

**BEFORE THE HONORABLE KHYBER PAKHATUNKHWA SERVICE
TRIBUNAL PESHAWAR.**

Service Appeal No: 1799/2023


Muhammad Altaf Bangash SST GHS Sakhi Ahmad Shah Kurram Appellant.

VERSUS

Secretary (E&SED) & others..... Respondents

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(Dr. Iqbal Khan)

DIRECTOR

E&SE Department Khyber
Pakhtunkhwa, Peshawar.

BEFORE THE HONORABLE KHYBER PAKHATUNKHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal No: 1799/2023

Muhammad Altaf Bangash SST GHS Sakhi Ahmad Shah Kurram Appellant.

VERSUS

Secretary (E&SED) & others..... Respondents

JOINT PARAWISE COMMENTS FOR & ON BEHALF OF THE RESPONDENTS No: 1-82

Respectfully Sheweth :-

The Respondents No. 1-5 submit as under: -

Khyber Pakhtunkhwa
Service Tribunal
No. 9789
Dated 07-12-2023

Preliminary Objections

1. **That** the appellant has got no cause of action/locus standi.
2. **That** the instant Service Appeal is badly time-barred, & liable to be dismissed.
3. **That** the appellant is not an aggrieved person within the meaning of Section-4 of Khyber Pakhtunkhwa Service Tribunal Act-1974 read with Article 212 of the constitution of Islamic Republic of Pakistan 1973.
4. **That** the appellant has concealed material facts from this Honorable Tribunal in the instant appeal with regard to the Notification dated 10-08-2023, whereby, penalty of reduction to lower post in a time scale for 05 consecutively by the Department under the Rules in vogue
5. **That** the instant service appeal is against the relevant provisions of law, Rules & policy.
6. **That** the appellant has been proceeded in view of the complaint received to the Respondent No. 2 vide letter No. 275-93 dated 31-10-2020 of the Principal GGDC Sadda District Kurram on charges of illegal interference in the official matters/case of Mst. Munwara Lab Attendant in the said college without any legal & moral justification.
7. **That** the appellant has not come to this Honorable Tribunal with clean hands.
8. **That** the instant appeal is liable to be dismissed for mis joinder & non-joinder of the necessary parties to the present appeal.
9. **That** the appellant is estopped by his own conduct to file the instant appeal.
10. **That** the instant Service Appeal is not maintainable in its present form.

11. **That** the impugned Notification dated 10-08-2023 of the Respondent No. 2 is legally competent & liable to be maintained in favor of the Respondent Department in the interest of justice.
12. **That** the appellant has been treated as per law, rules & relevant policy in the instant case by the Respondent No. 2.
13. **That** the appeal in hand is badly time barred under the relevant law.

ON FACTS.

- 1 **That** Para-1 pertains to the service record of the appellant against the CT inducted vide order dated 24-02-2001 & later on his promotion as SST not attached by the appellant before this Honorable Tribunal. **(Copy of CT appointment order dated 24-02-2001 is Annex-A).**
- 2 **That** Para-2 is incorrect on the grounds that the appellant is legally bound to perform his duty against the post he holds currently for the salary he is drawing from the Govt; Treasury & has been found guilty of mis-conduct during his official duty by interfering in the official matters of the Principal GGDC Sadda Kurram as evident from the letter dated 31-10-2020 **attached as Annex-B.**
- 3 **That** Para-3 is also incorrect as the statement of the appellant regarding appearing before this Honorable Tribunal as an Attorney in S.A No. 1114/2013 case titled Munawara Begum Vs Govt decided on 02-11-2017 is illegal on the grounds that the appellant being a regular civil servant in E&SE Department KP Peshawar was legally bound to obtain an NOC/permission from the competent authority for representing the case of Munawara Begum of HEC Department as an Attorney before this Honorable Tribunal as evident from the power of Attorney **attached as Annex-C.**
- 4 **That** Para-4 is also correct that vide letter dated 31-10-2020, the matter was reported by the Principal GGDC Sadda Kurram regarding the illegal interference of the appellant in his official matters.
- 5 **That** Para-5 is correct that in view of the letter dated 31-10-2020, an enquiry was conducted vide Notification dated 11-11-2020 by the Respondent No. 2 against the appellant under the Rules. **Annex-D**
- 6 **That** Para-6 is also correct to the extent of submission of enquiry report on dated 22-12-2020 **attached as Annex-E.**
- 7 **That** Para-7 is incorrect that the enquiry report dated 22-12-2020 was made null in void & other inquiry was conducted vide Notification dated 29-11-2021 by the Respondent No. 2 which is **Annex-F.**
- 8 **That** para-8 is correct to the extent of the enquiry report dated 21-12-2021 which is **Annex-G.**

- 9 That para-9 is correct to the extent of the Notification dated 27-01-2022 which is **Annex-H**.
- 10 That para-10 is incorrect as transfer & posting of a civil servant is the exclusive jurisdiction of the competent authority in view of section-10 of Civil Servant Act, 1973 as exercised in the order dated 27-01-2022 by the Department which was withdrawn on dated 11-02-2022 **Attached as Annex-I**.
- 11 That para-11 is correct that a Show Cause Notice was served upon the appellant on dated 24-02-2022 which is self-explanatory also replied by the appellant 16-03-2022 attached as **Annex-J & K**.
- 12 That para-12 is correct that vide Notification dated 24-03-2022 penalty of reduction to lower post for five years was imposed upon the appellant after due process of law by the Department attached as **Annex-L**.
- 13 That para-13 is correct that a representation has been filed by the appellant against the order dated 24-03-2022 on dated 10-08-2023 by the Department **attached as Annex-M**.
- 14 That para-14 is correct that an undertaking dated 27-09-2022 has been executed by the appellant in confession of the allegations in the Show Cause Notice dated 24-02-2022 has been submitted by the appellant to the Department attached as **Annex-N**.
- 15 That para-15 pertains to the office record.
- 16 That para-16 is correct.
- 17 That para-17 is also incorrect as the appellant is not an aggrieved person within the meaning of Section-4 of Khyber Pakhtunkhwa Service Tribunal Act-1974 read with Article 212 of the constitution of Islamic Republic of Pakistan 1973, hence, the appeal is liable to be rejected on the following grounds inter alia: -

GROUNDS.

- A. **Incorrect & not admitted.** The impugned Notification dated 10-08-2023 is within legal sphere & even in accordance with the law in vogue & liable to be maintained in favor of the Respondent Department
- B. **Incorrect & not admitted,** the statement of the appellant is without any cogent reason & record as he has been treated as per Law vide the above said Notifications by the Respondent No. 2 in the titled case in accordance with the provision of Articles-4 & 25 of the constitution of 1973 hence, the stand of the appellant is liable to be rejected in terms of above made submissions by the Respondents.


- C. **Incorrect & not admitted.** The stand of the appellant is illegal as formal statement of allegation/Show Cause Notice has been served upon the appellant on dated 24-02-2022 also replied by the appellant.
- D. **Incorrect & not admitted.** The impugned Notification dated 10-08-2023 is within legal sphere & even in accordance with the law.
- E. **Incorrect & not admitted.** The stand of the appellant is illegal as formal statement of allegation/Show Cause Notice has been served upon the appellant on dated 24-02-2022 also replied by the appellant in terms of Article,13 of the constitution of 1973 by the Department.
- F. **Incorrect & not admitted** the statement of the appellant is baseless in terms of the fore made submissions made by the Department in the fore going paras in the instant reply.
- G. **Incorrect & not admitted** as replied above.
- H. **Incorrect & not admitted** the act of the Department with regard to the Notification dated 10-08-2023 is legal.
- I. **Incorrect & not admitted** on the grounds that the appellant is legally bound to perform his duty against the post he holds currently for the salary he is drawing from the Govt; Treasury & has been found guilty of mis-conduct during his official duty by interfering in the official matters of the Principal GGDC Sadda Kurram as evident from the letter dated 31-10-2020.
- J. **Incorrect & not admitted** as replied above.
- K. **Incorrect & not admitted** as replied above
- L. **Incorrect & not admitted** the act of the Department with regard to the Notification dated 10-08-2023 is legal.
- M. **Incorrect & not admitted** the act of the Department with regard to the Notification dated 10-08-2023 is legal with further request for submission of Additional grounds, record & case law at the time of arguments.

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PRAYER:

Therefore, in view of the above made submissions, it is most humbly requested that this Honorable Tribunal may very graciously be pleased to dismiss the instant Appeal by maintaining the Notification dated 10-08-2023 in favor of the Respondents in the interest of justice.

Dated ___/ ___/2023.


(Dr. Iqbal Khan)
DIRECTOR

E&SE Department Khyber
Pakhtunkhwa, Peshawar.
(Respondents No: 2-6)


(Motasim Billah Shah)
SECRETARY

E&SE Department Khyber
Pakhtunkhwa, Peshawar.
(Respondent No: 1)

**BEFORE THE HONORABLE KHYBER PAKHATUNKHWA SERVICE
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Service Appeal No: 1799/2023

Muhammad Altaf Bangash SST GHS Sakhi Ahmad Shah Kurram Appellant.

VERSUS

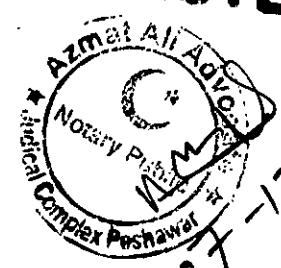
Secretary (E&SED) & others..... Respondents

AFFIDAVIT

I, Dr. Iqbal Khan Director E&SE Khyber Pakhtunkhwa, do hereby solemnly affirm & declare on oath that the contents of the instant para wise Comments are true & correct to the best of my knowledge & belief. It is further stated on oath that in this appeal the answering Respondents have neither been placed Ex-Parte nor their defense has been struck off/cost.

[Handwritten Signature]
Deponent

ATTESTED



07-12-2023

4

Annex "A" 7

OFFICE OF THE AGENCY EDUCATION OFFICER KURRAM AGENCY PARACHINAR

APPOINTMENT

Consequent upon the approval of the Selection Committee, the following C.T Trained candidates are temporarily appointed in BPS-9 and BPS-14 for those who are passed BA/B.Sc examination in 2nd Division or on their own pay and scale (in case of service personnel which ever is beneficial to them) plus usual allowance as admissible under the rules with effect from the date of their taking over charge i.e w.e.f 1.3.2001 in the schools mentioned against their names:-

S.No	Name of Candidate	Father's Name	School Where Appointed	Remarks
1.	Ikhthiar Hussain	Ali Mirza	GMS Mali Khel	Against vacant C.T post.
2.	Mohammad Ilysa	Gul Akbar	GMS Takhtoo	Against vacant C.T post.
3.	Mohammad Hayat Khan	Habibullah Khan	GMS Alishori	Against vacant C.T post.
4.	S.Hassan Ali Shah	S.Mohammad Ali Shah	GMS Alishari	Against vacant C.T post.
5.	Rajab Hussain	Tahir Hussain	GMS Mali Khel	Against vacant C.T post.
6.	Mohammad Karim	Tareen	GMS Osai	Against vacant C.T post.
7.	Mohammad Altaf	Sultan Mohammad	GMS Sadda	Against vacant C.T post.
8.	Ashiq Hussain	Nisar Ali	GMS Takhtoo	Against vacant C.T post.

Note:- The candidates are directed to produce their Medical certificates from the Medical Supdt A.H.Q Hospital Parachinar.

- The age of the candidates should be between 18-33 years.
- Their appointment is purely made on temporary basis and liable to termination at any time without assigning any notice, in case they want to resign their posts, they will have to give one month prior notice or forfeit one month pay in lieu thereof.
- Charge reports in duplicate should be submitted to this office.
- No payment to appointees will be made until and unless their appointment are got verified from the concerned institutions.
- If they failed to take over charge within fifteen days, their appointment will automatically be considered as cancelled.

Agency Education Officer
Kurram Agency Parachinar

No. 933-42 / Edu Dated 24/2 / 2001
Copy of the above is forwarded to the:-

- Director of Education FATA N.W.F.P Peshawar.
- Agency Accounts Officer Kurram.
- Accountant Local Office.
11. Candidates concerned.
- Office record.

Agency Education Officer
Kurram Agency Parachinar

Attested
[Signature]

ATTESTED

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Annex "C"

To
The Director Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar

Subject: TAKE ACTION AGAINST Mr ALTAF SST ON THE BASES OF UNJUST, UNLAWFULL DEMANDS/ INVOLVED IN UNHEALTHY / UNNECESSARY ACTIVITIES

Memo

Kindly refer to the above cited subject with the remarks that Munawara Lab Attendant was working as Lab Attendant at GGDC Sadda on temporary basis from the college private fund. She was replaced by Balqees Bibi duly nominated by Political Agent Kurram being local resident of Sadda Kurram. The affected Lab Attendant has registered case in 2014 and challenge the appointment of Balqees Bibi. The court decided in favour of Munawara and she was retained on her duties of Lab Attendant as per court decision. The institution has provided all the relevant documents regarding the case of Lab Attendant Munawara, but a local school teacher named Altaf of village Sakhi Ahmad Shah (Contact No 03013237876 CNIC 21302-3556674-7) who has relations with the Lab Attendant concerned demanding to get signed bogus documents of the said Lab Attendant Munawara from the undersigned. The said teacher made regular visits of the college and created administrative problems for the college administration. When the said teacher was banned not to pay visits of the college, he started complaints on various forums to denigrate the reputation of the college.

The Lab Attendant has already been notices to show cause of her relations with the concerned notorious teacher. The said notorious and characterless teacher was also banished by Political Agent due to his antistate activities vide letter No 6106-15-b/PAK/St-7 Dated 17/06/2016. (Copy enclosed)

It is therefore requested to take strict action against the teacher Altaf for the smooth functioning of the institution and to redress the grievances of college administration please. In case of any damnification, to any staff member including the undersigned the said SST will be held responsible.

It is further requested to constitute fact finding committee to inquire into the matter.

PRINCIPAL
GGDC SADDA KURRAM

Copy forwarded to the:

1. Minister of Education Khyber Pakhtoonkhwa Civil Secretariat Peshawar.
2. Inspector General Police KPK Home Department Civil Secretariat Peshawar.
3. Secretary Elementary & Secondary Education Civil Secretariat KPK Peshawar.

Attested
ATTESTED

14

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4. Secretary Higher Education Civil Secretariat KPK Peshawar.
5. Provincial Ombudsman Chairman (Application against Altaf on the basis of mental harassment) near NADRA office Hayat Abad phase 5 Peshawar.
6. Federal Investigation Agency (FIA) Hayat Abad Peshawar.
7. Peshawar High Court Director Human Rights Cell Peshawar.
8. Director Elementary & Secondary Education Newly Merged Districts (NMD) Peshawar.
9. District Police Officer Kurram with the request to direct the concerned to register FIR against Mr Altaf.
10. Deputy Commissioner Kurram, Parachinar
11. Director Higher Education for Information.
12. Assistant Commissioner Lower Kurram.
13. DSP, SHO local police station Sadda.
14. District Education Officer Parachinar.
15. Human Rights Commission KPK Peshawar Cannt.
16. RTI near Abdara BRT Station, behind Jabar flats Arbab Colony, University Road Peshawar
17. Principal Sakhi Ahmad Shah Lower Kurram.


PRINCIPAL

GGDC SADDA KURRAM

Attested
Taf


ATTESTED

Registered

Annex "D"

**DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION KHYBER
PAKHTUNKHWA, PESHAWAR.**

NOTIFICATION

Mr. Munwar Gul Principal Government High School Tarnab Form District Peshawar is hereby nominated as Enquiry Officer to conduct a fact finding enquiry in the light of the Principal Govt. Girls Degree College Sadda District Kurram letter Bearing No. 275-93 dated 31-10-2020 (Copy enclosed).

The enquiry officer is requested to submit his report with clear recommendations within fifteen days positively for further necessary action.

**DIRECTOR
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar.**

Endst: No. 54/82/11A-12/Vol-02/Complaint.

Dated Peshawar the 21/11 2020

Copy of the above is forwarded to the:-

1. District Education Officer Kurram at Jamrud with the request to extend full cooperation and provide complete record to the enquiry officer during the proceedings.
2. Principal Govt. Girls Degree College Sadda District Kurram w/r to your letter No. cited with the request to provide complete record and extend full cooperation to the Enquiry Officer during the proceedings.
3. Enquiry/Principal Government High School Tarnab Form District Peshawar.
4. PA to Director Elementary and Secondary Education Peshawar.

Deputy Director (Estab)
Merged Districts.

21/11/2020
2:55 pm

Attested
TJ

ATTESTED

(18) (12)

Annex 'E'

OFFICE OF THE PRINCIPAL GOVT. SHAHEED ARHAM KHAN HIGHER SECONDARY SCHOOL
TARNAB FARM PESHAWAR

No. 251

Dated: 22/12/2020

To

The Director,
E & SE Department Khyber Pakhtunkhwa,
Peshawar.

Subject:

Enquiry Report against Altaf Bangash SST, GHS Sakhi Shah (District Khurram)

Memo:

Reference to your office letter no. 5418-21/A-12/Vol-02/Complaint Dated 11/11/2020, enclosed please find here with a detailed enquiry report regarding the subject cited above for necessary action please.

[Signature]
Principal
22/12/2020

Govt. Shaheed Arham Khan
H.S.S Tarnab Farm Peshawar

3638
22/12/2020

put up -

DA / *[Signature]*
22/12/2020

Attested
[Signature]

[Signature]
ATTESTED

ENQUIRY REPORT

(17)

(13)

BRIEF HISTORY OF THE CASE:

Principal, GGDC Sadda (Kurram District) has lodged complaint against Altaf SST GHS Sakhi Shah on his unlawful indulgence in the college affairs and get contacted with the college administration regarding service regularization of Munawara, Lab Attendant of the said college.

The worthy Director E&SED appointed the undersigned as Enquiry Officer to probe into the matter vide Endst: No. 5417-21/A-12/Vol-2/Complaints dated Peshawar the 11-11-2020. Annex A Page 1-5

Procedure:

The undersigned visited the GGDC Sadda and met the College Administration through M, Shoaib, J/Clerk of the college. Abida Dilnasheen, Lecturer in History, in charge Principal, handed over the undersigned the requisite documents regarding Enquiry. Annex B Page 6-64

Saira Khatton, the college Principal was contacted through cell, as she was not available. Questionnaire regarding the Enquiry was conveyed to her. Annex C Page 65

Saira.Khattoon dispatched her written replies through Post. Annex D Page 66-67

Altaf Bangash SST, GHS Sakhi Shah (Kurram) was contacted in the office of the SDEO(M) Sadda. He was handed over the questionnaire as to why he has indulged in the affairs of the college administration against the rules, regulations and social bonds of the locality. Annex F Page 68

He provided documentary proofs and written statement in his defense. Annex G Page Page 69-84

Munawara, Lab Attendant of the said college was interrogated regarding the involvement of Altaf Bangash SST in her service regularization. She provided written statement. Annex I Page 85

Observations:

Combing all facts and figures it has been observed that one Munawara D/O Nafees ud din was appointed against class IV post on temporary basis vide the Principal GGDC Sadda Endst: No. 40-45/App#/C-IV/ GDCW Sda dated 1-09-2003. Annex G Page 76

Munawara, Lab Attendant was again appointed on regular basis on 4-2-2009 vide the Principal GGDC Sadda Endst: No. 502-8/GGDC (Sadda) dated 4-02-2009. Annex G Page 77

Service documents i.e: Service Book and Salary Slip of the said Lab Attendant were not channelized properly. Hence she knocked the doors of the Service Tribunal through Altaf Bangash giving him Attorney to fight the case. Annex G Page 75

After getting Attorney the accused, Altaf Bangash, SST contacted the college Administration to get the required documents. At this rift was developed between Altaf Bangash and the Principal of the college.

Recommendations:

As Altaf Bangash SST has got Attorney to fight the case of Munawara, Lab Attendant of the said college, hence legally he cannot be blamed. It is therefore, recommended that the instant complaint lodged by the Principal against Altaf Bangash SST GHS Sakhi Shah (Sadda) District Kurram may be filed.

(MUNAWAR GUL)

Enquiry Officer

Principal

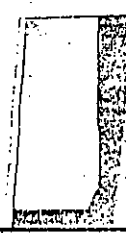
Govt. Shaheed Arham Khan

H.S.S Tarnab Farm Peshawar

22/12/2020

Attested
Tofe

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Annex F

NOTIFICATION

Mr. Waris Ali Principal, GHS Zeran Upper Kurram is hereby nominated as Inquiry Officer to conduct an enquiry in the light of complaint lodged by Principal Govt. Girls Degree College Sadda District Kurram against Altaf Bangash SST GHS Sakhi Shah District Kurram (Copy attached).

The Inquiry Officer is requested to submit his report within fifteen days positively for onward submission to the quarter concerned.

DIRECTOR
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

Endst: No. 15890-91/

Dated Peshawar the 29/11/ 2021

Copy of the above is forwarded to the:-

1. Inquiry Officer/ Principal GHS Zeran Upper Kurram.
2. District Education Officer (M) Kurram with the remarks to provide complete record and extend full cooperation to the Inquiry Officer during the proceedings.
3. Principal Govt. Girls Degree College Sadda District Kurram.
4. PA to Director Elementary and Secondary Education Peshawar.
5. PA to Additional Director (Merged Districts) Khyber Pakhtunkhwa Peshawar.

[Signature]
29/11/2021
Deputy Director (Estab)
Merged Districts.

[Signature]
29/11/2021

Attested
[Signature]

[Signature]
ATTESTED

19

Annex "G" 15

To

The Director,

Elementary & Secondary Education (NMDs) KP, Peshawar.

Subject: Inquiry against Mr. Altaf Bangash (SST) G.H.S Sakhi Ahmad Shah District Kurram.

V/Sir,

Ref your office Endst: No. 15890-94 Dated 29-11-2021 on the subject captioned above, and to state that I, the undersigned visited G.G.D.C Sadda and GH5 Sakhi Ahmad Shah District Lower Kurram on 15-12-2021.

Brief History of the Case.

I was informed through Miss Abida Dilnasheen Lecturer in History that Mst Saira Khatoon Principal GGD Sadda was sick and busy with her treatment. However I discussed the subject case with her Telephonically and she send her statement through Whatsapp. Annexure-A (Pages 1 - 9).

The Ex-Incharge Principal Miss Abid Dilnasheen provided all the relevant record of the case and answer all the Questions with clarity and supportive documents. She also submitted her statement. Annexure-B(pages(10-27).

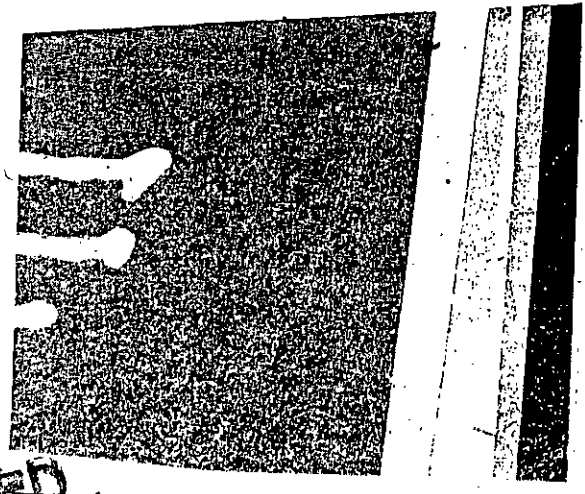
Mst Munawara Begum Lab Attended concerned was also inquired in between the lines and she submit over her statement Annexure-c(pages (28-30).

This case was also discussed with other staff members and Muhammad Shoaib Senior Clerk and he also submitted his statement Annexure-D(pages 31-40).

At the last the undersigned discussed the said case and analysed the charges alleged by Principal/Ex-Incharge Principal GGDC concerned sadda against Mr. Altaf Bangash SST in the office of Principal GHS sadda Kurram and he submitted his Hand written Statement. Annexure -E (pages 41-66).

CONTINUED ON PAGE 2

Attested
T.P. / S.A.



ATTESTED

20 16 16/

Findings of the case,

1) Mr Altaf Bangash SST has been Poking his nose in the affairs of GGDC Sadda District Kurram since 2019. tried his level best to put pressure on GGDC Sadda administration to get his work either by hook or crook. It is worth mentioning that Mst Munawara Begum Lab Attendant concerned has no blood relation to him except power of attorney for her service case. He used Munawara Begum Lab Attendant as tool through which he made through interference in the affairs of girls collage for bringing bad name to the collage and to getting personal gains. Another serious thing is that he got personal with Principal and Ex-In charge Principal concerned and he has been started an unlimited series of baseless, illegal and irrelevant charges against them through various forms like R.T.I, Citizen portal, service Tribunal and Directorate of higher education etc. In many complaints he has used the words like Characterless and Corrupt Officer for Abic Dilnasheen. His all complaints reveals that he is an opportunist and wants to get materials gains by keeping the both Principals concerned under pressure. To through mud of corruption over both respected principal and ex-In charge principal without any reasons is the example of mental Harasment. Another point noted from the record and discussion is that he is at logger head not only with the principals and collage Administration of GGDC Sadda but also with other departments and authorities as he is addicted to complaints. How much it was good that he has given full time to his school and students rather than engaging himself /interfering in the other's lives/affairs and administration. It is crystal clear that the collage administration has been responded to all his complaints with satisfactory arguments and documents to the various authorities. It is day clear that the GGDC Sadda collage administration has been re-instated Mst Munawara Begum Lab Attendant concerned with effect from 19-03-2018 and maintaining her service book properly.

CONTINUED ON PAGE 3

Attested
TJ

ATTESTED

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Conclusions:

After complete and thorough analysis of the record provided by both the sides it is concluded that Mr Altaf bangash SST has been personalized this case more than 98 percent with Sajra Khatoon, principal and Miss Abida Dilnasheen Ex-In charge Principal GGDC Sadda District Kurram. Further, He has been made acute interference in the personal lives of both officers which badly affected their reputations. Moreover the said Teacher created many many severe administrative problems for collage administration and other relative authorities as well.

Recommendations:

In order to dispose off this case once forever peacefully to the families concerned it is recommended that:

1. Mr Altaf Bangash SST may bring to the book by Transferring his services to another far-plung District of KP.
2. A stern necessary disciplinary action may be initiated against him under the rules.

[Handwritten Signature]
 83/21/12
 2021

WARIS ALI

INQUIREY OFFICER

PRINCIPAL (BPS-19)

Principal
GGDC Sadda
District Kurram

GHS ZERAN DISTRICT KURRAM

Attested
[Signature]

[Signature]
ATTESTED



DIRECTORATE OF ELEMENTARY &
SECONDARY EDUCATION KHYBER
PAKHTUNKHWA

18

Annex "H"

NOTIFICATION

In pursuance of the recommendations of the Inquiry Report and Approval of the Competent Authority, the services of Mr. Altaf Bangash SST GHS Sakhi Ahmad Shah District Kurram are hereby placed at the disposal of this Directorate of Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar for further posting/adjustment against the vacant post of SST in his own pay & BPS in the interest of public service with immediate effect.

NOTE:-

1. Charge report should be submitted to all concerned.
2. TA/DA etc. are not allowed.

DIRECTOR

Elementary and Secondary Education
Khyber Pakhtunkhwa, Peshawar

Endst: No. 1179-84 IA-12/Altaf Bangash SST Dated Pesh: the 27/01/2022

Copy forwarded to the:-

1. District Education Officer Kurram.
2. District Education Officer North Waziristan.
3. District Accounts Officers concerned.
4. Principal/Head Master concerned.
5. Official concerned.
6. PA to Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.

AD 27/1/2022
ASSISTANT DIRECTOR (ESTABLISHED)
MERGED DISTRICTS. *AD*

Attested
AD

Attested



19



DIRECTORATE OF ELEMENTARY &
SECONDARY EDUCATION KHYBER
PAKHTUNKHWA PESHAWAR



NOTIFICATION

Annex "J"

Consequent upon the approval of the Competent Authority, the transfer order in respect of Mr. Altaf Bangash SST GHS Sakhi Ahmad Shah District Kurram issued vide Notification No. 1179-84 Dated 27-01-2022, is withdrawn with effect from the date of its issuance:

DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar

Endst: No. 1886-91

/F.No. Altaf Bangash SST District Kurram.

Dated Peshawar the 11/02 /2022

Copy forwarded to the:-

- 1 District Education Officer (Male) Kurram with the remarks to inform the SST concerned to be careful in future.
- 2 District Accounts Officer Kurram.
- 3 Principal/Headmaster concerned.
- 4 SST concerned.
- 5 P.A to Director Education Khyber Pakhtunkhwa Peshawar.
- 6 PA to Additional Director (Estab) Merged Districts Khyber Pakhtunkhwa Peshawar.


ASSISTANT DIRECTOR (ESTAB)
MERGED DISTRICTS


ATTESTED



20 25

Registered

To

Annex "K"

The District Education Officer (Male),
Kurram

Subject: - DEPARTMENTAL ACTION/SHOW CAUSE NOTICE.

I am directed to refer to the subject cited above and to enclose here with two copies of Show Cause notices, in respect of Mr. Altaf Bangash SST GHS Sakhi Ahmad Shah District Kurram, which may be served upon him and one copy of the same may be returned to this office duly signed by the accused SST, as a token of receipt of his copies.

[Signature] 24/2/2022
 Assistant Director (Estab)
 Elementary & Secondary Education
 Khyber Pakhtunkhwa

Endst: No. 2330 IAE/Disciplinary cases /SST (M)
Copy of the above is forwarded to:

1. PA to Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.

[Signature] 24/2/2022
 Assistant Director (Estab)
 Elementary & Secondary Education
 Khyber Pakhtunkhwa

Attested
[Signature]

ATTESTED



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**DIRECTORATE OF ELEMENTARY &
SECONDARY EDUCATION KHYBER
PAKHTUNKHWA PESHAWAR**

SHOW CAUSE NOTICE

I, Hafiz Dr. Muhammad Ibrahim Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar, as Competent Authority, under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, do hereby serve upon you, Mr. Altaf Bangash SST GHS Sakhi Ahmad Shah District Kurram as show cause for details as below:-

- (i) That consequent to the inquiry process, wherein you were given opportunity of personal hearing and
- (ii) Subsequently, after going through the findings and recommendations along with material on record and connected papers including your defence before the inquiry officer.

2. I am satisfied that you have committed the following acts/omissions specified in section 3 of the said rules.

- i. Interference in the affairs of the GGDC Sadda Kurram.
- ii. Grown personal with Principal and Ex-In-charge of GGDC Sadda Kurram by shilling them with baseless, illegal and irrelevant charges through RTI, C.P, and Higher Education Department.
- iii. Defaming them for baseless corruption, leading to their mental harassment and torture.
- vi. Blackmailing them for baseless complaints in order to achieve personal gain.
- v. Miss-conduct.

3. As a result thereof, I, as Competent Authority, have tentatively decided to impose upon you a Major/Minor Penalty as mentioned in Rules (4) (a) (ii) of E&D Rules, 2011.

4. You are, thereof, required to reply to show cause as to why the aforesaid penalty, should not be imposed upon you and also intimate whether you desire to be heard in person.

5. If no reply to this notice is received within seven days or not more than fifteen days of its delivery, it shall be presumed that you have no defence to put in and in that case an ex-parte action shall be taken against you.

[Signature]
DIRECTOR

Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

[Signature]
ATTESTED

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Annex "L"

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جناب ڈائریکٹر ایلیمینٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخوا

جواب ہابت شوکار نوٹس

جناب عالی!

تاریخ 16 مارچ سن 2022ء

آپ صاحبان کی جانب سے بندہ سے بذریعہ شوکار نوٹس جواب طلب کی گئی ہے جس کا پیردائر جواب پیش خدمت ہے۔

① گورنمنٹ گراؤنڈ ڈگری کالج صدا ضلع کرم کے معاملات میں دخل اندازی۔

جواب: جناب مذکورہ کالج میں مداخلت کا الزام سرے سے غلط ہے میں منورہ بیگم لیڈ ایڈیٹنٹ کا مختار خاص ہو دوسرا یہ کہ مذکورہ کالج میں میرے کئی رشتہ دار بحیثیت طالبات پڑھتے ہیں جن کی تعلیمی سرگرمیوں پر نظر رکھنا اور اس کے متعلق متعلقہ محکمے سے خط و کتابت کرنا میرا آئینی، قانونی سماجی اور اخلاقی فریضہ بنتا ہے۔

② پرنسپل اور انچارج کے ساتھ ذاتیات، سٹیزن پورٹل، آر ٹی آئی اور ہائر ایجوکیشن میں مذکورہ پرنسپل اور انچارج کے خلاف غیر قانونی اور غیر متعلقہ شکایات درج کرنا۔

جواب: بذریعہ طالبات، کالج کلرک اور منورہ بیگم لیڈ ایڈیٹنٹ کے مصدقہ اطلاعات اور دونوں انکوائریوں کے دوران سماء سائرہ خاتون کی مسلسل غیر حاضری اور عابدہ دلشین کے من گھڑت بیانات سے یہ صاف ظاہر ہوتا ہے کہ وہ اپنے عظیموں پر پردہ ڈالنے کی ناکام کوشش کر رہے ہیں۔

اس لئے کسی بھی مصدقہ اطلاعات کی روشنی میں کسی بھی قسم کی کرپشن، لوٹ مار اور غلط کاموں کو آر ٹی آئی، سٹیزن پورٹل اور متعلقہ محکموں کے نوٹس میں لانا غیر قانونی شکایات کے ذمے میں نہیں آتا۔

③ بے بنیاد الزامات سے ذہنی اذیت دینا۔

جواب: جناب کالج کے درختوں کو فروخت کرتے وقت کسی قانونی تقاضے کو مد نظر نہیں رکھا گیا درخت فروخت کرتے وقت نہ تو اخبار میں کسی قسم کا اشتہار دیا گیا اور نہ ہی کوئی کمیٹی بنائی گئی بلکہ درخت کاٹ کر براہ راست فروخت کر دیے گئے اور 26 ہزار کے بجائے صرف چھ ہزار روپے بینک میں جمع کر کے اس کا رسید ظاہر کیا گیا۔ بینک رسید بطور ثبوت موجود ہے

اس لیے انہیں ذہنی اذیت نہیں دی بلکہ ان کے کرپشن سے پردہ اٹھایا گیا ہے

باقی صفحہ ② P.T.O

Attested
Tuf

ATTESTED

(2)

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(4) ذاتی مفادات حاصل کرنے کے لیے مذکورہ پر پھیل اور انچارج کو بد نام کرنا۔

جواب: جناب کسی کو بد نام یا بلیک میل کرنے کے لئے جو ذرائع استعمال ہوتے ہیں وہ سب سے پہلے، فون کالز، بلٹانہ ملاقات یا خطوط ہوتے ہیں۔ لیکن ان کے پاس مذکورہ ذرائع میں سے کسی قسم کی کوئی ثبوت موجود نہیں ہے اگر ان کے پاس ان ذرائع میں سے کسی ایک ذریعہ کی بھی ثبوت موجود ہو جن کی مدد سے میں نے انہیں بدنام کرنے کی کوشش کی ہو تو میں اپنے آپ کو پورا نمبر 4 کے روشنی میں ملزم تسلیم کرنے کو تیار ہوں۔

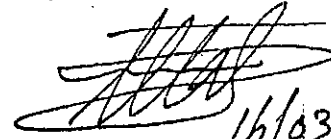
(5) مس کنڈکٹ کا اطلاق۔

میرے گڈ کنڈکٹ کے حوالے سے سابقہ ہیڈ ماسٹر، تحصیلدار اسسٹنٹ پولیٹیکل ایجنٹ کے سرٹیفیکیشن اور سابقہ اکوٹری آفیسر جناب منور گل صاحب کی اکوٹری رپورٹ کے ریکمنڈیشن میرے گڈ کنڈکٹ اور اچھے کردار کے ناقابل تردید ثبوت ہیں۔

اس لیے آپ صاحبان سے عرض کی جاتی ہے کہ میرے خلاف اکوٹری رپورٹ میں مس کنڈکٹ کے ریکمنڈیشن کو ایگزینورٹ کر کے مشکور فرمائیں۔

شکریہ

آپ کا تابعدار محمد الطاف بگٹش گورنمنٹ ہائی اسکول سخی احمد شاہ ضلع کرم۔


16/03/22

Attested
17/3

ATTESTED



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Annex "M"

**DIRECTORATE OF ELEMENTARY &
SECONDARY EDUCATION KHYBER
PAKHTUNKHWA PESHAWAR**

NOTIFICATION

1. WHEREAS, the Inquiry Officer submitted a report against Mr. Altaf Bangash SST GHS, Sakhi Ahmad Shah District Kurram Dairy No. 352 dated 03-01-2022.
2. AND WHEREAS, the Director, Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar served a Show Cause Notice upon the said SST under Khyber Pakhtunkhwa Govt: Servants (Efficiency and Discipline) Rules 2011, through DEO Khyber vide letter No. 2329 dated 24-02-2022.
3. AND WHEREAS, the Director, Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar called him for personal hearing vide letter No. 2681 dated 10-03-2022.
4. AND WHEREAS, the Director, Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar, being the Competent Authority after having examined the evidences available on record and the subsequent personal-hearing opportunity given for reply in self-defence, wherein as per Para No.1, your self-confession of possessing the right of direct correspondence with other Departments, and as per Para No.2, terming complaints to RTI & Citizen Portal against un-lawful activities as legal, confirms that the charges leveled upon you have been proved.
5. AND NOW THEREFORE, in exercise of the powers conferred under rules 4: (b) (i) of the Khyber Pakhtunkhwa Govt: Servants (Efficiency and Discipline) Rules 2011, the Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar (Competent Authority) is pleased, to impose Major Penalty of "Reduction to a Lower Stage in a Time Scale" for five years consecutively upon you, Altaf Bangash, SST GHS Sakhi Ahmad Shah District Kurram.

Director

Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar

Endst: No. 3369-74 /A-12/Altaf.Bangash SST Kurram
Dated Peshawar the 24/3/2022
Copy of the above is forwarded to the:-

1. District Education Officer (Male) Kurram with the remarks to make necessary entry into his Service Record.
2. District Accounts Officer Kurram with the remarks for similar action.
3. Principal GHS Sakhi Ahmad Shah District Kurram.
4. SST concerned.
5. PA to Director Elementary and Secondary Education Khyber Pakhtunkhwa.
6. Master File.

Attested
[Signature]

Deputy Director (Estab)
Elementary & Secondary Education
Khyber Pakhtunkhwa

ATTESTED

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Annex "V"



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

Peshawar Dated 10th August, 2023

ORDER

No. SO(PE-M)5-1/2023/Mr. Altaf Bangush /Lower Kurram:

- WHEREAS, Complaint was lodged against Mr. Altaf Bangush, SST (BS-16), GHS Sakhi Ahmad Shah Lower Kurram by Principle Govt Girls Degree College Sadda Kurram.
2. AND WHEREAS, the complainant stated that Mr. Altaf Bangush, SST (BS-16) visited the Girls Collage time and again to get signed some fake/bugus documents.
 3. AND WHEREAS, an inquiry officer was nominated and the inquiry officer recommended that the services of the said teacher may be transferred to any far flung District and disciplinary proceedings may be initiated against him.
 4. AND WHEREAS, after completion of the due process, Director E&SED imposed a major penalty of 'Reduction to a lower stage in a time Scale' for five years vide dated 24-03-2022.
 5. AND WHEREAS, the appellant submitted an appeal to Appellate Authority i.e. Secretary Elementary & Secondary Education Department Khyber Pakhtunkhwa for redressal for their Grievances.
 6. AND, WHEREAS, The Secretary E&SED being appellant Authority, appointed Additional Secretary (Estab) as personal hearing officer for the said accused teacher. Accordingly, the accused was offered an opportunity of personal hearing. After examination of all records and supporting documents presented during the personal hearing of the appellant, the appeal was found in-convincing and time barred.
 7. NOW, THEREFORE, in view of the relevant records, I being Competent Authority and in exercise of the power under Rule-17 (2) (a) of Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011, the appeal of the appellant is regretted.

**SECRETARY
E&SE DEPARTMENT**

Endst: of even No. & date:

Copy forwarded to:

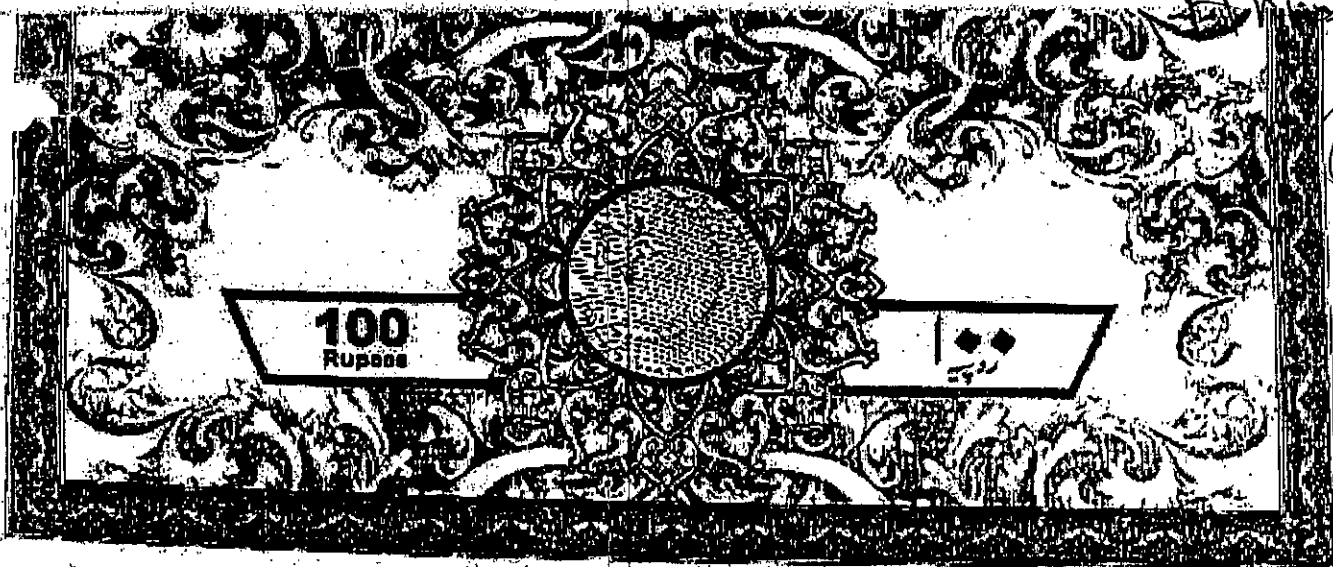
1. The Accountant General, Khyber Pakhtunkhwa Peshawar.
2. The Director, Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.
3. The District Education Officer (Male), Lower Kurram.
4. The District Accounts Officer Lower Kurram.
5. The PS to Secretary, Elementary & Secondary Education Department.
6. Mr. Altaf Bangush, SST (BS-16), GHS Sakhi Ahmad Shah Lower Kurram

21-8-23

Attested
HP

(Muhammad Ishaq)
**SECTION OFFICER
(PRIMARY-MALE)**
19/8/23

ATTESTED



UNDERTAKING

Reference to letter No. 8264, dated 13/09/2022, I, Mohammad Altaf Bangash S/o Sultan Mohammad, SST Government High School Sakhi Ahmad Shah, Tehsil Lower Kurram, District Kurram, hereby undertakes that I, in the best interest of the department, will follow the rules and regulations enunciated by the Elementary & Secondary Education Department. That I will never indulge, involve, or interfere in the activity that goes against the interests of the department.

C/Signed

M. Amin
Deputy District
Education Officer Sudda
Lk & C.K. Distt. Kurram

27-09-22

Yours Sincerely,
Mohammad Altaf Bangash
SST GHS Sakhi Ahmad Shah

Attested
[Signature]

[Signature]
ATTESTED

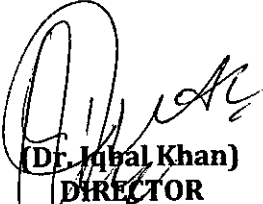
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**DIRECTORATE ELEMENTARY & SECONDARY EDUCATION
KHYBER PAKHTUNKHWA, PESHAWAR.**

AUTHORITY LETTER

I, Dr. Iqbal Khan, Director (E&SE) Khyber Pakhtunkhwa Peshawar do hereby authorized Mr. Behramand Khan, Assistant Director Litigation-II of this Directorate for submission of Joint Parawise Comments in **Service Appeal No. 1799/2023 case titled Muhammad Altaf Bangash SST District Kurram Vs Government of Khyber Pakhtunkhwa & others** fixed for hearing on ~~14~~⁰⁷-12-2023, hence, an authority letter is hereby issued in favor of the above-named officer.


(Dr. Iqbal Khan)
DIRECTOR

E&SE Department Khyber
Pakhtunkhwa, Peshawar