



ORDER  
29.07.2021

Mr. Muhammad Saeed Khattak, Advocate, for the appellant present. Mr. Muhammad Nisar, Focal Person alongwith Mr. Kabirullah Khattak, Additional Advocate General for the respondents present. Arguments heard and record perused.

Vide our detailed judgment of today, separately placed on file in Service Appeal bearing No. 151/2019 titled "Mst. Rasheeda Bano Versus Director Education, FATA, now Khyber Pakhtunkhwa Peshawar and one other," the appeal in hand is allowed by setting-aside the impugned order dated 13.12.2017 and the appellant is reinstated into service with all back benefits. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED  
29.07.2021

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

  
(SALAH-UD-DIN)  
MEMBER (JUDICIAL)

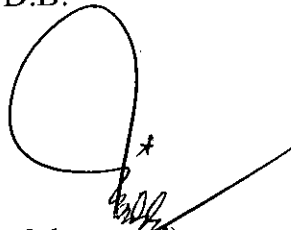
08.02.2021

Counsel for the appellant present. Mr. Kabirullah Khattak, Addl: AG alongwith Mr. Muhammad Nisar, CT for respondents present.

The bear perusal of the impugned order dated 13.12.2017 would reveal that it has been made efficacious ex-post factively and since the issue of retrospectivity is pending adjudication before the Larger Bench of this Tribunal, therefore, unless a judgment is made on the issue, this appeal is adjourned.

Adjourned to 12.04.2021 for further proceedings before

D.B.



(Mian Muhammad)  
Member (E)



(Muhammad Jamal Khan)  
Member(J)

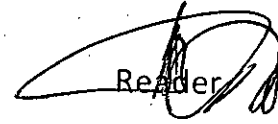
12.4.21

*Due to COVID-19, the case is adjourned  
to 29.7.2021 for the bench.*



125 .2020

Due to COVID19, the case is adjourned to  
5/9/2020 for the same as before.

  
Reader

05.08.2020

Due to summer vacation case to come up for the same on  
06.10.2020 before D.B.


  
Reader

06.10.2020

Representative of appellant on behalf of appellant present.

Mr. Muhammad Jan learned Deputy District Attorney  
alongwith Muhammad Sharif for respondents present.

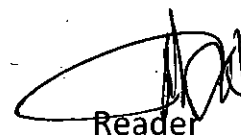
Lawyers are on general strike, therefore, case is  
adjourned to 25.11.2020 for arguments, before D.B.

  
(Atiq ur Rehman Wazir)  
Member (E)

  
(Rozina Rehman)  
Member (J)

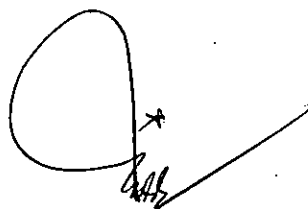
5.11.2020

Due to non-availability of D.B, the case is adjourned to  
08.02.2021 for the same as before.

  
Reader

18.03.2020

Counsel for the appellant present. Mr. Muhammad Jan, DDA for respondents present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 12.05.2020 before D.B.

A handwritten signature in black ink, consisting of a large, stylized loop followed by a horizontal line and a diagonal stroke.

(MAIN MUHAMMAD)  
MEMBER

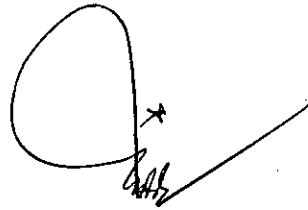
A handwritten signature in black ink, consisting of the letters 'MA' in a stylized, cursive font.

(M.AMIN KHAN KUNDI)  
MEMBER

A small, illegible handwritten mark or scribble in black ink.

18.03.2020

Counsel for the appellant present. Mr. Muhammad Jan, DDA for respondents present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 12.05.2020 before D.B.



(MAIN MUHAMMAD)  
MEMBER



(M.AMIN KHAN KUNDI)  
MEMBER

13.09.2019

Counsel for the appellant and Addl. AG for the respondents present. No representative of the respondents is available.

Learned AAG is required to ensure attendance of the representatives and submission of written reply/comments of the respondents on the next date of hearing.

Adjourned to 11.10.2019 before S.B.



Chairman

11.10.2019

Counsel for the appellant and Addl. AG alongwith Fawad Afzal, Senior for the respondents.

Representative of the respondents states that written reply prepared but is yet to be signed by the respondents. Adjourned to 15.11.2019 for submission of written reply/comments as a last chance.



Chairman

15.11.2019

Counsel for the appellant and Addl. AG alongwith Fawad Afzal, Senior Clerk for the respondents present.

The Worthy Chairman is on leave, therefore, the matter is adjourned to 17.12.2019 for the same.



Reader

12.06.2019

Counsel for the appellant present.

Contends that the absence period of the appellant was for one (01) day only for which she was imposed upon major penalty of removal from service. Learned counsel referred to notification of Federal Government dated 23.08.2017 wherein 1<sup>st</sup> to 4<sup>th</sup> September 2017 were declared public holidays due to Eid ul Adha. On the other hand the appellant was shown in the impugned order to have absented on 01.09.2017. It was added that major penalty could not be awarded to the appellant on account of only One day absence. Regarding the delay in submission of appeal in hand it was contended that the impugned order was void, therefore the period of limitation may not run against it.

Instant appeal is admitted for regular hearing subject to all legal and factual exceptions regarding the delay in submission of appeal. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments on 26.07.2019 before S.B.

21/5/19  
Appellant Deposited  
Security & Process Fee

19/6/19

  
Chairman

26.07.2019

Counsel for the appellant and Mr. Usman Ghani, District Attorney for the respondents present.

Learned District Attorney requests for adjournment in order to procure reply/comments from the respondents.

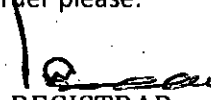



Adjourned to 13.09.2019 before S.B.

  
Chairman

**Form- A**  
**FORM OF ORDER SHEET**

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

Case No. 296/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	26/2/2019	<p>The appeal of Mst. Zeenat Gul presented today Mr. Muhammad Saeed Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR-26/2/19</p>
2-	01/03/19	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>21/03/19</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
	21.03.2019	<p>Nemo for the appellant. Due to general strike of the bar, the case is adjourned. To come up for preliminary hearing on 23.04.2019 before S.B.</p> <p style="text-align: right;"> Member</p>
	23.04.2019	<p>None for the appellant present. Due to general strike of the bar, the case is adjourned. Case to come up for preliminary hearing on 12.06.2019 before S.B.</p> <p style="text-align: right;"> (Ahmad Hassan) Member</p>



BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. .... 296 ..... /2019

Mst. Zeenat Gul  
(Appellant)

Vs

Director Education, & Another  
(Respondents)

INDEX

S#	DESCRIPTION OF DOCUMENTS	ANNEX	PAGE
1	<del>Amended</del> Memo of Service Appeal	--	1-4
2	Copy of Appointment Letter	A	5
3	Copy of publication	B	6
4	Copy of the reply	C	7
5	Copy of impugned Order dt 13.12.2017	D	18
6	Copy of Departmental Appeal	E	9
7	Copy of Press Release	F	10
8	Copies of relevant pages of Attendance Register	G	11
9	Wakalatnama	--	12

Dated:- \_\_\_\_\_

Zeenat Gul  
Appellant  
Through  
Muhammad Saeed Khattak  
Advocate, Peshawar  
D6, JK Shopping Mall,  
University Road, Peshawar  
Cell No. 03336272753

**BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. .... 296 ..... /2019

Mst Zeenat Gul Ex. PST GGPS Mir Qazim Kot Pari North Waziristan Agency  
(now District North Waziristan) ..... (Appellant)

Versus

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 281

Dated 26/2/2019

1. Director Education, FATA, now KPK Peshawar
2. District Education Officer the then Agency Education Officer District North Waziristan at Miran Shah..... (Respondents)

SERVICE APPEAL UNDER SECTION 4 OF THE KPK SERVICE TRIBUNAL ACT, 1974, AGAINNST THE IMUGNED ORDER DATED 13.12.2017 PASSED BY RESPONDENT NO. 2 WHEREBY THE DEPARTMENTAL APPEAL DATED 05.01.2018 TO RESPONDENT NO. 1 HAS YET NOT BEEN DISOSED OF.

**PRAYER - IN - APPEAL**

ON ACCEPTANCE OF THE INSTANT SERVICE APPEAL THE IMPUGNED ORDER DATED 13.12.2017 PASSED BY RESPONDENT NO. 2 MAY VERY GRACIOUSLY BE SET ASIDE AND THE APPELLANT MAY KINDLY BE RE-INSTATED ON THE POST WITH ALL BACK BENEFITS.

Respectfully Sheweth,

1. That the appellant consequent upon the approval of Departmental Selection Committee was appointed as PTC (Female) in BPS 09 and took over charge of her duty on 14.04.2010. (Copy of the Charge Report is attached as annexure A)
2. That after taking charge of her duties she performed her duties during the service whole heartedly and to the quite satisfaction of officials concerned as well as according to the demand and nature of the job.
3. That the appellant came to know about a publication published in daily "Mashriq" dated 03.12.2017 regarding her absence from duty along with other female teachers. Furthermore according to the said publication a

**Filed to-day**  
**Registrar**  
26/2/19

show cause notice was issued to her. But the appellant has received no such notice. (Copy of the publication is attached as annexure B)

4. That in compliance the appellant submitted a reply in the office of respondent No. 2 along with relevant documents in her defense. (Copy of the reply is attached as annexure C)
5. That thereafter the respondent No. 2 vide impugned order dated 13.12.2017 removed the appellant from service against all the norms of justice. (Copy of the impugned order dated 13.12.2017 is attached as annexure D)
6. That being aggrieved of the same the appellant preferred an appeal before respondent No. 1 on 05.01.2018 which has yet not been responded. (Copy of the departmental appeal is attached as annexure E)
7. That the appellant now prefers the instant Service Appeal, inter alia, on the following amongst others;

#### GROUNDS

- A. That the appellant has not been treated in accordance with law nor has equal protection of law has been extended to her. The so called visit mentioned in the notification dated 13.12.2017 is illegal, against law, without lawful authority, void ab initio for the reason it has been passed on the ground of remaining absent from the duty on 01.09.2017. On the said date public holiday was notified. Therefore the mentioned notification dated 13.12. 2017 and all proceedings thereafter based on it are illegal and liable to be set aside.
- B. That according to notification dated 13.12.2017 (Impugned herein) in its first para that appellant was found absent from duty during monitoring visit of the concerned Assistant Agency Education Officer to the School on 01.09.2017. with due respect it is stated that according to Press Release dated Islamabad 23<sup>rd</sup> August 2017 it was notified for the general information that 1<sup>st</sup> to 4<sup>th</sup> September 2017 (Friday, Saturday, Sunday and

Monday) shall be public holidays on the occasion of Religious Festival of Eid-ul-Azha. (Copy of the press release is attached as annexure F)

- C. That it is quite astonishing that how Assistant Agency Education Officer managed the visits of too many schools on 01.09.20017 (which was public holiday) and only cases of non-local female teacher were reported.
- D. That according to para 3 of the notification issued by respondent no. 2 the appellant did not report to her duty within stipulated period of time and turned deaf ear is quite baseless, wrong as well as against the record. As mentioned earlier the appellant remained present on her duty beside the mentioned date because it was a public holiday.
- E. That while awarding major penalty no proper procedure was adopted. Otherwise too the impugned order has been passed with retrospective effect which is nullity in the eyes of law.
- F. That any other ground can also be taken during the arguments with permission of this Hon`ble Tribunal.

It is therefore most humbly prayed that on acceptance of the instant service appeal the impugned order dated 13.12.2017 may very graciously be set aside and the appellant may kindly be reinstated on the post with all back benefits.

Any other relief which has not been specifically asked for and deem fit in the circumstances of the case may also be granted to the appellant.

*Zaenul*  
Appellant

Through

*(Saeed)*  
Muhammad Saeed Khattak  
Advocate, Peshawar

*Muhammad Saeed Khattak*

**BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR**

C.M. No. .... /2019

In

Service Appeal No. .... /2019

Mst Zeenat Gul ..... (Appellant)

**Versus**

Director Education, FATA, now KPK Peshawar and another..... (Respondents)

**APPLICATION FOR CONDONATION OF DELAY, IF ANY**

Respectfully Sheweth,

1. That the titled Service Appeal has been filed today in which no date has yet been fixed for hearing.
2. That the grounds taken in main appeal may kindly be taken as part and parcel of the instant application.
3. That the impugned order is void one, otherwise too the apex courts have favored the cases to be decided on merits rather on technicalities including the limitation.
4. The delay, if any, was caused due to the reason that applicant was assured about reinstatement by the respondents.
5. That the applicant has otherwise a good arguable case in her favor.

It is therefore most humbly prayed that on acceptance of the instant application the delay, if any, may kindly be condoned.

*Zeenat*  
Applicant/Appellant

Through

*Calp*  
Muhammad Saeed Khattak  
Advocate, Peshawar. *uamok*

Annex A (5)

**CHARGE REPORT**

Certified That Miss Zeenat Gul  
D/O Noora Gul took over the charge of PTC vacant post  
against at GGPS Miran Qazim kot (NWA) today on  
16-4-2010, vide AEO, Miran Shah No. 1308-13 dated  
14-4-2010.

*[Signature]*  
(P) (Agency Education Officer)  
NWA Miran Shah  
Agency Education Officer  
N.W.A. Miranshah

*[Handwritten marks]*



خدمت خباب الہیہ المجلس افسر سکالی وزیرستان ایجنسی سرالشاہ  
(1 جنوری)

خبر عالی

جواب غیر حافی

گزارش کیجائی ہے کہ سماع سجادہ زینت علیہا السلام اور لنگڑ لنگڑی سولہ  
کالج کوٹ شاہی وزیرستان ایجنسی سرالشاہ میں نسبت PST پیکر کے  
تخلی سے تمام درجہ

یہ ۸۵۵ طلبہ نے نذرانہ شرقی بلوچ ۲۰۱۶ء ۲۰۱۷ء کی  
وسالت سے غیر حافی کا نوٹس جاری کیا ہے۔ یہی زینت علیہا السلام کی  
اہمیت کے دن کے نذرانہ زینت علیہا السلام اور لنگڑ لنگڑی سولہ غیر حافی  
یادوں

یہ من سائلہ نے کس قسم کی غیر حافی نہیں کی ہے جسے سائلہ  
کو ایک نہ ایک دن اہمیت کے طور پر لینا ہے  
درخواست ہذا کے ساتھ نقل بلٹر مدین لف ہے

عینی گزارش ہوئی

مدہم ۲۰۱۶/۱۲/۰۸

العارف  
آئی ٹی ٹی ایچ

مذہب زینت علیہا السلام PST اور لنگڑ لنگڑی سولہ کالج کوٹ  
شاہی وزیرستان ایجنسی سرالشاہ

آئی ٹی ٹی ایچ



کلمه خود را در صورتی که در این صورت ...  
عنوان در بالای سر  
Amex. (E)

گزارش کنایه ...  
مجلس ...

تاریخ ... 2017/9/11 ...  
توسعه ...

15 ...  
10 ...

8396-15  
13/12/17

...  
...

2018/11/05  
...  
...  
91506-8910900-6

F.No. 214/2016-Public.  
GOVERNMENT OF PAKISTAN  
MINISTRY OF INTERIOR

Islamabad, the 23<sup>rd</sup> August, 2017

PRESS RELEASE

It is notified for general information that 1<sup>st</sup> to 4<sup>th</sup> September, 2017 (Friday, Saturday, Sunday and Monday) shall be public holidays on the occasion of Religious Festival of Eid-ul-Azha.

The above Press Release may kindly be published in all major English and Urdu Dailies both at National and Regional levels and also be given wide publicity through electronic media.

(Atif Aziz)  
Deputy Secretary (Law-II)  
Telo: 9203851

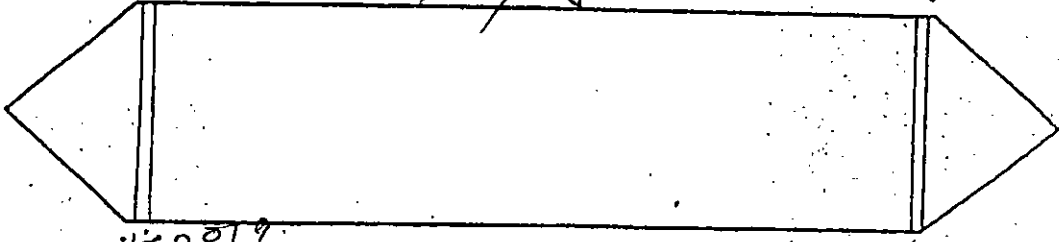
The Principal Information Officer,  
Press Information Department,  
Islamabad.

Copy forwarded to:-

1. President's Secretariat (Personal), OSD (Admn), Aiwan-e-Sadr, Islamabad.
2. President's Secretariat (Public), DS (Admn), Aiwan-e-Sadr, Islamabad.
3. Prime Minister's Office (Internal), OSD (Admn), Islamabad.
4. Prime Minister's Office (Public), DS (Admn), Islamabad.
5. The Chief Election Commissioner of Pakistan, Islamabad.
6. The Auditor General of Pakistan, Islamabad.
7. The AGPR, Islamabad.
8. The Joint Staff HQrs, Chaklala, Rawalpindi.
9. GHQ, Rawalpindi.
10. Chairman, National Accountability Bureau, (NAB), Islamabad.
11. All Ministries / Divisions.
12. The Registrar, The Supreme Court of Pakistan, Islamabad.
13. Secretary, Senate Secretariat, Islamabad.
14. Secretary, National Assembly Secretariat, Islamabad.
15. Chief Secretaries, Government of the Punjab / Lahore, Sindh / Karachi, Khyber Pakhtoonkhwa / Peshawa, Balochistan / Quetta, Northern Areas / Gilgit-Baltistan and AJK / Muzaffarabad.
16. The Director General, ISI, Islamabad.
17. The Director General, II, Islamabad.
18. The Chief Commissioner, ICT (Admn), Islamabad.
19. The Manager, State Bank of Pakistan, Islamabad.
20. Secretary, Wafaqi Mohtasib's Secretariat, Islamabad.
21. Secretary, Wafaqi Tax Ombudsman's Secretariat, Islamabad.
22. The Chairman CDA, Islamabad.
23. Director (Media), Minister for Interior, Islamabad with the request to ensure its publication in all dailies.
24. Staff Officer to Minister for Interior, Islamabad.
25. PS to the Secretary, Ministry of Interior, Islamabad.
26. P.S to the Additional Secretary-I, II & III, M/o Interior, Islamabad.
27. The System Administrator (IT), MOI with request to upload an official website.

(Atif Aziz)  
Deputy Secretary (Law-II)

KPK  
بعدالت رسوم مریٹل سام



2019ء منجانب

ط دائرہ  
و دیگر

تسلیت نکل بنام

موزخہ  
مقدمہ  
دعویٰ  
جرم

باعث تحریر آئنگہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی و کل کارروائی متعلقہ،  
آن مقام سافر کیلئے محمد سعید خٹک امد و لاس

مقرر کر کے اترار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز  
دیکل صاحب کو راضی نامہ کرنے و تقرر ثالتہ فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور  
بصورت ڈگری کرنے اجراء اور صولی چیک در و پیا عرضی دعویٰ اور درخواست ہر قسم کی تصدیق  
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی  
نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور  
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 کبھی وہی جملہ مذکورہ با اختیار حاصل ہوں گے اور اس کا ساختہ  
پرواختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔  
کوئی تاریخ پیشی مقام زورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی  
مذکور کریں۔ لہذا اذکالت نامہ لکھد یا کہ سند ہے۔

الرقوم 2 ماہ ضروری 20 19

واہ العیاد

Zenat

کے لئے منظور ہے۔  
Accepted  
Case  
صلوات اللہ علیہ

بمقام  
2

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR.**

(1)

Appeal No.....296/2019

MST: Zeenat Gul(PST) government Girls Primary School Mir Qazim Kot North Waziristan  
Agency-----Appellant

VERSUS

1. Director of education, FATA, FATA Secretariat Warsak Ro, FATA, Peshawar others.
2. District Education Officer North Waziristan Tribal District.

-----Respondents

**AFFIDAVIT**

I Muhammad Ashraf Khan Additional District Education Officer North Waziristan Tribal District on behalf of the Respondent No.2, do hereby solemnly affirm and declare that the report of Respondent No.2 in R/O of Appeal. No,296/2019 is true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable court.



Muhammad Ashraf  
*Additional District Education Officer*  
*North Waziristan Tribal District*

Appeal No.....296/2019

MST: Zeenat Gul (PST) government Girls Primary School Mir Qazim Kot, North Waziristan Tribal District-----Appellant

VERSUS

1. Director of Education, FATA, Secretariat Warsak Ro, FATA, Peshawar.
2. District Education Officer, North Waziristan Tribal District, Miran Shah.

-----Respondents

**Comments on behalf of Respondent No. 2**

Respectfully Sheweth:

Preliminary Objections:

1. The appellant has no cause of action, locus standi, to file this instant appeal.
2. That the appellant has not come to this honorable Tribunal with clean hands.
3. That the appellant has concealed material facts from this Honorable Tribunal.
4. The appeal is not maintainable in this form.
5. That the appellant has been stopped by his own conduct to file the appeal.
6. That the appeal is badly time barred.

**Facts:**

1. Correct that the appellant was appointed as a PTC teacher in the Education Department in the former Tribal area of NWA.
2. The appellant was posted at GGPS Mir Qazim Kot and her duty was constantly observed by the responsible authorities of Education, and till the 1<sup>st</sup> of September 2017, her performance was not satisfactory. So her computerized salary was inactivated. As a result, she turned her ears deaf. Consequently, a departmental show cause notice was issued against her after a stipulated period on 9.11.2017 and sent on her school and home address (**copy of the show cause notice is attached as Annexure – A**) But surprisingly, the appellant failed to report to the Education Office. In the same way the computerized salary of the appellant was inactivated for the month of Dec: 2017. Similarly, on the local FM Radio at Miran Shah, the notice of all such habitual absent teachers was brought on air, but again the appellant failed to join her school. Beside these, the names of such teachers, including the appellant was shared on social media such as face book which was shared by the than political Agent as well. Despite that the appellant neither reported to the DEO office nor joined her duty at her school. Then after a stipulated period of time, the DEO published a warning in the Newspaper, the Daily Mashriq on 03/12/2017 regarding the appellant and some other teachers about their absence from duties. (**Copy of the newspaper cutting is attached as Annexure-B**), but again she failed to join her duties at her school. And similarly, she was terminated from her service on 13.12.2017.
3. No departmental appeal has so far been submitted before this office. As because the termination order of the appellant was issued according to the rule/law.
4. On the bases of the mentioned facts the appeal may kindly be dismissed on the following grounds.


**Grounds:**

- A. Incorrect that she was taking monthly salary regularly while she failed to perform her duty in her school.
- B. Incorrect that she was verbally asked to join her duty but she failed to do so.
- C. Incorrect that her salary was stopped but again she turned her deaf ear.
- D. Incorrect that consequently, she was issued show cause notice in which she was asked to join her duty but, unfortunately, she did not join her duties. Detail reply has been given above in Para-2 of facts.
- E. Incorrect. At last she was terminated from her service after completing all formalities.
- F. Incorrect. Proceeding were conducted by the competent authorities under the E&D rule. So the teacher in question has no right to be re-instated on the service.

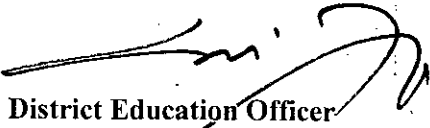
- G. The appellant remained wilfully absent from her duty without any prior approval of competent authority.
- H. Incorrect .All codal formalities were fulfilled.
- I. That the respondents seek permission to advance other points at the time of arguments.

It is requested that the appeal may kindly be dismissed.

Respondent No. 1

  
✓ Director of Education  
FATA, FATA Secretariat.

Respondent No. 2

  
District Education Officer  
North Waziristan Tribal District

4

## AUTHORITY LETTER

This office has the honor to state that Mr. Muhammad Ashraf has been serving in the District Edu: Office as an Additional DEO. He has been given the authority to attend any kind of court case. So he may be considered as representative of the District Edu: officer, N.W.T.D



DISTRICT EDUCATION OFFICER  
NORTH WAZIRISTAN



OFFICE OF THE AGENCY EDUCATION OFFICER  
NORTH WAZIRISTAN AGENCY AT MIRAN SHAH  
Ph.NO.0928313045

## NOTIFICATION

1. WHEREAS Mst. Zeenat Gul PST GGPS Mir Qazim Kot Kohe Pari North Waziristan Agency was found willfully absent from duty during monitoring visit of the concerned Assistant Agency Education Officer to the School on dated 01/09/2017.
2. AND WHEREAS the accused was proceeded against under Khyber Pakhtunkhwa Govt. Servants (Efficiency & Discipline) Rules 2011, for the charge of "willful absence from duty" as mentioned in the show cause notice served upon her at her home/School address vide AEO No: 9735-36 dated 09/11/2017.
3. AND WHEREAS Mst Zeenat Gul PST GGPS Mir Qazim Kot Kohe Pari North Waziristan Agency did not report to her duty within stipulated period of time and turned her cars deaf.
4. AND WHEREAS Charge sheet notice was served upon Mst Zeenat Gul PST GGPS Mir Qazim Kot Kohe Pari North Waziristan Agency through print media (Daily Mashriq) on dated 03.12.2017 wherein the accused was directed to submit reply in her defence through personal contact with this office.
5. AND WHEREAS the accused failed to put any defense in written and did not appear to be heard in person within fifteen days.
6. AND WHEREAS the competent authority, the Agency Education officer North Waziristan Agency, having considered the charges, evidence on record and facts of the case, is of the view that the charge of willful and unauthorized absence against the accused official has been proved.
7. NOW THEREFORE, In exercise of the Powers conferred under Rules-4 (b) iii of Khyber Pakhtunkhwa Government Servants "Efficiency and Discipline" Rules 2011, the competent Authority, Agency Education officer North Waziristan Agency, is pleased to impose major penalty "Removal from service" upon Mst: Zeenat Gul PST GGPS Mir Qazim Kot Kohe Pari North Waziristan Agency with retrospective on account of his willful absence from duty.

(HABIBULLAH)  
Agency Education Officer,  
North Waziristan Agency

Encl: No.8306-15 Dated: 13/12/2017

Copy forwarded to the:

1. Director Education FATA, FATA Secretariat Peshawar
2. Political Agent North Waziristan Agency at Miran Shah
3. Head Quarter 7-Division Camp Area Miran Shah.
4. Agency Accounts officer North Waziristan Agency at Miran Shah for stoppage pay of the official.
5. PS to Additional Chief Secretary FATA for perusal of the Additional Chief Secretary FATA
6. PS to Secretary SSD FATA for perusal of the Secretary SSD FATA
7. AAEO concerned for entry in his service book
8. Accountant local office for stoppage of his pay forthwith.
9. Official concerned

Agency Education Officer  
North Waziristan Agency



6

North West State  
District Education Office

*Handwritten signature*

*[A large rectangular area containing faint, illegible text and a grid pattern, possibly a stamp or a form with bleed-through from the reverse side.]*

N. G. Jay Sima

6