184

Roll No. 10381

BOARD OF INTERMEDIATE AND SECONDARY EDUCATION



Abbottabad N.W.F.P., Pakistan
SECONDARY SCHOOL CERTIFICATE EXAMINATION
SESSION ANNUAL 1993

THIS IS TO CERTIFY THAT BIBI MEMOONA

Son/Daughter of PIR MUHAMMAD KHAN

and a ^{Student} ~~resident~~ of GARDAN PUBLIC HIGH SCHOOL DAB NO. I MANSEHRA

has passed the **Secondary School Certificate Examination** of the Board of Intermediate and Secondary Education Abbottabad held in April, 1993 as a **Regular/Private** Candidate. He/She obtained 656 marks out of 850 and has been placed in Grade **A** Representing EXCELLENT

The candidate has passed in the following subjects.

- | | | | |
|------------|---------------------|---------------|--------------|
| 1. English | 3. Islamiyat | 5. PHYSICS | 7. CHEMISTRY |
| 2. Urdu | 4. Pakistan Studies | 6. MATH(ELEC) | 8. BIOLOGY |

He/She has been awarded Grade **A-I** on the basis of internal assessment by the institution concerned.

Date of birth according to admission form is TWENTY SEVENTH JANUARY

one thousand nine hundred and SEVENTY SEVEN (27-01-77)

[Signature]
ASSTT: SECRETARY

[Signature]
SECRETARY

This certificate is issued without alteration of erasure.

Attested

[Signature]
District: *[Signature]*

*Attested
Jawid
S. S. No. 10381
Mansehra*

(20)

**CONTROLLER OF EXAMINATIONS
UNIVERSITY OF PESHAWAR
PESHAWAR, PAKISTAN**

Phone No. 091-9216721-22
Extension 3013, 3017
Fax No. 9216423
E-mail:
Website:

No.860 Degrees

Dated 02.06.2012

To

The Headmistress
Govt. Girls High School
Gandhian Hazara.

Subject: VERIFICATION OF ACADEMIC DOCUMENTS:
Memo:

With reference to your letter No. 1685 dated 21.03.2012 (Received on 18.04.2012) on the subject cited above, the academic document(s) as referred to this office has/have been checked with the relevant records and the report thereof is given as below:

S. No	Roll No	Exam/Session	Name & Father's name	Status
1	21921	M.A. 2000 Islamiyat	Bibi Mehmoona D/O Pir Mohammad Khan	Verified and Found Correct

Attested

[Signature]

[Signature]

[Signature]
Controller of Examinations
University of Peshawar

Attested

[Signature]
Advocate
Distt: Courts Abbottabad

(21)

Annex B.

OFFICE OF THE DISTRICT EDUCATION OFFICER(FEMALE) MANSEHRA.

NOTIFICATION

In pursuance to the Notification issued by the Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar Vide No.3535-41/file No 2/promotion (F) S.CT-B-16 dated 21.11.2014. The following (15) (F) CTs-B-15 were promoted to the post of Senior CTs B-16 @ Rs 10800-34000 plus usual allowance as admissible under the rules on regular basis under the exiting recruitment policy on the terms and conditions given below as hereby adjusted against the stations noted against their name with immediate effect.

S.#	S.L.#	Name of Teacher	Present Station	Place of Posting	Remarks
1	11	Sajida Aziz	GGMS-Agla Gran	GGHS-Balakot	Against vacant SCT B-16.
2	14	Farah Abid	GGHS-Datta	GGHS-Shahelia	Against vacant SCT B-16
3	15	Allia Khanum	GGHS-Shohal Muzallah	GGHS-Hassa	Against vacant SCT B-16.
4	16	Rizwana Shaheen	GGMS-Mansehra	GGHS-Shahelila	Against vacant SCT B-16
5	17	Khola Nasir	GGMS-Nirbeer	GGHS-Phagla	Against vacant SCT B-16.
6	18	Shakeela Begum	GGMS-Garlat	GGHS-Oghi	Against vacant SCT B-16
7	19	Saiqa Talhat	GGHS-Parhina	GGHS-Trappi	Against vacant SCT B-16.
8	20	Bilqees Khanam	GGHS-Darband	GGHSS-Shergarh	Against vacant SCT B-16
9	21	Bibi Rashida	GGMS-Mansehra	GGHSS-Oghi	Against vacant SCT B-16.
10	22	Sher Bano	GGHSS-Baifa	GGHS-Afzal Abad	Against vacant SCT B-16
11	23	Ishrat Sarwar	GGMS-Ogra	GGHS-Khawari	Against vacant SCT B-16.
12	24	Bibi Mehmoona	GGHS-Gandhian	GGHS-Dharyal	Against vacant SCT B-16
13	26	Fatima Andleeb	GGMS-Ichrian	GGHS-Shinkari	Against vacant SCT B-16.
14	27	Saeeda Irfan	GGMS-Dadar	GGHS-Bai Bohai	Against vacant SCT B-16
15	28	Iqbal Bano	GGHS-Shinkari	GGHS-Shinkari	Against vacant SCT B-16

عالمہ ریاض احمد - بطولہ خان پورہ - منسہرا - 03009/1401-0

Attested

[Handwritten signature]

Muhammad...
Distt: Courts Abbottabad

8 " KSNMA

(19)

21A

Terms and Conditions:-

1. They would be on probation for a period of one year extendable for another one year.
2. They will be governed by such rules and regulation as may be issued from time to time by the Govt.
3. Their services can be terminated at any time, in case their performance is found unsatisfactory during probationary period. In case of misconduct, they shall be preceded under the rules framed from time to time.
4. Charge reports should be submitted to all concerned.
5. Their Inter Se-seniority on lower post will remain intact.
6. NO TA/DA is allowed for joining his duty.
7. They will give an under taking to be recorded in their service book to the effect that if any over payment is made to him in light this order will be recovered and if she is wrongly promoted she will be reversed.
8. They will be governed by such rules and regulations as may be issued from time to time by the Govt.
9. Their posting will be made on school based, they will have to serve at the place of posting, and their service is not transferable to any other station.
10. Before handing over charge once again their documents may be checked if they have not the required relevant Qualifications as per rules, they may not be handed over charge of the post.

DISTRICT EDUCATION OFFICER
(FEMALE) MANSEHRA

EMOOST No. 9959-79 / AE-I/Prom: SCT B-16 Dated 21/7 /2014

Copy of the above is forwarded for information to the:-

1. PA to Secretary E&SE Edu: Dept: Khyber Pakhtunkhwa Peshawar.
2. Director E&SE Peshawar, Khyber Pakhtunkhwa, Peshawar.
3. Headmistress Concerned.
4. District Accounts Officer Mansehra.
5. B&AO Local Office
6. Official Concerned.

DISTRICT EDUCATION OFFICER
(FEMALE) MANSEHRA

(For use in Police Department only)

Heirs:—

- 1.
- 2.
- 3.

Verification Roll No. dated received back.

② Passed MA (Final) in Political Science Exams in 2006 (A) under R.No. 9476 securing 535/1100 marks. Result declared on 28.02.2007.

Left Thumb-Impression
 Head Mistress
 G.G.H.S Gandhin
 Manshra

Qualifications	Date
① Passed SSC Examination from BISE Peshawar under Roll No. 10381 securing 656/850 during 1993	
② Passed English FA Exams from BISE Peshawar under Roll No. 19408 securing 568/1100 during 1995	Head Mistress G.G.H.S Gandhin Manshra
③ Passed Urdu BA Exam from Peshawar under Roll No. 33415 securing 263/550 during 1998. (Final Six) Result declared on 4.12.98.	Head Mistress G.G.H.S Gandhin Manshra
④ Passed L.T Exam from R.O.E Peshawar under Roll No. 610 securing 866/1400 during 1997. Result declared on 27.9.2.1998	Head Mistress G.G.H.S Gandhin Manshra
⑤ Passed MA (Final) in Islamic Studies from B.I.A.U. Islamabad under Roll No. 6594627 securing 732/11200 marks. Result declared on 20.03.03.	Head Mistress G.G.H.S Gandhin Manshra
⑥ Passed B.Ed Examination from A.I.O.U. Islamabad under Roll No. 16128369 securing 575/900 marks in Peadership Examination Grade "B". Result declared on 22-12-2000.	Head Mistress Govt. Girls High School Gandhin Manshra
⑦ Passed M.A. (Final) in Islamic Studies from University of Peshawar. Result declared on 17-6-2001.	Head Mistress Govt. Girls High School Gandhin

N.B.— Line to be drawn under the qualification possessed.

Head Mistress
 G.G.H.S Gandhin
 (Manshra)

Head Mistress
 Govt. Girls High School
 Gandhin

Muham
 Distt: Courts

MC No. 123-77-784835
No. 13503-0540623-0

23

3 - 11 Salu MAN - 13018/100

Note:— The entries in this page should be renewed or re-attested at least every five years and the Signature to lines 9 and 10 should be dated.

1. Name: Bibi Memoonah

2. Race: Seweti

3. Residence Vill: P.O. Malakpur Tehsil District
Manshera


4. Father's name and residence Pir Mohammad Khan


5. Date of birth by Christian era as nearly as can be ascertained 27-01-1977
27th January N.H.2 Seventy Seven


6. Exact height by measurement. 5-00

7. Personal marks for Identification

8. Left hand thumb and Finger Impression of (Non-Gazetted) Officer.

Little Finger 

Ring Finger 

Middle Finger 

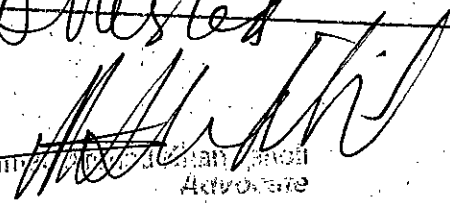
Fore Finger 

Thumb 

9. Signature of Government Servant Bibi Memoonah

10. Signature and Designation of the Head of the Office, or other Attesting Officer. Muhammad Hayat
Sub-Divisional Officer
Mansehra

Se attested

Attested


Muhammad Hayat
Advocate
Distt: Courts Abbottabad

Name of Post	2 Whether substantive or officiating and whether permanent or temporary	3 If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	4 Pay in substantive Post	5 Additional Pay for officiating	6 Other emolument falling under the term "Pay"	7 Date of Appointment	8 Signature of Government Servant
C.T. 99 MS Muzrat Mains		BPS-14	2065/-	161/-	4480	8/99	Bibi Manzam
R.H.S Gandhian. Perm.			2065/-			7/99	B. Manzam
-do-	-do-		2226/-			1/99	B. Manzam
-do-	-do-		2387/-			1/2000	B. Manzam
-do-	-do-		2548/-			1/2001	B. Manzam
Revised B.P.S. 14 (Rs. 3100-240-10300)							
-do-	-do-		3820/PM.			1/2001	B. Manzam
			4060/-			1/2002	B. Manzam
Office of the Accountant General Peshawar. Pay fixed in the revised basic pay scales 2001 at Rs. 3100-240-10300 (14) at Rs. 3820/PM with effect from 1-12-2001 with a 1% increase on 1-12-2002							
Accountant General Peshawar [Signature]							
Attested [Signature]							

Muhammad [Signature]
 Advocate
 Distt. Courts Abbottabad

Sl. No.	Signature and position of the head of the office or other attesting officer in columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting Officer	Leave		Signature of the head of the office or other attesting officer	Reference to recorded punishment or censure, or or praise of Government	
					Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitabale to another Government			
						Period			Government to which debitabale
2801	<i>[Signature]</i> Headmistress G.G.H.S. Gandhian	30/11/99	Transfered to G.G.H.S. Gandhian	<i>[Signature]</i> Headmistress G.G.H.S. Gandhian	Appointed as C.T at G.G.H.S. Gandhian vide D.O. No. 17093-7128 dated 5/7/99		<i>[Signature]</i> Headmistress G.G.H.S. Gandhian		
2802	<i>[Signature]</i> Headmistress G.G.H.S. Gandhian	30/11/2000	(A) Genl.	<i>[Signature]</i> Headmistress G.G.H.S. Gandhian			<i>[Signature]</i> Headmistress G.G.H.S. Gandhian		
2803	<i>[Signature]</i> Headmistress G.G.H.S. Gandhian	30/11/2001	(A) Genl.	<i>[Signature]</i> Headmistress G.G.H.S. Gandhian			<i>[Signature]</i> Headmistress G.G.H.S. Gandhian	Service verified w.o.f. 8/4/99 to 30/9/99 from the Acc. Rolls & other records in this office	
2804	<i>[Signature]</i> Headmistress G.G.H.S. Gandhian	1/12/2001	Scale revised	<i>[Signature]</i> Headmistress G.G.H.S. Gandhian			<i>[Signature]</i> Headmistress G.G.H.S. Gandhian	Services verified from 1-10-99 to 30-11-99 from the acquittance Rolls and other office record maintained in this School	
2805	<i>[Signature]</i> Headmistress G.G.H.S. Gandhian	30/11/2002	(A) Genl.	<i>[Signature]</i> Headmistress G.G.H.S. Gandhian			<i>[Signature]</i> Headmistress G.G.H.S. Gandhian	Govt. Girls High School Gandhian Mansabro	
2806	<i>[Signature]</i> Headmistress G.G.H.S. Gandhian	30/11/2003	(A) Genl.	<i>[Signature]</i> Headmistress G.G.H.S. Gandhian			<i>[Signature]</i> Headmistress G.G.H.S. Gandhian	Services verified from 1-12-99 to 30-11-2000 from the acquittance Rolls and other office record maintained in this School	
							<i>[Signature]</i> Headmistress G.G.H.S. Gandhian	Services verified from 1-12-2000 to 30-11-2001 from the acquittance Rolls and other office record maintained in this School	

Attested

[Signature]
Headmistress
Govt. Girls High School
Gandhian

[Signature]
District Court Advocate
Distt. Courts Abotabad

26

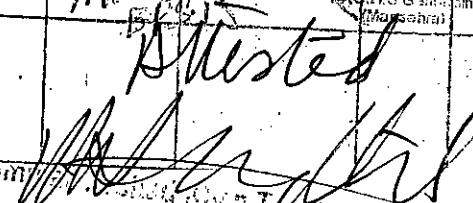
1	2	3	4	5	6	7	8	9
Name of Post	Whether substantive or officiating and whether permanent or temporary	If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive Post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Government Secretary	Signature of officiating officer in static columns
CT G.H.S. Peshawar	Perm.		4300/-			1/12/2003	B.P. Groom	Head G.G.H. Gaudh
do	"		4540/-			1/12/2004	R.P. Groom	Head G.G.H. Gaudh
Revised B.P. No 14 (3565-275-11815)								
do	"		5215/-			1/7/2005	R.P. Groom	Head G.G.H. Gaudh
do	"		5490			1/12/2005	B.P. Groom	Head G.G.H. Gaudh
<div data-bbox="564 1209 1011 1549" data-label="Text"> <p>(2005) Office of the Accounts Officer N.W.F.P Peshawar Pay Fixed in the revised basic pay scale 2005 of Rs. 3395/- to Rs. 11815/- at Rs. 5490/- P.M. on 01-07-2005 with non-incremental on 01-12-2005</p> <p><i>[Signature]</i> Accounts Officer Pay Fixation Party, N.W.F.P Peshawar</p> </div>								
do	"		5765/-			01/12/2006	B.P. Groom	Head G.G.H. Gaudh
do	"	Scale Revised B.P. No 14 (4100-315-13550)	Rs 6620/-			01/07/2007	B.P. Groom	Head G.G.H. Gaudh
do	"		Rs: 6935/-			01/12/2007	B.P. Groom	Head G.G.H. Gaudh
do	"	Revised B.P. No 14 (4920-330-16320)	8340/-			1/7/2008	B.P. Groom	Head G.G.H. Gaudh

Attested

[Signature]

Accounts Officer

8	9	10	11	12	13		14	15
					Leave			
					Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
nature of content	Signature and designation of the head of office or other attesting officer in columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting Officer	Period	Government to which debitable	Signature of the head of the office or other attesting officer	Reference to recorded punishment or censure, or praise of Government
	Head Mistress G.G.H.S. Gandhian (Mansehra)	30/11/2004	(A) Inc. Revised	Head Mistress G.G.H.S. Gandhian (Mansehra)		services verified from 1-12-2001 to 30-11-2002 from the acquittance Rolls and other office record maintained in this School.		
	Head Mistress G.G.H.S. Gandhian (Mansehra)	30/6/2005	Scale Revised	Head Mistress G.G.H.S. Gandhian (Mansehra)			Head Mistress Govt. Girls High School Gandhian	
	Head Mistress G.G.H.S. Gandhian (Mansehra)	30/11/2005	(A) Inc.	Head Mistress G.G.H.S. Gandhian (Mansehra)		services verified from 1-12-2002 to 30-11-2003 from the acquittance Rolls and other office record maintained in this School.		
	Head Mistress G.G.H.S. Gandhian (Mansehra)	30/11/2006	Annual Government	Head Mistress G.G.H.S. Gandhian (Mansehra)			Head Mistress Govt. Girls High School Gandhian	
						services verified from 1-12-2003 to 30-11-2004 from the acquittance Rolls and other office record maintained in this School.		
	Head Mistress G.G.H.S. Gandhian (Mansehra)	30/6/07	(Scale) Revised	Head Mistress G.G.H.S. Gandhian (Mansehra)			Head Mistress Govt. Girls High School Gandhian	
	Head Mistress G.G.H.S. Gandhian (Mansehra)	30/11/07	(A) Inc.	Head Mistress G.G.H.S. Gandhian (Mansehra)				
	Head Mistress G.G.H.S. Gandhian (Mansehra)	30/6/2008	Scale Revised	Head Mistress G.G.H.S. Gandhian (Mansehra)			Head Mistress Govt. Girls High School Gandhian	
	Head Mistress G.G.H.S. Gandhian (Mansehra)	30/9/2008	Entirely Revised	Head Mistress G.G.H.S. Gandhian (Mansehra)			Head Mistress Govt. Girls High School Gandhian	


 Advocate
 Distt. Courts Abbottabad



1 Name of Post	2 Whether substantive or officiating and whether permanent or temporary	3 If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	4 Pay in substantive Post	5 Additional Pay for officiating	6 Other emolument falling under the term "Pay"	7 Date of Appointment	8 Signature of Government Servant	9 Signature of Officer in Charge of the Column
<p>Pay Revised due to allow (7) Adv: knots: on the basis of MA as advised by the Finance Dept. in the light of Supreme Court of Pakistan.</p>								
		BPS-14@Rs (2065-161-4480)	3031/ Pm.			17/6/2001	B. M. Zamora	
		MA. 3031/						
		BPS-14@Rs (3100-240-10300)	3192/ Pm.			12/1/2001	B. M. Zamora	
			4780/ Pm.			12/2001	B. M. Zamora	
			5020/ Pm.			12/2002	B. M. Zamora	
			5260/ Pm.			12/2003	B. M. Zamora	
		BPS-14@Rs (3565-275-11875)	5500/ Pm.			12/1/2004	B. M. Zamora	
			6315/ Pm.			12/2005	B. M. Zamora	
			6590/ Pm.			12/2005	B. M. Zamora	
		BPS-14@Rs (4100-315-13550)	6865/ Pm.			12/2006	B. M. Zamora	
			7880/ Pm.			12/2007	B. M. Zamora	
		BPS-15@Rs (4350-350-14850)	8550/ Pm.			12/2008	B. M. Zamora	

Attested

Muhammad...
 Distt: Courts Abbottabad

33

Signature and designation of the head of the office or other attesting officer in columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting Officer	Leave		Signature of the head of the office or other attesting officer	Reference recorded pun or censure, or or praise of Government
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
				Period	Government to which debitable		
HEAD MISTRESS Govt. Girls High School Dhodial (Mansheral)	30/08/2008		M. Khan		7.619 15/6 by active drawn already pay Rs. 131653/2 wef 17.6. to 30-6-2010 7-6/2010		
HEAD MISTRESS Govt. Girls High School Dhodial (Mansheral)	30/07/2009	Transfer to Mansheral	M. Khan				
HEAD MISTRESS Govt. Girls High School Dhodial (Mansheral)	19/07/2010	Transfer to Mansheral	M. Khan				
Head Mistress G.G.H.S Gandhian Mansheral	30/11/2010	Retire	LS		Service verified wef 07-12-2010 to 30-11-2011 from acquisition rolls and other relevant records of this office.		
Head Mistress G.G.H.S Gandhian Mansheral	30/06/2011	scale fixed	LS				H.M
Head Mistress G.G.H.S Gandhian Mansheral	30/11/2011	INC	LS		Drawn Rs 13790/- with DOM Sanction No 601-4 dt 22/12 S.No 1174 dt 6/2/12		
Head Mistress G.G.H.S Gandhian Mansheral	30/11/2012	INC	LS				
PRINCIPAL G.G.H.S Gandhian Mansheral	30/11/2013	INC	PRINCIPAL G.G.H.S Gandhian Mansheral				
PRINCIPAL G.G.H.S Gandhian Mansheral	29/11/2014	Transfer to Mansheral	PRINCIPAL G.G.H.S Gandhian Mansheral		Service verified wef 1-12-2012 to 29.11.2014 from Reg. Roll & other records of this office.		

Distt: Courts Abbottabad

31

1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary	If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive Post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Government Servant
GGHS Dhargal			21100/-			30 ¹¹ / ₂₀₁₄	B. M. Gomon
			21800/-			1 ¹² / ₂₀₁₄	B. M. Gomon
<p>Entries Revised due to Award of Premature Increment. Awarded Premature Increment on up-gradation w.e.f 2/12-2007 vide Govt of KPK Finance Deptt (Regulation wing) Notification No. FD (SO SR-1) 2/12/3/2014 dated 30-5-2014.</p>							
GGHS Dhargal			8550/- + PMH 350/- 8900/-			2 ¹² / ₂₀₀₇	B. M. Gomon
			10680/-			1 ⁷ / ₂₀₀₈	B. M. Gomon
			11100/-			1 ¹² / ₂₀₀₈	B. M. Gomon
			11520/-			1 ¹² / ₂₀₀₉	B. M. Gomon
			11940/-			1 ¹² / ₂₀₁₀	B. M. Gomon
			12700/-			1 ⁷ / ₂₀₁₁	B. M. Gomon
			20400/-			1 ¹² / ₂₀₁₁	B. M. Gomon
						1 ¹² / ₂₀₁₂	B. M. Gomon

Head Mistress
Govt. Girls High School
Gharwal (Manshera)

[Signature]
 Deputy Commissioner
 Manshera



Signature and attestation of the head of the office or other attesting officer in columns 1 to 8	10 Date of termination of appointment	11 Reason of termination (such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting Officer	13 Leave		14 Signature of the head of the office or other attesting officer	15 Reference to recorded punishment or censure, or reprimand or praise of Government	
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debit to another Government			
					Period			Government to which debit to
		Annual Increment						
	30/6/2008	Scale Revised						
	30/11/2008	Annual Increment						
	30/11/2009	Annual Increment						
	30/11/2010	Annual Increment						
	30/6/2011	Scale Revised						
	30/11/2011	Annual Increment						
	30/11/2012	Annual Increment						
	30/11/2013	Annual Increment						

AS No 699

12-12-14

By active MA 7187-
GGHS: Dharwal
12/12/14

Attested

Distt. Courts Abbottabad



ANNE X

رانا

خدمت جناب ڈائریکٹر ایجوکیشن صاحب (ذرائع) ضلع ڈیرہ
پوسٹل جناب جنید صاحب ایجوکیشن صاحب گورنمنٹ انٹرنیٹ سکول دھوکہ پال

جناب عالیہ

تذاریع ضلع ماٹہ ایک زیر سالہ

گورنمنٹ انٹرنیٹ سکول دھوکہ پال میں SET کا لوٹ سے
ایسی ڈیوٹی کے لئے لکھنے سے لیا گیا ہے وہ ایسی ہیں۔

سالہ کا ET پر آرڈر 8/4/1998 کو دیا گیا۔ اور سالہ نے MA

اسد عیادت کا امتحان سال 2000ء میں پاس کیا تھا۔ اور MA

کو کسٹبل مائٹس کا امتحان سال 2000ء میں پاس کیا گیا ہے۔

3 کے اید اور M-ED کے امتحان بالترتیب سال 2000 اور سال 2003

میں پاس کیے گئے ہیں۔
سالہ کو MA ایڈوائس انٹریجنٹ گورنمنٹ ہائیڈرو پوائنٹ 2010

سے ملی ہوئے ہیں۔

لیڈ انچارج ایجوکیشن صاحب کو ایم۔ اے۔ ایڈوائس انٹریجنٹ کے

Sanction دیکر منظور فرمائیں۔ تاکہ سالہ کی تنخواہ ٹریڈ سکول میں

ایڈجسٹ ہو جائے۔

محکمہ عدالت

الغرض

B.O. میں SET گورنمنٹ انٹرنیٹ سکول دھوکہ پال

HEAT REGISTER
Govt. ...
Dharyat Manager

Forwarded for
NIA Please

B. B. Bhatt

Muhammad Arshad Khan Tanoli
Advocate
Dist: Courts Abbottabad

10" K 5000A



44

ANNUL

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MANSEHRA

No 2830 /AE-I(F)

Dated 27/3/2015

To,

- The Head Mistress,
Govt: Girls High School Dharyal.

Subject: - EX-POST FACTO SANCTION
Memo

Reference your memo No 13 dated 10-03-2015 on the subject cited above and to returned the case with the remarks that Mst: Bibi Memoona S.CT has got 4 advance increments on the basis of higher Qualification i.e. MA, without the obtaining prior sanction of the competent authority.

At this stage the Office is unable to honor her application as account matter is involved in the case. The Teacher concerned should seek the remedy in the court of law if she desire so.

DISTRICT EDUCATION OFFICER
(FEMALE) MANSEHRA.

Muhammad Tanoli
Advocate
Distt: Courts Abbottabad

BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH.

W.P No. _____-A/2015

Mst. Bibi Memoona, SCT (BPS-16), Govt. Girls High School Dharyal, Mansehra.

...PETITIONER

VERSUS

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

....RESPONDENTS

WRIT PETITION

INDEX

S.#	Description	Page No.	Annexure
1.	Writ petition along with affidavit & Certificate	1 to 11	
2.	List of Books.	12	
3.	Addresses of the parties	13	
4.	Copy of degree of M.A Islamiat	14-23	"A"
5.	Copy of order dated 21.7.2014	24-42	"B"
6.	Copy of application	43	"C"
7.	Copy of order of respondent No. 3 dated 27/03/2015	44	"D"
8.	Copy of order dated 16/09/2013	45-46	"E"
9.	Court Fee worth of Stamp paper Rs. 500/-	47	
10.	Wakalatnama.	48	

B Memoona

...PETITIONER

Dated: 29/4 /2015

Through

(Mulla Muhammad Afshad Khan Tanoli)
Advocate High Court, Abbottabad

Attended
[Signature]

43

BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH.

W.P No. _____ -A/2015

Mst. Bibi Memoona, SCT (BPS-16), Govt. Girls High School Dharyal, Mansehra.

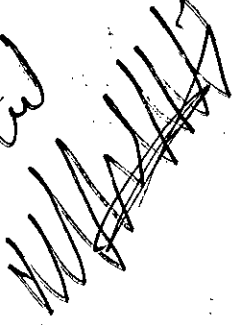
...PETITIONER

VERSUS

1. Govt. of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
2. Director E&SE, Peshawar.
3. District Education Officer (Female), Mansehra.
4. District Accounts Officer, Mansehra.

....RESPONDENTS

WRIT PETITION UNDER ARTICLE 199 READ WITH ARTICLE 25 OF THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN, 1973, FOR THE DECLARATION TO THE EFFECT THAT THE PETITIONER ACQUIRED HIGHER EDUCATION I.E MA ISLAMIAT IN THE YEAR 2000 AND SHE WAS ENTITLED FOR 04 ADVANCE INCREMENTS ON ACQUIRING HIGHER EDUCATION I.E M.A ISLAMIAT WHICH WAS ALLOWED AS PER GOVT.

Attested


Annex - E

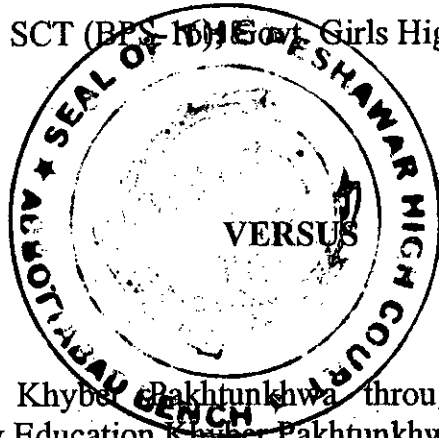
BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH.

P-44

W.P No. 450 -A/2015

Mst. Bibi Memoona, SCT (BPS-16) Govt. Girls High School Dharyal, Mansehra.

...PETITIONER



1. Govt. of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
2. Director E&SE, Peshawar.
3. District Education Officer (Female), Mansehra.
4. District Accounts Officer, Mansehra.

....RESPONDENTS

WRIT PETITION UNDER ARTICLE 199 READ
WITH ARTICLE 25 OF THE CONSTITUTION OF
ISLAMIC REPUBLIC OF PAKISTAN, 1973, FOR THE
DECLARATION TO THE EFFECT THAT THE
PETITIONER ACQUIRED HIGHER EDUCATION I.E
MA ISLAMIAT IN THE YEAR 2000 AND SHE WAS
ENTITLED FOR 04 ADVANCE INCREMENTS ON
ACQUIRING HIGHER EDUCATION I.E M.A
ISLAMIAT WHICH WAS ALLOWED AS PER GOVT.

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Examiner
Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 Acts Ordms

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No 4.5.15

14/8/15

P-4

✓

POLICY W.E.F JUNE, 2010 ONWARDS. THE PETITIONER IS DRAWING INCREMENTS W.E.F, JUNE, 2010 BUT RESPONDENT NO. 3 ALLOWED INCREMENTS TO THE PETITIONER WITHOUT OBTAINING SANCTION OF COMPETENT AUTHORITY WHICH WAS POINTED OUT BY THE AUDIT PARTY ON PAGE NO. 12 OF SERVICE BOOK OF THE PETITIONER AND DIRECTED RESPONDENT NO. 3 TO OBTAIN EX-POST FACTO SANCTION OF THE SAID INCREMENTS BUT RESPONDENT NO. 3 IS NOT OBTAINING THE EX-POST FACTO SANCTION FROM THE COMPETENT AUTHORITY REGARDING ADVANCE INCREMENTS OF THE PETITIONER WHICH IS PERVERSE DISCRIMINATORY, AGAINST THE LAW AND WITHOUT LAWFUL JUSTIFICATION.

PRAYER: ON ACCEPTANCE OF THE INSTANT WRIT PETITION, RESPONDENT NO. 3 MAY GRACIOUSLY BE DIRECTED NOT TO RECOVER AMOUNT OF 04 INCREMENTS ALREADY PAID TO THE PETITIONER AND TO PROCESS CASE OF THE PETITIONER WITH THE GOVT. FOR GRANT OF

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Examiner

Peshawar High Court

Abbottabad Bench

Authorized Under Sec 25 Acts Ordms

TODAY

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EX-POST FACTO SANCTION OF 04 ADVANCE
INCREMENTS.

Respectfully Sheweth: -

Following are the facts, giving rise to the instant writ
petition:

FACTS:

1. That the petitioner got regular appointment in Education Department as CT on 08/04/1999. The petitioner served the department with complete devotion to the entire satisfaction of her superiors.
2. That, petitioner acquired Higher Education i.e MA Islamiat in the year 2000/2001. Copy of degree of M.A Islamiat is attached as Annexure "A".
3. That, as per law, employees who acquire higher qualification over and above the prescribed qualification required for appointment, are entitled to have advance increment prior to revised pay scale of 2001.

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Peshawar High Court
Appointed Bench
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P-47

4. That, as per law, respondents' department allowed 04 advance increments to the petitioner on account of having M.A prior to 2001 vide entry on page 10 of service book of the petitioner. Therefore the petitioner is receiving her salary including 04 advance increments.

5. That service book of the petitioner was in the custody of respondents' department and the petitioner came to know about the factum of obtaining Ex-Post Facto sanction of 04 advanced increments from the competent authority in the month of March, 2015, when she was promoted in BPS-16.

6. That fixation party i.e Audit authorities during fixation process pointed out that there was no sanction of advanced increments for M.A and further directed to the department that the same may be obtained vide page 12 of service book of the petitioner.

7. That now the petitioner has been promoted in BPS-16 as SCT vide order No. 995979 dated 21.7.2014.

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Peshawar High Court
Abbottabad Bench
Authorized Under Sec 25 Acts Ordms

Copy of order dated 21-7-2014 is annexed as Annexure "B". Therefore the petitioner filed departmental presentation through proper channel to respondent No. 3 for obtaining sanction of advance increments on account of acquiring M.A Islamiat. Copy of application is annexed as Annexure "C".

8. That, respondent No. 3 instead of obtaining Ex-post facto sanction of 04 increments on the basis of higher qualification of M.A from the competent authority, directed the petitioner to seek her remedy from court of law vide order No. 2830/A-1(F) dated 27/03/2015. Copy of order of respondent No. 3 dated 27/03/2015 is attached as Annexure "D".

9. That respondent No. 3 being competent authority is to obtain Ex-post facto sanction for the said increments at her own as per law. But the act and conduct of the respondent No. 3 towards the petitioner is discriminatory and malafide. Hence, the instant writ petition is filed, inter-alia, on the following grounds:-

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 Peshawar High Court
 Abbottabad Bench
 Authorized Under Sec 75 Acts Ordms

AGH 15/15

GROUNDS:

P-49

- a. That once entry was made in the service book of the petitioner by the audit party for obtaining sanction of advanced increments. Respondent No. 3 was supposed to process case of the petitioner for obtaining Ex-post facto sanction of the said increments so as to remove audit objection of the audit agency. Hence act of respondent No. 3 is against the law and direction issued to the petitioner to filed case before the court of law is also against the law. Hence conduct of respondent No. 3 amounts to negligence on her part. But as mention above, service book is kept in the offices of respondents department and any entry which are adverse in nature are to be completed by the department but no intimation/ Direction were sent by respondent No. 3 to the petitioner. Hence obtaining of Ex-post facto sanction is not due to fault of the petitioner but fault of the department.

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 Examiner
 Peshawar High Court
 Abbottabad Bench
 Authorized Under Sec 75 Acts Ordms

4/15/15

- b. That, when law prescribe something which is to be done in a particular manner that must be done in that manner and not otherwise. Therefore as per law respondent No. 3 is bound to process case of the petitioner for obtaining Ex-post facto sanction of the petitioner which is absolutely duty of Department.
- c. That vested and valuable rights have been accrued to the petitioner as she is still drawing 04 advanced increments of M.A in her monthly salary.
- d. That as per circular/ notification issued by respondent No. 1 that all the employees who have been granted advance increments prior to KPK Cessation of Payment of Arrears on Advance Increments on Higher Education Act, 2012, are entitled to receive the same and no recovery of advanced increment be made from their monthly salary vide order No. SO(B&A)1-16/09/Advance Increment dated 16/09/2013. Copy of order dated 16/09/2013 is annexed as Annexure "E".

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Peshawar High Court
Abbottabad Bench
Authorized under Sec 75, Act 19 of 2001

P-31

- e. That court should not fold up its hands while granting relief to the aggrieved petitioner as she is innocent from beginning to the end of her case.
- f. That respondents department has led the petitioner to the place which is utterly unknown to the principle of jurisprudence, natural justice as well as rules on the subject in vogue.
- g. That, there is no other prompt and efficacious remedy available to the petitioners except the invocation of constitutional jurisdiction of this Honourable Court.
- h. That, other points will be raised at the time of arguments.
- i. That court fee worth Rs. 500/- is attached.

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Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 Act 1973

It is therefore, humbly prayed on acceptance of the instant writ petition, respondent No. 3 may graciously be

P-32

12

directed not to recover amount of 04 increments already paid to the petitioner and to process case of the petitioner with the govt. for grant of Ex-post facto sanction of 04 advance increments.

INTERIM RELIEF:

That the petitioner has brought a prima-facie case and she may likely to succeed. Balance of convenience is also lies in favour of the petitioner. It is prayed as an interim relief that the respondents may be directed not to recover/ withdraw advance increments out of monthly salary of the petitioner till disposal of the main writ petition.

B Munwar
...PETITIONER

Dated: 24/4 /2015

Through

Muhammad Arshad Khan Tanoli
(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

VERIFICATION: -

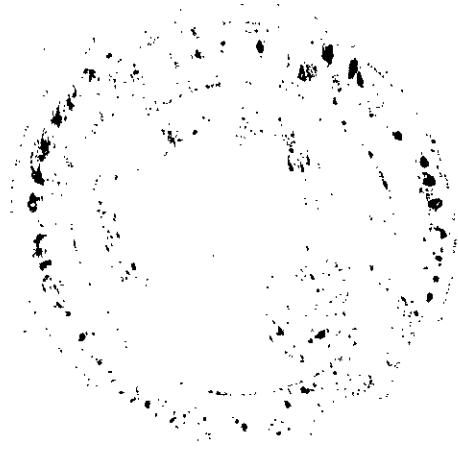
Verified on oath that the contents of forgoing writ petition are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.

B Munwar
...PETITIONER

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Examiner
Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 Acts Ordms

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25/4/15

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Annex F P.

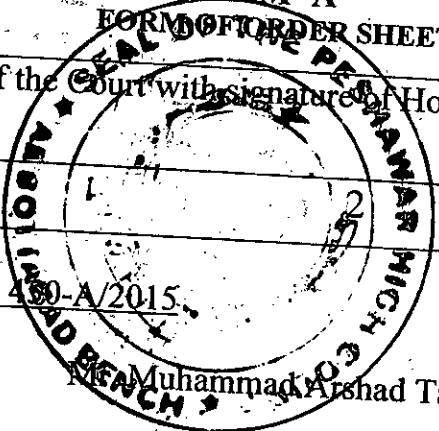
P-53

PESHAWAR HIGH COURT ABBOTTABAD BENCH

FORM 'A'

FORM OF ORDER SHEET

Date	Order of the Court with signature of Honourable Judge (s)
1	
07.5.2015	<p>WP No. 450-A/2015.</p> <p>Present: Mr. Muhammad Arshad Tanoli advocate for the petitioner.</p> <p>***</p> <p><u>LAL JA KHATTAK J.</u> Seeks withdrawal of the instant writ petition in order to seek remedy before the proper form. Allowed. May do so in accordance with law.</p>



SO [Signature]

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 Examiner
 Peshawar High Court
 Abbottabad Bench
 Authorized under Sec 75 Act 1973

11/2/15

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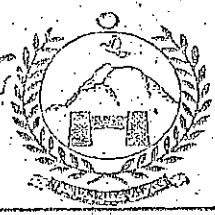
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~~Annex 'G'~~
Annex 'G'



~~Government of Khyber Pakhtunkhwa~~
GOVERNMENT OF
KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

No. SO(B&A)1-16/09/Advance Increment,
Dated Peshawar, the 16.09.2013

To,

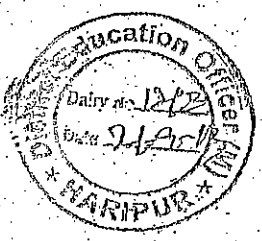
- i. The Director,
Elementary and Secondary Education,
Khyber Pakhtunkhwa.
- ii. The District Education Officer (M)
Haripur.

ADD LIT
DEOM
HW

Subject: WRIT PETITION NO.218-A/2013 MUHAMMAD AFTAB AZIZ VS GOVT: OF KHYBER PAKHTUNKHWA & OTHERS.

I am directed to refer to the writ petition No. 218-A/2013, Muhammad Aftab Aziz VS Govt: of Khyber Pakhtunkhwa & Others on the subject cited above and to state that the subject case examined as under;

- Mr. Muhammad Aftab Aziz was appointed as untrained PTC on 14.04.1983 on the basis of SSC.
- He passed FA on 07.09.1983 and according to Finance Department Notification No. FD(SR-I)1-67/83 dated 24.08.1983, he was awarded 02 advance increments where the prescribed qualification was Matric.
- He passed BA on 06.04.1987 and awarded 03 advance increments as per Finance Department Notification NO.FD (SR-I) 1-67/83 dated 24.08.1983.
- He was appointed as untrained PTC; he passed PTC (condensed course) on 17.01.1990.
- He also passed CT (condensed course) on 22.11.1992.
- He was appointed as SV on 30.06.1993, on the basis of CT (condensed course) and then he was appointed against CT post on 03.01.1995.
- He passed MA (Political Science) from Punjab University Lahore on 03.11.1991.
- On the basis of MA qualification, he was awarded 04 advance increments according to Finance Department Notification No.FD (PRC) 1-1/89) dated 11.08.1991.



Attested
[Signature]
Distt: Courts Abbottabad

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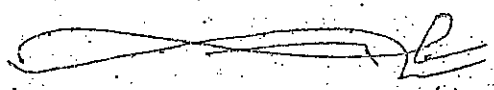
4/3

As per examination of the case, the applicant is entitled for the advance increments as he already availed; and no recovery should be made from his pay as per the Khyber Pakhtunkhwa Cessation of payment of Arrears on Advance Increments on Higher Educational Qualification ACT-2012, para-2 (2) which is reproduced as under;

“Any order made, instruction issued, decision, judgement or order of any Court or Tribunal including a High Court or the Supreme Court, implemented immediately before the commencement of this Act, shall be deemed to have been validly made, issued and implemented by the date of commencement of this Act, and any amount already paid there-under on account of advance increments or arrears thereof shall be deemed to have been validly paid and shall not be recoverable from the recipient Government employees” which has been validly implemented. Hence no recovery should be made.

It is, therefore, requested to follow the above decision in para 2(2) of Act 2012 accordingly please.

Encl: As above.


(NOOR ALAM KHAN WAZIR) 16/09/12
SECTION OFFICER (BUDGET)

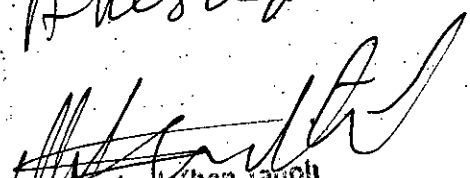
Endst. Of even Number & Date.

Copy of the above is forwarded to the:-

- i. Additional Registrar Peshawar High Court Abbottabad Bench w/r to writ petition No. 218-A/2013 Muhammad Aftab Aziz vs Govt: of Khyber Pakhtunkhwa & Others.
- ii. District Accounts Officer Haripur for similar consideration as in the Khyber Pakhtunkhwa Cessation of payment of Arrears on Advance Increments on Higher Educational Qualification Act-2012.
- iii. Section Officer (Litigation) E&SE Department Khyber Pakhtunkhwa.
- iv. PS to Additional Secretary E&SE Department Khyber Pakhtunkhwa.
- v. Master file.

Attested

SECTION OFFICER (BUDGET)


Muhammad Arshad Khan Janoh
Advocate
Distt: Courts Abbottabad



.cc'

کورٹ فیس قیستی

وکالت نامہ

Before the Peshawar High Court Abbottabad Bench

مست Bibi vs Govt of KPK & others etc. عنوان:

Mst Bibi Memona (Appellant) منجانب:

Service Appeal نوعیت مقدمہ:

باعث تحریر آنکہ

مقدمہ مندرجہ میں اپنی طرف سے واسطے پیروی و جواب دہی کل کارروائی متعلقہ آں مقام Ad

Muhammad Arshad Khan Tanoli Adv High Court Abbottabad

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

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

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

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

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

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

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

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

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

پیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

لہذا وکالت نامہ تحریر کر دیا تاکہ سند رہے۔

بمقام:

Accepted
M. Arshad Khan Tanoli

المقوم:

Muhammad Arshad Khan Tanoli
Adv High Court Abbottabad

BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 357/2013

Muhammad Masoom

VERSUS

Food Department etc.

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 626

Dated 28-7-16

SERVICE APPEAL

APPLICATION FOR EARLY FIXATION OF TITLED APPEAL

Respectfully Sheweth; -

1. That the titled appeal is pending adjudication before this Honourable Court and was fixed for 20/06/2016.
2. That the counsel for the appellant was busy before Honourable Peshawar High Court, Abbottabad Bench, due to which this Honourable Tribunal fixed the appeal for 23/11/2016.
3. That the matter in hand is of urgent nature and valuable rights of the appellant is involved because the seniority of the appellant is at stake.

*Put up to the court
with appeal.*

*Masoom
28/7/16.*

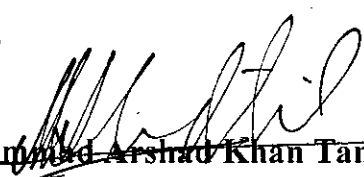
Masoom

It is therefore, humbly prayed that on acceptance of instant application, titled appeal may graciously be fixed for 22/06/2016 in the best interest of justice.


...APPELLANT

Through;

Dated: 20/06/2016


(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad


AFFIDAVIT

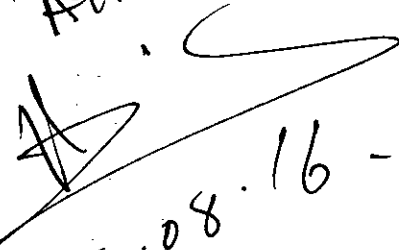
I, do hereby affirm and declare that the contents of foregoing application are true and correct to the best of my knowledge and belief and nothing has been suppressed from this Honourable Tribunal.


DEPONENT

Receipt

I, Muhammad Ashraf Khan Tanoli
received Rs as compensation
in case title Bibi Mahmood vs
Govt & others in service appeal NO. 9157/16

Date 18/8/16 
Muhammad Ashraf Khan
Tanoli Adv.

Attested

18.08.16 -

24-11-15
BEFORE THE HONOURABLE KHYBER PAKHTUNBKHW
SERVICE TRIBUNAL PESHAWAR CAMP COURT ABBOTTABAD

APPEAL NO.915/2015

Mist: Mehmoona Bibi, SCT BPS -16 OF Govt: Girls High School Dhyryal,
Mansehra..... APPELLANT

Versus.

1. Govt of Khyber Pakhtunkhawa, through Secretary Elementary and Secondary Education Peshawar.
2. Director Elementary and Secondary Education, Khyber Pakhtunkhawa, Peshawar.
3. District Education Officer (Female) Manserha.
4. District Accounts Officer, Manserha.....

RESPONDENTS.

Written reply on behalf of 1,2,&3.

PRELIMINARY OBJECTIONS:

1. That the appellant has got no cause of action to file the present appeal.
2. That the appeal is not maintainable in its present form.
3. That the appeal is time-barred, hence not maintainable.
4. That the appellant did not come to the Tribunal with clean hands.
5. That the appellant is estopped by his own conduct to file the instant appeal.
6. That the appellant has suppressed the material facts from the Honorable Tribunal, hence not entitled for relief and liable to be set aside.
7. That the notification issued by the authority dated 27.03.2015 after the fulfillment of all the formalities and the appeal is not maintainable in the eye of law hence liable to be dismissed.
8. That the respondents are not bound to obey the illegal demand of appellant hence appeal is liable to be dismissed.

ACTUAL OBJECTIONS:

1. Para No. performs to services record of appellant.
2. Para No 2 needs no comments as it is about the academic Qualification.

3. Para No 3 needs proof .further stated that the plea of appellant is against the cessation act of 2012 of kpk.

4. Para No 4 is correct to the extent that the appellant received the advance increments but later on audit party put an objection on the increment .further stated as per cessation act of 2012. appellant is not entitled for nay relief.

5. Para No 5. is incorrect .service book of the officials are pleased at their concerned High School .further stated that after promulgation of Kpk cessation act 2012 appellant is not entitled for increment. Hence appeal is liable to be dismissed without any further proceeding.

6. Para No.6 is correct to the extent that audit party has pointed out that appellant has not got prior sanction for the advance increment which is the negligence of appellant and her concerned Headmistress as Headmistress is DDO concerned. Further stated that the appellant is legally bound to return that amount 04 increment received already from department.

7. Para NO.7 is correct to the extent that appellant was promoted as SCT. further stated that the appeal of appellant has disposed of with some observation by the respondent No 3/DEO(F) inform the appellant is not entitled of advance increment as per law.

8. para No.8 is incorrect as stated .further stated that the authority is not bound to obey the illegal demand of appellant.

9. That after promulgation of kpk cessation payment arrears on advance increment on higher qualification Act No ix of 2012 appellant is not entitled for any relief Hence appeal is liable to be dismissed on this score above.

10. that the legislator has authority to legislate as they have mandate to do so by a recognize process and services law do not provides the provision of judicial review ,hence appeal is not tenable and liable to be dismissed.

11. That the appellant is legally bound to return amount 04 increment already received from govt: of k p k .

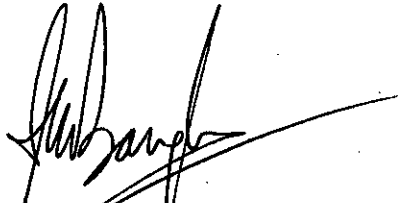
12. That the demand of the appellant against the law. Appeal is liable to be dismissed.

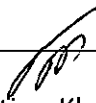
GROUND:

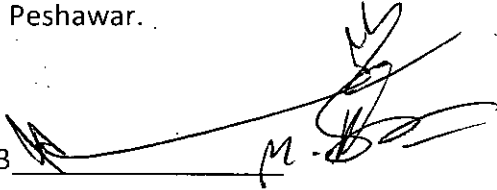
- a. Para(a) is incorrect: to hence denied.
- b. That is reply of correct "b" it is humbly submitted that the appellant has been treat as per law, and rules.
- c. Para No(c) is correct to the coted of rest of para is denied .further stated that the appellant has not entitled for advance increment as per law.
- d. Para (d) is incorrect. Mentioned qualification is applicable for those who received their increment after prior sanction.
- e. Para (e) is incorrect .Appellant received increment without sanction.
- f. Para (f)is incorrect .respondent department is not duty bound to act on the desire of the appellant, but it has to obey the rules ®ulation.
- g. Para (g)needs no comments.
- h. Para(h)needs no comments.

Prayers:

In the light of above mentioned facts it is graciously prayed to set aside this appeal with cost.

Respondent No1 
Secretary E&SE, Education
Khyber Pakhtunkhawa, Peshawar.

Respondent No2 
Director, E&SE, Education Khyber
Pakhtunkhawa, Peshawar.

Respondent No3 
District Education Officer (Female) Peshawar

14/8/2016

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