

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Appeal No.333 of 2019

Date of Institution ... 22/02/2019

Date of Decision ... 06/12/2021

Khaliquir Rahman (PTC) S/o Wali Rehman r/o Chukiatan Dir Upper.
... (Appellant)VERSUSDirector of Primary Education Khyber Pakhtunkhwa and others.
...(Respondents)Present.

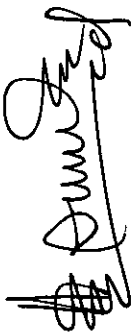
Mr. Badar Riaz Sherpao, Advocate ... For appellant.

Mr. Noor Zaman Khattak,
District Attorney, ... For respondents.MR. AHMAD SULTAN TAREEN ... CHAIRMAN
MR. SALAH-UD-DIN, ... MEMBER(J)JUDGMENT

AHMAD SULTAN TAREEN, CHAIRMAN:-The appellant named above invoked the jurisdiction of this Tribunal through service appeal described above with the prayer as copied below:

"On acceptance of instant appeal the respondents be directed to allow the appellant to take charge of his post and to continue performing duty at Hathan Derai as PST a fortiori his pay be released with back benefits"

2. That the appellant was appointed against the post of PST at Hathan Derai vide order No. 1160-1269 dated 20/04/1999 as a

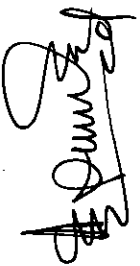


teacher on regular basis; that subsequent to the appointment order the appellant assumed charge on 22/04/1999 and his pay was released; that in meanwhile the appellant was diagnosed with chronic UTI due to which he was advised to avoid long walk, that the disease of the appellant became worst with passage of time hence, he was not able to walk; that appellant consequently sent applications time to time to head master of Aba Kand and then to the school of his original posting; that after gaining health, he rushed to the school at Hathan Derai to take charge and resume his duty but respondents denied to allow the appellant to resume his duty; that appellant being aggrieved with indifferent attitude of the respondent No. 5 preferred departmental appeal to respondent No. 2 & 3 but they did not pay any head within the stipulated period, hence the present appeal.

3. After admission of appeal for regular hearing, notices were given to the respondents who turned up through representative and filed written reply with several legal and factual objections and requested for dismissal of appeal with costs.

4. We have heard the arguments and perused the record

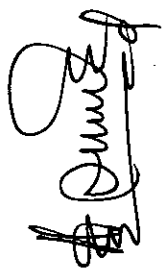
5. Learned counsel for the appellant argued that the modus operandi of the respondents is illegal, unlawful, void and ineffective; that reason due to which the appellant was absent is genuine; that the respondents have got no right to stop the appellant from performing his duty as teacher and that the respondents have



violated Articles 4, 25 and 27 of the Constitution of Islamic Republic of Pakistan. He requested that the appeal may be accepted as prayed for.

6. Learned District Attorney while rebutting the arguments of learned counsel for the appellant stated that the appellant was appointed vide order dated 20/04/1999 but he failed to take over charge and his appointment order, medical certificate, charge report and service book was not found in the office, that the respondents were duty bound to stop him from performing duty in an illegal manner and that no fundamental right of the appellant has been violated. He requested that the appeal may be dismissed with costs.

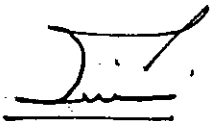
7. The appellant stated to have been appointed vide order dated 20.04.1999 as teacher on regular basis and assumed the charge of the post on 22.04.1999, followed by his pay released. With a particular reason of his ailment, the appellant has admitted his absence from duty. There is an undated application of the appellant annexed with the memorandum of appeal, according to which the appellant after gaining health had rushed to the school at Hathan Derai to take charge and resume his duty but the respondents did not allow him to resume duty. However he filed the service appeal on 22.02.2019, wherein he stated about recent recovery of his health and going for the duty. So it is presumed that he went to report for duty in 2019 after his absence from duty since the year of



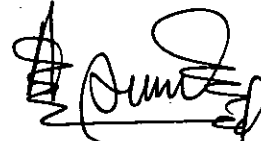
appointment i.e 1999. The respondents in their reply to Para-6 of appeal added that the appellant was appointed vide order No. 1160-1269 dated 20.04.1999 but he failed to take over charge and his record (appointment order, medical certificate, charge report, service book) was not found in the office record and in this respect letter of SDEO(M) Dir Upper, has been annexed with the reply. The appellant in his rejoinder in response to the said reply submitted that the malafide of respondent is evident on one hand from admission of the fact that the appellant was duly appointed vide order No. 1160-1269 dated 20.04.1999 while on the other hand, they asserted that the respondent have no service record of the appellant including his appointment order, medical certificate, charge report and service book which expressly reflects the level of professional inefficiency on the part of the respondents. Although, the appellant alleged professional inefficiency of the respondent as to even absence of his office record with them but he did not disclose that the record as enumerated in their reply and in his reply through his rejoinder was prepared. So, in view of his silence about preparation of medical certificate, charge report and service book presumption is apt to arise that such record was not prepared at all. The appellant is not able to provide good grounds for his entitlement to be taken in service on the basis of any order of appointment issued in the year 1999 and not acted upon by any tangible proof.



8. For what has been discussed above, the appeal fails and is dismissed accordingly. Parties are left to bear their own costs. File be consigned to the record room.


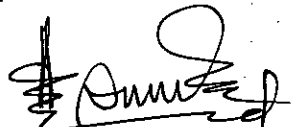


(SALAH-UD-DIN)
Member(J)



(AHMAD SULTAN TAREEN)
Chairman

ANNOUNCED
06.12.2021

S.No.	Date of order/ proceedings	Order or other proceedings with signature of Judge or Magistrate and that of parties where necessary.
1	2	3
	06.12.2021	<p><u>Present.</u></p> <p>Mr. Badar Riaz Sherpao, ... For appellant Advocate</p> <p>Mr. Noor Zaman Khattak, ... For respondents. District Attorney,</p> <p>Vide our detailed judgment, the appeal fails and is dismissed accordingly. Parties are left to bear their own costs.</p> <p>File be consigned to the record room.</p> <div style="display: flex; justify-content: space-around; align-items: center;"> <div style="text-align: center;">  (SALAH-UD-DIN) Member(J) </div> <div style="text-align: center;">  (AHMAD SULTAN TABREEN) CHAIRMAN </div> </div> <p><u>ANNOUNCED</u> 06.12.2021</p>

16.08.2021

Since 16.08.2021 has been declared as Public holiday on account of Moharram, therefore, case is adjourned to 06.12.2021 for the same as before.



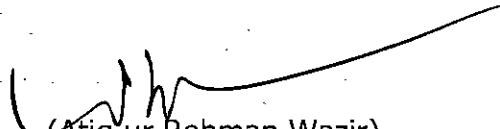
Reader

17.12.2020

Appellant with counsel present.

Zara Tajwar learned Deputy District Attorney for respondents present.

Former made a request for adjournment. Adjourned. To come up for arguments on 02.03.2021 before D.B.



(Atiq-ur-Rehman Wazir)
Member (E)

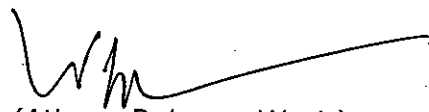


(Rozina Rehman)
Member (J)

02.03.2021

Junior to counsel for the appellant and Abdur Rashid, DDA for the respondents present.

Due to general strike on the call of Khyber Pakhtunkhwa Bar Council, the matter is adjourned to 31.05.2021 for hearing before the D.B.



(Atiq-ur-Rehman Wazir)
Member(E)




Chairman


31.05.2021

Mr. Javed Ali, Advocate, for the appellant present. Mr. Farman Shah, Senior Auditor alongwith Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

Learned counsel for the appellant sought time for submission of rejoinder. Adjourned. To come up for rejoinder as well as arguments before the D.B on 16.08.2021.



(ATIQ-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)
MEMBER (JUDICIAL)

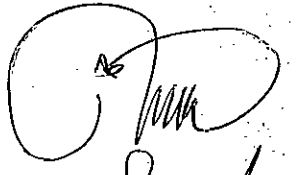
10.02.2020

Counsel for the appellant and Mr. Muhammad Jan, Deputy District Attorney for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned to 16.04.2020 for rejoinder and arguments before D.B.


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

*Due to covid-19 the case is adjourned
To come up for the same on 13-07-2020*


Reader

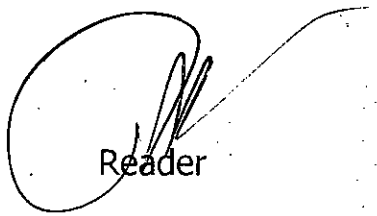
13.07.2020

Due to COVID-19, the case is adjourned to 12.10.2020 before D.B.


Reader

12.10.2020

Due to incomplete Bench, the case is adjourned. To come up for the same on 18.12.2020 before D.B.


Reader

03.10.2019

Appellant alongwith counsel and Mr. Kabirullah Khattak, Additional AG alongwith Mr. Sardar Khan for the respondents present.

Representative of respondents requests for further time to furnish written reply/comments. Adjourned to 30.10.2019 before S.B.


CHAIRMAN

30.10.2019

Appellant in person and Addl. AG alongwith Nadir Khan, Superintendent and Zakiullah, Senior Auditor for respondents No. 2 to 5 present. Nemo for respondents No. 1 & 6.

Representatives of respondents No. 2 to 5 seek further time to furnish the requisite reply. Fresh notices be issued to respondents No. 1 & 6. To come up for reply/comments by way of last chance on 04.12.2019 before S.B.


Chairman

04.12.2019

Appellant in person, Addl. AG alongwith Roohul Amin, Superintendent for respondents No. 1 to 3 and Zakiullah, Senior Auditor for respondent No. 5 present.

Reply/comments of respondents No. 1 to 3 have been furnished which are placed on record. Representative of respondent No. 5 relies on the same. Respondents No. 4 & 6 have not furnished the requisite reply/comments despite last chance. The appeal is assigned to D.B for arguments on 10.02.2020. The appellant may furnish rejoinder, if any, within a fortnight, if so desired.


Chairman

333/2019

16.07.2019

Mr. Javed Ali Advocate for appellant present.

Learned counsel for the appellant has submitted Wakalatnama and also an application for extension of time for deposit of security and process fee. The reason given in the application is that the former counsel for the appellant had been appointed as a Civil Judge, therefore, the deposit could not be made in time.


The application is allowed and the requisite deposit of security and process fee shall positively be made within three days where-after notices be issued to the respondents for submission of written reply/comments on 05.09.2019 before S.B.

16/7/19
Appellant Deposited
Security & Process Fee


Chairman

05.09.2019

Appellant in person present. Mr. Usman Ghani, District Attorney alongwith Mr. Zakiullah, Senior Auditor and Mr. Roohulah, Supdt for respondents present. Written reply on behalf of the respondents not submitted. Requested for adjournment. Adjourned. To come up for written reply/comments on 03.10.2019 before S.B.


(Ahmad Hassan)
Member

09.05.2019

Counsel for the appellant Khaliq Ur Rehman present. Preliminary arguments heard. It was contended by learned counsel for the appellant that the appellant was serving in Education Department as Primary School Teacher at Government Primary School Hathan Derai. It was further contended that due to illness he was transferred on detailment to the nearest Government Primary School Abahand but due to illness the appellant was unable to attend the duty. It was further contended that when the appellant was recovered from illness he reported for arrival but the respondent-department was not allowing his arrival report nor respondent-department pay his salary for the absence period. It was further contended that till date neither respondent-department has taken any departmental action against the appellant nor the appellant was paid salary therefore, the appellant submitted application to the competent authority but neither the appellant was allowed his arrival in the said school nor pay salary and he was verbally refused. It was further contended that the appellant also filed departmental appeal but the same was not responded hence, the present service appeal. Learned counsel for the appellant further contended that when the appellant has not been terminated/removed by the respondent-department than the respondent-department is bound to allow him to attend the duty but the respondent-department has illegal neither allowed to attend the duty nor paid his salary therefore, they may be directed to allow the appellant to attend the duty and also pay his salary.



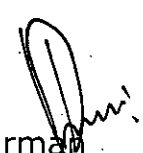
The contention raised by the learned counsel for the appellant need consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days thereafter, notice be issued to the respondents for written reply/comments for 16.07.2019 before S.B.

MA
(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 333/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	05/03/2019	<p>The appeal of Mr. Khaliq-ur-Rehman resubmitted today by Mr. Badar Riaz Sherpao Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p align="right"> REGISTRAR 5/3/19</p>
2-	11/03/19 08.04.2019	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>08/04/19</u>.</p> <p align="right"> CHAIRMAN</p> <p>Appellant in person present.</p> <p>Appellant has submitted an application for adjournment on account of serious illness of his learned counsel.</p> <p>Adjourned to 09.05.2019 before S.B.</p> <p align="right"> Chairman</p> <p align="center">A/A</p>

The appeal of Mr. Khaliq-ur-Rehman PTC Teacher Upper Dir received today by i.e. on 22.02.2019 is incomplete on the following score which is returned to the counsel for the appellatant for completion and resubmission within 15 days.

- 1- Memorandum of the may be got signed by the appellatant.
- 2- Annexures of the appeal may be attested.
- 3- Address of respondent no. 1 is incomplete which may be completed.
- 4- Copy of impugned order is not attached with the appeal which may be placed on it.

No. 326 /S.T,

Dt. 22/2 /2019


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.


Mr. Badar Riaz Sherpao Adv.

Resubmitted

NOTE

Respected Sir, the objections, from 1 to 3 are resolved. Whereas objection no. 4 is irrelevant as no impugned order is issued by the respondents. The rest would be proved and elaborated at the hearings.

5/3/2019.

Council 

Badar Riaz Adv.
Sherpao

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No.....333...../.....2019

KHALIQ UR REHMAN(PTC).....APPELLANT
VERSUS

DIRECTOR OF PRIMARY Education K.P (Peshawar) & others
...RESPONDENTS

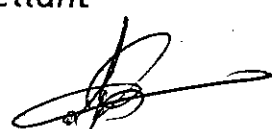
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S.No.	Description of documents.	Annexure	Pages.
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3.	Copy of appointment order	A	6-11
4.	Copy of charge report and pay release	B- 1	12-13
5.	Copy of order	C	14
6.	Copy of applications	D-D/104	15-18, 19, 20
7.	Copy of Medical documents	E	21-25
8.	Copy of application for resuming charge	F	26
9.	Copy of Departmental appeal	G	27
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Dated: 22.02.2019

طین الریان
Appellant

Through


Badar Riaz Sherpao
Advocate High Court

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

PESHAWAR

Service Appeal No.....333.....2019

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 271

KHALIQ UR REHMAN (PTC) S/O WALI REHMAN
R/O CHUKIATAN UPPER DIR, DIR

Dated 29/2/2019

...APPELLANT

VERSUS

- ✓ 1: DIRECTOR OF PRIMARY Education K.P (Peshawar) *Firdous STOP PESH.*
- ✓ 2: S.D.E.O(M) DIR UPPER
- ✓ 3: DISTRICT EDUCATION OFFICER (M) DIR UPPER
- 4: DISTRICT ACCOUNT OFFICER DIR UPPER
- ✓ 5: ACCOUNTANT GENERAL KPK, Peshawar.
- 6: HEAD MASTER OF GPS, HATHAN DERAI. *Dir Upper*

...RESPONDENTS

APPEAL EO LOCI UNDER SECTION 4 OF SERVICE
TRIBUNAL ACT, 1974 AGAINST THE INDIFFERENT
AND EXAL BOMINOUS ATTITUDE OF THE VIDE
SUPRA RESPONDENTS, WHEREBY THEY PAID A
DEAF EAR TOWARDS THE DEPARTMENTAL
APPLICATION OF THE PETITIONER BY NOT
ALLOWING THE PETITIONER TO TAKE CHARGE OF
HIS INTACT POST: PST AT HATHAN DERAI AND TO
RESUME HIS DUTY, WHICH IS AGAINST THE LEX
LATA AND LEX LOCI.

PRAYER:

PACE TUA, THAT ON ACCEPTANCE OF THIS
SERVICE APPEAL THE RESPONDENTS BE DIRECTED
TO ALLOW THE PETITIONER TO TAKE CHARGE OF
HIS POST AND TO CONTINUE PERFORMING DUTY
AT HATHAN DERAI AS PST. A FORTIORI HIS PAY BE
RELEASED WITH BACK BENEFITS.

Filed to-day
Registrar
27/2/19

Re-submitted to-day
and filed.

Registrar

RESPECTFULLY SHEWETH:

Short facts, giving rise to the present Service Appeal, are as under:

1. That the petitioner was appointed against the post of PST at Hathan Derai vide order no.1160-1269 dated 20/04/1999 as a teacher on regular basis. (Copy of appointment order is Annexure A).
2. That subsequent to the appointment order then petitioner assumed charge of the same on 22/04/1999 and his pay was released subsequently. (Copy of charge report and pay release are Annexure B.)
3. That meanwhile the petitioner was with diagnosed with a chronic UTI, whereby he was forbidden to have long walks. Consequently the respondents detailed him to a nearby school of Aba-kand on medical ground on dated 26/05/1999. (Copy of order is Annexure C)
4. That the disease of the petitioner became worst with time and hence the petitioner was not able to walk even a single step. Consequently he sent applications from time to time to the head master of Aba kand and then to the school of his original posting: Hathan derai for leave on medical ground, but the respondents did not bothered to reply generously enough to grant a proper medical leave to the petitioners rather they stopped the salary of the petitioner. (Copy of applications are Annexure D to D~~4~~).
5. That the time passed and the disease of petitioner got chronic from worst. Years passed away but the disease

of the petitioner did not heal at all and the petitioner managed hardly all of this without salary. (Copy of Medical documents are Annexure E).

6. That recently by the grace of Allah, when the petitioner became healthy, he rushed to his school at Hathan derai to take charge and resume his duty but the respondents denied to allow the petitioner to resume his duty. (Copy of application for resuming charge is Annexure F).
7. That aggrieved with the indifferent attitude of the Respondent No.5 the petitioner preferred a departmental appeal to the respondent no.2 and 3 but they did not paid any heed to the grievances of the petitioner. (Copy of Departmental appeal is Annexure G)
8. That the department / Respondents failed to communicate the fate of the departmental appeal to the appellant within requisite period hence, this appeal on the following amongst other grounds:-

GROUNDS

- A. That, the modus operandi of the respondents is illegal, unlawful, void and ineffective.
- B. That the reason due to which the petitioner was absent is genuine according to the Law and the petitioner have properly informed the respondents about the disease.
- C. That the respondents have got no right to stop the petitioner from performing his duty as teacher, on a post that is intact.

- 47
- D. That the Honorable Tribunal has got full jurisdiction to allow the petitioner to join his duty as PST.
- E. That the frame work of their action is not according to the obliged manner.
- F. That, Article 4, 25 and 27 of the Constitution of Islamic Republic of Pakistan, 1973 has been violated by the respondents.

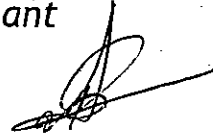
PRAYER

It is, therefore requested that subject Appeal be accepted as prayed for it will be a magnum bonum to the petitioner.

خلیفہ انصاف

Appellant

Through



Badar Riaz Sherpao
Advocate High court

(5)
BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No.....2019

KHALIQ UR REHMAN(PTC).....APPELLANT
VERSUS

DIRECTOR OF PRIMARY Education K.P (Peshawar) & others
...RESPONDENTS

ADDRESSES OF PARTIES

APPELLANT

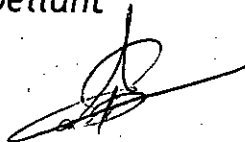
KHALIQ UR REHMAN(PTC) S/O WALI REHMAN
R/O CHUKIATAN UPPER DIR, DIR

RESPONDENTS

1. DIRECTOR OF PRIMARY Education K.P (Peshawar)
2. S.D.E.O(M) DIR UPPER
3. DISTRICT EDUCATION OFFICER (M) DIR UPPER
4. DISTRICT ACCOUNT OFFICER DIR UPPER
5. ACCOUNTANT GENERAL KPK, Peshawar.
6. HEAD MASTER OF GPS, HATHAN DERAJ

خلیق الرحمان
Appellant

Through



Badar Riaz Sherpao
Advocate High court

Amended - A

(6)

OFFICE ORDER


Consequent upon their selection by the Departmental Selection Committee, the District Education Officer, (M) Primary Dir Upper is pleased to appoint the following P.T.C (Trained) teachers at the Schools not against their names in BPS.No.7(Rs.1480-81-3695) plus usual allowance due and admissible to them under the rules with immediate effect subject to the following terms and conditions in the interest of public service.

S.No.	Name of Candidate with Father's Name & address.	Category from which selected.	Merit score.	Name of School where posted.	Remarks.
1.	Shamsud-Din S/O Hafiz Najmud-Din, Barawal.	Disable.	37.30	GPS, Shingara.	against V/P.
2.	Khusshid Ahmad S/O Shah Amir of Wari.	Open Merit	51.66 "	Akhgram(B)	-do-
3.	Mohammad Zeb S/O Mohammad Zaman of Chapper.	-do-	50.98 "	Umraili(B)	-do-
4.	Gul Zaman S/O Masoom Khan of Kullot.	-do-	50.83 "	Thall No.1	-do-
5.	Mohammad Pervez S/O Ahmad Zada of Sundal.	-do-	50.16 "	Shaga.(Wari)	-do-
6.	Khalid S/O Hayat Mohd Khan of Bibinur.	-do-	50.45 "	Bibinur.	-do-
7.	Mohammad Royaz S/O Amir Nawaz of Sundal.	-do-	49.52 "	Bandan.	-do-
8.	Babri Jalal S/O Umir Jalal of Khall.	-do-	49.43	MPS, Kandawono.	-do-
9.	Anwar E. dshan S/O Gul Zada of Tarpatar.	-do-	49.35	GPS, San Gaushal.	-do-
10.	ShamsulHaq S/O Abdul Haq of Tarpatar.	-do-	49.26 "	Jania.	-do-
11.	Sher Khan S/O Mohd Khan of Khall.	-do-	49.20	MPS, Dowab Jango.	-do-
12.	Hidayatur Rahman S/O Said Rahman of Pashta.	-do-	48.94	GPS, Shetak.	-do-
13.	Bahmad-Din S/O Anwar Zeb of Chapper.	-do-	48.30	Aman Khawan.	-do-
14.	Walayat Shah S/O Haroon Khan of Nohis.	-do-	48.18 "	Shalga(B).	-do-
15.	Amin Khan S/O Mohammad Raza of Barawal Bandi.	-do-	47.75 "	Tikarkoat.	-do-
16.	Shamshad Khan S/O Mohammad Sheram Khan of Palam.	-do-	47.74	MPS, Koat Kass.	-do-
17.	Jan Rahman S/O Sadder Khan of Bibinur.	-do-	47.70	GPS, Qila Chuk-tatan.	-do-
18.	Sher Zaman Khan S/O Gul Zarin Khan of Khall.	-do-	47.46	Sano Kalay.	-do-
19.	Shah Zaman S/O Amir Said of Bibinur.	-do-	47.22	GPS, Saratal.	-do-

Ames kel
[Signature]

(7)

S.No.	Name of candidate with Father's name & address.	Category from which selected.	Merit Score.	School where posted.	Remarks.
20)	Said Badshah S/O Khan Sarsi of Shahikeat.	Open Merit	47.12	GPS Bilachand.	A.V.P
21)	Mohammad Saqib S/O Sher Afzal of Chapper.	-do-	46.41	"	Behanoot No. 2
22)	Bakht Bidar S/O Sardar of Toormang.	U/C	39.37	"	Gumagat. -do-
23)	Wassi Mohammad S/O Ali Haider of Toormang.	-do-	37.34	"	Walo Tangai. -do-
24)	Gul Farosh S/O Mian Zarin Khan of Toormang.	-do-	31.66	"	Sia Gawni. -do-
25)	Mohammad Zamin S/O Nawshad of Toormang.	-do-	29.65	"	Mangoo. -do-
26.	Siasat Khan S/O Behrawar Khan of Toormang.	-do-	30.40	"	Jughrai. -do-
27.	Anwar Badshah S/O Gul Said-Din of Toormang.	-do-	30.25	"	Ruza Gram. -do-
28.	Insanul Haq S/O Mohammad Yousaf of Pashta.	-do-	30.87	"	Kalanga. -do-
29.	Gulwar Khan S/O Said Anwar Khan of Pashta.	-do-	39.20	"	Mithrora. -do-
30.	Faqir Mohammad S/O Amir Mohammad Shah of Pashta.	-do-	39.84	"	Kass Mithrora. -do-
31.	Sardar Ghani S/O Toor Mohammad of Pashta.	-do-	30.52	"	Kass Karo. -do-
32.	Wali Akbar S/O Gajar Khan of Pashta.	-do-	39.10	"	Bagh Karo. -do-
33.	Mohammad Haya Khan S/O Gul Zaman Khan of Akhgram.	-do-	30.56	"	Karkabang. -do-
34.	Naik Mohammad S/O Amin Khan of Akhgram.	-do-	25.63	"	Sperko. -do-
35.	Hayabullah S/O Rahmanud-Din of Akhgram.	-do-	25.55	"	Bandagai. -do-
36.	Gran Pacha S/O Zerghoon Khan of Akhgram.	-do-	42.35	"	-do- -do-
37.	Mahmood Ijaz S/O Rahmat Jan of Akhgram.	-do-	45.76	2	Munaga Tangai. -do-
38.	Shah Tamez Khan S/O Ambali Jan of Nehag.	-do-	44.30	"	Galkore No.1 (Nehag). -do-
39.	Majidullah S/O Shah Zafar of Nehag.	-do-	38.93	"	Kohan. -do-
40.	Mohammad Ismail S/O Amiran Jan of Dunkore Dislore.	-do-	39.16	"	Jugha (Wari) -do-
41.	Habibur Rahman S/O Wali Rahman of Dislore.	-do-	41.35	"	Kagano Khawan. -do-
42.	Fermanullah S/O Bakhti Rawan of Sundal.	-do-	36.90	"	Abid Khan Kaley. -do-
43.	Bakhti Rawan S/O Bakhtiar of Sundal.	-do-	39.79	"	Dabono (Wari). -do-
44.	Sayed Naqomullah S/O Sayed Anwar Badshah of Wari.	-do-	42.36	"	Duskore (E) -do-

Attest


(8)

S.No.	Name of Candidate with Father's Name & Address from which selected.	U/C	Score.	Post.	Remarks
45)	Mohammad Reyas S/O Fazal Amin of Khall.	U/C	45.90	GPS, Muzaffargarh	A.V.P
46.	Rahimullah Khan S/O Said Ahmad Khan of Khall.	-do-	45.22	" Bahman Banda.	-do-
47.	Muhammad Khan S/O Said Badshah of Bahman Banda.	-do-	43.80	" Bahman Banda (B)	-do-
48.	Imdad-Din S/O Fazal Hussain of Bahman Banda.	-do-	45.39	" Bahman Banda.	-do-
49.	Hammadullah S/O Sarwar Khan of Bahman Banda.	-do-	44.47	" Umarailai (P)	-do-
50)	Imdadullah S/O Sher Hassan of Bahman Banda.	-do-	44.81	MPS Bahman Banda.	-do-
51)	Said Muhammad S/O Rafiq Muhammad of Bahman Banda.	-do-	44.42	G.S, Bahman Banda.	-do-
52.	Salimullah S/O Faizullah Khan of Bahman Banda.	-do-	38.69	" Bahman Banda.	-do-
53.	Said Ali S/O Anayatullah of Bahman Banda.	-do-	36.56	" Bahman Banda.	-do-
54.	Mohammad Saad Khan S/O Khairat Badshah of Bibinar.	-do-	36.40	" Bahman Banda.	-do-
55.	Zahid Ahmad S/O Mohammad Saad of Bibinar.	-do-	27.85	MPS Bahman Banda.	-do-
56.	K. Khair Gul S/O Zarwar Khan of Bahman Banda.	-do-	44.10	GPS Kair Dara.	-do-
57.	Akhtar Bada Khan S/O Sharif Khan of Bahman Banda.	U/C	43.76	" Bahman Banda.	-do-
58.	Amir Hammad-Din S/O Amir Khairat of Bahman Banda.	U/C	34.10	" Bahman Banda.	-do-
59.	Mohammad Sayaz S/O Gul Ahmad of Bahman Banda.	-do-	31.97	MPS Bahman Banda.	-do-
60.	Saeedul Haq S/O Mohibullah of Bahman Banda.	-do-	48.07	GPS Bahman Banda.	-do-
61.	Sayyid Ali S/O Abdullaha of Bahman Banda.	-do-	45.09	" Bahman Banda.	-do-
62.	Jahan Badshah S/O Kabir Azam of Bahman Banda.	-do-	26.40	MPS Bahman Banda.	-do-
63.	Muhammad Ali S/O Muhammad Din of Bahman Banda.	-do-	48.75	" Bahman Banda.	-do-
64.	Muhammad Ali S/O Mohammad Noor of Bahman Banda.	-do-	42.18	GPS Bahman Banda.	-do-
65.	Muhammad Ali S/O Mohammad of Bahman Banda.	-do-	36.18	" Bahman Banda.	-do-
66/	Muhammad Ali S/O Rahmanud-Din of Bahman Banda.	-do-	38.38	MPS Bahman Banda.	-do-

Contd: on page No. 4

Amir Khan

S.N.	Name of candidate with Father's name & address	Category from which selected.	Merit Score	School where posted.	Remarks.
67.	Mohammad Hazrat S/O Gul Amin of Ganshal.	U/C	41.32	GPS, Sheringal A.V.P.	
68.	Usmani Gul S/O Amir Sharif of Ganshal.	-do-	33.26	" -do-	-do-
69.	Abdul Salam S/O Azizur Rahman of Patrak.	-do-	44.10	" Shunga.	-do-
70.	Aminur Rahman S/O Umar Dali of Patrak.	-do-	39.35	" Banan Khola.	-do-
71.	Shah Nazir S/O Ghulam Rasul of Patrak.	-do-	35.00	" Pingas.	-do-
72.	Tabiullah S/O Ghulam Mohd of Patrak.	-do-	41.44	MPS, Dugal.	-do-
73.	Shah Faisal S/O Musafar Said of Patrak.	-do-	28.12	GPS Shabor.	-do-
74.	Mohammad Reyaz Shahid S/O Ghausur Rahman of Patrak.	-do-	43.21	GPS Markoon.	-do-
75.	Abdur Rahman S/O Hakim Khan of Patrak.	-do-	42.60	GPS Bariket.	-do-
76.	Saudatullah S/O Adam Khan of Patrak.	-do-	40.99	GPS Jabrai.	-do-
77.	Mohammad Nawaz Khan S/O Mohammad Essa Khan of Patrak.	-do-	37.14	" Rozal Kass.	-do-
78.	Zerghoon Mohammad S/O Razib Khan of Patrak.	-do-	30.59	MPS, Shaiban.	-do-
79.	Yousaf Khan S/O Umar Jan of Patrak.	-do-	29.03	" Kass Beyar.	-do-
80.	Reyazul Haq S/O Habibul Haq of Shahiket.	-do-	46.20	" XXXXXXXXXX Zulikha	-do-
81.	Faizul Haq S/O Habibul Haq of Shahi Keat.	-do-	40.20	" Marworo.	-do-
82.	Jamalud-Din S/O Ashrafud-Din of Shahiket.	-do-	39.69	" Elo Kass.	-do-
83.	Rashidullah S/O Ajab Khan of Shahi Keat.	-do-	37.33	" Bator.	-do-
84.	Inayat Rahman S/O Saifur Rahman of Shahiket.	-do-	36.01	" Jab Bala	-do-
85.	Ikratul Haq S/O Saiful Haq of Shahiket.	-do-	39.33	MPS Swin Sar.	-do-
86.	Mohammad Sadiq S/O Mohammad Khan of Sheringal.	-do-	41.09	GPS, Kisan Khel.	-do-
87.	Hafizullah S/O Abidullah of Sheringal.	-do-	32.80	MPS Haji Abad.	-do-
88.	Fazlullah S/O Gul Bahadar of Sheringal.	-do-	23.20	MPS, Salam Bakal.	-do-

Attsted

[Signature]

Handwritten signature and scribbles at the top of the page.

Contd: one Page No. 6.
 3. They may not be handed over charge if their age exceeds 55 years or pay will be forfeited in lieu thereof.
 2. Their services will be liable to termination in one month's notice from either side. In case of resignation without notice one month's notice Govt: servant for which they belong.
 The prescribed by the Govt: from time to time for the category of the

TERMS & CONDITIONS: (1) They will be governed by such and regulations may be prescribed by the Govt: from time to time for the category of the

108	Mr Bahadar S/Oxay Jan	W/C	23.70	Dir Shawa, -do-
107	Ziaul Hassan S/O Abdul	W/C	28.55	Dir Shawa, -do-
106	Forman Hayat S/O Bakht	-do-	37.27	Bolanazai.
105	Rahman of Chukistan.	-do-	32.00	Dherai Hattar
104	Attab Alam S/O Mohammad	-do-	45.45	Chukistan.
103	Umar Mohammad S/O Said	-do-	43.13	Zulain Koor.
102	Khan of Kalkot.	-do-	29.20	Darak.
101	Nasib Rawan S/O Sikandar	-do-	46.20	Phal No. 1 -do-
100	Mohammad Saied S/O Farand	-do-	29.07	Darak.
99	Shahizat Khan S/O Mohammad	-do-	33.35	Shang.
98	Rahim of Kalkot.	-do-	40.26	Kuwart.
97	Mohammad Khan S/O Ghulam	-do-	44.52	Dankar.
96	Alam Khan of Kalkot.	-do-	34.80	B. Bandi No. -do-
95	Asamud-Din S/O Said Azam	-do-	39.91	Dir Khan.
94	of B. Bandi.	-do-	37.01	Achar (B) -do-
93	Sanaullah S/O Ghulam Yousuf	-do-	34.82	Dagor.
92	Badshah Khan S/O Mukarram	-do-	40.67	Gurti (B) -do-
91	Din of S-harigal.	-do-	45.31	Janas.
90	Saimud-Din S/O Mohammad	-do-	48.67	Sundrat.
89	Shahid Khan of Sherigal.	-do-	28.64	GPS Barkaley. AVI

Name of candidate with school where posted. Name & address from which selected.

C11

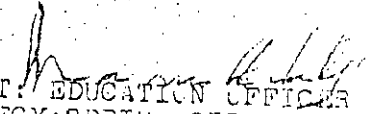
Page No. 6.....

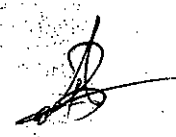
- 4- Their services will be automatically cancelled if they failed to take over charge within 15 days after the date of issue of this order.
- 5- Their original certificates/Degrees should be checked before handing over the charge.
- 6- They are required to produce their health & age certificate from the medical authority concerned.
- 7- Their salaries may not be drawn till the verification of the relevant documents through the Department concerned.
- 8- The appoints order issued under the existing policy of the Government with great care but to toe err is ~~xxx~~ human in being if, any mistake ~~is~~ are discrepancy was pointed out the last appointy will be affected (dropped) for which this office will not be held responsible as the policy in this connection is clear.
- 9- They are further directed to ~~xx~~ deposit the verification fee in the bank and produce their original fee receipts within three days positively.

(HAJI IKRIMULLAH KHAN)
DISTT: EDUCATION OFFICER
(M) DIR UPPER.

Endst; No. 1160-1299 /R-5/ Apptt/Primary. Dated Dir Upper the 20/01/1999
Copy of the above is forwarded to :-

- 1- The Director of Primary Education N.W.F.P. Peshawar.
- 2- The S.D.E.O. (M) Dir Upper & Wari Sub-Division.
- 3- The Distt; Accounts officer Dir Upper.
- 4- The Accountant local Office.
- 5- The candidates concerned.
- 6- The File concerned.
- 7- Head Teacher of the concerned GPS


DISTT: EDUCATION OFFICER
(M) SECY: ? PRIM: DIR UPPER.


Attested

میں میں خلیفہ الرحمن مدد دی گئی ہے آج عوام = 22/4 / 99

گورنمنٹ پرائمری سکول آف دھیری میں تعلیم دہریں ہی کی سی

تین از دو گھنٹہ کوالہ اردو 5-A-1269 — 1160 از دسترس دسترس

رکھتیں آئیں (مردانہ) فتح دہری ہالا ایسے عید کے کا مکمل چارج سمالہ

[Signature]
22/4 / 99

H/T
S/PS
Dheeri (MATHAN)

[Signature]
چارج دہری

[Signature]
Jangher

[Signature]
\$

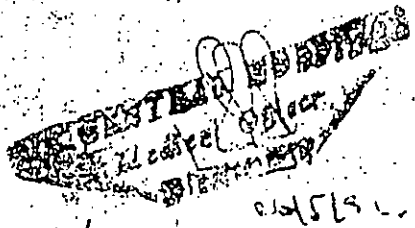
OUT PATIENT'S DEPARTMENT
D.H.Q. HOSPITAL DIR.

(13)

Name
Nearly No. 12017-15
Date 26/5/99
دینو رحمان
M

Khaliqueur Rahman S/O. Wazir Rahman
is examined by me. He is a
Patient of Chronic UTI. Long distance
walk can aggravate his disease.
He is advised to refrain from
long distance walks in hot weather.

UT
UTI
GPS



طین اور تین پتہ
GPS
دوڑنے سے اجتناب رکھنا
GPS
دوڑنے سے اجتناب رکھنا
GPS

M. Asad
ASDEO (M)
26/5/99

Attested

Amal C

OUT PATIENTS DEPARTMENT
D.H.Q. HOSPITAL DIR.

Name
Yearly No. Bot 7-75

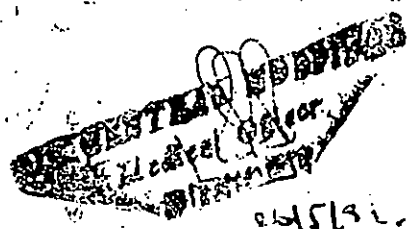
Date 26/5

(14)

کلیق الرحمن
م

Khudiqur Rahman s/o wala Rahman
is examined by me. He is a
patient of chronic UTI. Long distance
walk can aggravate his disease.
He is advised to refrain from
long distance walks in hot weather.

کلیق الرحمن
کلیق الرحمن



کلیق الرحمن
کلیق الرحمن
کلیق الرحمن

ASDEO (M)
26/5/99

Attested

[Signature]

each other forget his proper way.

never advance the

[Signature]

انگریزی - ۲ - ۱۹۹۹ - ۱۲ - ۱۹
پرائمری سکول، جمن، دیسری

(15)

درخواست عماد الحسن دیسری

جو درجہ اولیٰ میں ہے کہ سائیکل عہدہ دراز سے فوری و غیر میں
مستحق ہے جسکی وجہ سے گزشتہ کئی دنوں سے صدارتی عہدہ عماد
میں جو کہ اعلیٰ کاغذ میں ہے جسکی وجہ سے سائیکل زائر
کا ایڈمیشن میں تاخیر ہے لہذا اس عہدہ میں ایڈمیشن کر کے
سائیکل کو کئی دنوں کی عہدہ منابت و نادر میں جسکی وجہ
سے اس عہدہ میں آسکے اور پھر ایک واقعہ کی اور اسکی
لینے بنا ہے

لہذا استدعا ہے کہ درخواست کو منظور کر کے سائیکل کو کئی
دن عہدہ منابت عطا فرمائیں

عماد الحسن

P.S.T. ۶ P.S. Hallan
Dera District Dera

19/12/1999

Attest

کرامت علیہ السلام، حضرت پیرا عمر کی سزا، حجت، عصری وقوع و غیرہ

(16)

درخواست پیرا عمر کی سزا، حجت، عصری وقوع و غیرہ

ص۔ عالی۔ د۔

جو دائرہ گزارش ہے کہ سائل کی دہلیوں سے فوری دفعہ میں
مستند ہے جسکی وجہ سے سائل عمر درواز سے لپٹے
انہی کے سائل سے ہے جسکی سائل اس دفعہ کی وجہ سے
پولیس کی ادا نہیں ہو سکتی ہے اور سائل کو کسی
دہلیوں کی حالت دیکھ کر وہ اسکی عمر میں اسکی
معالجہ کرنا ہے اور حجت پیرا عمر کی سزا پیرا عمر
سے سائل کو ہے


انہی کے سائل سے ہے کہ سائل کو جسکی درخواست منظور ہے
ص۔ عالی۔ د۔

صلیٰ اللہ علیہ وسلم

PST 49 P.S. HATTAN

2/7/2001

Dheri Dist Dir

Attested


فیاضیہ جناب سپرنٹنڈنٹ گورنمنٹ ہسپتال شری سیکولر کالج ضلع دہلی
(17)

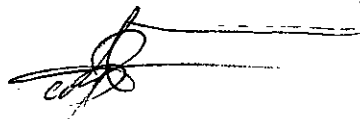
درخواست برائے طبی نوچہ ہماری

جناب عالی :-
تزارش ہے کہ سائل کئی دنوں سے موذی مریض ہیں
مبتلا ہے جسکی وجہ سے سائل تشریفہ دنوں سے کمر سے بھی
اٹھنے سے قابل نہیں ہے۔ جبکہ سائل اس وجہ سے اپنے
فرائض کی ادائیگی نہیں کر سکتا ہے۔ اور سائل کو کئی دنوں
کی طبی دیکھ بھار ہے۔ تاکہ اس مریض کی سائل
انبا علیٰ معالیٰ کو اسے۔ اور صحت یاب ہو کر
والدین اپنے فرائض سدا خاندانی کے قابل بن
سکے۔ لہذا استدعا ہے کہ سائل کو طویل طبی عیادت
فرمائی جائے۔

سائل

خلیف الرحمن
PST. G.P. Hattan
Devi Gate District
Hared

مورخہ: 07/1/2023



Attested

کتاب سے لے کر نئی نویشن سے لے کر اس کے سوال حل و معنی سے لے کر

(18)

درخواست سے لے کر اس کے حل و معنی سے لے کر

کتاب عالی

گنہگار نہیں ہے کہ مسائل تشریح کی صورت میں شہدہ
ہمیں کی موزی ہماری میں مسائل ہے۔ اور انہیں سے افضل کو اپنی
حالانہ سے قاصر ہے۔ نیز مسائل انہیں لیسٹر سے بھی اعلیٰ سے
قابل نہیں ہے جیسا کہ اس سے مسائل کو کسی دن جو ہم ہماری اپنی
Duty سے غیر عاقل و سنا ہے مگر تا کہ اللہ ہم سے
ہیں مسائل اپنا اعلان کرتے ہیں اب یہ تو بہتر انہیں سے افضل کو ادا
کرنے سے قابل ہیں سے۔ لہذا آپ صاحب سے اس سے
جاتی ہے کہ مسائل کو طول سے لے کر اس کے حل و معنی سے لے کر

سائل

خلق الرحمن

PST. C.P.S. Mathan
Deer District
Dheer

مورخہ: 7/3/26

Amestial


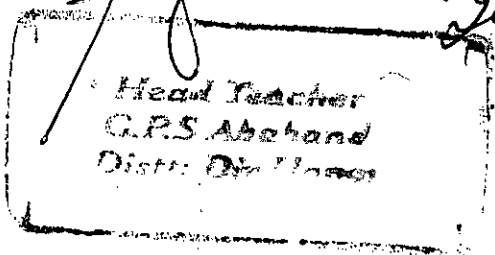
Duty certificate,

(20)

1:- Khalique ushman is psl duty station
G.P.S. Dhari (Hallan) But he was medically unfit
he is not able to perform his duty at original
station. Mr: G. Panulhaq (ASDEO) under medical
report on detail base at G.P.S. Abakand under order
no 16047-15 the above Teacher started his duty
from 26⁵ 1999 to 11⁰⁶ 1999 Mr: Aflab Alam (SDEO)
demolish the temporary order and order him to
join original station. The school were situated
in very hard area. Sometimes the Teacher attended
the school after 11⁰⁶ 1999 this proof provided by
Said Muhammad retire H.T. of G.P.S. Abakand.
The Teacher have no termination order or show
case notice. The Teacher his held in abancee. The
Teacher forget his proper way.

quested




11/20/99

Head Teacher
G.P.S. Abakand
Distt: Dir. Hoon

Armen (E)

(21)

HWFF. 052 P.B. '30039 7 12-0-00-(41)
No. 9/-

Medical No. 1

No.

OUT-PATIENTS DEPARTMENT

NAME

YEARLY NO.

DATE

Rs. 5/-

OUT-PATIENTS DEPARTMENT

NAME

YEARLY NO

DATE

DISEASE

CBP

G. Body weakness

4 tabs - Redrol Extra

4 tabs - Vitrum
1-1-1

Capt. M. B. ...
Leave ...

Attested

[Signature]

PAGE VALUE RUPES 5/-

23

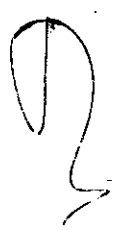
Neuro Surgeon
Dr. Mumtaz Ali
MBBS, FCPS (Neurosurgery)
Department of Neurosurgery Postgraduate Medical Institute
Govt. Lady Reading Hospital Peshawar (Pakistan).



11 NOV 2009



UL34
LBP
Pain (R) lumbal region
SLR (N)



Tab Aprozic

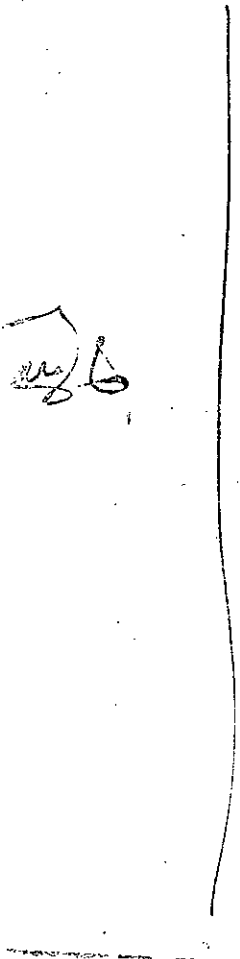
Tab Eskem

Tab Myflex

cap Ze col

Marhaba Poly Clinic Rehman Eaba Colony Peshawar
Email: neurosurgeon_ali@com

Adsted



Medical No. 1

Rs. 5/-

No.

OUT-PATIENTS DEPARTMENT

NAME

YEARLY NO.

DATE

No.

Rs. 5/-

OUT-PATIENTS DEPARTMENT

NAME ... *V. V. N. S. S.* ...

YEARLY NO ... *87/4* ...

DATE ... *21-06-2016* ...

DISEASE

Backache

*Pain in Right
Lower limb.*

Rx

1 tab - Veron 2mg

1 - 7 - 7

1 tab - Mause 2mg

1 - 7

1 tab - Metacabak

1 - 7

Atestall

B

(24)

FACE VALUE RUPEES 5/- FACE VALUE RUPEES 5/-

DHQ HOSPITAL DIR UPPER
OUT PATIENT DEPARTMENT

25

Patient Name : KHLIQ UR RAHMAN
Prescribed By :
Date/Time : 13 Oct, 2018 / 12:47 PM

Gender : Male
Lab No : 75431
Slip No : 75431

cyber
Back Pain

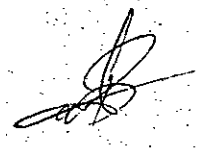
5- Aprogenic (20)
L.M.

5- Meccobal (12)
L.M.

5- Voltrol (10)
L.M.

5- 080 (10)
L.M. 267

5- Surberx
L.M. 2



Attested

خدمت جناب پیڈ ماسٹر صاحب ^{GPS} حقن ڈھیرے ایئر ڈیپارٹمنٹ

(26)

درخواست بھاری چارج سمھانے

صنات علیا سائل حسب ذیل عرض رساں ہے۔

صوبانہ تدریس ہے کہ میں آپ کے سکول میں سپیرا PST

ہوں اور یوں بیادری کچھ عرصہ سکول آنے سے قاصر تھا اس لیے میں نے وقتاً فوقتاً درخواستیں بھی دیں۔ ابھی چونکہ میری صحت بحال ہوئی ہے لہذا جمعے چارج سمھانے اور اپنی ڈیوٹی سرانجام دینے کی اجازت دی جائے۔

خلیفہ امجدی

PST - خلیفہ امجدی
Harman Desai

Alkhalaf



گورنمنٹ جنرل - EDO صاحب خطے دہلی دہلی

27 - 21 August

درخواست برادر اجازت دینے بابت
دو بارہ چارج سٹھانے اپنی سالم ٹوٹری
بھور پیر انٹرنی سکول ٹیچر بدیع و غیر
سائل کی سال سے شدید بیمار دیکھا

جناب عالی :

مزارقہ سے کہ سائل اپنے محلے میں بھور مستعمل پیر انٹرنی سکول
ٹیچر کی سالوں سے سروس میں انجام دے رہا تھا کہ اس سال
پلے سائل کو ایک موصی بیماری لاحق ہوئی جس کی وجہ سے درخواست
سٹھانے کے ساتھ لے گیا ہے بہت عرصہ میں اس موصی مرفس
سے لڑائی کے بعد حال بعد حال ہی میں اللہ تعالیٰ کے فضل
سے مجھے صحیحی اور شفا نسیب ہوا۔ اس بیماری کے دوران
سائل کے بٹے ایک تھوڑا سا عرصہ بھی حال تھا اور دوسری
طرف سائل کی اولاد ابھی بھی بہت چھوٹی ہے جس کی وجہ سے
سائل بہ مشکل خود پا کسی دوپٹے سے منت سماجت کر کے اپنی
چھٹی سے درخواست عوادینا اور اپنے محلے کو اپنی بیماری سے

بارے میں مطلع کرنا تھا۔
لینڈا اسٹھانے کے چوتھ میں ابھی پوری طرح شفا پانے میں
گیا ہوں اور میں ٹوٹری ابھی سالم اور سلامت ہے اسی
بٹے مجھے اپنی پوسٹ کے چارج سٹھانے کے اجازت دینی جائے اور
مانجٹ محلے کو حکم صادر نہ کیا جائے کہ وہ مجھے چارج لینے
چھوڑ کاوت نہ دالے۔ شکریہ

سائل خلیفہ
خلیفہ المرحمان

PST, GDS, Hamran
Deerol, Dist. Dibr

Attest

مورخہ 22/08/2018


23/10/2018
امتیاز میں

D.No. 901
24/10/2018

وکالت نامہ

28

بعدالت پشاور ہائی کورٹ پشاور

 <p>۳۰ روپیہ</p>	S.No	13854
	BC No	15-5587
	Sign	<i>[Signature]</i>
	THIRTY RUPEES	

22/02/2019

Service matter

مورخہ

مقدمہ

دعویٰ

جرم

Petitioner.

Education Dept. منجانب خلیق اسحاق بنام

باعث تحرے آنکے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطہ پیروی و جواب وہی وکل کاروائی، متعلقہ آن مقام صہور کیلئے بدر ریاضی شہر باہر حیدرآباد سندھ

مقرر کر کے اقرار کیا جاتا ہے۔ کہ وکیل موصوف کو مقدمہ کی کل کاروائی کا مکمل اختیار حاصل ہوگا نیز وکیل صاحب کو عرضی دعویٰ داخل کرنے، جواب دعویٰ، اپیل، نظر ثانی کا بھی اختیار حاصل ہو گا نیز وکیل صاحب بصورت ڈگری برخلاف من اختیار دہندہ اپیل، نگرانی، نظر ثانی از عدالت ابتداء تا عدالت انتہا یعنی سپریم کورٹ آف پاکستان دائر کر سکتا ہے وکیل موصوف بصورت عدم پیروی کاروائی یکطرفہ یا ڈگری یکطرفہ کیخلاف درخواست دائر کر سکتا ہے اور وکیل موصوف میری جانب سے مقدمہ میں بصورت ڈگری چیک یا نقد روپیہ کی شکل میں وصولی کر سکے گا اور مزید یہ کہ وکیل موصوف مقدمہ متذکرہ کی کل یا جزوی کاروائی کیلئے اپنی بجائے دیگر وکیل بھی اپنے ساتھ مقرر کر سکتا ہے جس کو بھی وہ جملہ اختیار حاصل ہونگے جو کہ وکیل موصوف کو حاصل ہیں مجھے اس صورت میں تمام ساختہ پر داختم منظور و قبول ہوگا لہذا میں نے وکالت نامہ ہذا تحریر کر کے اس پر دستخط نشان انگشت ثبت کر دیا ہے تاکہ سند رہے۔

Accepted & Accepted

المرقوم 22 ماہ فروری 2019ء

واہ ال



کے لئے منظور ہے۔

بمقام

To

Chairman


Service Tribunal Peshawar



Peshawar.

Subject: Extension of date for security and
Process fee deposition.

Sir,

With due respect it is stated that
previously I have hired Advocate Badar Raza
Sherpas who has now become civil judge
due to which I was not able to
deposit the fee. Therefore it is requested
that please extend the date for
security and process fee in my case.
I will be very thankful.


Khalique Rehman
Appeal no: 333/19
VS
Government
16/07/19

قیمت 50 روپے	22138			
ایڈویکٹ:	بار کونسل/ایسوسی ایشن نمبر: BC-14-4730	پشاور بار ایسوسی ایشن، خیبر پختونخواہ		
	رابطہ نمبر: 0313-8551364			

بعدالت جناب: سروس ٹرسٹ

مخائب: Appealant	دعوی:
خلیق الرحمان	علت نمبر:
بنام	مورخہ:
اے۔ ڈی۔ او ایجوکیشن و عزم	جرم:
	تھانہ:

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کارروائی متعلق
 آن مقام سروس ٹرسٹ کیلئے جاو رہے علی اور نوکٹ محمد سعید کو وکیل مقرر
 کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو
 راضی نامہ کرنے و تقرر ثالث و فیصلہ برحلف دینے جواب دعوی اقبال دعوی اور درخواست از ہر قسم کی تصدیق
 زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز
 دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی
 کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب
 مقرر شدہ کو وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا
 دوران مقدمہ میں جو خرچہ ہر خانہ التوائے مقدمہ کے سبب سے ہوگا کوئی تاریخ پیشی مقام دورہ یا حد سے
 باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

المقوم: 16-07-2019

الع بد گواہ شد الع بد

مقام سروس ٹرسٹ کے لیے منظور ہے۔

نوٹ: اس وکالت نامہ کی فوٹو کاپی ناقابل قبول ہوگی۔

Accepted
 &
 Attested

خلیق الرحمان وکیل
 سروس ٹرسٹ

BEFORE THE HONORABLE SERVICE TRIBUNAL KHYBER PAKHTUN-KHWA
PESHAWAR

Service appeal No333/2019.

Mr. Khaliq Ur Rahman (PTC) S/O Wali Rahman R/O Village Chukiatan

District Dir Upper-----Appellant.

Versus

- 1- Director of Primary Education KP Peshawar.
- 2- Sub Divisional Education Officer Male Dir
- 3- District Education Officer Male Dir Upper.
- 4- District Account Officer Dir Upper.
- 5- Accountant General KP Peshawar.
- 6- Head Master of GPS Hattan Derai-----Respondents.

Written reply on behalf of respondents.

Respectfully sheweth

PRELIMINARY OBJECTIONS

- 1- That the appellant has no cause of action.
- 2- That the appellant has not come to the Service Tribunal with clean hands.
- 3- That the appellant has been, stopped by his own conduct to file the instant appeal.
- 4- That the appellant has no locus standii.
- 5- That the appeal is not maintainable in its present form.
- 6- That the appeal is time barred.
- 7- That the appeal is bad due to non-joinder and misjoinder of necessary parties.

OBJECTIONS ON FACTS

- 1- Pertain to the personal record of the appellant, hence need no comments.
- 2- Pertain to the personal record of the appellant, hence need no comments.
- 3- Subject to Prof.
- 4- Subject to proof.
- 5- Subject to proof.
- 6- In correct, and it is submitted that the appellant appointed vide order No 1160-1269 Dated 20.04.1999, but he failed to take over charge and henceforth, his record(appointment order, Medical Certificate, Charge report and service Book was not found in the office record.(letter of SDEO(M) Dir attached as annex-A)
- 7- Incorrect and hence denied.

8- Pertain to law hence needs not comment.

OBJECTIONS ON GROUNDS

- A- Incorrect the act/ in act of the respondent is according to the law.
- B- Incorrect.
- C- In correct the respondent is duty bound to stop him from performing duty an illegal manner.
- D- Pertain to point of law, hence need to comment.
- E- Incorrect and already comment in paras above.
- F- Incorrect no violation of the article -4, 25 and 27 of the constitution of Islamic Republic of Pakistan 1973 has been made.

PRAYER

It is therefore, humbly prayed that on acceptance of this comments, the appeal may kindly be dismissed with cost in the favor of respondents please.

RESPONDENTS

1. Director of E&SE KP Peshawar.

Director
Elementary & Secondary Education
Khyber Pakhtunkhwa

2. Sub Divisional Education Officer Male Dir Upper.

Sub-Divisional Education
Officer (M) Dir Upper

3. District Education Officer Male Dir Upper

District Education Officer
Male Dir Dist: Dir Upper



OFFICE OF THE SUB-DIVISIONAL EDUCATION OFFICER MALE DIR.
No 2301 /F.No. /SDEO(M) Dir, Dated 20/9/2019.

To,

District Education Officer,
(Male) Dir Upper.

Subject:- **PROVISION OF RECORD IN R/O KHALIQ UR RAHMAN EX PST GPS HATAN.**

Memo;

Reference of your letter no 6161 dated 11/9/2019 in R/O Mr Khaliq ur Rahman EX PST GPS Hattan (whose case is pending in Service tribunal) This office ~~is~~ regret to inform you that there is no record available regarding this case. One of our office member however explain that in 1998-99 an officer of this office caught the accused in a school with fake appointment order. When he was asked to provide his service record, instead of giving it he fled from the school and never showed his face since long.

He further told that he had not handed over charge report / service book / appointment order nor the sub division given him any salary or more.

Sub; Divisional Education Officer
(Male) Dir Upper.

BEFORE THE SERVICE TRIBUNAL PESHAWAR.

SA No.333/2019.

Mr, Khaliq Ur Rahman (PTC) S/O Wali Rahman R/O Chukyatan Dir Upper.-----Appelant.

Versus

Govt: of KPK and others -----Respondents.

AFFIDAVIT.

I, Mr; Nadar khan Suptt; o/o DEO Male Dir Upper, do hereby solemnly affirm and declare on oath that the contents of the joint written reply submitted by respondents No.1 to 3 are true and correct to the best of my knowledge and belief as per office record and that nothing has been concealed from this Hon: Court.

Deponent


NADAR KHAN

**SUPTT; OFFICE OF THE DISTRICT
EDUCATION OFFICER MALE
DIR UPPER.**

CNIC. NO.15701-1204308-1

Before the Khyber Pakhtunkhwa Service Tribunal Peshawar

Appeal No.333/2019.

Khaliq-ur Rehman.....Appellant.

VERSUS

Director of Primary Education Khyber Pakhtunkhwa,
Peshawar & others.....Respondents.

(Reply on Behalf of respondent No. 05)

Respectfully Sheweth:-

Para No.1 to 8:-

It is submitted that the appellant is resident of District Dir Upper and has rendered his service in District Dir Upper. The Service record of the appellant also pertains to Respondent No.2, 3, 4 & 6. Hence they are in better position to show the status of the case.

It is Pertinent to mention here that as the appellant belongs to District Dir upper, Respondent No.5 has no concern with the case. However, Respondent No.4 is in better position to show the status of the case. Hence under para 7 of the instant appeal the grievances of the appellant against Respondent No.5 is totally incorrect.

Keeping in view the above mentioned facts it is, therefore humbly prayed that the name of Respondent No.5 may be deleted from the list of Respondents.


**ACCOUNTANT GENERAL
KHYBER PAKHTUNKHWA**

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Service Appeal No.333/2019

Khaleeq Ur Rehman Versus Director Primary Education & Others

REJOINDER ON BEHALF OF THE APPELLANT

Respectfully Sheweth:

Preliminary Objections:

All Objections (1 to 7) raised by the Respondents are incorrect and baseless. Rather the Respondents are estopped to raise any objection due to their own conduct.

FACTS:

1. Para No.1 of the Appeal has not been denied by the Respondents and as the Appellant has annexed his Appointment Order No.1160-1269 dated 20/04/1999 hence, the Respondents by not denying the same have legally admitted the factum of Appellant's appointment against the post of PST at Government Primary School Hathani Dheri Upper Dir.
2. Reply to Para No.2 of the Appeal has not been denied by the Respondents and as the Appellant has annexed his assumption of Charge as PST teacher at Government Primary School Hathani Dheri dated 22/04/1999 hence, the Respondents by not denying the same have legally admitted the factum of Appellant's assumption of Charge against the post of PST at Government Primary School Hathani Dheri.
3. Para No.3 has not been replied by the Respondents rather they have asserted the words "Subject to proof" whereas the Appellant had already annexed his order issued by the Respondents Dated 26/05/1999 whereby the Appellant was detailed to Government Primary School Abakand on medical ground hence, the Respondents by not denying the same have legally admitted the factum of Appellant's disease of chronic UTI.
4. Reply to Para No.4 of the Appeal has not been replied by the Respondents rather they have asserted the words "Subject to proof" whereas the Appellant had already annexed his multiple applications for grant of leave to the Respondents hence, the Respondents by not denying the same have legally admitted the stance of Appellant.
5. Reply to Para No.5 of the Appeal has not been replied by the Respondents rather they have asserted the words "Subject to proof" whereas the Appellant had already annexed his Medical Treatment documents hence, the Respondents by not denying the same have legally admitted the cause of Appellant.
6. Reply to the Para No.6 is incorrect. The malafide of the Respondents is evident on one hand from the admission of the fact that the Appellant was duly appointed Vide Order No.1160-1269 Dated 20/04/1999 however, he has not taken charge of his post while on the other hand by the assertion that the Respondents have no Service record of the Appellant including his Appointment Order, Medical Certificate, Charge Report and Service Book which expressly reflects the level of professional efficiency and professional Responsibility/conduct on the part of Respondents.

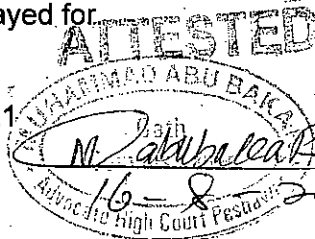
7. Reply to the Para No.7 is incorrect. The Respondents have shown irresponsible and non-serious attitude towards the requests of the Appellant throughout and resultantly, the Appellant has suffered and is still suffering in the hands of Respondents. Moreover, as the Respondents have so far issued no show cause, termination, dismissal or any other adverse order resultantly the Appellant is entitled for his due legal rights.

Grounds:

- a- Incorrect. The acts of Respondents are against the Law and norms of justice and equity.
- b- Incorrect. The Petitioner has timely intimated the Respondents about the nature of his disease however, the Respondents have shown non serious attitude throughout which is not maintainable in the eyes of Law.
- c- Incorrect. The Appellant being not terminated, dismissed, proceeded against any inquiry, show cause etc is legally entitled to resume his duty as PST Teacher and is also entitled for his regular Salary, allowances and back benefits accordingly.
- d- Incorrect for the reason that as the Respondents in their written Reply have categorically admitted that the Appellant was duly appointed as PST Teacher and has not been terminated/dismissed from service yet therefore, this August Tribunal has got the exclusive jurisdiction to entertain the instant Service Appeal of the Appellant and grant the necessary orders in this behalf to the Respondents by admitting instant Appeal.
- e- Incorrect. The Respondents have ignored and overlooked the ground realities in the instant matter and have not fulfilled the requirements of natural justice.
- f- Incorrect. The Respondents have violated the settled provisions and principles of Law on the subject hence, are liable to be dealt in accordance to Law.

It is therefore, most humbly prayed that the Appeal may kindly be accepted as prayed for.

Dated: August 16, 2021



Appellant

Through

JAVED ALI

Awais Sardar
Advocates High Court, Peshawar

AFFIDAVIT

It is affirmed and declared that the contents of Rejoinder and Appeal are True and Correct, to the best of my knowledge and belief and nothing has been concealed from the Hon'ble Tribunal.

Deponent