

Appeal No. 1631/2023

Rooqia Bibi..... Appellant.

Versus

District education officer (F) district Khyber & Others... Respondents.

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Samina Ghani DEO (F)
Khyber

(B) Man

Dated _____ / _____ / 2023

A

BEFORE THE HONORABLE SERVICE TRIBUNAL PESHAWAR.

Appeal No.1631/2023

Rooqia Bibi..... Appellant.

Versus

District education officer (F) district Khyber & Others... Respondents.

Comments on behalf of Respondents No.1, 2 & 3.

Preliminary objections.

Khyber District Education Officer
District Khyber
No. 10451
Date: 09-1-2024

- That the appellant has got no cause of action locos standi to file the instant appeal.
- That the appellant has not come to this honorable tribunal with clean hands.
- That appellant concealed material facts from this honorable tribunal.
- That the appellant is estopped by her own to bring the present appeal
- That the appellant is bad due to mis-joinder and non-joinder of necessary parties
- That the appeal is barred by law and limitation.

Respectfully Sheweth; The respondents submit as under;

ON FACTS.

01. Incorrect denied. All of the teachers of the affected area schools were redeployed to other nearby schools under the proposal of assistant district education officer, and they carried out their duties. Meanwhile, the appellant was reported by the concerned officer that she has been absent and no attendance records was available in concerned school GGPS Latif killi Bara kotal and GGPS Hayat shah killi mullagori jamrud district Khyber. ANX-A

02. Incorrect, hence denied The DEO Khyber had come to know through the ADEO by checking the master pay roll that the appellant Mrs. Rooqia Bibi W/O Tariq Bilal Ex-T.T and P.No.00524096 was drawing pay as primary school teacher from district account office Khyber, then her pay was stopped and her name and personal number also reflected in two leading newspaper "Daily Mashriq"& Daily Express dated 27/05/2017. Copies are attached as Annexure-B. It reveals that the concerned so called teacher was directly inducted into the system, Annexure C-D.

03. Incorrect. Hence denied. All the ghosts teachers/employees were informed through newspapers to reach the DEO (AEO) office themselves for physical verification however, the appellant neither approach to office nor verified herself till today and as a result the appellant salary was stopped.

04. Incorrect denied. Despite being inducted fraudulently and illegally, received salary through dubious means, and never performed her duties, the appellant had the right to appeal; nevertheless, she did not file a departmental appeal or confirmed her service record. Rather, she caused a great loss to the government exchequer.

05. Incorrect, hence denied. Proper opportunity was given but she failed to prove herself legally and rightly.

Grounds

A. Incorrect. Hence denied. The respondent department has treated the appellant in accordance with laws and rules. The appellant was being fraudulently inducted into the Education Department.

B. Incorrect hence denied. As elucidated in para 2 above facts.

C. Incorrect hence denied. The appellant was informed through various means that is daily newspaper Mashriq and Express. Thereafter, having no contact with concerned department so her salary was stopped in 2017. She did not bother to clarify her stance regarding the actions taken by competent authority directly or through the counsel. It is very much clear that her induction was made by unfair means. It is obvious from her belated appeal that her case already time barred and hence not entertainable.

D. Subject to record. As already elucidated in para 1 above facts.

E. Incorrect hence denied. As elucidated above that the appellant could not prove herself innocent because she was fraudulently induced in SPA system and thus she was guilty of misconduct and violation of rules.

F. Incorrect. Hence denied. The appellant neither filed the department appeal nor performed her duty.

G. Incorrect hence denied. As elucidated in para 1 above facts.

H. Subject to proof.

Respondents department also seeks permission of this Honorable Tribunal to advance other grounds at the time of hearing the case.

Pray:

In light of the above stated facts it is submitted, that the case of the appellant may be ordered as dismissed with cost.

Respondent No. 1

(MONTASIM BILLAH)
Secretary of E&SE
Khyber Pakhtunkhwa

Respondent No. 2

(SAMINA ILTAF)
Director of E&SE
Khyber Pakhtunkhwa

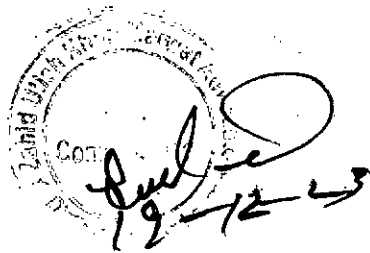
Respondent No. 3

(SAMINA GHANI)
District Education Officer (F)
Khyber at Jamrud

Affidavit

I, SAMINA GHANI District Education Officer Khyber do hereby solemnly affirm and declare that the contents of the accompanying better para-wise comments submitted by the respondents is correct to the best of my knowledge and belief and nothing has been concealed from this honorable court.

(SAMINA GHANI)
District Education Officer (F)
Khyber at Jamrud



4

BEFORE THE HONORABLE SERVICE TRIBUNAL PESHAWAR.

Appeal No.1631/2023

Rooqia Bibi..... Appellant.

Versus

District education officer (F) District Khyber & Others... Respondents.

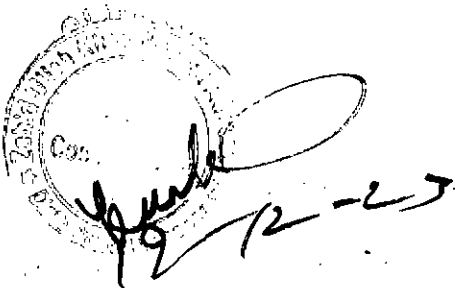
Para-wise Comments on behalf of Respondents No. 01 to 03.

Affidavit

I, SAMINA GHANI District Education Officer Khyber do hereby solemnly affirm and declare that the contents of the accompanying better para-wise comments submitted by the respondents is correct to the best of my knowledge and belief and nothing has been concealed from this honorable court.

(Samin)

**(SAMINA GHANI)
District Education Officer (F)
Khyber at Jamrud**


12-23



BEFORE THE HONORABLE SERVICE TRIBUNAL PESHAWAR.

Appeal No.1631/2023

Rooqia Bibi..... Appellant.

Versus

District education officer (F) district Khyber & Others... Respondents.

Authority Letter

Mr.Munawar Khan /focal Person of (Litigation) District education Officer Khyber is hereby authorized to submit para-wise comments in the court on the behalf of respondent.

Samina Shani
District education Officer (F)

Khyber at Jamrud

R02919

Aux-A

R.08

میں کوئلہ روپی P.S.T کے پوسٹ پر

2015 سے لے کر اکتوبر 2022 تک

گورنمنٹ گریڈ پرائمری سکول حیات خان

علا گوری میں ٹیچنگ کرتی رہی ہوں۔

دوران رقیبہ نام کی کوئی بیٹی حیات

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Naveeda

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ASDEO
Jan 10/23
15/11/2023

روزنامہ آج 5 اپریل 2017 بدھ

قائد سردار کا گانا گایا گیا انہوں نے بھارت میں حکومت کو روکا ہے۔

دریائے گمبیا پیل پر کھدے پڑ گئے ٹریکس حادثات معمول
سڑک ٹریکس پر حادثات کا سلسلہ آج بھی جاری ہے۔ گمبیا کے علاقے میں ایک حادثے میں دو افراد جاں بحق ہوئے۔ پولیس نے حادثے کی تفتیش شروع کر دی ہے۔

محکمہ تعلیم خیبر کے 101 گھوسٹ ایگروں کی نحو این بند
محکمہ تعلیم خیبر نے ایک سو ایک گھوسٹ ایگروں کی نحو این بند کرنے کا فیصلہ کیا ہے۔ اس کے تحت تمام ایگریکلچرل ایڈوائزری افسروں کو حکمت عملی فراہم کی جائے گی۔

گھری تالار کے 70 تار

سوالی (تہا)
سوالی اور
منانے کا
پر و فیروز
بانو وال
بھاگی ناز
تہا
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روزنامہ اوصاف

محکمہ تعلیم میں غفلت برداشت نہیں کی جائیگی، جردون وزیر
ایک روزانہ کے اخبار میں ایک خبر شائع ہوئی تھی کہ محکمہ تعلیم میں غفلت برداشت نہیں کی جائیگی۔ جردون وزیر نے اس پر ردیاب کیا ہے۔

محکمہ تعلیم میں غفلت برداشت نہیں کی جائیگی، جردون وزیر
ایک روزانہ کے اخبار میں ایک خبر شائع ہوئی تھی کہ محکمہ تعلیم میں غفلت برداشت نہیں کی جائیگی۔ جردون وزیر نے اس پر ردیاب کیا ہے۔

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70	جدون وزیر
71	ایکس مندر

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پاکستان کے 11 شہروں سے ایک وقت مشترک طور پر لیا گیا تصویر

Sl. No.	Name	Address
1	محمد علی	2013/2017
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Affested
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P-09

ABC CERTIFIED

پروفیسر آئی آر سیکرٹریٹ سائنس ہائی اسکول، لاہور، 21 نومبر 2017ء کو 13 بجے

جلد 51

P-9

بسم اللہ الرحمن الرحیم

reason(s) thereof.

- مدرسہ ذیل میں 14 مضمون کو بذریعہ اشتہار بنا کر کیا جاتا ہے کہ آپ سب کو اس کی اطلاع دینا ہے کہ
- نمبر 1691-07 تاریخ 17/11/2017ء کو 2013/2017ء کے امتحان کے نتیجے میں درج ذیل نمبروں کے حامل طلبہ نے امتحان میں شرکت کی ہے۔
- ان کے نام اور نمبروں کی فہرست درج ذیل ہے۔
1. (1) 423514 (2) 412630 (3) 423462 (4) 430337 (5) 423513 (6) 50189537 (7) 423536 (8) 50171842 (9) 423462 (10) 423536 (11) 50171842 (12) 423536 (13) 50171842 (14) 423536 (15) 50171842 (16) 423536 (17) 50189536 (18) 412706 (19) 423480 (20) 50193142 (21) 423570 (22) 423495 (23) 422091 (24) 422959 (25) 422804 (26) 50150036 (27) 50161615 (28) 572881 (29) 423512 (30) 50187098 (31) 423454 (32) 423006 (33) 423509 (34) 50183005 (35) 414826 (36) 422721 (37) 423502 (38) 414826 (39) 422721 (40) 423512 (41) 423512 (42) 50150026 (43) 414826 (44) 414826 (45) 414826 (46) 414826 (47) 414826 (48) 414826 (49) 414826 (50) 414826 (51) 414826 (52) 414826 (53) 414826 (54) 414826 (55) 414826

Attested

[Signature]



Agency Education Office Khyber Agency at Jamrud

No. _____ Dated: _____/_____/2017

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ANXC
P-10

**LIST OF THE OFFICIAL MISSING FROM THEIR DUTIES AND THE AGENCY EDUCATION OFFICER
KHYBER AGENCY AT JAMRUD HAS STOPPED THEIR SALARIES AND DISCIPLINARY ACTION UNDER**

E&D RULES HAS BEEN INITIATED

S.No	Personal#	Name	Design:	S.No	Personal#	Name	Design:
1	414825	Sana Bibi	TT	51	50161615	nazia Shabbir	TT
2	412630	Fouzia	PST	52	423512	Nishad Shaheen	PTC
3	423514	Shakeela Begum	PST	53	572881	Nudrat begam	PTC
4	436337	Yasmin Bibi	TT	54	422964	Rabia Aziz	PTC
5	423462	Naseem Begum	PST	55	50187098	Rahat Begam	PTC
6	423543	Bibi Zahab	TT	56	413787	Rashida Bibi	PTC
7	511421	Gul Afsha	TT	57	423454	Rubina Kalsoom	PTC
8	423536	Asma	PST	58	414830	Saba	PTC
9	50189537	Zakira	PST	59	423589	Sadia Haroon	TT
10	50190854	Belqees	PST	60	409608	Safia Sabir	PTC
11	413771	Nosheen	PST	61	423086	Saima Akhter	PTC
12	50171842	Naveed Shazad	PST	62	414826	saira Azam	TT
13	423462	Salma Shaheen	PST	63	413810	Saira Bano	PTC
14	423474	Shaheen Akhtar	PST	64	50203770	Salma Noreen	PTC
15	414782	Faheema	PST	65	50183005	Samina Begam	PTC
16	524096	Roayya Bibi	TT	66	423091	Samina Rohi	CT
17	412353	Bakht Meena	TT	67	422978	Seema	PTC
18	413784	Musarart	PST	68	422721	Shabnam Shah Nawaz	CT
19	414031	Sonia Bhatti	PST	69	414865	Shafat Begam	PTC
20	521855	Humera Bibi	TT	70	428268	Shaheen Firdos	PTC
21	445226	Zakia Saleem	PST	71	423502	Shakera Bano	TT
22	50189536	Habiba	PST	72	422979	Shazia Ambreen	PTC
23	50183006	Nargis	PST	73	50174975	Shazia Yasmeen	AT
24	428267	Naveeda Akhtar	PST	74	493644	Sonia Ambreen	PTC
25	50193142	Aqsa	PST	75	530326	Sonia Begam	PTC
26	450671	Kalsoom Begum	PST	76	589560	Tamana Naz	PTC
27	412706	Saira Bano	PST	77	50204603	Tamanna Naz	PTC
28	423480	Salma Afridi	PST	78	423212	Ujala Azam	PTC
29	423570	Shaheen	PST	79	409052	Zahida Begam	PTC
30	50161611	Mehwish Ashraf	PST	80	410281	Abida Waqar	PTC
31	507422	Noreen Afridi	PST	81	50150046	Arifa Naz	PTC
32	423495	Qismat Ara	PST	82	414913	Asia Begam	TT
33	423091	Saima Roohi	CT	83	415435	Asia Perveen	PTC
34	50181568	Haseeba	PTC	84	423539	Asmat Bibi	PTC

03149818740
1/1/16

Attest
[Signature]

[Signature]
AGENCY EDUCATION OFFICER

Personal#	Name	Design:	S.No	Personal#	Name	Design:
35	410028 Humaira Gul <i>working</i>	DM	85	409911	Aysha Azam	PTC
36	412627 Humaira Gul <i>working</i>	PTC	86	414822	Farzana	PTC
37	440038 Maria <i>working</i>	PTC	87	413778	Fatima <i>working</i>	PTC
38	428284 Maria	PTC	88	416280	Gushan Ara	PET
39	422958 Maryam Ayaz	PTC	89	451788	Hamida Bibi <i>working</i>	PTC
40	50161611 Mehwish Ashraf	PTC	90	428412	Muzammil Shah	PTC
41	50150036 Najma	PTC	91	423163	Nabila <i>working</i>	PTC
42	414031 Saima Bhatti (PST)	PST	92	410359	Iram Naz PST	PST
43	414670 Wahab Ali (Chow)	CHOW	93	423511	Gul Bibi (PST)	PST
44	413178 Gulshan (caller)	CALLER	94	414680	Naghma Naqvi	PST
45	424203 Asia Parveen (TT) <i>working</i>	TT	95	50174991	Zeenat (PST)	PST
46	423077 Zartaja (PST) <i>working</i>	PST	96	446076	Taj Mehreen	CT
47	416103 BIBI HAMIDA	CT	97	410740	Badana Begum	AT
48	423590 SHAMIM <i>Retired</i>	TT	98	423449	Nasreen Gul	TT
49	412375 Rashid	Chow	99	413446	Ayesha	PST
50	423494 Salma Gul Bahar	PST	100	414687	Alia Begum	AT
			101	414804	Azra Shaheen	PST

AGENCY EDUCATION OFFICER
KHYBER AGENCY AT JAMRUD

Indst No. 1698-1708 Dated 20/03/2017

Copy forwarded to the for information please:

- 1 Director of Education FATA Peshawar
- 2 Political Agent Khyber Agency at Peshawar.
- 3 AAEOs Female concerned.
- 4 Superintendant local office
- 5 Office copy

Attested
[Signature]

AGENCY EDUCATION OFFICER
KHYBER AGENCY AT JAMRUD

[Signature]



Agency Education Office

Khyber Agency at Jamrud

Phone. 091-5820584 Fax 091-5820584

No. 3451 Dated 13 /11/2017.

To:

P-12

The Director of Education,
(FATA) Secretariat Peshawar.

Subject:- GUIDANCE / PROVISION OF INFORMATION.

Reference: this Office Endst No. 2151-60 and No. 2162-71 dated 12/10/2017 on the subject cited above.

It is to bring in to your information that following teachers were called through print media to attend office of the undersigned about their schools duty, but they failed to report till fixed date 21/09/2017.

Then submitted the attached list to Agency Accounts Office vide this Office letter No.2161 dated 12/10/2017 for provision of source and attachments of each ghost employee. But did not provide information till date.

Therefore your are requested to guide the undersign for further codal formalities

AGENCY EDUCATION OFFICER
KHYBER AGENCY AT JAMRUD

ok

Attested



**Agency Education Office
Khyber Agency at Jamrud**

Phone. 091-5820265 Fax 091-5820265


ANK-E
~~GT~~

P-13

Notification

Consequent upon the recommendation of enquiry committee Mst:Roqiya Bibi fake TT (P/No.524096 and Bank account No. 18577100000403 HBL Umarzai) is hereby struck off from the Education roll Khyber Agency with immediate effect in the best interest of public service.

The monthly salaries drawn by the above named fake TT is hereby reported to the concerned political/District administration for early recovery which will be deposited into the Govt: treasury on Challan.


(MUHAMMAD JADOON KHAN)
AGENCY EDUCATION OFFICER
KHYBER AGENCY AT JAMRUD
ok
CAP

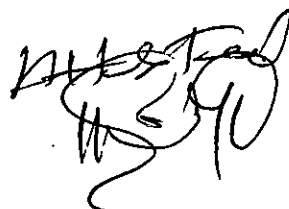
Endst:No:10036-44


/Struck Off/Notification

Dated: 23 / 01 / 2013

Copy of the above is forwarded to:

1. Director Education FATA at Peshawar.
2. Political Agent Khyber at Peshawar.
3. Deputy Commissioner District Charsada Umarzai: for recovery traceable from her bank detail mentioned above
4. AGPR Sub Office Peshawar.
5. PS to Additional Chief Secretary FATA.
6. PS to Secretary SSD FATA.
7. Agency Accounts Officer Khyber with the request to stop payment of monthly salaries to the above named fake employee.
8. Branch Manager HBL Umarzai : to freeze account of the above named fake employee immediately till the recovery of irregular drawl and to provide the address of the account holder.
9. Superintendent Local Office.




AGENCY EDUCATION OFFICER
KHYBER AGENCY AT JAMRUD
CAP