

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Execution petition No. 367/2023

in service appeal No. 5696/2020

SCANNED
KPST
Peshawar

Quraish Khan EX-PST GPS Nagrai _____ Appellant Now Respondent

VERSUS

District Education Officer (Male) Buner & Others _____ Respondents Now Applicants.

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DEPONENT
CNIC No.16202-1039885-1



①

Khyber Pakhtunkhwa
Service Tribunal

Diary No.

Dated

10165

2/1/2024

To,

Assistant Registrar
Khyber Pakhtunkhwa Service Tribunal Peshawar.

SUBJECT: SHOWCAUSE NOTICE IN EXECUTION PETITION NO.367/2023 OF SERVICE APPEAL NO. 5696/2020, TITLED QURAIISH KHAN VS DISTRICT EDUCATION OFFICER (M) BUNER & OTHERS.

Honourable Sir!

Reference your good office show cause notice No. 3925-27 Dated 22/12/2023 we have the honour to submit its reply as follow:

1. That the appellant filed a service appeal No. 5696/2020 in Honorable Service tribunal at camp court swat with the plea to set aside the impugned order dated 18-02-2020 as well as reinstatement in service with all back benefits. The Honorable Service Tribunal in his detailed judgment dated 14-09-2021, in the light of the service appeal 5696/2020 ordered as follows:

“On acceptance of this appeal, we set aside the impugned orders and appellant stands voluntary retired from 01-07-2016 when he himself submitted application seeking premature retirement due to his health issues. In order to relieve the agony of the appellant the respondents are directed to expedite and process the pension case of the appellant within thirty days of the receipt of this judgment ”(Judgment is attached as annexure “A”).

Subsequently, in compliance with the judgment of the Honourable Service Tribunal dated 14/9/2021, his compulsory retirement was converted into voluntary pre-mature retirement w.e.f 07-01-2022 vide Notification No. 82-87 dated 07/01/2022. (Notification is attached is Annexure “B”)

2. Since in compliance with the judgment of the Honourable Court, the appellant has been given retirement and all other pensionary benefits w.e.f 01-07-2016, therefore, post retirement salaries in which he also did not perform duty w.e.f 01-07-2016 to 30-04-2017 (10 Months) were recovered from his pension under Rule-20 of the Khyber Pakhtunkhwas Civil Servants Pension Rules. The Honourable Court Judgment was implemented in letter and spirit as directed in operative part of the judgment. In addition, during post retirement period in which salaries were mistakenly credited to his account for the period w.e.f 01-07-2016 to 30-04-2017, the appellant has neither performed duty nor was in service but was a retired Govt. Servant, during which he was not entitled for regular salaries, but was entitled for pension which was regularly given him. The Head

Master concerned has given affidavit regarding non-performance of duty and teachers attendance register as evidence. **(Affidavit from the Head Master and Attendance Register are attached as annexure "C" "D")**. Besides, the District Accounts Officer Buner has also provide his pension slip and a certificate that the recovery has been made for the post retirement period w.e.f 1/7/2016 to 30/4/2017 duly attested wherein he has been paid pensionary benefits from 1/7/2016. **(Both Pension slip and certificate are attached as annexure "E" & "F")**.

Furthermore, bank statement was also obtained from the bank, wherein it is evident that salaries have been credited to his account after his retirement i.e 1/7/2026 to 30/4/2015 910 Months), while pension slip obtained from DAO Buner also shows that the appellant has been all pensionary benefits from 1/7/2016. Thus getting both pension and salaries for one and the same period is not allowed as per rules and law. **(Bank Statement is attached as annexure "G")**

3. The Respondents can not even think of misleading and misguiding this Honourable Court, the Court Judgment has been implemented in letter and spirit and nothing has been concealed from this Honourable Court, which may be taken as tantamount to misguiding or misleading the court.
4. That E.P No. 353/2021 in Service Appeal No. 5696/2020 was disposed of being implemented vide Honourable Service Tribunal dated 9/6/2022. **(Order sheet is attached as annexure "H")**.
5. That the appellant filed an other E.P No. 695/2022 in the same service appeal which was also disposed off being complied vide order sheet dated 7/2/2023. **(Order sheet is attached as annexure "I")**
6. That the appellant has been treated as per law and rules. This Honourable Court Judgment has been implemented in letter and spirit as per direction contained in operative part of the judgment *ibid*. Moreover, recovery of over payment has been made as per rules and law w.e.f 1.7.2016 to 30/4/2017 (10 Months) which was liability upon the appellant being retired on 1/7/2016. So any salary obtained after his retirement would be liable to be recovered from the appellant as both salaries and pension for one and the same period i.e 1/7/2016 to 30/4/2017 (10 Months) is not only unlawful but also against the pension rules.
7. That the act of the applicants is within legal sphere and has been endorsed in two Execution petitions i.e E.P No. 353/2021 and E.P No. 695/2022 both in service appeal No. 5696/2020. Both these Execution Petitions have been disposed off, being implemented. As for as recovery of Rs. 412,885/- is concerned, it is recovery for the post retirement period w.e.f 1/7/2016 to 30 4/2017 and **not** for the period as mentioned at the latter part of para 5 of the judgment dated 14/9/2021. The same can be confirmed from the statement of the DAO Buner duly signed by him as well as from the bank

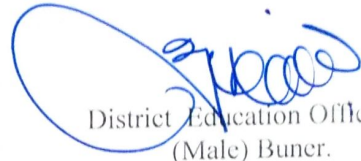
statement annexed at annexure K and L respectively. In addition, the stance of the appellant now respondent is beyond the scope of the judgment.

8. That the respondents have implemented the Honourable Court judgment in letter and spirit. The whole record related to implementation in the subject case is available on the court file and the appellants/respondents have neither misguided nor misled this Honourable Court nor can think as such.

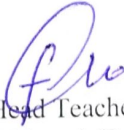
In view of the above noted submissions, it is humbly requested that on acceptance of this reply to showcase notice, the order sheet dated 11/12/2023 of this Honourable Court may very graciously be pleased to withdraw and to deem the judgment of this Honourable court being implemented, by the Applicants/respondent department.



DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar



District Education Officer
(Male) Buner.



Head Teacher
GPS Nagrai (Buner)

Amir Ali

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 5696/2020

Date of Institution ... 11.06.2020
Date of Decision ... 14.09.2021



Quraish Khan, Ex-PST, GPS Nagrai, District Buner.

(Appellant)

VERSUS

District Education Officer (Male), Buner and two others.

(Respondents)

Akhtar Ilyas,
Advocate

... For appellant.

Muhammad Adeel Butt,
Additional Advocate General

... For respondents.

AHMAD SULTAN TAREEN
ROZINA REHMAN

... CHAIRMAN
... MEMBER (J)

JUDGMENT

ROZINA REHMAN, MEMBER (J): The relevant facts leading to filing of instant appeal are that the appellant rendered services as PST in Education Department. He filed an application for his retirement which was duly forwarded. Astonishingly, on one hand his application was forwarded to the quarter concerned while on the other hand, he stood retired in the Service Book. There was conflict of his date of birth in his C.N.I.C and Service Book, therefore, his forwarded application was not accepted and it was returned that the same be forwarded after correction of date of birth but this process was kept secret from the appellant. That despite duty, his attendance was not marked, he, therefore, filed an application for attendance but in the

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

meanwhile, major penalty of compulsory retirement was imposed upon the appellant. He filed service appeal which was accepted and case was remanded to the competent authority for de-novo inquiry. He waited for considerable time, but in vain. He, therefore, filed petition for implementation of the order and receipt of notice by the respondents, impugned order was passed on 18.02.2020. He, therefore, filed departmental appeal which was not responded to, hence, the present service appeal.

2. We have heard Akhtar Ilyas Advocate for appellant and Muhammad Adeel Butt learned Additional Advocate General for the respondents and have gone through the record and the proceedings of the case in minute particulars.

3. Akhtar Ilyas Advocate, learned counsel appearing on behalf of appellant, inter-alia, contended that the respondents failed to follow the dicta laid down by the Service Tribunal in Service Appeal No.755/2018. He contended that in the earlier round of litigation, case was remitted for de-novo inquiry and the respondents were required to reinstate the appellant and then to initiate de-novo inquiry but such practice was not undertaken in utter disregard of rules. He submitted that no regular inquiry was conducted in the case of appellant and no witness was examined in his presence. He contended that appellant was condemned unheard as he was not given the right of defense. He submitted that it is settled by now that until and unless the competent authority has accepted resignation, a civil servant cannot be retired from his duty and lastly, he submitted that appellant has not committed any misconduct by way of his absence or by way of -

ATTESTED


 Service Tribunal
 Islamabad

embezzlement but even then, harsh punishment was imposed upon
6
appellant.

4. Conversely learned A.A.G submitted that the appellant had not submitted any retirement application to the competent authority rather he purposely deceived the Head Teacher and gave him the impression of retirement from service for which appellant got marked his retirement application and got written in his column in the attendance register that the appellant stood retired w.e.f 01.07.2016. He contended that the Head Teacher marked the application and handed over to the appellant for further submission to the S.D.E.O concerned but the appellant purposely detained application with himself and did not submit the same to the concerned S.D.E.O for further submission to the competent authority (D.E.O). He contended that he remained absent from the date of getting his application marked from the Head Teacher i.e. 01.07.2016 and on the other hand, he did not submit the already marked retirement application to the S.D.E.O concerned in order to keep the S.D.E.O in ignorance and thereby not to stop his salary and get it regularly. Lastly, he submitted that the appellant remained absent w.e.f 01.07.2016 to 30.05.2017 (10 months) for which he regularly took his salaries.

5. From the record, it is evident that appellant Quraish Khan P.S.T submitted an application seeking retirement on 01.07.2016. This entry has properly been made by the Headmaster G.P.S Nagrai in the register of attendance which is not denied by the respondents. As there was conflict in the date of birth of appellant in his C.N.I.C and Service Book, therefore, he once again submitted an application to D.E.O for marking his attendance in the school on 02.08.2018. The

ATTESTED


K. S. NAGRAI
Headmaster
G.P.S Nagrai
Badrinagar

competent authority without taking any regular inquiry under the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011 compulsory retired the appellant by way of major punishment, therefore, in the earlier round of litigation, case of the appellant was remitted to the competent authority for decision afresh after de-novo inquiry in accordance with law. As per record, the competent authority constituted an Inquiry Committee vide notification dated 12.10.2019 and the said Committee intimated Head Teacher and the appellant on telephone to be present on 31.10.2019. From perusal of the inquiry report, it is evident that neither charge sheet nor statement of allegation was ever served upon appellant. No show cause was issued and in view of the recommendation of the Inquiry Committee, impugned order was passed on 18.02.2020, whereby, major penalty of compulsory retirement from service was imposed upon appellant w.e.f 01.07.2016 and amount of Rs.412885/- (salary of 10 months) w.e.f 01.09.2015 to 30.06.2016 was ordered to be recovered and deposited in the Government Exchequer. On one hand, the competent authority did not follow the dicta laid down by this Tribunal in Service Appeal No.755/2018 as no charge sheet and statement of allegations were issued in accordance with the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011 while on the other hand, he was charged for recovery of an amount of Rs. 412885/- w.e.f 01.09.2015 to 30.06.2016. This period of 10 months was not justified as the record is totally silent in respect of any absence or any sort of misconduct by the appellant from 01.09.2015 to 30.06.2016 as admittedly he submitted application seeking premature retirement on 01.07.2016.



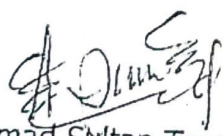
ATTESTED

[Signature]
 Khyber Pakhtunkhwa
 Service Tribunal
 Peshawar

in respect of recovery of pay for period w.e.f 01.07.2016. The appellant is aged and ailing Government servant who served the Department for more than 28 years but was not treated in accordance with law.

6. In view of the above factual and legal position, by acceptance of this appeal, we set aside the impugned orders and appellant stands voluntary retired from 01.07.2016 when he himself submitted application seeking premature retirement due to his health issues. In order to relieve the agony of the appellant, the respondents are directed to expedite and process the pension case of the appellant within 30 days of the receipt of this judgment. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED.
14.09.2021


(Ahmad Sultan Tareen)
Chairman


(Rozina Rehman)
Member (J)

Certified to be true copy

EX-11111111
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 27-9-21

Number of Words 2000

Copying Fee 2/-

Urgent

Total 2/-

Name of Copyist

Date of Completion of Copy 30/9/21

Date of Delivery of Copy 30/9/21

Amraam "B"

Amraam "G"

Amraam "A"

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OFFICE OF THE DISTRICT EDUCATION OFFICER
(MALE) DISTRICT BUNER
PHONE & FAX NO. 0939-555110
EMAIL: edobuner@gmail.com



Notification

1. WHEREAS Mr. Quraish Khan PST GPS Nagrai was proceeded against under E&D Rules 2011 for wilful absence, misconduct and corruption.

2. AND WHEREAS he was served with a showcause notice vide this office No.6425-28 dated 14-11-2017 and his reply was found unsatisfactory.

3. AND WHEREAS, the then DEO (M) Buner imposed upon him major penalty of "Compulsory Retirement" w-e-f- 1-7-2016 (A.N) and ordered recovery of overpayment amounting Rs.412885/- from Quraish Khan PST, GPS Nagrai vide this Office No.421-26 dated 20-1-2018.

4. AND WHEREAS, the same order was challenged in Khyber Pakhtunkhwa Service Tribunal at camp Court Swat vide service appeal No.755/2018, which was remitted to the Competent Authority vide judgment dated 2/9/2019 for deciding afresh after De-novo inquiry in accordance with law.

5. AND WHEREAS, in compliance with the court order, the Competent Authority conducted de-novo inquiry vide this office No.7560-64 dated 12/10/2019. The inquiry committee recommended that penalty of "Compulsory Retirement" already imposed upon Mr. Quraish Khan PST GPS Nagrai may be retained w.e.f 1/7/2016.

6. AND WHEREAS, in the light of recommendations of the inquiry report, the then DEO(M) Buner retained penalty of "Compulsory Retirement" upon Mr. Quraish Khan PST GPS Nagrai of Tehsil Mandanr Buner w-e-f- 1-7-2016 vide this office No.469-74 dated 18/2/2020 & overpayment amounting Rs.412885/- w.e.f 1/7/2016 to 30/4/2017 (10 months.) may be recovered and deposited in the Govt; exchequer.

7. AND WHEREAS, the same order was challenged in the court of Khyber Pakhtunkhwa Service Tribunal Peshawar in Service Appeal No. 5696/2020, which was decided on 14/9/2021 with the directions to convert compulsory retirement into premature voluntary retirement w.e.f 1/7/2016.

8. NOW, therefore, in compliance with the Honourable Court Judgment dated 14-09-2021, in service appeal No.5696/2020, the Competent Authority is pleased to convert Compulsory Retirement from Service to Voluntary pre-mature Retirement in respect of Mr. Quraish Khan PST GPS Nagrai w-e-f- 1-07-2016.

(IFTIKHAR UL GHANI)
DISTRICT EDUCATION OFFICER (M)
BUNER

Endst; No. 82-87 / Dated 7/11/2022.

Copy for information to; -

1. Director (E&SE) Khyber Pakhtunkhwa Peshawar.
2. Registrar Khyber Pakhtunkhwa Service Tribunal at Camp Court, Swat.
3. District Monitoring Officer Buner,
4. Sub-Divisional Education Officer (M) Mandanr with the remarks/directives that necessary entry to this effect shall be made in his Service Book accordingly and recovery of overpayment Rs-412885/- for the period of (10 months) w.e.f 1/7/2016 to 30/4/2017 shall be made from his pension/gratuity under intimation to this office.
5. District Accounts Officer.
6. Official Concerned.

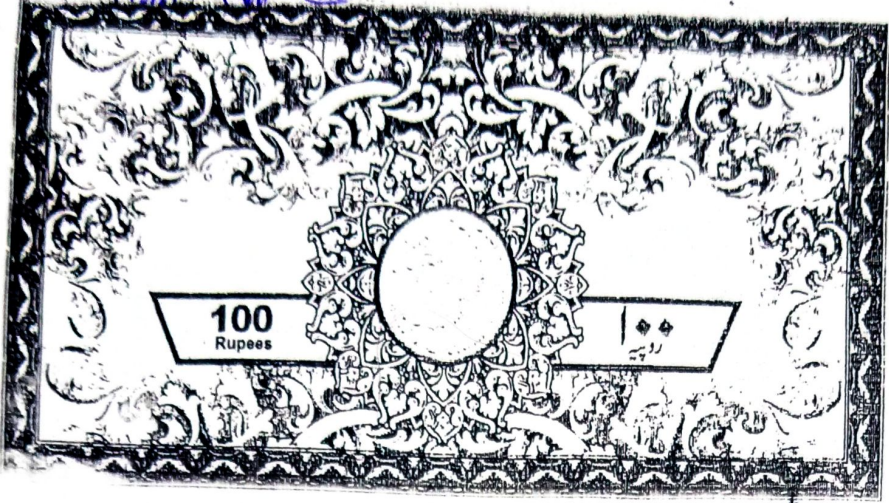
DISTRICT EDUCATION OFFICER (M)
BUNER

[Signature]
o/c *[Signature]* 7/11/22

Amex 11111111111111111111

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22



Amex 11111111111111111111 بیان تلفی

مذکورہ قلمی قیوم ولد شہر مہر خان سائن سپرووٹری ایجنسی نائرسٹم فلور ڈوئیز مارکیٹ
 گورنمنٹ پرائمری سکول ننگی میں بحیثیت ایڈیٹور پبلسر ایجنسی
 دیے رہا تھا۔ اور اسی دوران میں تریسٹیشن خان بھی میرا ساتھ
 PST مدرسہ تھا اور میری تریسٹیشن خان نے 30-6-2016
 تک ڈیوٹی سرانجام دیتا رہا اور پھر انہوں نے 1-7-2016
 کو ریشیا ٹریسٹیشن سے درخواست دی۔ اور 2016-7-1 کے بعد
 انہوں نے سکول پر ایسے ڈیوٹی سرانجام کھینے دیا ہے۔
 جو کہ مدرسین اسٹے سے ہمارے وابستہ کر کے ہوا ہے۔
 بیان تلفی میں کوئی اعتراض پیش نہیں کیا گیا ہے اور میں تلفی
 سڈا کرتا ہوں۔

قلمی قیوم ولد شہر مہر خان سپرووٹری ایجنسی
 نائرسٹم فلور ڈوئیز مارکیٹ

15/4-2471824-7

11/89

2059 18/12/2023

14

PAKISTAN National Identity Card

ISLAMIC REPUBLIC OF PAKISTAN

Name
Fazal Qayum

فصل قیوم

Father Name
Shamroz Khan

شمرز خان



Gender Country of Stay

M Pakistan

Identity Number Date of Birth

15101-2471824-7 20.04.1967

Date of Issue Date of Expiry

18.06.2021 18.06.2031

Holder's Signature

Q1

034690041522

رجسٹر حاضری مدرسین سندھ بابت ماہ جولائی سال 2016

نام									
مہود									
قومی شناختی کارڈ نمبر									
فون نمبر									
تاریخ	آؤ	دستخط	روزانگی	دستخط	آؤ	دستخط	روزانگی	دستخط	آؤ
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Handwritten notes and signatures in Urdu, including a circular stamp that reads "Head Master Ops Nagrai Dist. 15 District. Bannet".

PENSION ROLL DATA SHEET & PENSION SLIP

Date of issue : 19.12.2023
 PPO Type : FRESH
 PPO Number : 00272112-01
 Pensioner ID : 00272112
 Pension Register No:
 Pensioner's Name : QURAIISH KHAN
 Father / Husband name : SARFARAZ KHAN
 Designation: PRIMARY SCHOOL TEACHER
 NIC No.: 1510103437905
 Grade / Scale : 12
 Department.Min: GOVERNMENT PRIMARY SCHOOL
 Pensioner's Type: SELF
 Pension Type: RETIRING PENSION
 Date of Birth :12.12.1964
 Date of appointment:03.10.1988
 Date of retirement: 01.07.2016
 Date of Death:
 Date of commence :02.07.2016
 Date of Restoration :01.07.2023
 Accounts office ID :BD
 Accounts office Name :Buner at Dagga
 Federal / Province :Khyber Pakhtunkhwa
 Length of Qualifying Service :27 years,8 months,28 days
 Old PPO Number :
 No. and Date of sanction of pension / Letter No. :
 and the date of the other Audit and Accounts officer authorising
 the Pension/Gratuity/Commutation
 Permanent Address:

Note :
 Age : 52 years
 Last Drawn pay/Emoluments(Rs.): 29540.00
 Gross Pension(Rs.) : 20442.80
 1/4th Surrendered Portion (Rs.) :
 Commuted Portion (Rs.) : 7154.98
 Net Pension (Rs.) : 13287.82
 Net Family Pension (Rs.) : 0.00
 Amount of Commutation(Rs.) : 1460045.00
 With Held Amount (Rs.) : 0.00
 Life Time Arrears (Rs.) : 0.00
 Arrears Of Pension (Rs.) : 0.00
 Special Additional Pension (Rs.) : 0.00
 Commutation Percentage : 35.00
 Commutation Table value : 17.01
 Recovery on A/C of :
 Debitable to Govt :Khyber Pakhtunkhwa
 Total Net Share
 Federal : 0.00 Punjab : 0.00
 Sindh : 0.00 NWFP : 0.00
 Balochistan : 0.00 Military : 0.00
 AJK : 0.00 Autonomous : 0.00

He/She is also entitled to the following increases

Sr. No.	Period	Increase % or amount	Increase Amount	W.E.F.
1	JUL.2021	Rs. 17840.00	17840.00	01.10.2022
2	JUL.2022	15.00 %	4669.17	01.10.2022
3	JUL.2023	17.50 %	6264.47	01.07.2023
4	0.	Rs. 0.00	0.00	
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District Accounts Officer
 Buner at Daggar

PENSION SLIP

Month: November
 Year: 2023

Pension roll details

Wage Type	Wage Type Text	Amount
/559	Payment	46214.00
0100	Monthly Pension - Self	13288.00
0101	Pension Increases - Self	28774.00
1599	Medical Allow - Pensioner	3322.00
1600	Med. All. 2015 Pensioner	830.00

Bank Details

Bank Account Number : 0010097178280013
 Bank Branch : NAWAGAI BRANCH
 NAWAGAI BRANCH
 Payment Mode : ALLIED BANK LIMITED

Amexon 1F

16

Info type Edit Goto Extras System Help

List Active

Amexon "K"

Person

Collective search help

Search Term

Free search

Pers.No. 272112

Name GUPAIBR KRAN

EE group 5 Pension Roll / DCS Pers.area Khyber Pakhtunkhwa

EE subgroup 12 Grade 12 Cost Center 804116 PENSION COMMUTATION

Choose 01.01.1800 to 31.12.9999

Start Date	End Date	Act.	Action Type	ActR	Reason for action	C...	E...
01.10.2022	31.12.9999	39	Entry into Pension Roll	01	Entry into DCS on Retirement	6	3
01.09.2022	30.09.2022	30	Retirement - Entry into Pen_R		RETRIRING PENSION	5	0
01.05.2017	31.08.2022	10	Leaving	21	Temporary Inactive	0	0
01.03.2016	30.04.2017	02	Organizational reassignment	05	Transfer Data to OM	0	3
01.10.2015	29.02.2016	02	Organizational reassignment	05	Transfer Data to OM	0	3
01.08.2013	30.09.2015	02	Organizational reassignment		Transfer to other DDO	0	3
01.08.2009	31.07.2013	16	Change in pay			0	3
01.07.2006	31.07.2009	02	Organizational reassignment		Transfer to other DDO	0	3
01.03.2006	30.06.2006	01				0	3

Entry 1 of 9

Prints Window Contents

Pay has been stopped w.e.f 1st 2017

Rep has made w.e.f 1st 2016 to 30th 2017 (commute)
Rs= 4128825/-
as per the notification issued from

DELED (M) Buner vide no. 82-87 dated
7/1/2022.

[Handwritten signature]

[Handwritten signature]
District Accounts Officer
Buner at Daggar
6

Amir M. G

17

[Handwritten Signature]

[Handwritten Mark]

National Bank of Pakistan

Account Statement

Account Title(s) QURE KHAN S/O SARFARAZ KHAN

Address: VILL NAGRAI DISTT DAGGAR

STOPE BY DDO

Postal Code:

Branch Code/Name: 1704 DAGGAR

Region Name: Mardan

Statement Printing Date: 01-Jan-2019

User: 00013949 Branch: 0

Terminal: TECH

Town:

District:

City: BUNNER

Province/State: KH.PAKHTOON

Country: PAKISTAN

Product Name: PKR Current Account

Currency: PKR

CIF No: 1374698

Account No: 4016191772

IBAN: PK19NBPA1704004018191772

Your CNIC has expired. Kindly provide a copy of your new CNIC to the bank at the earliest

B/F Balance: 38,389.00

From: 01-Jan-2014

To: 31-Dec-2018

S. No.	Date	Particulars	Instno	Memo	Debit	Credit	Balance
						0.00	6,389.00
1	07-Jan-2014	CASH	971821	07	32,000.00		
2	31-Jan-2014	SALARY		31	0.00	30,067.00	36,456.00
3	04-Feb-2014	CASH	971822	04	32,000.00	0.00	4,456.00
4	28-Feb-2014	SALARY		28	0.00	30,067.00	34,523.00
5	03-Mar-2014	CASH	971823	03	32,000.00	0.00	2,523.00
6	01-Apr-2014	SALARY		01	0.00	32,787.00	35,310.00
7	02-Apr-2014	CASH	971824	02	32,000.00	0.00	3,310.00
8	30-Apr-2014	SALARY		30	0.00	32,787.00	36,097.00
9	03-May-2014	CASH	971825	03	32,000.00	0.00	4,097.00
10	30-May-2014	SALARY		30	0.00	32,787.00	36,884.00
11	03-Jun-2014	CASH	971826	03	32,000.00	0.00	4,884.00
12	30-Jun-2014	SALARY		30	0.00	32,756.00	37,640.00
13	02-Jul-2014	CASH	971827	02	32,000.00	0.00	5,640.00
14	23-Jul-2014	SALARY		23	0.00	31,379.00	37,019.00
15	25-Jul-2014	CASH	971828	25	32,000.00	0.00	5,019.00
16	29-Aug-2014	SALARY		29	0.00	31,912.00	36,931.00
17	02-Sep-2014	CASH	971829	02	34,000.00	0.00	2,931.00
18	30-Sep-2014	SALARY		30	0.00	34,682.00	37,613.00
19	02-Oct-2014	CASH	971830	02	34,000.00	0.00	3,813.00
20	30-Oct-2014	SALARY		30	0.00	37,528.00	41,141.00
21	05-Nov-2014	CASH	971831	05	34,000.00	0.00	7,141.00
22	01-Dec-2014	SALARY		01	0.00	34,872.00	41,813.00
23	02-Dec-2014	WITHDRL	971832		34,000.00	0.00	7,813.00
24	09-Dec-2014	CASH WITHDRAWAL	971833		7,000.00	0.00	813.00
25	31-Dec-2014	SALARY		31	0.00	35,375.00	36,108.00

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National Bank of Pakistan

Account Statement

Account Title(s) DUDESH KHAN & SARFARAZ KHAN

Address: VILL NAGRA DISTT DAGGAR

STOPEL 0000

Postal Code:

Branch Code/Name: 1704 DAGGAR

Region Name: Mardan

Statement Printing Date: 01-Jan-2019

User: 00013949 Branch: 0

Terminal: TECH

Town:

District:

City:

Provincial/State:

Country:

Product Name: PKR Current Account

Currency:

CIF No: 1374698

Account No: 4018191772

IBAN:

Your CNIC has expired. Kindly provide a copy of your new CNIC to the bank at the earliest

B/F Balance: 38,389.00

From: 01-Jan-2014

To: 31-Dec-2018

S. No.	Date	Particulars	Instno	Memo	Debit	Credit	Balance
26	05-Jan-2015	CASH WITHDRAWAL	971834		34,000.00	0.00	2,188.00
27	30-Jan-2015	SALARY		30	0.00	40,098.00	42,286.00
28	03-Feb-2015	CASH WITHDRAWAL	971835		34,000.00	0.00	8,286.00
29	28-Feb-2015	SALARY		28	0.00	33,464.00	41,750.00
30	03-Mar-2015	CASH WITHDRAWAL	971836		34,000.00	0.00	7,750.00
31	31-Mar-2015	SALARY		31	0.00	36,234.00	43,984.00
32	01-Apr-2015	CASH WITHDRAWAL	971837		34,000.00	0.00	9,984.00
33	30-Apr-2015	SALARY		30	0.00	36,134.00	46,118.00
34	04-May-2015	CASH WITHDRAWAL	971838		38,000.00	0.00	11,518.00
35	29-May-2015	SALARY		29	0.00	36,235.00	47,253.00
36	02-Jun-2015	CASH WITHDRAWAL	971839		34,000.00	0.00	13,253.00
37	29-Jun-2015	SALARY		29	0.00	36,264.00	49,617.00
38	02-Jul-2015	CASH WITHDRAWAL	971840		34,000.00	0.00	15,617.00
39	31-Jul-2015	SALARY		31	0.00	36,109.00	51,742.00
40	03-Aug-2015	CASH WITHDRAWAL	971841		34,000.00	0.00	17,742.00
41	01-Sep-2015	SALARY		01	0.00	36,601.00	54,343.00
42	02-Sep-2015	CASH WITHDRAWAL	971842		39,000.00	0.00	15,343.00
43	18-Sep-2015	SALARY		18	0.00	39,173.00	54,516.00
44	21-Sep-2015	CASH WITHDRAWAL	971843		40,000.00	0.00	14,516.00
45	31-Oct-2015	SALARY		31	0.00	38,775.00	53,291.00
46	02-Nov-2015	CASH WITHDRAWAL	971844		39,000.00	0.00	14,291.00
47	30-Nov-2015	SALARY		30	0.00	38,775.00	53,066.00
48	02-Dec-2015	CASH WITHDRAWAL	971845		39,000.00	0.00	14,066.00
49	30-Dec-2015	SALARY		30	0.00	39,478.00	53,544.00
50	04-Jan-2016	CASH WITHDRAWAL	971847		39,000.00	0.00	14,544.00

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National Bank of Pakistan

Account Statement

Account Title(s) QURESH KHAN S/O SARFARAZ KHAN

Address VILL NAGRAI DISTT DAGGAR

STOPED BY DDO

Postal Code:

Branch Code/Name: 1704 DAGGAR

Region Name: Mardan

Statement Printing Date: 01-Jan-2019

Heir: 00013949 Branch: 0

Terminal TECH

Town:

District:

City:

Province/State:

Country:

Product Name: PKR Current Account

Currency:

CIF No: 1374698

Account No: 4016191772

IBAN:

Your CNIC has expired. Kindly provide a copy of your new CNIC to the bank at the earliest

B/F Balance: 38,389.00

From: 01-Jan-2014

To: 31-Dec-2018

S. No.	Date	Particulars	Instno	Memo	Debit 0.00	Credit 36,747.00	Balance 51,291.00
51	29-Jan-2016	SALARY		29			11,291.00
52	01-Feb-2016	CASH WITHDRAWAL	971848		40,000.00	0.00	48,038.00
53	29-Feb-2016	SALARY		29	0.00	36,747.00	13,038.00
54	01-Mar-2016	CASH WITHDRAWAL	971850		35,000.00	0.00	55,452.00
55	31-Mar-2016	SALARY		31	0.00	42,414.00	15,452.00
56	04-Apr-2016	CASH WITHDRAWAL	971849		40,000.00	0.00	54,910.00
57	29-Apr-2016	SALARY		29	0.00	39,458.00	54,735.00
58	05-May-2016	FEE		05	175.00	0.00	12,735.00
59	09-May-2016	CASH WITHDRAWAL	635476		42,000.00	0.00	52,294.00
60	31-May-2016	SALARY		31	0.00	39,559.00	10,294.00
61	01-Jun-2016	CASH WITHDRAWAL	635478		42,000.00	0.00	49,822.00
62	27-Jun-2016	SALARY		27	0.00	39,528.00	7,822.00
63	28-Jun-2016	CASH WITHDRAWAL	635479		42,000.00	0.00	47,501.00
64	29-Jul-2016	SALARY		29	0.00	39,679.00	5,501.00
65	01-Aug-2016	CASH WITHDRAWAL	635480		42,000.00	0.00	47,950.00
66	31-Aug-2016	SALARY		31	0.00	42,449.00	950.00
67	03-Sep-2016	CASH WITHDRAWAL	635481		47,000.00	0.00	43,052.00
68	30-Sep-2016	SALARY		30	0.00	42,102.00	84,682.00
69	31-Oct-2016	SALARY		31	0.00	41,630.00	126,312.00
70	30-Nov-2016	SALARY		30	0.00	41,630.00	168,771.00
71	31-Dec-2016	SALARY		31	0.00	42,459.00	208,460.00
72	31-Jan-2017	SALARY		31	0.00	39,689.00	58,460.00
73	04-Feb-2017	CASH WITHDRAWAL	635482		150,000.00	0.00	97,729.00
74	28-Feb-2017	SALARY		28	0.00	39,269.00	2,729.00
75	07-Mar-2017	CASH WITHDRAWAL	635484		95,000.00	0.00	

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National Bank of Pakistan
Account Statement

Account Title(s) QURESH KHAN S/O GARFARAZ KHAN

Address: VILL NAGRA DISTT DAGGAR

STOPED BY 000

Postal Code:

Branch Code/Name: 1704 DAGGAR

Region Name: Mardan

Statement Printing Date: 01-Jan-2019

User: 00013949 Branch: 0

Terminal: TECH

Town:

District:

City:

Province/State:

Country:

Product Name: PKR Current Account

Currency:

CIF No: 1374698

Account No: 4016191772

IBAN:

Your CNIC has expired. Kindly provide a copy of your new CNIC to the bank at the earliest

B/F Balance: 38,389.00

From: 01-Jan-2014

To: 31-Dec-2018

S. No.	Date	Particulars	Instno	Memo	Debit	Credit	Balance
					0.00	42,039.00	44,768.00
76	31-Mar-2017	SALARY		31			
						0.00	2,768.00
77	04-Apr-2017	CASH WITHDRAWAL	635485		42,000.00		
							44,707.00
78	27-Apr-2017	SALARY		27	0.00	41,939.00	
						0.00	2,707.00
79	03-May-2017	CASH WITHDRAWAL	635486		42,000.00		

Total 40 Credit transactions of amount: 1,491,493.00

Total 39 Debit transactions of amount: 1,527,175.00

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Amir Khan

Amir Khan

09.06.2022

Petitioner: in person present: Mr. Muhammad Adeel Butt, Additional Advocate General along with Mr. Iftikhar Cihani, DEO (M) respondents present:

Representative of respondent department submitted implementation report vide notification Endst. No. 82-87 dated 07.01.2022 which is placed on file and stated that judgment of this Tribunal has been implemented.

In view of the above, instant petition is disposed off. File be consigned to record room.

Announced Certified
09.06.2022

Amir Khan
Secretary
Government of Punjab
Lahore

(Faiyeha Paul)
Member (E)

Form of Presentation of Application
Number of Words: 883
Copying: 10/1
Urgent: 14/2
Total: 16-11-22
Name of Applicant: 16-11-22
Date: 16-11-22

1st Jan, 2023

Learned for the petitioner present, Syed Naseer Ud Din Shah, Asst: AG alongwith Mr. Ifikhar Ul Ghani, DEO(M) Buner for respondents present.

Learned counsel for the petitioner seeks time to assist the Tribunal. This case pertains to camp court Swat, let it be fixed at camp court Swat on 07.02.2023 before S.B.

R

(Kalim Arshad Khan)
Chairman



07th Feb, 2023

1. Learned counsel for the petitioner, Mr. Muhammad Riaz Khan Paindakhel, learned Asst: AG alongwith Mr. Ifikhar Ul Ghani, District Education Officer,(Male), Buner for respondents present.

02. The respondents submitted letter No. 3808 dated 17.08.2022, whereby in compliance of the judgment of the Tribunal the grievance of the petitioner has been redressed but the respondents had added the words in a letter No. 3808 dated 17.08.2022 "as per court judgment regarding recovery of overpayment amount of Rs. 412885/-" which was not mentioned in the judgment. Later on the District Education Officer,(Male), Buner submitted office order No. 624-26 dated 07.02.2023, wherein the earlier order dated 17.08.2022 was withdrawn to the extent of words "as per court judgment". Since the desired relief has been granted to the petitioner, therefore, this petition is filed. Consign.

03. Pronounced in open court at Swat and given under my hand and seal of the Tribunal on this 7th day of February, 2023.

Date of Presentation of Application: 07-2-23
Number of Pages: 2
Copy not fee: 15/-
Legal: 15/-
Date of Delivery of Copy: 27-2-23

SCANNED
KPS
Peshawar

Certified to be true copy

KALIM ARSHAD KHAN
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

(Kalim Arshad Khan)
Chairman
Camp Court Swat

23

Account No: 4016101772

Signature

92

National Bank of Pakistan

Account Statement

Account Title(s) OURE MUMMAN S/O SARFARAZ KHAN

Address: VILL NAGRAI DISTT DAGGAR

STORPED BY DDO

Postal Code:

Branch Code/Name: 1704 DAGGAR

Region Name: Muzaffargarh

Statement Printing Date: 01-Dec-2018

User: 00013949 Branch: 0

Terminal: TECH

Town:

District:

City: BUNNER

Province/State: KH, PAKHTOON

Country: PAKISTAN

Product Name: PKR Current Account

Currency: PKR

CIF No: 1374898

Account No: 4016101772

IBAN: PK19NBPA1704004016191772

Your CNIC has expired. Kindly provide a copy of your new CNIC to the bank at the earliest

B/F Balance: 38,389.00

From: 01-Jan-2014

To: 31-Dec-2018

S. No.	Date	Particulars	Trans No	Memo	Debit	Credit	Balance
						0.00	6,389.00
1	07-Jan-2014	CASH	971821	07	32,000.00		
2	31-Jan-2014	SALARY		31	0.00	30,067.00	38,456.00
3	04-Feb-2014	CASH	971822	04	32,000.00		4,456.00
4	28-Feb-2014	SALARY		28	0.00	30,067.00	34,523.00
5	03-Mar-2014	CASH	971823	03	32,000.00		2,523.00
6	01-Apr-2014	SALARY		01	0.00	32,787.00	35,310.00
7	02-Apr-2014	CASH	971824	02	32,000.00		3,310.00
8	30-Apr-2014	SALARY		30	0.00	32,787.00	38,097.00
9	03-May-2014	CASH	971825	03	32,000.00		4,097.00
10	30-May-2014	SALARY		30	0.00	32,787.00	38,884.00
11	03-Jun-2014	CASH	971826	03	32,000.00		4,884.00
12	30-Jun-2014	SALARY		30	0.00	32,758.00	37,642.00
13	02-Jul-2014	CASH	971827	02	32,000.00		5,640.00
14	23-Jul-2014	SALARY		23	0.00	31,379.00	37,019.00
15	25-Jul-2014	CASH	971828	25	32,000.00		5,019.00
16	29-Aug-2014	SALARY		29	0.00	31,912.00	36,931.00
17	02-Sep-2014	CASH	971829	02	34,000.00		2,931.00
18	30-Sep-2014	SALARY		30	0.00	34,682.00	37,613.00
19	02-Oct-2014	CASH	971830	02	34,000.00		3,613.00
20	30-Oct-2014	SALARY		30	0.00	37,528.00	41,141.00
21	05-Nov-2014	CASH	971831	05	34,000.00		7,141.00
22	01-Dec-2014	SALARY		01	0.00	34,672.00	41,813.00
23	02-Dec-2014	WITHDRAL	971832		34,000.00		7,813.00
24	09-Dec-2014	CASH WITHDRAWAL	971833		7,000.00		813.00
25	31-Dec-2014	SALARY		31	0.00	35,375.00	36,108.00

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National Bank of Pakistan

Account Statement

Account Title(s) OURESH KHAN S/O SARFARAZ KHAN

Address: VILL NAGRA DISTT DAGGAR

STOPPED BY DDO

Postal Code:

Branch Code/Name: 1704 ...

Region Name: Mardan

Statement Printing Date: 01-Jan-2019

User: 00013949 Branch: 0

Terminal: TCM

Town:

District:

City:

Province/State:

Country:

Product Name: PKR Current Account

Currency:

CIF No: 1374898

Account No: 4016191772

IBAN:

Your CMC has expired. Kindly provide a copy of your new CMC to the bank at the earliest

B/F Balance: 38,389.00

From: 01-Jan-2014

To: 31-Dec-2018

S. No.	Date	Particulars	Instno	Memo	Debit	Credit	Balance
26	05-Jan-2015	CASH WITHDRAWAL	971834		34,000.00	0.00	2,188.00
27	30-Jan-2015	SALARY		30	0.00	40,098.00	42,286.00
28	03-Feb-2015	CASH WITHDRAWAL	971835		34,000.00	0.00	8,286.00
29	26-Feb-2015	SALARY		26	0.00	33,464.00	41,750.00
30	03-Mar-2015	CASH WITHDRAWAL	971836		34,000.00	0.00	7,750.00
31	31-Mar-2015	SALARY		31	0.00	36,234.00	43,984.00
32	01-Apr-2015	CASH WITHDRAWAL	971837		34,000.00	0.00	9,984.00
33	30-Apr-2015	SALARY		30	0.00	36,134.00	46,118.00
34	04-May-2015	CASH WITHDRAWAL	971838		38,000.00	0.00	11,318.00
35	29-May-2015	SALARY		29	0.00	38,238.00	47,556.00
36	02-Jun-2015	CASH WITHDRAWAL	971839		34,000.00	0.00	13,356.00
37	29-Jun-2015	SALARY		29	0.00	38,284.00	49,637.60
38	02-Jul-2015	CASH WITHDRAWAL	971840		34,000.00	0.00	15,637.60
39	31-Jul-2015	SALARY		31	0.00	36,108.00	51,745.60
40	03-Aug-2015	CASH WITHDRAWAL	971841		34,000.00	0.00	17,745.60
41	01-Sep-2015	SALARY		01	0.00	36,601.00	54,346.60
42	02-Sep-2015	CASH WITHDRAWAL	971842		39,000.00	0.00	15,346.60
43	16-Sep-2015	SALARY		16	0.00	39,173.00	54,519.60
44	21-Sep-2015	CASH WITHDRAWAL	971843		40,000.00	0.00	14,519.60
45	31-Oct-2015	SALARY		31	0.00	38,779.00	53,291.00
46	02-Nov-2015	CASH WITHDRAWAL	971844		39,000.00	0.00	14,291.00
47	30-Nov-2015	SALARY		30	0.00	38,779.00	53,070.00
48	02-Dec-2015	CASH WITHDRAWAL	971845		39,000.00	0.00	14,070.00
49	30-Dec-2015	SALARY		30	0.00	39,478.00	53,548.00
50	04-Jan-2016	CASH WITHDRAWAL	971847		39,000.00	0.00	14,548.00

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National Bank of Pakistan
Account Statement

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Account Title(s) QURESH KHAN S/O SANJEEV KHAN

Address VILL NAGRAI DISTT DAGGAR

STOPPED BY DDO

Postal Code:

Branch Code/Name: 1704 DAGGAR

Region Name: Mar

Statement Printing Date: 01-12-2018

Mem: 00013949 Branch: 0

Terminal: TECH

Year:
District:
City:
Province/State:
Country:
Product Name: PKR Current Account
Currency:

CIF No: 1374698

Account No: 4018191772

IBAN:

Your CNIC has expired Kindly provide a copy of your new CNIC to the bank at the earliest

B/F Balance: 38,389.00

From: 01-Jan-2014

To: 31-Dec-2018

S. No.	Date	Particulars	Invoice	Memo	Debit	Credit	Balance
					0.00	36,747.00	51,291.00
51	29-Jan-2016	SALARY		29			11,291.00
52	01-Feb-2016	CASH WITHDRAWAL	971848		40,000.00	0.00	48,038.00
53	29-Feb-2016	SALARY		29	0.00	36,747.00	13,038.00
54	01-Mar-2016	CASH WITHDRAWAL	971850		35,000.00	0.00	55,452.00
55	31-Mar-2016	SALARY		31	0.00	42,414.00	15,452.00
56	04-Apr-2016	CASH WITHDRAWAL	971849		40,000.00	0.00	54,910.00
57	29-Apr-2016	SALARY		29	0.00	39,458.00	54,735.00
58	05-May-2016	FEE		05	175.00	0.00	12,735.00
59	09-May-2016	CASH WITHDRAWAL	635476		42,000.00	0.00	52,294.00
60	31-May-2016	SALARY		31	0.00	38,549.00	10,294.00
61	01-Jun-2016	CASH WITHDRAWAL	635478		42,000.00	0.00	49,822.00
62	27-Jun-2016	SALARY		27	0.00	39,528.00	7,822.00
63	28-Jun-2016	CASH WITHDRAWAL	635479		42,000.00	0.00	47,501.00
64	29-Jul-2016	SALARY		29	0.00	39,679.00	5,501.00
65	01-Aug-2016	CASH WITHDRAWAL	635480		42,000.00	0.00	47,950.00
66	31-Aug-2016	SALARY		31	0.00	42,449.00	950.00
67	03-Sep-2016	CASH WITHDRAWAL	635481		47,000.00	0.00	43,052.00
68	30-Sep-2016	SALARY		30	0.00	42,102.00	84,882.00
69	31-Oct-2016	SALARY		31	0.00	41,630.00	126,312.00
70	30-Nov-2016	SALARY		30	0.00	41,630.00	168,771.00
71	31-Dec-2016	SALARY		31	0.00	42,459.00	208,460.00
72	31-Jan-2017	SALARY		31	0.00	39,889.00	58,460.00
73	04-Feb-2017	CASH WITHDRAWAL	635482		150,000.00	0.00	97,729.00
74	28-Feb-2017	SALARY		28	0.00	39,269.00	2,729.00
75	07-Mar-2017	CASH WITHDRAWAL	635484		95,000.00	0.00	2,729.00

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National Bank of Pakistan

Account Statement

Account Title(s) QURESH KHAN S/O JARFARAZ KHAN

Address: VILL NAGRA DISTT DAGGAR

STOPEB B, 700

Postal Code:

Branch Code/Name: 1704 DAGGAR

Region Name: Mardan

Statement Printing Date: 01-Jan-2019

User: 00013949

Branch: 0

Terminal: TECH

Town:

District:

City:

Province/State:

Country:

Product Name: PKR Current Account

Currency:

CIF No: 1374898

Account No: 4016191772

IBAN:

Your CNIC has expired. Kindly provide a copy of your new CNIC to the bank at the earliest

B/F Balance: 38,389.00

From: 01-Jan-2014

To: 31-Dec-2018

S. No.	Date	Particulars	Instru	Memo	Debit	Credit	Balance
				31	0.00	42,039.00	44,768.00
76	31-Mar-2017	SALARY					2,768.00
77	04-Apr-2017	CASH WITHDRAWAL	635485		42,000.00	0.00	44,707.00
78	27-Apr-2017	SALARY		27	0.00	41,939.00	2,707.00
79	03-May-2017	CASH WITHDRAWAL	635486		42,000.00	0.00	

Total 40 Credit transactions of amount: 1,491,493.00

Total 38 Debit transactions of amount: 1,527,175.00

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Amir Khan "L"

Infotype Edit Goto Extras System Help

List Active

Find by: Person, Collective search help, Search Term, Free search

Pers.No. 272112
 Name QUPAISH KHAN
 EE group 5 Pension Roll / DCS Pers.area W Khyber Pakhtunkhwa
 EE subgroup 12 Grade 12 Cost Center RD4118 PENSION COMMUTATION
 Choose 01.01.1800 to 31.12.9999

Start Date	End Date	Act	Action Type	ActR	Reason for action	C	E
01.10.2022	31.12.9999	39	Entry Into Pension Roll	01	Entry Into DCS on Retirement	6	3
01.09.2022	30.09.2022	30	Retirement - Entry Into Pen. R		RETRIRING PENSION	5	0
01.05.2017	31.08.2022	10	Leaving	21	Temporary Inactive	0	0
01.03.2016	30.04.2017	02	Organizational reassignment	05	Transfer Data to OM	0	3
01.10.2015	29.02.2016	02	Organizational reassignment	05	Transfer Data to OM	0	3
01.08.2013	30.09.2015	02	Organizational reassignment		Transfer to other DDO	0	3
01.08.2009	31.07.2013	16	Change In pay			0	3
01.07.2006	31.07.2009	02	Organizational reassignment		Transfer to other DDO	0	3
01.03.2006	30.06.2006	01				0	3

Entry 1 of 9

Prints Window Contents

Pay has been stopped w.e.f 1st 2017

Rep is made of 1st 2016 to 30th 2017 (10 months)
 Rs: 4128825/-
 as per the notification issued from

DELED (M) Buner vide No. 82-87 dated
 7/1/2022.

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[Handwritten signature]
 District Accounts Officer
 Buner at Daggar
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