



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

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 9743

Dated 07-12-2023

NOTIFICATION.

1. **Whereas**, the appellant namely Mst: Farzana Begum got appointed as SST (BPS-16) in E&SE Department through fake & forged Notification bearing Endst: No. 2816-23/File No. 2/A-14-SST (F)/Gen/PSC/Appt, dated 25/06/2012, as a result thereof, the services of the above-named teacher were disowned vide this Directorate's Notification bearing Endst: No. 5867-71 dated 05-04-2019 after due process of Law & rules in vogue.
2. **And whereas**, feeling aggrieved, the Teacher concerned invoked the constitutional jurisdiction under Article-212 of the constitution of Islamic Republic of Pakistan, 1973 through filing of Service Appeal No. 1296/2019 before the Honorable Service Tribunal, Peshawar for reinstatement in service against the SST(BPS-16) post which was decided vide judgement dated 03/06/2021, with the following observation:

"In view of the situation, and keeping in view order of this Tribunal in identical Service Appeal No. 1014/2019, the impugned order stand set aside and the appellant is reinstated in service with the direction to the Department to conduct proper inquiry. They shall investigate the issue through a proper inquiry reaching to logical conclusion to find out the real culprits who maneuvered to make it possible and thereafter, the fate of the appellant to be decided in the light of the said inquiry."
3. **And whereas**, in compliance of the judgement dated 03-06-2021, the Respondent Department conducted proper inquiry through the following inquiry committee:
 - i. Mr. Munawar Gul Principal GHSS Tarnab Farm Peshawar, and
 - ii. Muhammad Saleem Khan Principal GSSNCMHS No.1 Tank,

The inquiry committee submitted its report to the Department on 11/09/2021, wherein, the committee has categorically concluded that "the Teacher concerned inducted herself in the system as SST (BPS-16) illegally & unlawfully vide fake, forged & even scanned appointment order and is liable to be disowned". Whereafter, the competent authority passed the Notification dated 14-09-2021, whereby, the services of the appellants were disowned by maintaining the impugned Notification dated 05-04-2019.

4. **And whereas**, in the meantime the appellant filed an Execution Petition No. 186/2021 before the Honorable Tribunal, wherein, vide order 14-10-2022, the Respondent Department was directed to conduct De-Novo inquiry with further directions to the petitioners to ensure her presence before the enquiry committee. Pursuant to the order dated 14-10-2022, the Department conducted the said enquiry vide Notification dated 27-10-2022 through Mr. Shabir Ahmad Principal GHSS Mosazai Peshawar, wherein, the enquiry officer concluded that the appellant namely Mst: Farzana Begum was not recommended by the KPPSC rather she had inducted herself in the Department as SST (BPS-16) through fake & bogus appointment order dated 25-06-2012. The inquiry officer has recommended that the appointment order of the appellant may be declared null and void ab-initio along with the recovery of all the monitory benefits, she has availed.
5. **And whereas**, pursuant to the recommendations in the inquiry report, the competent authority served a **Show Cause Notice** dated 13-03-2023 upon the appellant for submission of written reply in her defense & appearing before the competent authority for of personal hearing, however, neither she submitted her statement/written reply nor appeared before the competent authority for personal hearing.

Now therefore, in compliance of the order sheet dated 14-10-2022 passed by the Honorable Khyber Pakhtunkhwa Service Tribunal in Execution Petition No. 186/2021 & having gone through the whole case record along with the perusal of inquiry report dated 27-01-2023, the undersigned, in a capacity of being a competent authority, is of the considered view that appellant namely Mst: Farzana Begum Ex-SST (BPS-16) inducted herself as SST in E&SE Department vide fake & forged appointment order dated 25-06-2012 which is hereby disowned by maintaining the Notification dated 05-04-2019 against the appellant in the interest of public service.

(Dr. Iqbal Khan)

DIRECTOR

Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.

499-505
Endst: No: _____/F.No.(Lit-II)/SA/1296/2019/Farzana Begum/EP No. 186/2021
Dated Peshawar the: 29/11/2023

Copy forwarded for information & n/action to the:-

- 1 Learned Registrar Khyber Pakhtunkhwa Service Tribunal Peshawar.
- 2 Learned AG Khyber Pakhtunkhwa, Khyber Pakhtunkhwa Service Tribunal Peshawar.
- 3 District Education Officer (Female) Mardan.
- 4 District Account Officer Mardan.
- 5 Section Officer (Lit-II) E&SE Department Khyber Pakhtunkhwa Peshawar.
- 6 Deputy Director (Legal) E&SE Department Khyber Pakhtunkhwa Peshawar.
- 7 PA to Director E&SE Khyber Pakhtunkhwa Peshawar.
- 8 Mst: Farzana Begum Ex-SST (BPS-16) GGMS Gujar Ghari Mardan.
- 9 Master file.

Deputy Director (Estab/F-I)
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar