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**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA**

Service Appeal No: 568/2019

Syed Ishaq Hussain.....Appellant

Versus

District Education Officer Kurram & Others .....Respondents.

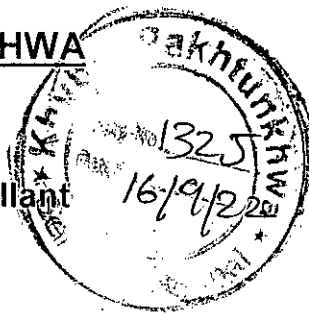
S. No.	Description of Documents.	Annexures	Pages.
1.	Joint parawise comments.		1-2-3,4.
2.	Application for resignation.	A.	5.
3.	Notification of resignation.	B.	6.

*Mudaw*  
District Education officer(M)  
District Kurram  
(Respondent No. 2 & 3)

**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA**

Service Appeal No: 568/2019

Syed Ishaq Hussain.....Appellant



**Versus**

District Education Officer Kurram & Others .....Respondents

**Joint Parawise Comments on behalf of Respondent No. 1-3**

**Preliminary objections.**

- That the appellant is not an aggrieved person under Article 212 of the Constitution of 1973.
- That the instant appeal is badly time barred.
- That the Appellant is not entitled for any relief from this Honorable Service Tribunal as he himself tendered resignation from the service and consequently his resignation was accepted w.e.f 01-03-2015. Furthermore the appellant is misleading this Honorable service Tribunal by filling of instant appeal at so belated stage and time barred.
- That the Appellant has got no cause of action, locus standi to file the instant appeal.
- That the Appellant has not come to this Honorable Tribunal with clean hands.
- That the Appellant has concealed material facts from the Honorable Tribunal.
- That the Appeal is not maintainable in the present form being devoid of merits.
- That the conduct of Appellant estopped him to bring the instant appeal before this Honorable Bench.
- That he act of the Respondent Department is legal as per Rules / Policy and is liable to be maintained.

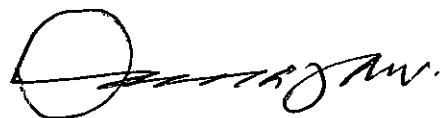
**ON FACTS.**

1. That para-1 pertains to record, hence need no comments.
2. That para-2 pertains to record, hence needs no further comments.
3. That para-3 pertains to record, hence needs no further comments.
4. That para-4 pertains to record, hence needs no further comments.

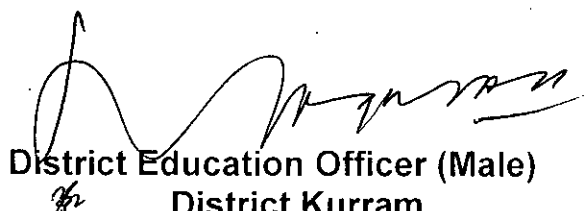
5. That para-5 pertains to record, hence needs no further comments.
6. That para-6 pertains to record, hence needs no further comment.
7. That para-7 is incorrect and denied on the grounds that the appellant himself tendered resignation from the service and consequently his resignation was accepted w.e.f 01-03-2015, the appellant is misleading this Honorable service Tribunal by filing of instant appeal at so belated stage and time barred (**Resignation of the appellant and Notification dated 6-4-2015 attached as Annex-A & B**).
8. That para-7 is incorrect and denied on the grounds that no Ex-Pakistan Leave / long leave was granted to the appellant and himself tendered resignation which was accordingly accepted and was notified vide dated 6-4-2015.
9. That detail reply has already been submitted under para-7 & 8.
10. That para-10 is incorrect and denied and the act of the Respondent Department is legal and is liable to be maintained.
11. That the case of the appellant is time barred and the act of the respondent by not re-instating is as per rules and policy and is liable to be maintained.
12. That para-12 is legal, the Respondent Department also seek permission of this Honourable Tribunal to advance additional grounds / documents at the time of arguments.

**Prayer:**

In light of the stated factual and legal position, it is humbly prayed that the case of the appellant may be dismissed in favor of the department.



Director  
Elementary & Secondary Education  
Khyber Pakhtunkhwa  
(Respondents No. 1)



District Education Officer (Male)  
District Kurram  
(Respondents No. 2 & 3)

**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA**

**Service Appeal No: 568/2019**

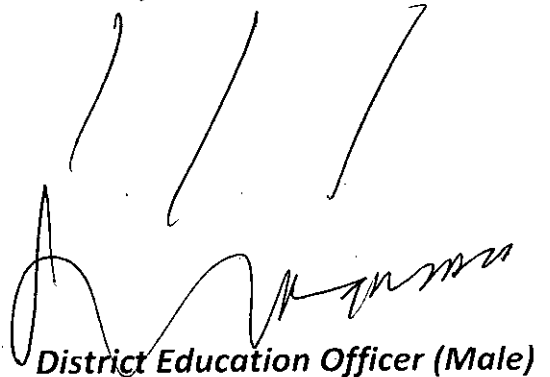
**Syed Ishaq Hussain.....Appellant**

**Versus**

**District Education Officer Kurram & Others .....Respondents**

**AFFIDAVIT**

I Mr. Liaqat Ali, District Education Officer (Male) Kurram, do hereby solemnly affirm and declare that the contents of the instant Para wise comments are true & correct to the best of my knowledge & available record.



**District Education Officer (Male)**

**District Kurram**

**(Respondent No. 2)**

*2/11*



بکثرت بنیاد - ایجنسی انٹریگٹڈ سروسز ڈیپارٹمنٹ

درخواست برائے اسٹینڈنگ افسر  
14/1/2015

ضابطہ عالی / صورتیہ وزارت میں درج کی گئی ہے  
فائبر آپٹک لائنوں کی بحالی کے لیے درخواست  
دے رہا ہے۔ فوری طور پر اسے تفریبات دینے میں مدد  
کی جائے تاکہ اسے اپنی خدمات کو بحال کر سکے۔

لہذا عرض کرتا ہوں کہ یہاں اسٹینڈنگ افسر  
کی طرف سے اس کی درخواست کو منظور فرمایا جائے۔  
14/1/2015

سر اسحاق حسین  
سر اسحاق حسین  
شرف احمد

Forwarded to AEO Kurram  
with the remarks that the  
application is based on facts  
& it may be considered as  
favourably pl.

Signature: 01-04-015  
Put up for signature  
Muzammil M S Gul  
PA to Minister

(6)

Annex - B

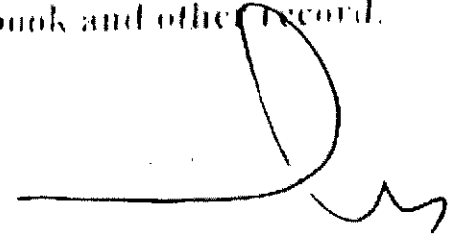
OFFICE OF THE AGENCY EDUCATION OFFICER KURRAM AGENCY PARACHINAR

SIGNATION

Mirjamal

The Resignation tendered by S.Ishaq Hussain Sweeper Govt High School Upper Kurram is hereby accepted with effect from 01-3-2015:-

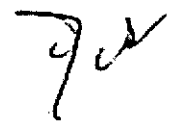
Necessary entry to this effect should be made in his service book and other record.



Agency Education Officer  
Kurram Agency Parachinar

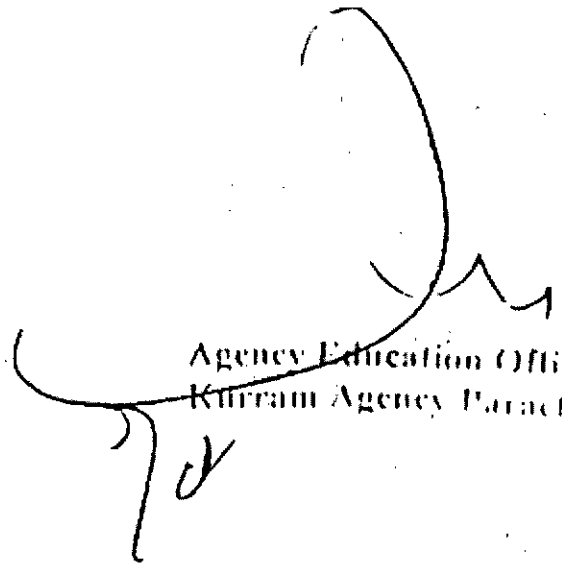
1248-50/Edn

Dated 6/4 /2015



Copy forwarded to the:-

- 1. Agency Accounts Officer Kurram Agency.
- 2. Headmaster GHS Mirjamal Upper Kurram
- 3. Accountant Local Office.
- 4. Class IV concerned.
- 5. Office file.



Agency Education Officer  
Kurram Agency Parachinar



ANNOTATIONS

Religion  
ISLAM

Previous Passport  
KG045333



HOLDER'S SIGNATURE OR THUMB IMPRESSION

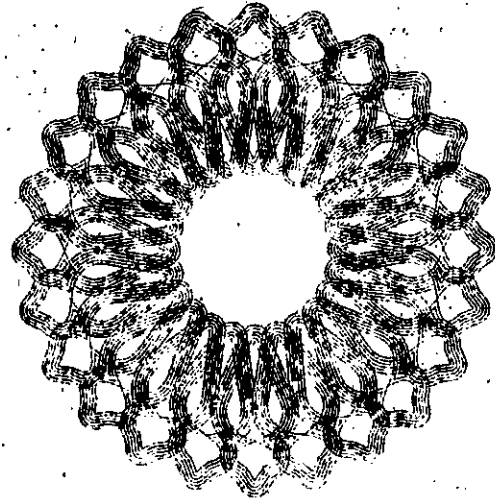
حامل ہذا کا دستخط یا نشان انگوٹھا

NOT VALID WITHOUT SIGNATURE OR THUMB IMPRESSION

یہ پاسپورٹ بغیر دستخط یا نشان انگوٹھا ناقابل استعمال ہے۔



یہ پاسپورٹ سوائے اسرائیل کے دنیا کے تمام ممالک کے لئے کارآمد ہے  
THIS PASSPORT IS VALID FOR ALL COUNTRIES OF  
THE WORLD EXCEPT ISRAEL





0 3 1 4 4 0 2

VISAS/1/23

Government of Pakistan

Certified that the holder has been regt  
under Emigration Ordinance 1979 and  
Rules made thereunder for employment

In *Sh. P. Khan* was *Director*  
Vide No. PE(Direct)/PWR-41387  
dated *12-11-11* to work with  
*Sh. P. Khan*  
*Director*

Protector Of Emigrants  
Direct Employer  
Peshawar



0 3 1 4 4 0 2

VISAS/1/23

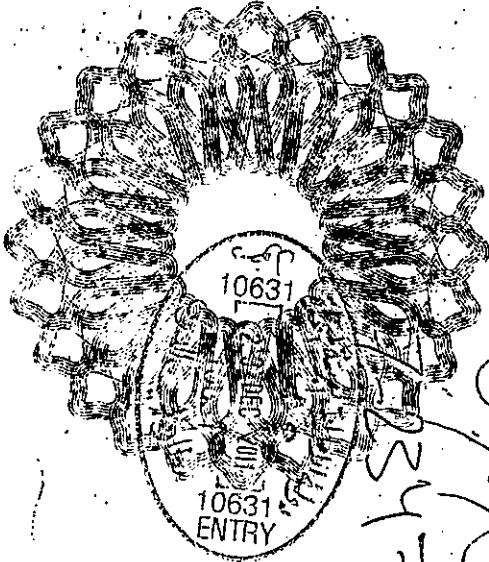


IMMIGRATION  
EXT.  
2-2-DEC-2011  
A  
PESHAWAR AIRPORT  
(PAKISTAN)



٢٠٤٤١٢٤

VISAS/١/٢

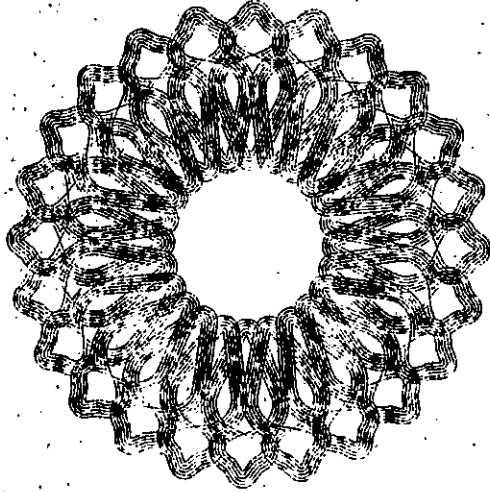


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٢٠٤٤٤٠٢

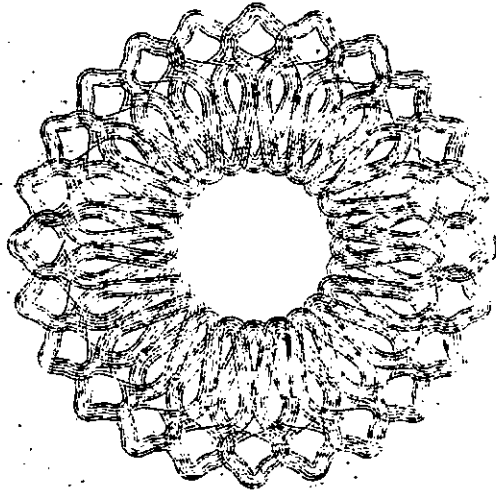
VISAS/١/٢



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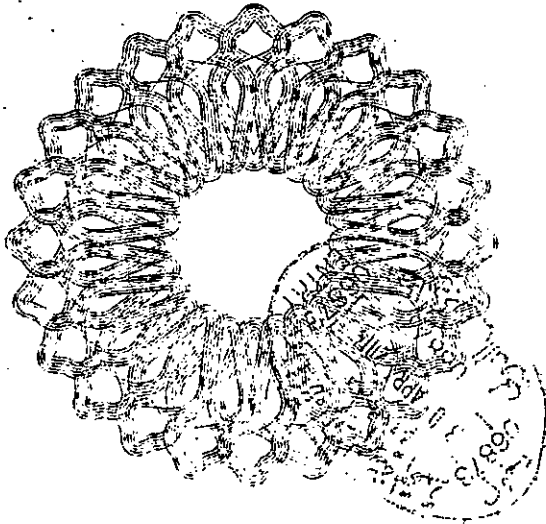
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VISAS 1/23



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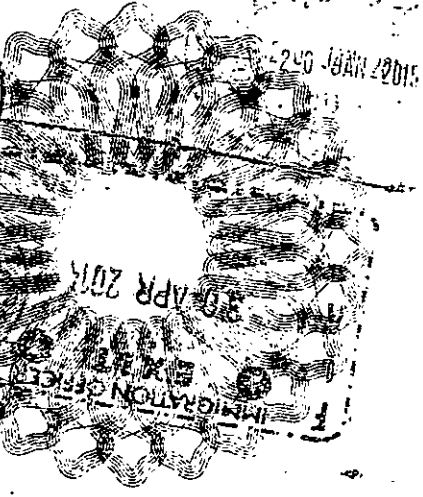
VISAS 1/23



دولة الامارات العربية المتحدة  
UAE  
30 APR 2013  
06284  
مطار دبي الدولي

22 APR 2013

06690  
06690  
30 APR 2013  
06690  
06690



دولة الامارات العربية المتحدة  
UNITED ARAB EMIRATES

اقامة  
RESIDENCE

استوفيت الرسوم

تجديد



جهة الاصدار : دبي  
Place of Issue  
DUBAI

110550683

الرقم الموحد  
U.I.D. No

2017/2011/7234711

الملف  
File

**CANCELLED** اميني EE1846511

رقم الجواز  
Passport No

سيد اسحاق حسين سيد مير شاه حسين  
SAYED ISHAQ HUSSAIN SAYED MIR SHAH

الاسم  
Name

سائق  
DRIVER

المهنة  
Profession

**CANCELLED** جميل التومو مزلج ال  
AMIN NASSER SAHEH AL RAHMA

الكفيل  
Sponsor

2016/01/21 - 2014/01/22

تاريخ الاصدار  
Issue Date



التوقيع  
Sign.

تعتبر الإقامة لاشية اذا تجاوزت حاملها الإقامة خارج دولة الامارات مدة ستة اشهر  
Residence Permit becomes invalid if bearer resides out of the U.A.E. for more than six months.

IMMIGRATION OFFICER (B)  
 VISAS / VISA EXIT  
 20 MAY 2013  
 PAKISTAN

ENTRANCE OFFICE  
 VIA ENTRY

20 APR 2013

20390  
 06307  
 06307  
 20 MAY 2013  
 ENTRY  
 UAE  
 دولة الامارات العربية المتحدة

دولة الامارات العربية المتحدة  
 UNITED ARAB EMIRATES

استوفيت الرسنوم



اقامة  
 RESIDENCE

جديد



دبي  
 DUBAI

محل الاصدار  
 Place of Issue  
 عدد المرافقين  
 Accompanied by

110550683  
 201/2011/7234711

الرقم التوحيد  
 U.I.D. No

الملف  
 File

EE1846511

رقم الجواز  
 Passport No

SAYED TOHAG HUSSAIN SAYED MIR SHAH

الاسم  
 Name

سائق  
 DRIVER  
 المهنة  
 Profession

JAMIL NASSER / JAMIL RAHMA

الكفيل  
 Sponsor

2014/01/21

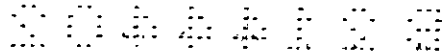
تاريخ الانتهاء  
 Expiry Date

2011/01/22  
 تاريخ إصدار الإقامة  
 Issue Date



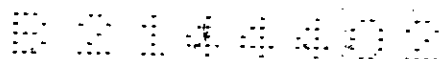
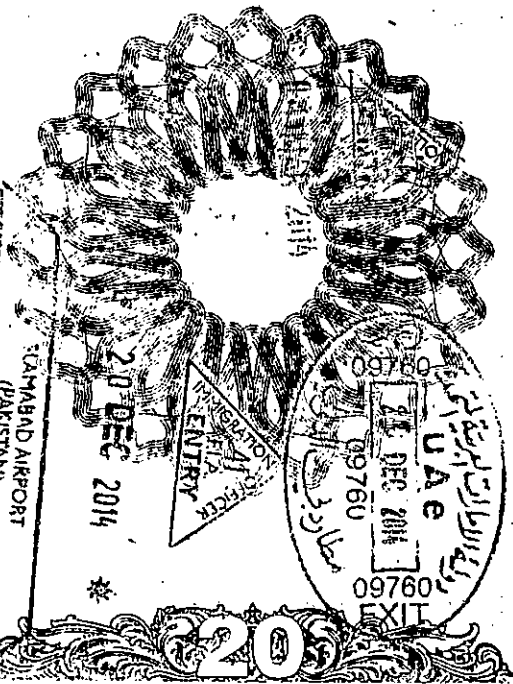
تعتبر الإقامة لاغية إذا تجاوز حاملها الإقامة خارج دولة الإمارات مدة ستة اشهر  
 Residence Permit becomes invalid if bearer resides out of the U.A.E. for more than six months.

التوقيع  
 Sign.

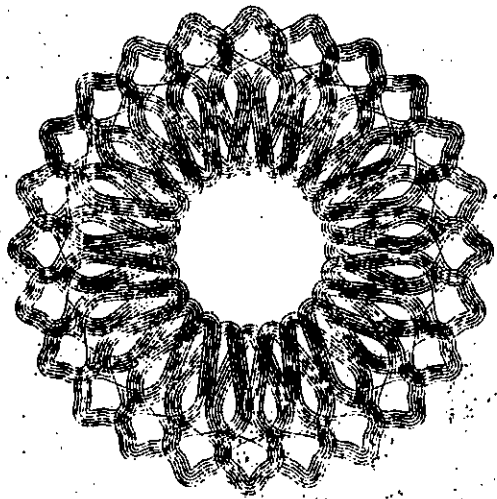


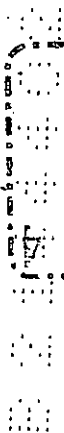
VISAS/1/2

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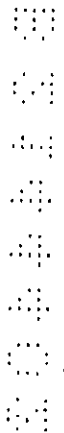
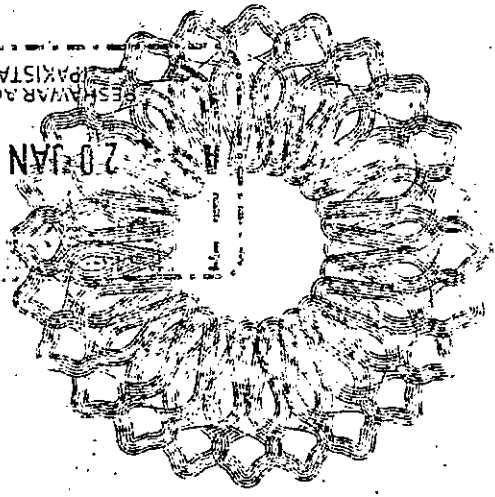
VISAS/1/2





2/1/12  
VISAS/12/1

BESHAVAR AIRPORT  
(PAKISTAN)  
20 JAN 2015



VISAS / 12/1

