

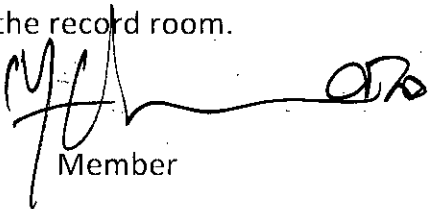
21.07.2016

Petitioner with counsel, M/S Khurshid Khan, SO and Hameed-ur-Rehman, AD (lit.) alongwith Additional AG for the respondents present. Reply not submitted as directed on the last date of hearing on 25.04.2016. In order to ascertain the factual position and resolve the issue the concerned DEO (F) Chitral is also directed to appear in person before the Tribunal on 12.08.2016 before S.B.

  
MEMBER

12.08.2016

Husband of the petitioner, DEO(F) Mardan and Hameedur Rahman, AD alongwith Addl. AG for the respondents present. Implementation report to the extent of release of salary to the petitioner has been submitted. Since the issue has been resolved and husband of the petitioner has got no objection, therefore, the instant execution petition is disposed of accordingly. File be consigned to the record room.

  
Member




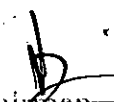
ANNOUNCED

12.08.2016

FORM OF ORDER SHEET

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

Execution Petition No. 29 / 2016

| S.No. | Date of order proceedings | Order or other proceedings with signature of judge or Magistrate   |
|-------|---------------------------|--|
| 1     | 2                         | 3  |
| 1     | 26.02.2016                | <p>The Execution Petition submitted by Mr. Jehan Taj through Mr. Muhammad Amin Khattak Lachi Advocate may be entered in the relevant Register and put up to the Court for proper order please.</p> <p style="text-align: right;"><br/>REGISTRAR</p>                                 |
| 2-    | 29-02-2016                | <p>This Execution Petition be put up before S. Bench on <u>03-03-2016</u></p> <p style="text-align: right;"><br/>CHAIRMAN</p>   |
|       | 03.03.2016                | <p>None present for petitioner. Notice to counsel for the petitioner and respondents be issued for 25.4.2016 before S.B.</p> <p style="text-align: right;"><br/>Chairman</p>  |
|       | 25.4.2016                 | <p>Counsel for the petitioner and Mr. Hameedur Rahman, AD (Litigation) alongwith Addl. AG for the respondents present. Requested for adjournment. To come up for reply and arguments on application on 21.07.2016 before S.B.</p> <p style="text-align: right;"><br/>Chairman</p> |

**Before the Honorable Khyber Pakhtunkhwa, Service Tribunal Peshawar.**  
**COC No. 29/16 in Service Appeal No. 1114/2015**

**Jehan Taj Qaria**

**V/S**

**Zehra Jalal & Others.**

**Reply / Counter Affidavit to application on behalf of respondent No. 1.**

**Preliminary Objections.**

1. That the respondents being a responsible officer of the Government is always honor the honorable Court of Law and its dignity and neither did condemn of order of honorable court nor will conceive so in future.
2. That as per honorable Court direction the petitioner has again been adjusted at GGCMHS, Danin Chitral and her salaries have been released (Copies are attached).

**Para wise Comments.**

1. That the contents of para-1 has no comments.
2. That in reply to the comments of the para-2 as per suspension order the petitioner is performing her duties in GGCMHS, Danin Chitral.
3. That the contents of para-3 are denied, the answering respondent never stopped the salaries of the petitioner and her salaries have been released after doing the codel formalities.
4. That the contents of the para-4 need no comments. However, the salaries of the petitioner have been paid to her.
5. That in reply to para-5 salaries of the petitioner has been released after doing codel formalities.
6. That the contents of para-6 are denied.
7. That the contents of para-7 are also denied.

It is therefore, prayed that the application under reply may kindly be dismissed.

  
Respondent No.-1

Contents of the reply / Counter affidavit are true and correct to the best of my knowledge and belief.

  
(Zehra Jalal)

Distt. Edu: Officer (F) Chitral.  
Respondent No.1

P-I

(B)

Source-II

FORM: PAY02

PAYROLL SYSTEM  
AMENDMENT FORM  
SINGLE EMPLOYEE ENTRY

Date: #

Page No. #



OFFICE OF THE Principal G.G.C.M.H.S Den Chitral

FOR THE MONTH OF August / 2016

DDO Code (Cost Center) CL6084 Description Principal

Person's Number 00339595

Employee Name Mrs. Jahan Taj

National ID Card Number 15201-05741360

Grade (Pay Scale Group) 1 2 DAVIDA

Salary Status  Start  Stop

| Info Type | Field ID | GENERAL DATA CHANGE <sup>10</sup> |           | CHANGE IN PAYMENTS / DEDUCTIONS <sup>11</sup> |       |     |   |   | Effective Date | Remarks  |
|-----------|----------|-----------------------------------|-----------|---|-------|-----|---|---|----------------|--|
|           |          | New Contents                      | Wage Type | Amount  |       |     |   |   |                |  |
|           |          |                                   |           | Rupees  | Paisa | Adj |   |   |                |  |
|           |          | Pay                               | 0001      | 1   | 4255  | -   | - | - |                | Mst. Jahan Taj DAVIDA G.G.C.M.H.S Dench is hereby adjusted at G.G.C.M.H.S Dench Chitral against VACAN SGT Post w.e.f 01-10-2015 to 29-2-2016 / 5 Months for the purpose of pay in the best interest of public service. |
|           |          | Arrear                            | 5801      | 6   | 9975  | -   | - | P |                |  |
|           |          | HRA                               | 1000      | 1   | 300   | -   | - | - |                |  |
|           |          | Arrear                            | 5002      | 6   | 530   | -   | - | P |                |  |
|           |          | Convey.                           | 1210      | 2   | 856   | -   | - | - |                |  |
|           |          | Arrear                            | 5011      | 8   | 568   | -   | - | P |                |  |
|           |          | MA                                | 1300      | 1   | 500   | -   | - | - |                |  |
|           |          | Arrear                            | 5018      | 2   | 500   | -   | - | P |                |  |
|           |          | UAA                               | 1916      | 1   | 700   | -   | - | - |                |  |
|           |          | Arrear                            | 5887      | 8   | 500   | -   | - | P |                |  |

PRINCIPAL  
G.G.C.M.H.S  
Prepared By: Jal

Reviewed/Checked By: 24

Assistant District Education  
Officer (Female) Chitral

Entered / Verified By

P-II

Service-II

FORM: PAY02

PAYROLL SYSTEM  
AMENDMENT FORM  
SINGLE EMPLOYEE ENTRY

Date 1 \_\_\_\_\_

Page No. 2 \_\_\_\_\_

(Continued Page)

OFFICE OF THE \_\_\_\_\_

FOR THE MONTH OF \_\_\_\_\_ / 200\_\_\_\_\_

DDO Code 9 (Cost Center) [ ] [ ] [ ] [ ] [ ] [ ] Description 8 \_\_\_\_\_

Personnel Number 7 [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ]

Employee Name 6 \_\_\_\_\_

National ID 8 Card Number \_\_\_\_\_

Grade (Pay Scale Group) 10 [ ] [ ]

Salary 12 Status  Start  Step

| Info 11<br>Type | Field ID 15 | GENERAL DATA CHANGE 13<br>New Contents 16 | Wage Type 13 | CHANGE IN PAYMENTS / DEDUCTIONS 7 |   |       |   |        |   |   | Effective Date 21 | Remarks 22   |
|-----------------|-------------|---|--------------|-----------------------------------|---|-------|---|--------|---|---|-------------------|--|
|                 |             |   |              | Amount                            |   |       |   |        |   |   |                   |  |
|                 |             |   |              | Rupees 12                         |   | Paisa |   | Adj 20 |   |   |                   |  |
|                 |             | 50% 2010                                  | 1948         | 2                                 | 3 | 7     | 0 | -      | - | - |                   | Mst. Jahan Taj Davis   |
|                 |             | Arrears                                   | 5898         | 1                                 | 1 | 8     | 5 | 0      | - | - | P                 | GGCMTS Denis is hereby adjusted at GGCMTS Denis Chitral        |
|                 |             | Ar-2013 15%                               | 2148         | 1                                 | 5 | 7     | 5 | -      | - | - |                   | against set post vacant  |
|                 |             | Arrears                                   | 5809         | 7                                 | 8 | 7     | 5 | -      | - | - | P                 | W, e, f 01-10-2015 to 29-2-2016 (5 months)                     |
|                 |             | Ar-2014 10%                               | 2175         | 1                                 | 0 | 5     | 0 | -      | - | - |                   | for the purpose of pay in the best interest of public service. |
|                 |             | Arrears                                   | 5950         | 5                                 | 2 | 5     | 0 | -      | - | - | P                 |  |
|                 |             | Ar-2015 10%                               | 2199         | 1                                 | 5 | 2     | 5 | -      | - | - |                   |  |
|                 |             |   | 5966         | 6                                 | 9 | 9     | 5 | -      | - | - | P                 |  |

*[Signature]*

*[Signature]*  
Assistant District Education Officer (Female) Chitral

Prepared By 23 \_\_\_\_\_


Checked/Checked By 24 \_\_\_\_\_

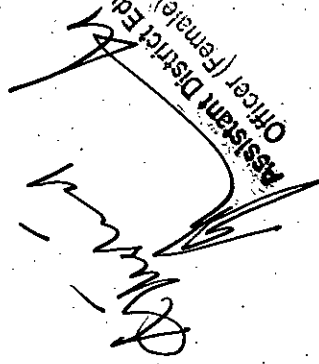
Entered / Verified By 25 \_\_\_\_\_

and minimum in 10 Mrs. Jahan for the year 2015-16.

for the year 2015-16.

| Period                             | HRP<br>AO/2022  | HRP<br>AO/2023  | W.A<br>AO/217   | YAB<br>AO/233   | AO/20x<br>AO/2013 | AO/218<br>AO/2013 | AO/21<br>AO/2014 | AO/22C<br>AO/2015 | Gr: Total     |
|------------------------------------|-----------------|-----------------|-----------------|-----------------|-------------------|-------------------|------------------|-------------------|---------------|
| 10/1/2015 to 30/11/2015 (2 Months) | 1306 x 2 = 2612 | 2856 x 2 = 5712 | 1500 x 2 = 3000 | 1700 x 2 = 3400 | 2370 x 2 = 4740   | 1575 x 2 = 3150   | 1050 x 2 = 2100  | 1360 x 2 = 2720   | 5464          |
| 12/1/2016 to 29/2/2016 (3 Months)  | 1306 x 3 = 3918 | 2856 x 3 = 8568 | 1500 x 3 = 4500 | 1700 x 3 = 5100 | 2370 x 3 = 7110   | 1575 x 3 = 4725   | 1050 x 3 = 3150  | 1475 x 3 = 4425   | 7839          |
| <b>Total</b>                       | <b>69975</b>    | <b>8568</b>     | <b>7500</b>     | <b>8500</b>     | <b>11850</b>      | <b>7875</b>       | <b>5250</b>      | <b>6995</b>       | <b>133043</b> |

  
 Jahan  
~~Assistant District Education Officer (Female) G.M.O.~~  
 24/1/2016

  
 Assistant District Education Officer (Female) G.M.O.

A

95

OFFICE OF THE  
DISTRICT EDUCATION OFFICER,  
(FEMALE) CHITRAL.

No. 8125 /F.No. R-1/EB (F).  
Dated Chitral the 24/03/2016

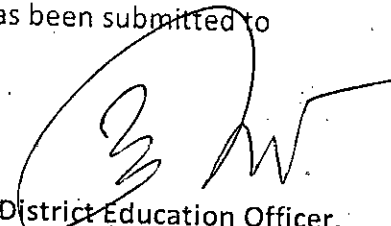
To,

The Director,  
Elementary & Secondary Education  
Khyber Pakthunkhwa Peshawar.

Subject:- RELEASE OF PAY IN R/O JAHAN TAJ, QARIA.  
Memo:-

It is stated that the pay of Mst. Jahan Taj, Qaria GGCMHS Danin Chitral, stopped due to non compliance of transfer order of issued by this office vide No. 2781-2830/T-2/EB (F) dated 23.09.2016 on the basis of completion of her tenure. She filed Civil Suit against this office before the honorable Court of Service Tribunal Khyber Pakthunkhwa.

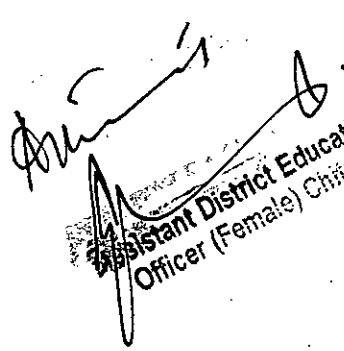
As per to the honorable Court direction the salary of Mst. Jahan Taj, Qaria has been released and the principal GGCMHS Danin Chitral has been directed to draw her pay vide this office No. 6587 dated 07.03.2016 (copy attached). According to the principal, GGCMHS Danin Chitral her source of salary after release by the DEO (F) Chitral has been submitted to DAO, Chitral on 10/03/2016 for honoring of her pay.

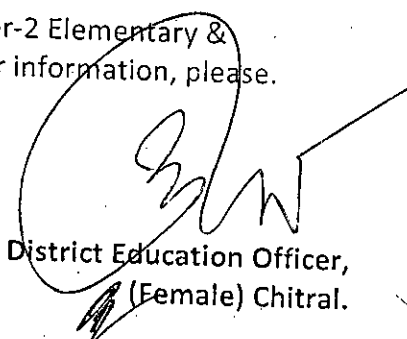
  
District Education Officer,  
(Female) Chitral.

Endst No. 8126

Copy of the above is forwarded to the Litigation Officer-2 Elementary & Secondary Education Department Khyber Pukhtunkhwa Peshawar for information, please.

Attention To:-  
K.A. Rehman  
Assistant Director (Lit),  
E&S: Peshawar.

  
Assistant District Education  
Officer (Female) Chitral

  
District Education Officer,  
(Female) Chitral.

**BEFORE THE SERVICE TRIBUNAL KPK, PESHAWAR**

C.O.C. No. 29 /2016

In

Service Appeal No.1114/2015

Jehan Taj (Qaria) GGCMHS Denin, Chitral.....**Appellant**

**Versus**

Zuhra Jalal DEO Female Chitral & others .....**Respondents**

**I N D E X**

| <b>S.No</b> | <b>Description of Documents</b> | <b>Annexure</b> | <b>Pages</b> |
|-------------|---------------------------------|-----------------|--------------|
| 1.          | Copy of C.O.C application       |                 | 1-3          |
| 2.          | Affidavit                       |                 | 4            |
| 3.          | Addresses of parties            |                 | 5            |
| 4.          | Copy of order dated 25.01.2016  |                 | 6            |

*Jehan Taj*  
Appellant

Through

Date:26.02.2016

**Muhammad Amin Khattak Lachi**  
Advocate,  
Supreme Court of Pakistan  
Office: City Gate Plaza, Room  
No.203, Near Tabaq Hotel, G.T,  
Road, Peshawar  
Cell:0333-9179870



①

**BEFORE THE SERVICE TRIBUNAL KPK, PESHAWAR**

C.O.C. No. 29 /2016

Service Tribunal  
Diary No. 150  
Date 26-2-16

In

Service Appeal No.1114/2015

Jehan Taj (Qaria) GGCMHS Denin, Chitral.....**Appellant**

**Versus**

1. Zuhra Jalal DEO Female Chitral.
2. Rafiq Khattak, Director E & SE, KPK, Peshawar.
3. Afzal Latif, Secretary E & SE, KPK, Peshawar...**Respondents**

=====

**APPLICATION FOR INITIATING CONTEMPT  
PROCEEDINGS AGAINST THE RESPONDENTS FOR  
WILLFULLY FLOATING THE ORDERS OF THE  
HON,ABLE TRIBUNAL DATED 14.10.2015 &  
25.01.2016**

=====

**Respectfully Shewith:**

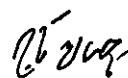
1. That petitioner/ appellant filed Service appeal No.1114/2015 on 18.11.2015 and in interim relief the impugned order was suspended to the petitioner/ appellant.

2. That petitioner/ appellant produced the suspension order before the DEO (Female) Chitral and petitioner/ appellant was instructed orally to performed her duty at GGCMHS, at Denin, Chitral.
3. That the pay of the petitioner/ appellant was stopped by the respondent No.1 inspite of the fact that impugned order was suspended and suspension order was produced before her, even then did not release the salary of the petitioner/ appellant.
4. That on 25.01.2016, petitioner/ appellant submitted another application before this Hon,able Tribunal with request to direct the respondent No.1 to release the pay of the petitioner/ appellant and this Hon,able Tribunal again directed the respondent No.1 to release the pay of the petitioner/ appellant.
5. That petitioner/ appellant is still performing her duty at GGCMHS at Denin, Chitral but pay is not yet released by the respondent No.1.
6. That the petitioner/ Appellant time and again requested the respondents for her grievances, as per directions of this Hon,able Tribunal but no 'warm shoulder' was given and the request was buried under the carpet.
7. That the non compliance of the above named order of this Hon,able Tribunal by respondents would certainly bring the

authority of the tribunal into disrespect and disrepute, which by all means tantamount to the contempt of this court.


It is, therefore, prayed that on acceptance of this application contempt of court proceedings may kindly be initiated against the respondent No.1 and she be awarded punishment according to law.

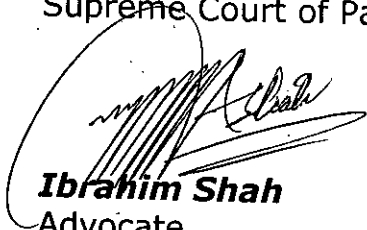
Any other relief which this Hon,able Tribunal deems appropriate and circumstances of the case and not specifically asked for may also be granted in favour of the applicant against the contemnor.

  
Petitioner/ Appellant

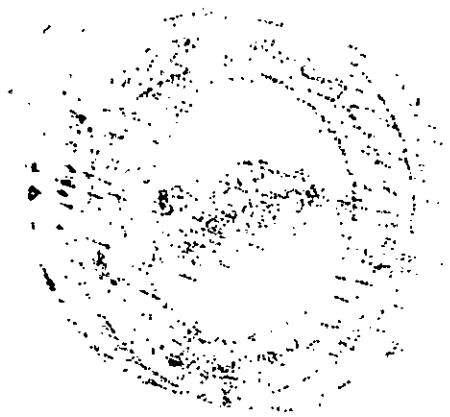
Through

Date:26.02.2016

  
**Muhammad Amin Khattak Lachi**  
Advocate,  
Supreme Court of Pakistan

  
**Ibrahim Shah**  
Advocate,  
High Court, Peshawar

1912



4

**BEFORE THE SERVICE TRIBUNAL KPK, PESHAWAR**

C.O.C. No. \_\_\_\_\_/2016

In

Service Appeal No.1114/2015

Jehan Taj (Qaria) GGCMHS Denin, Chitral.....**Appellant**

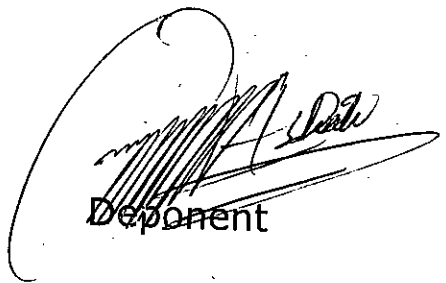
**Versus**

Zuhra Jalal DEO Female Chitral & others .....**Respondents**

**A F F I D A V I T**

I, Ibrahim Shah Advocate, Peshawar as per instruction of my client, do hereby solemnly affirm and declare that the contents of the accompanying **COC** are true and correct to the best of my knowledge and belief and nothing has been concealed from this learned court.



  
Deponent

5

**BEFORE THE SERVICE TRIBUNAL KPK, PESHAWAR**

C.O.C. No. \_\_\_\_\_/2016

In

Service Appeal No.1114/2015

Jehan Taj (Qaria) GGCMHS Denin,Chitral.....**Appellant**

**Versus**

Zuhra Jalal DEO Female Chitral & others .....**Respondents**


**ADDRESSES OF PARTIES**

**Petitioner/Appellant:**

Jehan Taj (Qaria) GGCMHS Denin,Chitral

**Respondents:**

1. Zuhra Jalal DEO Female Chitral.
2. Rafiq Khattak, Director E & SE, KPK, Peshawar.
3. Afzal Latif, Secretary E & SE, KPK, Peshawar


  
Petitioner/Appellant

Through

Date:26.02.2016

**Muhammad Amin Khattak Lachi**  
Advocate,  
Supreme Court of Pakistan

&

  
**Ibrahim Shah**  
Advocate,  
High Court, Peshawar

6

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**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA  
PESHAWAR**



A.W.P. Province  
Service Tribunal

Diary No. 1198

Dated 12-10-15

Service Appeal No. 1114 /2015

Jehan Taj (Qaria) GGCMHS Denin, Chitral .....Appellant

**Versus**

1. DEO (Female) Chitral.
2. Director E & SE, Education, KPK, Peshawar.
3. Secretary E & SE, Education KPK, Peshawar.
4. Zumara Bibi, (Qaria), GGHS, Werkop..... Respondents

= = = = =

**SERVICE APPEAL UNDER SECTION 4 OF THE CIVIL  
SERVANT ACT 1974 READ WITH RELEVANT RULES  
AGAINST THE ORDER DATED 23.09.2015, WHEREBY  
APPELLANT WAS TRANSFERRED FROM GGCMHS  
DENIN TO GGHS, WARIJON AND DEPARTMENTAL  
APPEAL OF THE APPELLANT WAS ALSO REJECTED ON  
09.10.2015**

Filed to-day  
10/11/15  
Registered

25.1.2016

Appellant in person, M/S Khurshid Khan, SO and Hameed-ur-Rehman, AD (lit.) alongwith Addl: A.G for official respondents No. 1 to 3 and father of private respondent No. 4 present. Requested for adjournment. To come up for written reply/comments on 23.2.2016 before S.B. Status-quo be maintained. It is directed that salary of appellant be not withheld on the ground of not relieving the charge of the post as she has been granted status-quo order on 14.10.2015 which shall continue.

**Certified to be true copy**  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

Self-  
Chairman

Date of Presentation of Application 25-02-2016  
Number of Words 400  
Copying Fee 4  
Urgent 2  
Total 6  
Name of Copyist [Signature]  
Date of Completion 25-02-2016  
Date of Delivery of 25-02-2016