

**BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL PESHAWAR**  
**AT CAMP COURT SWAT.**

Service Appeal No. 215/2019

Date of Institution ... 18.02.2019

Date of Decision ... 01.11.2021

Zia-ur-Rehman Ex-PST Government Primary School Kabal, District Swat.

... (Appellant)

VERSUS

The Secretary Elementary and Secondary Education Government of Khyber Pakhtunkhwa, Peshawar.

... (Respondents)

MR. IMDAD ULLAH,  
Advocate

-----  
--- For appellant.

MR. ASIF MASOOD ALI SHAH,  
Deputy District Attorney

--- For respondents.

MR. ATIQ-UR-REHMAN WAZIR  
MR. SALAH-UD-DIN

--- MEMBER (EXECUTIVE)  
--- MEMBER (JUDICIAL)

JUDGMENT:

SALAH-UD-DIN, MEMBER:-

Precise facts forming the background of the instant service appeal are that the appellant was appointed as Primary School Teacher vide appointment order dated 02.09.2009 and he assumed charge at Government Primary School Kabal Swat on 03.09.2009. The appellant was taken into custody by Pak Army on the charge of being involved in anti State activities/militancy on 09.09.2009. Upon release of the appellant from custody, he submitted application to District Education Officer Swat for adjustment/reinstatement on his post, however vide order dated 07.06.2018, the appellant was removed from service with effect from 10.09.2009. The same was



challenged by the appellant through filing of departmental appeal, which was not responded within the statutory period, therefore, the appellant has now approached this Tribunal through filing of the instant service appeal for the redressal of his grievance.

2. Notices were issued to the respondents, who submitted their comments, wherein they refuted the assertions made by the appellant in the appeal.

3. Learned counsel for the appellant has argued that the appellant was quite innocent, however he was taken into custody by Pak Army on 03.09.2009 and had admittedly remained in custody of Pak Army till 02.03.2017; that the appellant was cleared by Pak Army and a certificate in this respect has also been issued by the concerned Authority; that the appellant had approached worthy Peshawar High Court, Mingora Bench Dar-ul-Qaza, Swat for directing the respondents to issue him copy of his termination order, however the competent Authority mis-interpreted order dated 03.04.2018 passed by worthy Peshawar High Court, Mingora Bench Dar-ul-Qaza, Swat and issued removal order of the appellant, which is wrong and illegal; that neither any inquiry was conducted against the appellant nor any opportunity of hearing was provided to him, therefore, the impugned order being wrong and illegal is liable to be set-aside.

4. Conversely, the learned Deputy District Attorney for the respondents has argued that the appellant had performed the duty only for 07 days, where-after he remained absent for almost 07 years, therefore, the competent Authority has rightly removed him from service; that the impugned order is in accordance with law/rules, therefore, the same may be kept intact and the appeal in hand may be dismissed with cost.

5. Arguments heard and record perused.


6. A perusal of the record would show that it is an admitted fact that the appellant was appointed as Primary School Teacher vide order dated 02.09.2009 and was taken into custody by Pak Army on 09.09.2009. It is also evident from the perusal of the impugned order dated 07.06.2018 that the appellant remained in custody of Pak Army till 02.03.2017. Annexed with the rejoinder submitted by

the appellant is a clearance certificate issued by the concerned Authority, which shows that the appellant has been cleared from security point of view vide Pak Army Malakand Division letter No. 21020/IS Ops/Apl 21 Div-9QHA7U dated 10 August 2019.

7. It appears that the respondents were aware of the fact that the appellant was taken into custody by Pak Army, therefore, the contention of respondents that the appellant remained absent from duty is misconceived. The department has also not initiated any disciplinary action against the appellant regarding alleged absence of the appellant from duty. Vide order dated 03.04.2018 passed by august Peshawar High Court, Mingora Bench Dar-ul-Qaza, Swat in Writ Petition No. 776-M/2017 it was directed that the appellant may be provided copy of the termination/dismissal order, however the same was astonishingly interpreted by the competent Authority as directions for issuing termination order of the appellant. In view of material available on the record, the absence of the appellant from duty was not due to any fault on the part of the appellant rather he was in custody of Pak Army. The competent Authority was required to have dealt with in the matter in a proper way, however non-serious attitude of the competent Authority has added to the agony of the appellant, who is bread earner of his family. The impugned order is wrong and illegal, therefore, the same is liable to be set-aside.

8. In view of the above discussion, the appeal in hand is accepted by setting-aside the impugned order and the appellant is reinstated in service with all consequential/back benefits. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED  
01.11.2021

  
(ATIQU-UR-REHMAN WAZIR)  
MEMBER (EXECUTIVE)  
CAMP COURT SWAT

  
(SALAH-UD-DIN)  
MEMBER (JUDICIAL)  
CAMP COURT SWAT

Service Appeal No. 215/2019

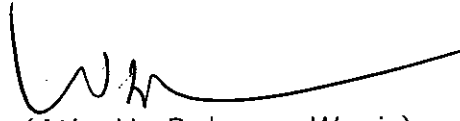
01.11.2021

Appellant alongwith his counsel Mr. Imdad Ullah, Advocate, present. Mr. Hussain Ali, Litigation Officer alongwith Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present. Arguments heard and record perused.

Vide our detailed judgment of today, separately placed on file, the appeal in hand is accepted by setting-aside the impugned order and the appellant is reinstated in service with all consequential/back benefits. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED

01.11.2021



(Atiq-Ur-Rehman Wazir)  
Member (E)  
Camp Court Swat



(Salah-Ud-Din)  
Member (J)  
Camp Court Swat

06/04/2021

Due to COVID-19, the case is adjourned to

08/06/2021 for the same.

  
READER

8-6-21

Due to COVID-19, the case is  
adjourned to 1-11-2021 for the same.

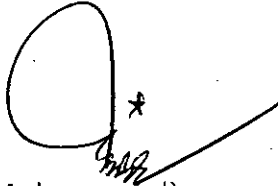


02.02.2021


Junior to counsel for appellant present.

Riaz Khan Paindakheil learned Assistant Advocate General alongwith Hussain Ali Litigation Officer for respondents present.

Former made a request for adjournment as senior counsel is not in attendance. Adjourned. To come up for 06.04.2021 before D.B at Camp Court, Swat




(Mian Muhammad)  
Member (E)  
Camp Court, Swat



(Rozina Rehman)  
Member (J)  
Camp Court, Swat

03.06.2020 Due to Covid-19, the case is adjourned. To come up for the same on 06.08.2020, at camp court Swat.

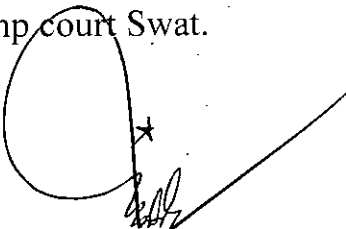


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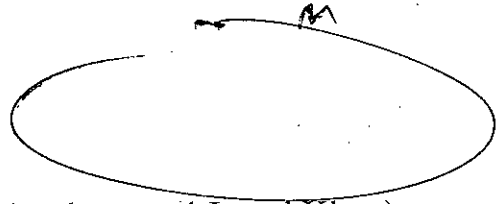
06.10.2020 Appellant is present in person. Mr. Usman Ghani, District Attorney alongwith Mr. Hussain Ali, Assistant (Litigation) for respondents present.

Arguments could not be heard due to strike of the District Bar Association, Swat.

Adjourned to 08.12.2020 for arguments before D.B at camp court Swat.




(Mian Muhammad)  
Member(E)



(Muhammad Jamal Khan)  
Member  
Camp Court Swat

8/12/20

Due to COVID-19 case is  
adjourned to 02-02-2021




Reader

02.12.2019

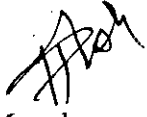
Counsel for the petitioner present. Mr. M. Riaz Khan Paindakhel, Assistant Advocate General alongwith Mr. Hussain Ali, Assistant for respondents present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 03.02.2020 before D.B at camp court Swat.

  
Member

  
Member  
Camp Court Swat

03.02.2020

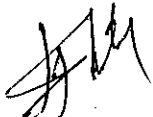
Learned counsel for the appellant and Mr. Muhammad Jan learned Deputy District Attorney alongwith Hussain Ali ADO present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 04.03.2020 before D.B at Camp Court, Swat.

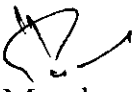
  
Member

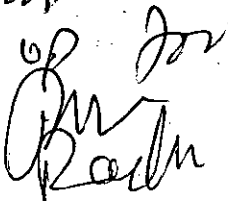
  
Member  
Camp Court, Swat.

04.03.2020

Learned counsel for the appellant present. Mr. Usman Ghani learned District Attorney alongwith Hussain Ali Litigation Officer Mr. Riaz Paindakheil learned Assistant Advocate General present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 08.04.2020 before D.B at Camp Court, Swat.

  
Member

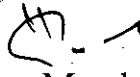
  
Member  
Camp Court, Swat.

Due to corona virus tour has been cancelled. To come up for the same on - 3-6-2020 - 




11.06.2019

Clerk to counsel for the appellant present. Hussain Ali Litigation Officer representative of the respondent department present and seeks time to furnish written reply/comments. Granted. To come up for written reply/comments on 02.09.2019 before S.B at Camp Court, Swat.

  
Member  
Camp Court, Swat.

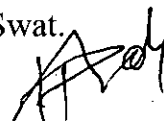
02.09.2019


Appellant in person present. Mr. Mian Amir Qadir learned Deputy District Attorney alongwith Hussain Ali Litigation Officer present and submitted written reply/comments. Adjourn. To come up for rejoinder if any and arguments on 08.10.2019 before D.B at Camp Court, Swat.

  
Member  
Camp Court, Swat.

08.10.2019

Counsel for the appellant and Mian Amir Qadir, Deputy District Attorney alongwith Mr. Hussain Ali, Litigation Officer for the respondents present. Learned counsel for the appellant submitted rejoinder and requested for adjournment for arguments. Adjourned to 02.12.2019 for arguments before D.B at Camp Court Swat.

  
(Hussain Shah)  
Member  
Camp Court Swat

  
(Muhammad Amin Khan Kundi)  
Member  
Camp Court Swat

05.04.2019

Learned counsel for the appellant present. Preliminary arguments heard.

The appellant (Ex-PST) has filed the present service appeal u/s 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the order dated 07.06.2018 whereby he was removed from service. Learned counsel for the appellant argued inter-alia that the appellant was appointed as PST vide order dated 02.09.2009 and he took charge of his post on 03.09.2009 however on 09.09.2009 the appellant was taken into custody by Army and he remained in custody till 02.03.2017; that thereafter the appellant submitted departmental appeal to the authorities for reinstatement but the same was not responded nor any order of termination/dismissal was provided to him; that at last the appellant filed Writ Petition before Hon'ble Peshawar High Court Mingora Bench Dar-Ul-Qaza Swat, resultantly on 12.11.2018 the appellant was provided copy of order dated 07.06.2018 regarding his removal from service; that the departmental appeal of the appellant against the order dated 07.06.2018 went un-responded.

Points urged by 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, notices be issued to the respondents for written reply/comments. To come up for written reply/comments on 11.06.2019 before S.B at Camp Court, Swat.



Member  
Camp Court, Swat.

Appellant's  
Security  
Deposit  
Process Fee

Form- A

FORM OF ORDER SHEET

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

Case No. 215/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	18/2/2019	<p>The appeal of Mr. Zia-ur-Rehman presented today by Mr. Aziz-ur-Rehman 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;"><i>[Signature]</i> REGISTRAR 18/2/19</p>
2-	28-2-19	<p>This case is entrusted to touring S. Bench at Swat for preliminary hearing to be put up there on <u>05-04-19</u>.</p> <p style="text-align: right;"><i>[Signature]</i> CHAIRMAN</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR

Service Appeal No. 215 of 2019

Zia-ur-Rahman Ex-PST Government Primary School Kabal, District Swat.

...Appellant

VERSUS

The Secretary Elementary and Secondary Education Government of Khyber  
Pakhtunkhwa, Peshawar and Others.

...Respondents

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4.	Copy of the Appointment Order	A	8-17
5.	Copy of the Charge Report	B	18
6.	Copy of the Transfer Order	C	19
7.	Copy of the Application	D	20
8.	Copy of the Certificate	E	21
9.	Copy of the Appeal	F	22
10.	Copy of the Order dated 07-06-2018	G	23
11.	Copy of the Departmental Appeal	H	24
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Appellant Through  
Aziz-ur-Rahman  
Advocate Swat  
Office: Khan Plaza, Gulshone Chowk,  
Mingora Swat, Cell 0333 929 7746

①

BEFORE THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 215 of 2019

Zia-ur-Rahman Ex-PST Government Primary School  
Kabul, District Swat.

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 195

...Appellant Dated 18/2/2019

VERSUS

1. The Secretary Elementary and Secondary Education Government of Khyber Pakhtunkhwa, Peshawar.
2. The Director Elementary and Secondary Education Government of Khyber Pakhtunkhwa, Peshawar.
3. The District Education Officer (Male) at Gulkada.  
Swat

...Respondents

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE ORDER ENDST: NO. 14184-87/P.F/215/M/DEG/SWAT DATED 07-06-2018 COMMUNICATED ON 12-11-2018, WHEREBY THE MAJOR PENALTY OF REMOVAL FROM SERVICE WAS IMPOSED UPON THE APPELLANT AGAINST THE LAW, RULES AND SHARIAH, HENCE THE ORDER IMPUGNED IS LIABLE TO SET ASIDE. FEELING AGGRIEVED OF THE SAME THE APPELLANT SUBMITTED A DEPARTMENTAL APPEAL, BUT THE SAME WAS NOT RESPONDED TO DESPITE THE LAPSE OF STATUTORY PERIOD OF TIME.

Filed to-day  
by  
Registrar  
18/2/19

PRAYER:

2

*That on acceptance of this service appeal the order impugned may very kindly be set aside and the appellant reinstated back into service with all back/consequential benefits.*

---

Respectfully Sheweth:

Facts:

- i. *That the appellant got appointed as Primary School Teacher vide order Endst: No. 3000-9/Appointment/PST-09 dated 02-09-2009 and thereafter took over the charge at Government Primary School Kabal Swat on 03-09-2009. Copy of the appointment order is enclosed as Annexure "A" and that of the Charge Report is enclosed as Annexure "B", respectively.*
- ii. *That subsequently the appellant was transferred from GPS Kabal to GMPS Garonotangai vide order Endst: No. 4232/ dated 26-09-2009. Copy of the order is enclosed as Annexure "C".*
- iii. *That the appellant started to perform his duties efficiently that he was taken into custody by the Pak Army, bald of any reason and on mere suspension, on 09-09-2009.*
- iv. *That the appellant remained in the custody till 02-03-2017, when he was released from the custody. The appellant also submitted an application for issuance of a certificate to the*

effect, but he was informed by the authorities concerned that he will be issued the same after a period of one year. Copy of the application is enclosed as Annexure "D".

- v. That during the custody the appellant was imparted technical training on completion of which he was issued a Certificate as well on 28-02-2017. Copy of the certificate is enclosed as Annexure "E".
- vi. That appellant after his release from the custody submitted a departmental appeal to the authorities for his reinstatement, but neither the same is responded to nor his order of termination / dismissal is provided to him for no valid reasons. Copy of the appeal is enclosed as Annexure "F".
- vii. That the appellant is kept on waiting that he will be informed of his fate, but till date no response is being given to the appellant.
- viii. That the appellant feeling aggrieved and having no other quick and efficacious remedy available to him filed a writ petition, which was decided and as a result of the same the appellant was provided the copy of the order Endst: No. 14184-87/P.F/215/M/DEO/Swat dated 07-06-2018, copy of which was delivered on 12-11-2018. Copy of the order dated 07-06-2018 is enclosed as Annexure "G".

④

ix. That feeling aggrieved of the order impugned as the same is against the law, rules and Shariah and is liable to be set aside, the appellant submitted a departmental appeal, but the same was not responded to despite the lapse of statutory period of time, hence this service appeal on the following grounds. Copy of the appeal is enclosed as Annexure "H".

Grounds:

- a. That the appellant has been imposed upon major penalty without observing either any codal formalities or resorting to the due course of law in utter violation of the law and rules on the subject emanating from the commands of the constitution, although the Apex Supreme Court has, in plethora of judgments, held that for the imposition of major penalty a full-fledged inquiry is mandatory, yet the same has not been the case in case of the appellant, thus the appellant has not been treated in accordance with the law.
- b. That this is a classic case of its kind in terms of misuse, abuse of powers, colourful and fanciful exercise of the same to the detriment of the appellant, wherein no regards, whatsoever, has been paid to the law and rules on the subject.
- c. That the appellant has been discriminated with as for the imposition of major penalty none of the conditions precedent have been fulfilled like in other so many cases and instances.



- d. That the respondents are so adamant and oblivion to the law and rules that even the order of termination / dismissal has not been provided to the appellant till, despite his running from pillar to post to get the copy of the same.
- e. That the appellant has not absented himself willfully from his duties, rather his absence was due to the circumstances beyond his control.
- f. That the appellant has not committed any act of commission or omission which may constitute any offence under any law.

It is, therefore, very respectfully prayed that on acceptance of this service appeal the order impugned may very kindly be set aside and the appellant reinstated back into service with all back / consequential benefits.

Any other relief deemed appropriate in the circumstances and not specifically prayed for may also very kindly granted.

Appellant  
*Zia-ur-Rahman*

Zia-ur-Rahman  
Through Counsels,

*Aziz-ur-Rahman*

*Imdad Ullah*  
Imdad Ullah  
Advocates Swat

6

**BEFORE THE KHYBER PAKHTUNKHWA**  
**SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. \_\_\_\_\_ of 2019

Zia-ur-Rahman Ex-PST Government Primary School  
Kabal, District Swat.

...Appellant

**VERSUS**

The Secretary Elementary and Secondary Education  
Government of Khyber Pakhtunkhwa, Peshawar and  
Others.

...Respondents

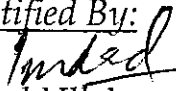
**AFFIDAVIT**

It is solemnly stated on Oath that all the contents of  
this service appeal are true and correct to the best of my  
knowledge and belief and nothing has either been  
misstated or kept concealed before this honourable  
tribunal.

Deponent

  
Zia-ur-Rahman

Identified By:

  
Imdad Ullah  
Advocate Swat

**ATTESTED**

  
UMAR SADIQ Advocate,  
OATH COMMISSIONER  
Distt: Courts Swat.

No. 151 Date 15/2/2019

(7)

**BEFORE THE KHYBER PAKHTUNKHWA**  
**SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. \_\_\_\_\_ of 2019

Zia-ur-Rahman Ex-PST Government Primary School  
Kabal, District Swat.

...Appellant

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The Secretary Elementary and Secondary Education  
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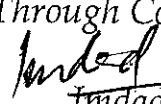
**ADDRESSES OF THE PARTIES**

Appellant:

Zia-ur-Rahman Ex-PST Government Primary School  
Kabal, District Swat.

Respondents:

1. The Secretary Elementary and Secondary  
Education Government of Khyber Pakhtunkhwa,  
Peshawar.
2. The Director Elementary and Secondary Education  
Government of Khyber Pakhtunkhwa, Peshawar.
3. The District Education Officer (Male) at Gulkada.

Appellant  
Through Counsel,  
  
Imdad Ullah  
Advocate Swat

OFFICE OF THE EXECUTIVE DISTRICT OFFICER ELEMENTARY & SECONDARY  
EDUCATION SWAT

8

OFFICE ORDER

Consequent upon the recommendation of the Departmental selection committee as contained in the minutes of the meeting held on 27-8-2009.

The EDO Elementary & Secondary Education Swat is pleased to order the appointment of the following PTC in BPS-9 plus usual allowances as admissible under the rules and posted against the vacant posts at the schools noted against each from the date of taking over charge and will be governed under civil servants Act 1973, except section No.19, in the interest of public service on the terms and conditions given below:-

Disable (2% Quota) = 6 seats

S. #	Name candidates	Fname	Address	D/O birth	U/C Name	Merit Marks	Name of school where posted	Remarks
1	Mohzob Subhani	Bakhtawan	Kabal	15-04-76	Bar Abakhal	52.02	GPS Rangila	A.V. Post
2	Bashir Khan	Bashir Khan	Badara	01-05-77	BAIDARA	51.75	GPS Kulan	-do-
3	Fahd Wahab	Mohammad Zahid	Kabal	15-05-09	Bar Abakhal	51.28	GPS Dugal N.1	-do-
4	ANTHAR SHAH	MAHARAJA QAFARIN	AHINGARGO CHERAI	01-07-75	Bar Abakhal	51.10	GPS Takhtaband	-do-
5	JALAL KHAN	DILBAR	Tindodes	17-01-83	Tindodes	50.35	GPS Seng	-do-
6	Saqib Ahmad	Saqib	Dumai	04-02-86	Dumai	49.75	GPS Dumai	-do-

Deceased employees quota = 6 seats

S. #	Name candidates	Fname	Address	D/O birth	U/C Name	Merit Marks	Name of school where posted	Remarks
1	Imdad Khan	Imdad Khan	Kabul	10-02-78	Chowki	51.79	GPS Garra	A.V. Post
2	Imdad Khan	Imdad Khan	Chowki	01-04-80	Chowki	50.25	GPS H. Gumb	-do-
3	Hafiz Ali	Hafiz Ali	Kabul	03-02-87	Kabul	49.76	GPS Banjori	-do-
4	Saeedur Rahman	Saeedur Rahman	Chowki	05-01-87	RAMG MOHALLAH	45.66	GPS Kafakaly	-do-
5	NAVIAB ALI	SIYAH ZADA	Chowki	16-07-79	Bar Abakhal	42.58	GPS Bara B. Dugal No. 2	-do-
6	Rashid Ahmad Khan	Ghulam Shahzad	Dumai	12-10-75	Dumai	40.50	GPS Jarray	-do-

Earthquake affected area (Shangla) = 3 seats

S. #	Name candidates	Fname	Address	D/O birth	Name of U/C	Merit Marks	Name of school where posted	Remarks
1	Fahimullah	Gulshan	Chowki	20-04-69	Chowki	63.10	GPS Panchur	A.V. Post
2	Sudhan Ali	Sudhan Ali	Chowki	07-03-84	Chowki	57.93	GPS Garra Lalka	-do-
3	MOYATUL RAHMAN	MOYATUL RAHMAN	Chowki	14-04-83	Chowki	61.97	GPS Chumatal	-do-

Attested  
*[Signature]*  
Advocate

Better Copy *PNOB*

**OFFICE OF THE EXECUTIVE DISTRICT OFFICER  
ELEMENTARY & SECONDARY EDUCATION**

**OFFICE ORDER**

Consequent upon the recommendation of the Departmental selection committee as contained in the minutes of the meeting held on 27/08/2009

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Disable @ 2% Quota = 6 seats

S.#	Name Candidates	F/Name	Address	D/O Birth	U/C Name	Merit Marks	Name of school where posted	Remarks
1	Mehboob Subhani	Bakht Rawan	Kabal	16/04/76	Barabakhel	52.02	GPS Rangila	A.V.Post
2	Bashir Khan	Bacha Khan	Baidara	01/05/77	Baidara	51.75	GPS Kalam	Do
3	Fazal Wahab	Mohammad Zahid	Kabal	15/05/69	Barabakhel	51.28	GPS Deolai No.1	Do
4	Anwar Shah	Mohammad Dafarin	Ahingaro Dherai	01/07/75	Ahingarodherai	51.10	GPS Takhtaband	Do
5	Jalal Khan	Dilbar	Tindoag	17/03/83	Tindoag	50.35	GPS Senai	Do
6	Saeed Ahmad	Bahadar Sher	Darmai	04/03/80	Darmai	42.75	GPS Darmai	do

Deceased employees sons Quota = 6 seats

S.#	Name Candidates	F/Name	Address	D/O Birth	U/C Name	Merit Marks	Name of school where posted	Remarks
1	Inayat Ullah	Aqa	Kotkay	10/03/78	Chuprial	51.79	GPS Garra	A.V.Post
2	Inamullah Khan	Aftabur Rahman	Charbagh	01/04/83	Kotkay	50.95	GPS H Manai	Do
3	Haider Ali	Haroon Bashar	Kokarai	03/03/82	Kokarai	49.76	GPS Banjot	Do
4	Saeedur Rahman	Aziz Ur Rahman	Mingora	05/01/37	Rang Mohallah	45.56	GPS Kalaklay	Do
5	Nawab Ali	Shah Zada	Mingora	16/02/79	Banr/Ahingaro Dherai	42.48	GPS Bara Bandai No.2	Do
6	Rashid Ahmad Khan	Ghulam Muhammad	Mingora	12/1075		40.90	GPS Jarray	Do

Earthquake effected area (Shangla) = 3 seats

S.#	Name Candidates	F/Name	Address	D/O Birth	U/C Name	Merit Marks	Name of school where posted	Remarks
1	Farmanullah		Sandev	20/04/65	Puran	63.10	GPS Peochar	A.V.Post
2	Subhan Ali	Sher Ali	Sandev	01/04/84	Puran	67.93	GPS Garrai Lalkoo	Do
3	Hidayatur Rahman	Ghulam Rassani		14/4/83	Alpurai	61.91	GPS Chamtalai	Do

*Attested*  
*Turda*  
Advocate

District/open merit list @ 60% = 181 seats.

S.No	Name candidates	F/ma	Address	D/O birth	Name of UIC	Merit Marks	Name of school where posted
1	FAZAL MALIK	TAWAS KHAN	RORIA	05-05-77	Kishwara	67.63	GPS Mingora 2
2	TAJ NABI	FAZAL AKBAR	MATTA	01-01-86	BAIDARA	65.21	GPS Sumbat
3	Zia Ur Rahman	Sherai	Poria	30-01-81	Kishwara	65.08	Rahim Abad
4	Mohammad Sohail	Mohammad Feroz	Shalpin	15-03-87	Shalpin	64.74	GPS Shalpin
5	Zia Ur Rahman	Fazal Hanan	Manglore	06-03-82	Manglore	64.71	GPS Manglor-1
6	Said Jamal	Hazrat Usman Mian	Tikdarai	12-01-86	K.Khela	64.66	GPS Tikdarai
7	Azizullah	Mohammad Qasim	Deolai	21-04-82	Deolai	64.60	GPS Deolai-1
8	Fazal Mula	Parvanat Khan	Tikdarai	10-02-84	K.Khela	64.29	GPS Titu Baj
9	Abdur Rahman	Hazrat Shah	Kass	25-05-83	Kakum	64.20	GPS Ashuran
10	Anwar Zeb	Mahmood	Garai	08-09-85	Koz Aba Khel	62.46	GPS Kottai
11	MOHD LAYAO	MOHD IHSAN	Saklva	01-05-87	Sakhra	62.17	GPS Sakhra
12	Ali Rahman	Mohammad Anwar	K.Khela	17-03-81	K.Khela	61.62	GPS Gashkor
13	Misar Khan	Umar Mohammad	Mashkora	02-02-85	Janoo Chantalai	61.51	GPS Chantalai No.2
14	Shafullah	Rahmanullah	Khazana	13-03-78	Shamozai	61.37	GPS Khazana
15	Nasem Ullah	Bahramend	Fatehpur Shagai	14-03-83	Fatehpur	61.33	GPS Fatehpur No. 2
16	Habibur Rahman	Sadar Mula	Shahgram	03-03-75	Tikal	61.11	GPS Shagai shagram
17	Amir Hamza	Hazrat Usman Mian	Tikdarai	20-01-82	K.Khela	60.89	GPS Berarai
18	Murad Ali	MAASAWOOD	TINODDAG	05-06-82	Tindodag	60.44	GPS Tindodag
19	Alamgir	Muqbar	Khawaja Abad	10-03-76	Gulkada	60.42	GPS Gulkada
20	MOHD ALTAF	MOHD HUSSAIN	Barhana	11-04-79	Barhana	60.39	GPS Saidara
21	Zakir Ullah	Shamroz Khan	Chalyar	03-02-85	Kotnai	60.29	GPS Chalyar
22	RAFIQ AHAD	Bakht Baidar	ODIGRAM	01-05-77	Odigram	60.26	GPS Odigram
23	Mohammad Shoab	Shabaz	Bashigram	07-08-74	Bashigram	60.15	GPS Shinkoo
24	Maliullah	Mohammad Zahir Shah	Koza Bandai	05-05-87	Koza Bandai	60.1	GPS Kuza No.2
25	Asghar Khan	Kachay	Peshonai	15-02-85	BEHA	60.10	GPS Kuwaro
26	Jehan Sher Mian	Khairati Mian	Fahat abad Shinkad	01-01-81	Kotnai	59.96	GPS Chantalai
27	Hazrat Ali SIRAJ	Shah Wazir Khan	Shinkad	01-01-84	TALIGRAM	59.94	GPS Zain Khanay
28	MOHAMMAD SIRAJ	Khairat	LUGBOVI	03-11-70	Gwaleral	59.93	GPS Taha No.1
29	Nadar Khan	Mohammad Amir Zada	Baidara	10-05-81	BAIDARA	59.73	GPS Patay Malynr
30	Mohammad Idrees	Mohammad Anin	BAnjot	03-03-81	AM Bani Khel	59.70	GPS Sumbat
31	Hayat Ullah Khan Bahre Karam Khan	Khan Lali	Peshonai	01-04-82	BEHA	59.69	GPS Uzbaka
32	Mohammad Bahre Karam Khan	Abdul Qadir Khan	Chunnai	10-12-77	Shamozai	59.35	GPS Recema shawar
33	Asghar Ali	Alli Khan	Charbagh	02-03-80	Charbagh	59.30	GPS Sameer banr
34	Amir Zeb	Jamshid Khan	K.Khela	01-01-77	K.Khela	59.10	GPS Kasona
35	Akhter Ali	Mohammad Anwar	Balalai	18-04-83	Gulbagh	58.85	GPS Malalay
36	Muqbar Bacha	Mian Ghazi Jan	Mula Peto	01-01-80	ACHARA	58.79	GPS Perawdhi
37	HASRULLAH KHAN	MOMIN KHAN	SHINKAD	05-06-81	TALIGRAM	58.75	GPS Shinkad
38	SHAHI RAHMAN	HAZRAT RAHMAN	SHAGAI	11-04-83	Saku Shani	58.75	GPS Shagai

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39	Abdul Majid	Anfullah	Ushu	01-04-79	Kalam	58.64	GPS Ushu
40	Mohammad Nasar	Mohammad Gul	Gulkada	20-04-83	Gulkada	58.63	GPS Malook
41	Mohammad Ayaz	Schibul	Sapalbandai	10-01-81	Islampur	58.62	GPS Sher Araf
42	FAZAL BADSHAH	SAID KARAM	MANYAP	28-06-83	Ghaligay	58.55	GPS Manyar
43	Ihsan Ul Haq	Shaikh Farid	Kalam	20-05-78	Kalam	58.42	GPS Bayun
44	Fahim Nawab Mian	Chaman Ali Mian	K.Khela	14-04-82	K.Khela	58.39	GPS Kalwara
45	Aftab Ali	NADAR KHAN	Barthana	02-02-89	Barthana	58.36	GPS Tangar
46	Gohar Ali	Khaista Mohammad	Fatehpur	10-12-89	Fatehpur	58.24	GPS Fatehpur No.1
47	Abdul Manan	Abdur Rahman	Charbagh	01-04-71	Charbagh	58.17	GPS Khairabad Kalakalay
48	Abdul Kabir	Bakht Amin Khan	Koz Bakoor	14-05-89	Barthana	58.14	GPS Chikmani
49	Samiullah	Mohammad Dawron	Sapalbandai	01-07-79	Islampur	58.02	GPS Gujar
50	Barkat Ali	Mohammad Zaid	Kalakot	15-01-87	ASHARAY	58.00	GPS Dalkot
51	Wajid Ali	Asil Zada	Ala Abad	16-02-81	Gulibagh	57.83	GPS Kasona
52	Khaista Rahman	Mohammad Rahiman	Tingari	02-05-76	K.Khela	57.82	GPS Shinkoo
53	Said Mohammad	Bakht KHAN	Lakhar	01-01-85	Shin	57.72	GPS Sangrai
54	Zia Ur Rahman	Merham Jalal	Kabal	01-04-81	Bar Abakhet	57.65	GPS Kibal
55	Mohammad Nawab Khan	Amnash Khan	Fogira	05-03-85	Charbagh	57.59	GPS Bahmin
56	Liaqat Ali	Hazrat Sahib	Kabal	06-04-75	Bar Abakhet	57.58	GPS Sersimai No.2
57	Khalilullah	Gul Sherin	Shinkad	05-05-84	TALIGRAM	57.39	GPS Parkhay
58	Inamullah	Sheri Zaman Khan	Islampur	12-04-82	Islampur	57.38	GPS Bakar
59	Ajmal Khan	Toor Khan	Alamganj	20-12-83	Gulibagh	57.35	GPS Alamganj
60	JAVID ALI	KHURSHID ALI	TINODAG	03-03-85	Tindora	57.33	GPS Tindodag
61	Faiz Ali Khan	Niaz Mohammad	Shalpin	12-04-84	Shalpin	57.30	GPS Shieray
62	Amin Shah	Saidan Shah	Ushu	10-03-71	Kalam	57.24	GPS Chumal
63	Ikram Ullah	Shah Zeb	Kabal	02-03-84	Bar Abakhet	57.23	GPS Asogay
64	Shahid Ali	Aurang Zeb	Alabad	13-03-84	Gulibagh	57.20	GPS Darolai No.2
65	Bahadar Ali Khan	Zoorast Khan	Darmal	21-12-84	Darmal	57.17	GPS Rahatkot
66	Bakht Rahman	Bakht Mashal	Fatehpur	10-12-79	Fatehpur	57.17	GPS Yaka Badishah
67	Anwar Ali	Bahadar	Gari	03-03-85	Koz Abakhet	57.13	GPS Yaktangay
68	Iqbal Hussain	Mohammad Room	Charbagh	14-08-78	Charbagh	57.09	GPS Kandaw
69	Rafi Ullah	Abdul Manan	Roria	24-01-75	Kishawa	57.09	GPS Kishawara
70	Mohammad Anwar Khan	Hishamand	Kollai	02-01-83	Koz Abakhet	57.07	GPS Kollai
71	Fozal Wahid	Asfand Yar	Babeo maira	21-02-84	Janoo Chamal	57.00	GPS Kuchigram
72	JAVID	Saifur Rahman	ODIGRAM	05-04-78	Odigram	56.98	GPS Ahingaroderai
73	Irfanullah	ABDULLAH KHAN	Barthana	19-11-88	Barthana	56.96	GPS Dandamai
74	Javed	Maseen	Marchaki	21-05-83	Koz Abakhet	56.83	GPS Alobandai
75	Abdul Khalid	Abdul Sheheer	Rahim Abad	03-03-79	Rahim Abad	56.80	GPS Rahim Abad
76	Inamullah	Gulhar Khan	Khurrai	04-02-85	Khurrai	56.79	GPS Kuza Namakhela
77	Mahboob Subhani	Hussain Ali	Qambar	08-02-79	Qambar	56.74	GPS Qambar No.2
78	Shakir Ullah	Shamroz Khan	Chaiyar	08-04-80	Kullinail	56.72	GPS Manpitai
79	Mohammad Nazir	Sher Malik	Kalakalay	15-04-87	Kalakalay	56.70	GPS Tangbanr
80	Ajmal Khan	Khazar	Shalpin	21-05-74	Shalpin	56.68	GPS Lakot
81	Saeedullah Khan	Shahbaz Khan	Roringar	11-11-84	Gulibagh	56.59	GPS Charna

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39	Abdul Majeed	Arifullah	Ushu	01/0/79	Kalam	58.64	GPS Ushu
40	Mohammad Nasar	Mohammad Gul	Gulkada	20/04/83	Gulkada	58.63	GPS Malook Abad
41	Mohammad Ayaz	Sahib Gul	Sapalbandai	10/01/81	Islampur	58.62	GPS Sheratrab
42	Fazal Badshah	Said Karam	Manyar	28/06/83	Ghaligay	58.55	GPS Manyar
43	Ihsan Ul Haq	Shaikh Farid	Kalam	20/05/78	Kalam	58.42	GPS Bayun
44	Rahim Nawab Mian	Chaman Ali Mian	K.Khela	14/04/82	K.Khela	58.39	GPS Kalwara
45	Aftab Ali	Nadar Khan	Bathana	02/02/80	Barthana	58.36	GPS Tangar
46	Gohar Ali	Khaista Mohammad	Fatehpur	10/12/80	Fatehpur	58.24	GPS Fatehpur No.1
47	Abdul Manan	Abdur Rahman	Charbagh	01/04/71	Charbagh	58.17	GPS Khair Abad
48	Abdul Kabir	Bakht Amin Khan	Koz Bakoore	14/05/89	Barthana	58.14	GPS Chitkarai
49	Samiullah	Mohammad Dawran	Sapalbandai	01/07/79	Islampur	58.02	GPS Gujaro Tangay
50	Barkat Ali	Mohammad Zada	Kalakot	15/01/87	Asharay	58.00	GPS Balakot
51	Wajid Ali	Asil Zada	Ala Abad	16/02/81	Gulibagh	57.83	GPS Kasona
52	Khaista Rahman	Mohammad Rahman	Tindari	02/06/76	K.khela	57.82	GPS Shinkot
53	Saidu Muhammad	Bakhti Khan	Lakhar	01/01/85	Shind	57.72	GPS Shangrai
54	Zia Ur Rahman	Merham Jalal	Kabal	01/04/81	Barabakhel	57.65	GPS Kabal
55	Mohammad Nawab Khan	Amanash Khan	Faoira	05/03/85	Shalpin	57.59	GPS Bahrain
56	Liaqt Ali	Hazrat Sahib	Kabal	06/04/75	Barabakhel	57.58	GPS Sirsinai No.2
57	Khalilullah	Gul Sherin	Shikad	05/06/84	Taligram	57.39	GPS Farkhai
58	Inamullah	Sher Zaman Khan	Islampur	12/04/82	Islampur	57.38	GPS Fakar
59	Ajmal Khan	Toor Khan	Alamganj	20/12/83	Gulibagh	57.35	GPS Alamganj
60	Javid Ali	Khurshid Ali	Tindodag	03/03/85	Tindodag	57.33	GPS Tindodag
61	Faiz Ali Khan	Niaz Mohammad	Shalpin	12/04/84	Shalping	57.30	GPS Serai
62	Amin Shah	Saidan Shah	Ushu	10/03/71	Kalam	57.24	GPS Churat
63	Ikram Ullah	Shah Zeb	Kabal	02/03/84	Barabakhel	57.23	GPS Asogai
64	Shahid Ali	Aurang Zeb	Alabad	13/03/84	Gulibagh	57.20	GPS Daroiai No.2
65	Bahadar Ali Khan	Zoordast Khan	Darmal	21/12/84	Darmai	57.17	GPS Rahatkot
66	Bakht Rahman	Bakht Mashal	Fatehpur	10/12/79	Fatehpur	57.17	GPS Yaka Badishah
67	Anwar Ali	Bahadar	Gari	03/03/85	Kozabakhel	57.13	GPS Yakh Tangay
68	Iqbal Hussain	Mohammad Room	Charbagh	14/08/78	Charbagh	57.09	GPS Kandawo
69	Rafi Ullah	Abdul Manan	Roria	24/01/75	Kishowra	57.09	GPS Kishowra
70	Mohammad Anwar Khan	Hishtamand	Kollai	02/01/83	Kozabakhela	57.07	GPS Kotlai
71	Fazal Wahid	Asfand Yar	Baboo Maira	21/02/84	Janu Chamtali	57.00	GPS Kachigram
72	Javid	Saifur Rahman	Odigram	05/04/78	Odigram	56.98	GPS Ahingarodherai
73	Irfanullah	Abdullah Khan	Barthana	19/11/88	Bar Thana	56.96	GPS Dhandanai

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74	Javed	Maseen	Marchaki	21/05/83	Kozabakhel	56.83	GPS Alobanda
75	Abdul Khaliq	Abdul Shaheed	Rahim Abad	03/03/79	Rahim Abad	56.80	GPS Rahim Abad
76	Inamullah	Gulbar Khan	Khuriral	04/02/85	Khareri	56.79	GPS Koza Bamakhela
77	Mahbob Subhani	Hussain Ali	Qambar	08/02/79	Qambar	56.74	GPS Qambar No.2
78	Shakir Ullah	Sahmroz Khan	Chalyar	08/04/80	Kotanai	56.72	GPS Manpatai
79	Mohammad Nazir	Sher Malik	Kalakaly	15/04/87	Kalakaly	56.70	GPS Tangbanr
80	Ajmal Khan	Khazar	Shalpin	21/03/74	Shalpin	56.68	GPS Laikot
81	Saeedullah Khan	Shahbaz Khan	Roringar	11/01/84	Gwalera	56.59	GPS Charma

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82	Ibrahim	Sariraz Khan	Mangollan	10-03-86	Charbagh	56.55	GPS Pishinai
83	Amir zeb	mian said karim	Sawalbandai	02-02-76	Islampur	56.48	GPS Mandarai
84	Haidar Ali	Mohammad Ismail	Tindolay	01-04-79	Tindolay	56.40	GPS Kuzi Sumai
85	Ubaiddullah	Mohammad Umar	Gul Kada	04-09-83	Gulkada	56.39	GPS Dardiyai
86	Shahi Nawab	Shahi Taj Bacha	Abaha	05-11-83	Kota	56.38	GPS Balokalay
87	Niaz Ali Khan	Ghazal Khan	Alazbad	05-02-84	Gulbagh	56.31	GPS Banjot
88	Akbar Hussain	Abdul Khaliq	Dambar	17-01-81	Dambar	56.31	GPS Tirawona
89	Mian Yaq Hussain	Asher Mian	Bar Showar	14-02-76	Showar	56.28	GPS Doughlai
90	ZIAUDDIN	ALADDIN	Barhana	12-01-89	Barhana	56.23	GPS Kwaro Mandaw
91	Inayat Ullah	Said Mohammad	Fateh Khan Khel	01-03-85	Landay Kass	55.18	GPS Mainz Khpa
92	Nisar Ali	Nadar Khan	Toha	02-01-84	TALIGRAM	55.16	GPS Tiglak
93	Said Amin Khan	Alfaren	Dadahara	01-04-79	Koz Abu Khel	55.16	GPS Alobandai
94	Mehboob Ali	Shamsher Khan	Chalyar	12-04-83	Kotnai	56.13	GPS Hakimabad
95	Khalid UR Rahman	Mohammad Khan	Garasa	15-05-80	Kokaral	56.10	GPS Dardkad Gur
96	Anjad ali Khan	Zafar Ali Khan	Shokhdara	12-02-78	Chuprial	56.05	GPS Uatnsor Asharay
97	YOUSAF	HAFI NAZIR	NAWAYKALAY	15-04-80	Shahdara Nawakalay	55.94	GPS No.3 Mingora
98	Hassan Gul	Ahmad Gul	Udgram	15-03-76	Udgram	55.91	GPS Pirano Kalay Kota
99	Syed Abdar Rashid	Syed Akbar Rahim	Mairamai	05-03-70	ASHARAY	55.89	GPS Perawdai
100	ASAF KHAN	SHAH ROJIE BACHA	SINPORA	15-04-83	Kharirai	55.87	GPS Sinpora
101	Irfanullah	Mohammad QA'WI	ASHARAY	15-04-81	ASHARAY	55.83	GPS Achar
102	ANWAR SHER	Abdul Qayum	SHALPIN	10-02-90	Shalpin	55.80	GPS Pardishah
103	Zafar Ali Khan	Gulshan	Hazara	08-03-81	HAZARA	55.80	GPS Hazara
104	Syed Jamiluddin	Said Mohammad Shah	Sirsina	20-04-83	Bar Abakhi	55.76	GPS Nimakai
105	Imiaz Ahmad	Abdul Hassan	B.Durushkhela	01-04-76	Durushkhela	55.75	GPS Spinu Khapa
106	Ihsanul Haq	Abdul Haq	Bara Bandar	06-06-86	BARA BANDAI	55.74	GPS Delay
107	Fazal Aziz	Fazal Subhan	Kabal	01-01-85	Bar Abakhi	55.71	GPS Shalhand
108	Abdul Khair	Sultan Aziz Khan	Gashkor	14-04-81	K.Khela	55.57	GPS Kalam
109	Rahmat Khan	Said Nawab	Marchaki	20-08-83	Koz Abu Khel	55.55	GPS Qala Qalagay
110	Nisar Ahmad	Fazal Rahman	Ziarai	15-08-77	Shin	55.53	GPS Kalwarai
111	Karimullah	Bakht Kamal	Charbagh	15-03-85	Charbagh	55.52	GPS Kuz Alar
112	Izal Mand	Toza Mian	Charbagh	04-11-78	Charbagh	55.51	GPS Madyan
113	MISBAHUDDIN	SHAH ZAMIN MIAN	Madyan	01-03-85	Madyan	55.51	GPS Madyan
114	Fazal Hussain	Zohrab Mian	Sawalbandai	09-04-74	Islampur	55.47	GPS Mandarai
115	Ali Shah	Jehan Sher	Koz Asala	05-07-81	Kotnai	55.46	GPS Hashigram GPS Jutkot
116	Falak Naz	Mohammad Luqman	Sawalbandai	05-04-87	Islampur	55.45	GPS Khairabad (Miandam)
117	Khorshed	Ibrahim	Chalyar	23-03-83	Kotnai	55.42	GPS Faizabad
118	Rasool Khan	Abdul Halim	Islampur	13-05-82	Islampur	55.39	GPS Khairabad kalakalay
119	Mohammad Ali Shah	Faham Jan	Kalakalay	10-04-82	Kalakalay	55.26	GPS Shalhadrai
120	Azizur Rahman	Sultan	Shahdara	01-06-77	Shahdara	55.23	GPS Shalakyur
121	Abdul Khalig	Abdul Wahid	Korlangai	30-04-71	Bashigram	55.21	GPS Qala Qalagay
122	Mohammad Naeem	Jehangir	Akhunkalay	01-03-84	Koz Abu Khel	55.21	GPS Dab
123	Shujat Ali	Siraj Khan	Janoo	05-03-83	Janoo	55.20	

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124	Mian Rahim Shad	Mian Bakht Shad	Sepp Bandai	05-10-78	Islampur	55.18	GPS Deulai No.2
125	Ihsanullah	Abdur Rashid	Balogram	01-04-75	Odigram	55.07	GPS Chalira
126	Akhter Munir	Swat Faqir	Sherpalam	01-08-78	Pirkalay	55.06	GPS Sherpalam No.2
127	Shaukat Ali	Abdul Manan	Anantkot	02-04-80	Rahim Abad	55.05	GPS Rahim Abad No.2
128	Suliman	Fazal Rahman	Kalakalay	15-02-73	Kalakalay	55.05	GPS Lajwar
129	KHURSHID ALAM	BAKHT BILAND	KALAKOT	01-01-78	ASHARAY	54.99	GPS Ragistoon
130	ISRAR ALI	BAKHT SHER RAWAN	ODIGRAM	28-09-78	Odigram	54.92	GPS Shinkay
131	Akbar Zeb	Jehan Zeb	Margore	01-05-72	Margore	54.91	GMPS Manz Ga
132	Amir Rahman	Amir Zaman Khan	Kabal	18-09-79	Burhabakht	54.91	GPS Shahid Baba
133	Shaukat Ali	Siraj	Sinpora	14-09-84	Kishmal	54.90	GPS Painsay
134	Fazal Wahab	Ahli Rahman	Margore	24-05-72	Margore	54.86	GPS Dar Jibar
135	Irfan Khan	Mohammad Dawesh	Charbagh	04-12-85	Charbagh	54.86	GPS Laikot
136	Mohammad Ali Khan	Mohammad Alam Khan	Deolai	10-02-79	Deolai	54.86	GPS Mohd Ali Khan
137	Suliman Khan	Bakht Musa	Zarakhela	05-06-81	Shamezal	54.85	GPS Zarakhela
138	Sardar Ahmad Khan	Sabir Khan	Kalakalay	05-06-87	Kalakalay	54.81	GPS Megee
139	Asghar Ali Khan	Ahmed Shah Khan	Charbagh	20-04-74	Charbagh	54.80	GPS Charbagh
140	MOHAMMAD AYUB KHAN	BADSHAH KHAN	RAHIM ABAD	12-01-84	Rahim Abad	54.79	GPS Rahim Abad No.2
141	Fazalur Rahman	Saifur Rahman	Kollai Chowk	09-05-86	Koz Abu Khel	54.76	GPS Sur Khazana
142	Zahoor Ilahi	Fazal Rahman	Tootano Bandai	06-03-84	Tootano Bandai	54.74	GPS Tootano Bandai
143	Faheem Ud Din	Zahuruddin	Aligrama	12-12-85	HAZARA	54.74	GPS Aligrama
144	Inamullah	Abdusalam	Jar Sherpalam	15-03-79	Pirkalay	54.73	GPS Sherpalam No.1
145	Mehboob Ali Shah	Amir Rahman	Manai	05-05-87	Tal	54.70	GPS Dardiyal
146	Irfan	Mian Said Qamar	Serai	01-04-82	Qambar	54.64	GPS Qambar No.2
147	Inamullah	Said Ullah Khan	Jambil	15-02-87	Margore	54.59	GPS Kokara
148	Sher Mohammad	Koor Mohammad	Udigram	01-05-72	Odigram	54.57	GPS Tospai
149	Abdur Rahman	Hazrat Bilal	Panr	05-01-78	Gulbada	54.55	GPS Panaworal
150	Fazal Khalig	Umar Saif	Urdam	12-03-83	Janoo Chamtelal	54.54	GPS Urdam
151	Mohammad Hussain	Kasher Khan	Kanal	15-10-79	Unor	54.52	GPS Gujaro Gabral
152	Muzaffar Khan	Bayer Khan	Gura	01-03-86	Koz Abu Khel	54.50	GPS Tuzar Kohlai
153	Ali Asghar	Ali Akbar	Tikarai	01-01-86	K. Khela	54.49	GPS Kalan
154	Mohammad Ayaz	Mohammad Shafiq	Mew Dargah	01-02-82	Krupa	54.49	GPS Dargah No.2
155	Umar Ali	Sher Zaman	Wailahai	14-02-78	Gulbakh	54.48	GPS Fighak
156	Sajjad Ahmad	Miftahuddin	Panni	15-03-78	Sarkot	54.39	GPS Ashgari (Kokara)
157	Fazal Waheed	Pir Mahmood	Charbagh	01-01-78	Charbagh	54.37	GPS Lalshish
158	Adalat Khan	Mohammad Pervez Khan	Gulbakh	13-03-77	Gulbakh	54.35	GPS Qatagay Tangai
159	Abdul Kabir	Abdul Hamid	Kabal	27-11-77	Bar Abkhet	54.32	GPS Derai
160	Sher Umar Khan	Chanchay Khan	Qambar	01-01-76	Qambar	54.31	GPS Qambar No.2
161	Rahim Zada	Ajab Khan	Mallan	01-04-88	Kazra	54.30	GPS Amkar
162	Rahim Bahadar	Khan Bahadar	Islampur	10-01-85	Islampur	54.21	GPS Deulai No.2

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163	Rahmat Begha	Mian Gul Bacha	Shin	07-05-77	Shin	54.21	GPS Ghat Bela
164	Hari Ali Khan	Dawa Khan	Kishwara	03-01-84	Kishwara	54.20	GPS Gollan
165	Mohammed Ziaul Haq	Alam Khan	Masyar	10-05-79	Ghatray	54.20	GPS Ambooklara
166	Anin Ullah	Pir Jan	Mato Paray	16-04-83	ASHARAY	54.20	GPS Handa
167	Kalimullah	Amir Jamshed Khan	Nazar Abad	01-04-74	ARKOT	54.16	GPS Achray
168	Abd Ali Khan	Unsin Khan	Barahamoti	04-09-79	Fabhar	54.16	GPS Bargeen
169	Ahaz Alam	Mohammad Zahir	Chitral	15-05-85	Chitral	54.14	GPS Kandaw Dandani
170	Tahir Ahmad	Shamoz Khan	Cam Ser	22-03-79	Burhana	54.10	GPS Fatima
171	ARSPAD ALI KHAN	NADAR KHAN	Sakho	20-01-85	Sakho	54.10	GPS Shaikhan
172	Falak Naz	Mohammad Azim	Sirsina	13-03-80	Bar Abakhet	54.09	GPS Faisalabad
173	Rahimullah	Abdur Rahman	Dama	15-03-82	Dama	54.07	GPS Kahakot
174	Sayyed Arabi	Sayyed Abdul Jabbar	Kishwara	13-02-83	Kishwara	54.06	GPS Katyar
175	Fazal Rahman	Lugnan	Chalyar	28-04-81	Kobusi	54.00	GPS Mankyal
176	Habib Ullah Shah	Mehre Shah	Nagaha	11-11-75	Barkot	53.98	GPS Nagaha
177	Taimor Shah	Malal Shah	Chuprial	03-01-79	Chuprial	53.96	GPS Gurrai Lalko
178	Mahboob Ali	Milan Shichi Murad Bacha	Nakot	29-11-83	GEHA	53.96	GPS Talkar
179	Shor Bahadar	Dusham Gul	Dahghdenich w	01-06-77	Fabhar	53.91	GPS Bargeen
180	Inayatullah	Gulan Zeb	Matam	10-03-85	Kishwara	53.91	GPS Lado chamtalai
181	Sayed Ilyas	Mohammad	Sapalbandai	10-02-81	Islampur	53.91	GPS Kuz Jishar


Union Council merit list @ 40% = 122 seats

S.#	Name candidates	Financ	Address	DOB	U/C Name	Merit Marks	Name of school where posted	Remarks
1	Said Karam	Gul Bashir	Zaray	24-05-77	AM Khal	51.92	GPS Barkalay	A.V. Post
2	Mohammad Inzal	Mir Miran	Bahran	02-08-74	AM Khal	50.39	GPS Jabar Ghat	-do-
3	Mahboob	Shah Raza	Zaray	22-03-86	AM Khal	50.33	GPS Barkat	-do-
4	Hazrat Said	Sahib zamna Mohammad	Fazi Abad	02-06-78	Amankot	49.93	GPS Amankot	-do-
5	Masullah	Fahim Khan	Sibbar	01-01-84	ARKOT	53.28	GPS Sharon	-do-
6	Ghwer Bacha	Ahmed Khan	Sibbar	01-02-82	ARKOT	52.07	GPS Barawal No.2	-do-
7	Allal Hussain	Aziz Ur Rahman	Kalakot	15-01-78	ASHARAY	50.25	GPS Kalakot	-do-
8	Javed Ali	Masoor Ali	Kalakot	25-05-77	ASHARAY	49.05	GPS Kalakot	A.V. Post
9	Mohammad Yaqoob	Said Mahmood	Bahrain	21-03-79	Bahrain	53.29	GPS Garibagan	-do-
10	Nisar Ahmad	Shah Mohammad	Bahrain	15-07-86	Bahrain	52.26	GPS Torwal	-do-
11	Dashit Khan	Bacha Khan	Raidara	01-05-77	BARBARA	51.75	GPS Bejawan	-do-
12	Izaz Mand	Kachkol	Tuerna	15-03-86	Dalakot	44.99	GPS Omara Torwal	-do-
13	NASIR SAWAN KHAN	OURASH	KIDAM	20-02-87	Kalakot	51.20	GPS Dewan	-do-
14	Ihsan Rahman	Aziz Ur Rahman	Ahingaro dharai	01-03-74	Bar/Ahingaro dharai	53.60	GPS Ahingaro	-do-
15	Mujeeb Ur Rahman	Mohammad Amin	Kabal	10-03-84	Bar Abakhet	52.79	GPS Chindakhwara	-do-

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*[Signature]*  
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16	Javed	Mohammad Ishaq	Sirsina	02-03-63	Sar Ahmehel	52.19	GPS Sirsina No.1	-do-
17	Liaqat Ali Khan	Mohammad Sher Ali Khan	Ningolai	19-02-82	BARA BANDA	53.01	GPS Ningolai	-do-
18	Umar Bakht	Mazin	Ningolai	04-02-72	BARA BANDA	51.44	GPS Ningolai	-do-
19	Rahmanuddin	Fazal Malik	Ningolai	11-03-81	BARA BANDA	50.69	GPS Ningolai	-do-
20	Wasim Iqbal	Mohammad Iqbal	Barikot	07-03-06	Barikot	53.86	GPS Fazal ali	-do-
21	Mohammad Ishaq	Mohammad Alam	Barhana	01-06-77	Barhana	53.74	GPS Kawaray Oba	-do-
22	Amir Zada	Fahim Zada	Lehat	10-02-86	Barhana	51.59	GPS Saidara	-do-
23	Fazal Ali Khan	Alian Zeb	Bashigra ni	01-02-85	Bashigra ni	53.00	GPS Fagani Banda	-do-
24	Rah Ullah	Wahid	Chal	01-21-85	Bashigra ni	52.22	GPS Kon shika	-do-
25	Muhammad Ishaq	Fayd	Peshkani Chan	19-01-83	SEWA	53.79	GPS Sarin	-do-
26	FAZAL MASOOD	MOHAMMAD D YAS	CHAM	10-04-77	Charbagh	53.43	GPS Asharbad	-do-
27	Muqees Ullah	Gul Shabaz	Dama	21-06-81	Dama	51.40	GPS Rainakot	-do-
28	MUHAMMAD KHURSHID	MUHAMMAD RASHID	BARNA	01-03-85	Dama	50.16	GPS Azad Banda	-do-
29	Mohammad Ilyas	Muhammad Ilyas	Rahakot	02-05-83	Dama	49.00	GPS Rahakot	-do-
30	Mohammad Ilyas	Mohammad Sher Ali Khan	Deolai	01-03-73	Deolai	52.77	GPS Deolai No.1	-do-
31	Mohammad Shoaib	Mohammad Nazir	B. Durush khela	03-05-76	Durushkhela	53.63	GPS No.2	-do-
32	Gul Muhammad	Ahmad	Sar Khel	03-02-89	Durushkhela	53.60	GPS No.2	-do-
33	Saam Zeb	Leil Ur	Fatehpur	01-05-76	Fatehpur	53.81	GPS Fatehpur	-do-
34	Mohammad	Fazal	Chikrai	15-03-75	Fatehpur	53.37	GPS Jarray	-do-
35	Musafir	Mohammad Ghulam	Sukarait	01-01-75	Fatehpur	52.56	GPS Zarat	-do-
36	Muhammad Khan	Mohammad Khalid	Bacha Abad	03-04-79	Fatehpur	48.85	GPS Bacha Dera	-do-
37	Muhammad Ali	Alamgir	Chakri	17-04-79	Chakri	52.69	GPS Nawangan	-do-
38	Javed	Muhammad Ishaq	Chakri	15-04-73	Chakri	52.25	GPS Chakri	-do-
39	Saifur Rahman	Muhammad Ishaq	Ala Abad	07-02-74	Gulbana	53.65	GPS Gulbana	-do-
40	Saif Ullah Khan	Shehryar	Gulbana	07-04-76	Gulbana	53.71	GPS Gulbana	-do-
41	Muhammad Ilyas	Muhammad Naseem	Sorner	15-06-72	Gwalera	51.49	GPS Sorner	-do-
42	Aliab Ali	Ali Akbar	Gwalera	11-05-82	Gwalera	51.32	GPS Awaral	-do-
43	Saeed Ur Rahman	Sher	Libani	02-03-85	Gwalera	50.55	GPS Awaral	-do-
44	Fazal Aziz	Fazal Ghani	Hazara	02-02-78	HAZARA	49.20	GPS Hazara	-do-
45	Sultan Ali	Fazal Gul	Islampur	12-03-84	Islampur	52.73	GPS Jaha	-do-
46	Ahmad Hussain	Zehab Mina	Sapalban	05-03-80	Islampur	52.46	GPS Jawa	-do-
47	Wali Ahmad Khan	Rashid	Larigar	01-01-81	Jano Chamatal	52.26	GPS Dandai	-do-
48	Heerani	Ahmad	Chinkolai	02-05-75	Jano Chamatal	52.14	GPS Bela	-do-
49	Azmat Ali	Muhammad Zubair	Chinkolai	20-01-85	Jano Chamatal	52.01	GPS Haboo	-do-

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50	Ali Sher	Zoor Tabab Khan	Kokkalay	01-02-75	K.Khela	53.47	GPS Kuzkulyay (K.Khela)	-do-
51	Miraj Khan	Ajalel Khan	K.Khela	12-03-85	K.Khela	53.66	GPS Bandai Maira	-do-
52	Mohammad Zada	Mohammad Rashad	K.Khela	11-04-80	K.Khela	52.62	GPS Bandai Maira	-do-
53	Jamal Uddin	Mohammad Zahid	Kalakkalay	01-05-71	Kalakkalay	52.34	GPS Mahak	-do-
54	Habib Rasul	Said Rahim	Taran	12-04-76	Kalakkalay	52.31	GPS Awarpatai	-do-
55	Rohul Amin	Mian Dabbar Jan	Gatich	01-03-85	Kalakkalay	51.75	GPS Awarpatai	-do-
56	Rashid Ahmad	Lachbar Khan	Mahak	06-02-75	Kalakkalay	49.19	GPS Mahak	-do-
57	Abdul Hamid Sher	Abdul Hai	Malilla	01-01-75	Kalam	52.98	GPS Matiltan	-do-
58	Mohammad	Noor Gul	Kas Kalam	12-05-85	Kalam	49.18	GPS Kass Kalam	-do-
59	Rahimullah	Mohammad Ismail	Gahil	05-06-77	Kalam	47.89	GPS Baffar	-do-
60	Sher Daz Khan	Mumtaz Khan	Salar	15-04-82	Kalam	47.52	GPS Baffar	-do-
61	Khushal Khan	Hafizullah	Ushu	07-01-75	Kalam	47.43	GPS Ushu	-do-
62	Abdul Kabir	Samiullah	Ushu	25-03-85	Kalam	46.58	GPS Shahoo	-do-
63	Rahullah	Dil Mohammad Mohamud	Kanjo	01-04-70	Kanjo	51.80	GPS Kanu Chowk	-do-
64	Abdul Chafiq	Mohammad Khan	Kanjo	01-03-74	Kanjo	51.23	GPS Kanu Chowk	-do-
65	Mohammad Shaob	Mohammad Amin	Dippanai	02-04-75	Kharial	52.58	GPS Kuza Bamakhela	-do-
66	Farran Ali	Said Habib	Trothay	20-05-81	Kharial	52.14	GPS Kuza Bamakhela	-do-
67	Israruddin	Molvi Sirajuddin	Koo	13-02-85	Kharial	52.58	GPS Spinai Oba	-do-
68	Pir Zada	Sher Zada	Ganji	02-02-85	Kharial	49.68	GPS Kharial	-do-
69	Ashraf Hussain	Alreza Khan	Jamail	20-04-80	Kokaral	52.09	GPS Dandan	-do-
70	Hussain Shah	Sarfraz Khan	Jamail	01-07-77	Kokaral	51.78	GPS Mairagai	-do-
71	Fazal Hayat	Mohammad Jan	Jamail	10-03-89	Kokaral	51.74	GPS Dar Bahigram	-do-
72	Mohammad Faicosh	Mohammad Nawab	Talann	07-02-75	Keta	49.78	GPS Churkhai	-do-
73	Mohammad Karim	Owsi Khan	Fadial	17-03-73	Kotanal	53.42	GPS Kutanal	-do-
74	Rahmat Ali	Gujar Khan	Gul Deral	12-04-83	Kotanal	52.17	GPS Doop	-do-
75	Zahir Jan	Ahmad Jan	Akhmal	01-02-87	Koz Aha Khel	53.25	GPS Kassai	-do-
76	Mian Ali Said	Mian Said Hussain	Koza Bandai	17-12-74	Koza Bandai	52.86	GPS Naranjipura	-do-
77	Bakht Akbar	Amir Haider	Sherabad	08-05-86	Koza Bandai	50.28	GPS Naranjipura	-do-
78	Fazal Raza	Talimand	Madyan	15-04-79	Madyan	46.40	GPS Dabngai	-do-
79	Ihsan Uddin	Ashab Uddin	Madyan	01-03-84	Madyan	46.12	GPS Bani Khel	-do-
80	Hayat Hussain	Fazal Khalid	Mafook Abad	01-04-75	Mafook Abad	52.67	GPS Mafook Abad	-do-
81	Taj Mohammad Khan	Sher Mond Khan	Salanda	03-03-73	Manglore	53.79	GPS Shingrai	-do-
82	Azmal Khan	Faridcon	Manglore	01-01-82	Manglore	52.22	GPS Manglor No.2	-do-
83	MOHAMMAD ZUBAIR	AKRAM KHAN	MANKYA	20-04-84	Mankyal	50.09	GPS Ayun	-do-
84	Said Karim	Ismail	Mandam	16-05-72	MANDAM	51.41	GPS Kalyara	-do-
85	Fazal Rahman	Israfil	Kulakar	05-03-83	MANDAM	50.80	GPS Shunga	-do-
86	REHAN ALI	KHAIR MALIK	Sherpalam	10-02-79	Pirkalay	53.09	GPS Sherpalam Bar	-do-
87	Gohar Ali	Azad Khan	Gura	10-02-83	Pirkalay	52.01	GPS Shakardara	-do-
88	Saeed Ur Rehman	Wazir Rahman	Khar	08-05-85	GALAGAY	52.23	GPS Pirkalai	-do-

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*[Signature]*  
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89	Sahib Shah	Adam Khan	Kawdary	01-04-81	CALAGAY	50.22	GPS Kwadara 1	-do-
90	Anwar Hussain	Ahmed Khan	Qambar	16-04-81	Qambar	52.73	GPS Sher Abad	-do-
91	Gohar Ali	Ahmed	Qambar	27-04-75	Qambar	52.72	GPS Qambar-1	-do-
92	AYUB KHAN	SHER ZAMAN	BATOPIA	01-04-79	Qambar	52.21	GPS Takhtaband 4	-do-
93	Abdul Waris	Uniar Mohammad	Haji Abad	05-04-83	Rahim Abad	53.67	GPS Rahim Abad No.2	-do-
94	Abdur Raouf	Mohd Zahid	Rahimabad	21-03-87	Rahim Abad	53.78	GPS Rahim Abad No.2	-do-
95	Mohammad Farooq	Sardar Hussain	Gumbad Maira	11-04-80	RANG MCHALLAH	51.09	GPS Akbar Abad	-do-
96	Mohammad Pervez	Khurshed Ali	Shagai	15-04-78	Sairu Sharif	52.55	GPS Barkalay	-do-
97	Mohammad Ibrahim Khan	Mohammad Shah Room Khan	Sakhra	03-08-87	Sakhra	53.50	GPS Adam Shah	-do-
98	B/KHIF SUBHAN	Bakht Amin Khan	Sakhra	10-02-87	Sakhra	48.56	GPS Fazil Baig Garai	-do-
99	Mohammad Ismail Khan	Mohammad Shah Room Khan	Sakhra	04-02-85	Sakhra	49.62	GPS Fazil Baig Garai	-do-
100	KOWSAR KIAZI	Sabir Khan	SONGOT A	21-02-82	Sangota Danuram	53.09	GPS Garasa Danuram	-do-
101	HAMID KHAN	SHAH MUNIR	Panr	02-04-82	Sangota Danuram	51.11	GPS Sherara	-do-
102	Yaqoob Khan	Saif ul malook	Mawakala	15-03-80	Shahdara Hawaskaly	51.82	GPS Mingora No.3	-do-
103	Iqbal Hussain	Mohammad Azam	Shahdara	20-07-82	Shahdara	50.67	GPS Shahdara	-do-
104	Bakht Rahman	Habibur Rahman	Shahdara	15-05-82	Shahdara	48.34	GPS Langaur	-do-
105	Mohammad Ali	Shah Salim	Koral	04-02-84	Shahdara	52.04	GPS Dero Garai	-do-
106	Khan Sher Mohammad	Zaraf	Shahdara	10-03-87	Shahdara	50.93	GPS Shekha	-do-
107	Mohammad Junaid	Khaili Ullah	Khazana	20-03-79	Shamozi	53.50	GPS Garrai (Shamozi)	-do-
108	WALI DAHADAR	AMIR DAHADAR	KOHAY	04-01-77	Shamozi	52.62	GPS Kohay	-do-
109	Anwar Ali	Zarin Bakht	Chunqai	05-04-82	Shamozi	52.54	GPS Shamozi	-do-
110	Liaqat Ali Khan	Mohammad Zarin	Koz Shavar	04-01-86	Shavar	52.57	GPS Dooop Shavar	-do-
111	Ihsanullah	Shahdara	Pansat	12-04-83	Shavar	51.43	GPS Pansat	-do-
112	Fazal Subhan	Akbar Khan	Taligram	21-05-77	TALIGRAM	51.04	GPS Jehanabad	-do-
113	Liaqat Ali	Ajmir Ali	TAL	25-03-79	Tal	51.80	GPS Tal	-do-
114	Rohul Amin	Fazal Ali	Chor Caziabad	01-04-83	Tal	50.73	GPS Churpinora	-do-
115	Mohammad Alzal Khan	Mam Darin	Manzi	20-01-88	Tal	47.47	GPS Mian Bela	-do-
116	Mohammad Masruddin	Ghulam Tayyab	Gondara	01-02-77	Tindodag	53.00	GPS Gondara	-do-
117	Sayed Altaullah	Sayed Safor	Gondara	30-05-82	Tindodag	53.81	GPS Tindodag	-do-
118	Mohammad Qadar	Mohammad Nazir	Shaharam	10-03-81	Tiral	51.96	GPS Tiral Dara	-do-
119	Wakil Uddin	Shah Hajar	Qandil	02-02-77	Tiral	51.91	GPS Qandil	-do-
120	Sadiq Zada	Khan Zada	Tootano andai	27-04-83	Tootano Bandai	53.57	GPS Tootanobandai	-do-
121	Sher Shah Bacha Sherin	Miran Janshah	Shailay	20-07-80	Tootano Bandai	47.93	GPS Sarbala	-do-
122	Mohammad	Jandol Khan	Utor	10-04-82	Utor	51.87	GPS Bela Gabral	-do-

Attested  
*[Signature]*  
 Advocate

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Terms and conditions:

- 1) The amended section-15 will be applicable in case of those civil servants who were appointed to a pensionable post on regular basis before 1<sup>st</sup> day of July 2001, having regular service without any break and have applied through their Department, shall be given an option either to retain the benefit of pension and gratuity as allowed to him under his previous terms of appointment or to avail the benefit of contributory provident fund allowed to him under his new appointment.
- 2) No TADA is allowed.
- 3) Charge report should be submitted to all concerned in duplicate.
- 4) All the certificates/Degrees will be verified from the concerned authority. In case any certificate/degree found incorrect/unverified the appointment order of the concerned candidate should automatically be cancelled.
- 5) The original degree/certificate of the candidates should be checked before handing over charge to the candidate concerned.
- 6) They will be governed under terms and conditions as prescribed by the Government.
- 7) Their services can be terminated in any time in case their performance is found unsatisfactory and they will be proceeded under special power ordinance 2000.
- 8) Their appointment is purely temporary and liable to be terminated without assigning any reason.
- 9) They will produce Health and age certificates from the Medical Superintendent concerned.
- 10) Their age should not exceed 35 years nor be below 18 years.
- 11) They should join their post within 15 days from the issue of this order.
- 12) Their services will be liable to termination on one month prior notice from either side. In case of resignation without notice their one-month pay/allowance if any shall be forfeited to Government.
- 13) They will be transferred to the schools if senior teacher, who has already applied for transfer, applied on their place of posting.

*Sd/-*

KAMRAN KHAN  
 EXECUTIVE DISTRICT OFFICER  
 ELEMENTARY & SECONDARY  
 EDUCATION SWAT.

3000-9

- Endst.No. / Appointment/PST-09 Dated 2/9/2009
- Copy of the above is forwarded for information to the:-
1. P, S to Secretary, Elementary & Secondary Education Deptt. NWFP Peshawar.
  2. Director Elementary & Secondary Education Deptt. NWFP Peshawar.
  3. District Coordination Officer Swat.
  4. District Accounts Officer Swat at Sindh Sha. H.
  5. Deputy District Officer (M) Primary Swat.
  6. All of the Departmental selection committee members.
  7. Supdt Estab: local office.
  8. PA to EDO local office.
  9. All officials concerned.

*Sd/-*

EXECUTIVE DISTRICT OFFICER  
 ELEMENTARY & SECONDARY  
 EDUCATION SWAT.

**Attested**  
*[Signature]*  
**Advocate**



Better Copy P/NO 17

Terms & Conditions:-

- 1) The amendment section 19 will be applicable in case of those civil servants who were appointed to a pensionable post on regular basis before 1<sup>st</sup> day of July 2001, having regular service without any break and have applied through their Department shall be given an option either to retain the benefit of pension and gratuity as allowed to him under his previous terms of appointment or to avail the benefit of contributory provident and allowed to him under his new appointment.
- 2) NO TA/DA is allowed.
- 3) Charge report should be submitted to all concerned in duplicate.
- 4) All the certificate / Degrees will be verified from the concerned authority. In case any certificate / degree found incorrect / unverified the appointment order of the concerned candidate should automatically be cancelled.
- 5) The original degree / certificate of the candidates should be checked before handing over charge to the candidate concerned.
- 6) They will be governed under terms and conditions as prescribed by the Government.
- 7) The services can be terminated in any time in case their performance is found unsatisfactory and they will proceed under special power ordinance 2000.
- 8) Their appointment is purely temporary and liable to be terminated without assigning any reason.
- 9) They will produce Health and age certificate from the Medical Superintendent concerned.
- 10) Their age should not exceed 38 years nor be below 18 years.
- 11) They should join their post within 15 days from the issue of this order.
- 12) Their service will be liable to termination on one month period notice from either side, in case of resignation without notice their one month pay / allowance if any shall be forfeited to Government.
- 13) They will be transferred to the school if senior teacher, who has already applied for transfer appealed on their place of posting.

**KAMEEN KHAN  
EXECUTIVE DISTRICT OFFICER  
ELEMENTARY & SECONDARY  
EDUCATION SWAT**

Endst: No.3000-9/Appointment/PST-09

Dated: 02/09/2009

Copy of the above is forwarded for information to the:-

- 1) P.S to Secretary Elementary & Secondary Education Deptt: NWFP Peshawar.
- 2) Director Elementary & Secondary Education Deptt: NWFP Peshawar.
- 3) District Coordination Officer Swat.
- 4) District Accounts Officer Swat at Saidu Sharif
- 5) Deputy District Officer (M) Primary Swat.
- 6) All of the Departmental Selection committee members.
- 7) Supdt Estab: local office.
- 8) PA to EDO local Office
- 9) All officials concerned

**KAMEEN KHAN  
EXECUTIVE DISTRICT OFFICER  
ELEMENTARY & SECONDARY  
EDUCATION SWAT**

**Attested**  
*[Signature]*  
**Advocate**

حاجی محمد یونس

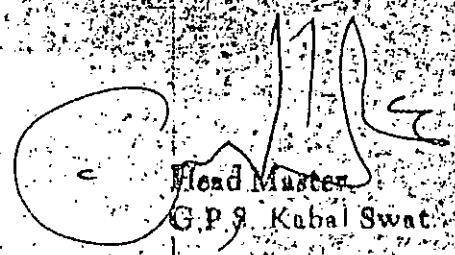
Annexure "B"

(11)

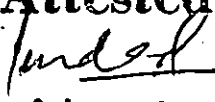
(18)

محمد یونس صاحب کی بیٹی صاحبہ محمدہ رحمان ولد محمد یونس صاحبہ رحمان کی لکھنوی

کتاب PST نمبر E.D.O صاحبہ کی پوزیشن آرڈر نمبر 9-3000 مورخہ 4-2-19  
تورکستان میں محمد یونس صاحبہ کی بیٹی محمدہ رحمان کی لکھنوی  
G.P.S. کابل سوات میں محمد یونس صاحبہ کی بیٹی محمدہ رحمان کی لکھنوی

  
Head Master  
G.P.S. Kabal Swat

3/09/2004

Attested  
  
Advocate

Annexure C

(19)

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (E.S) EDUCATION SWAT.

OFFICE ORDER.

Transfer./

The transfer of the following PST teachers are hereby ordered to the schools noted against each in the interest of public.

<u>S.No.</u>	<u>Name &amp; Post</u>	<u>From</u>	<u>To</u>	<u>Remarks</u>
1-	Sajid Rahim, PST	GMPS Garonotangi	GPS Kabal	V:S:No:2.
2-	Ziaur Rahman, PST	GPS Kabal	GMPS Garonotangi	V:S:No:1

Sd/-  
EXECUTIVE DISTRICT OFFICER  
ELE: & SEC: EDUCATION SWAT.

End st:No. 4232

Dated. 26/9/09.

Copy forwarded to:-

- 1- The DDO (M) Swat w/r to his No:1953 dated 7-9-9.
- 2- The teachers Concerned.

for  
EXECUTIVE DISTRICT OFFICER  
ELE: & SEC: EDUCATION SWAT.

Attested  
[Signature]  
Advocate

بخدمت جناب CMLC سرکٹ ہاؤس بمقام گلگدہ ضلع سوات۔

عنوان :- درخواست براد کلرینس سرٹیفکیٹ

جناب عالی!

سائیل کے ذیل عرض ہے۔

1- ہیکہ سائیل تقریباً گزشتہ 7 سال 6 ماہ ارمی کے حراست میں تھا۔ مورخہ 02/03/2017 کو ارمی والوں نے سائیل کو کلیئر کر کے سائیل کو حراست سے رہا کیا گیا۔

2- ہیکہ سائیل حراست سے پہلے سکول ٹیچر تھا۔ حراست کے دوران سائیل کو نوکری سے برخواست کیا گیا۔ اب سائیل نے محکمہ ایجوکیشن میں دوبارہ بحالی کیلئے درخواست دی ہے۔ محکمہ ایجوکیشن والوں نے سائیل سے ارمی کلرینس سرٹیفکیٹ طلب کی ہے۔ کہ جتنا وقت سائیل نے ارمی کی حراست میں رہا ہے۔

3- یہ کہ سائیل کے گرفتاری کے وقت سے لے کر رہائے تک سرٹیفکیٹ کے ضرورت ہے۔  
بزرگہ درخواست استدعا ہے۔ کہ سائیل کو مندرجہ بالا بیان کے مطابق کلرینس سرٹیفکیٹ دینے کا حکم صادر فرمایا جائے۔ تو سائیل تاحیات دعا گورہیگا۔

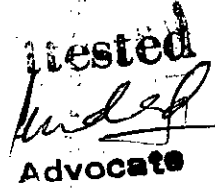
العارض

اپکا تابعدار

ضیاء الرحمان ولد میر ہم جلال

ساکن کیبل ضلع سوات

رابطہ بھائی کا موبائیل نمبر 03469488694

Attested  
  
Advocate

21

Serial No: \_\_\_\_\_

Amirul



# GOVT TECHNICAL & VOCATIONAL CENTRE

MINGORA SWAT

KHYBER PUKHTOONKHWA

Special & Short Duration Vocational Training Course



Certified that Mr ZIA UR RAHMAN S.O. MERHAM TALAL

Resident of the KABAL SWAT Institute GTVC MINGORA SWAT (MISHAL ARMY)

Appeared and passed the trade proficiency test in accordance with the requirements of the National Occupational Skill Standards of 03 Months duration prescribed by the National Training Board, Government of Pakistan in the Trade of COMPUTER. The test was conducted by the KHYBER

PUKHTOONKHWA Trade Testing Board, in the month of FEB 2017.

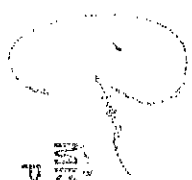
His proficiency in the trade test is as under:-

- 1. Theory 76
- 2. Practical 73

The examination was taken as a whole / in parts:

And in recognition thereof this Trade Certificate is issued on the 28 day of the month of FEB 2017

**Attested**

  
 DIRECTOR  
 MISHAL PROGRAM  
 PAITHOM SWAT

Advocate



بخدمت جناب ڈسٹرکٹ ایجوکیشن افسر سوات بمقام گلگندہ ضلع سوات۔  
اپیل براد بحالی دوبارہ ملازمت۔

لیاقت علی  
13/03/17

عنوان :-

جناب عالی!

گزارش ہیکہ سائیل محکمہ ایجوکیشن آرڈر نمبر 09-3000 بورڈ 02/09/2009 میں بحیثیت PST استاد تعینات ہوا تھا۔ جو کہ سائیل نے گورنمنٹ پرائمری سکول کبل میں بورڈ 03/09/2009 کو چارج لیا اور 6 یوم ڈیوٹی سرانجام دے تو سائیل کو پاک آرمی نے شک کے بنیاد پر مورڈ 09/09/2009 گرفتار کر کے جو عرصہ 7 سال 5 ماہ ان کے ساتھ حراست میں رہا۔ بورڈ 02/03/2017 سائیل کو آرمی والوں نے کلیر قرار دے کر حراست سے رہا کیا ہے۔ چونکہ سائیل کسی قسم دہشت گرد تنظیموں سے تعلق نہیں رکھتا اور نہ ہی کسی دہشت گرد سرگرمیوں میں ملوث رہا۔ سائیل بے گناہ ہے اور آرمی والوں نے بے گناہی کے وجہ سے کلیر قرار دیا ہے۔ چونکہ سائیل نوکری سے قصداً عدا غیر حاضر نہیں ہوا تھا۔ سائیل کو پاک آرمی والوں نے کلیرنس سرٹیفکیٹ دے کر جو درخواست کے ساتھ ہمراہ لفت ہے۔

بذریعہ درخواست استدعا ہے۔ کہ سائیل کو دوبارہ نوکری پر بحال کرنے اور تمام تنخواہیں دینے کا حکم صادر فرمایا جائے تو سائیل تاحیات دعاگور رہیگا۔

العارض

Zuqar Rahman ایپکاتابعدار

ضیاء الرحمان ولد میر ہم جلال ساکن کبل  
سابقہ PTC ٹیچر گورنمنٹ پرائمری سکول کبل

5936  
22.03.17

Attested  
[Signature]  
Advocate



OFFICE OF THE  
DISTRICT EDUCATION OFFICER  
(MALE) SWAT

Annexure-15

23

OFFICE ORDER.

1. Whereas Mr. Ziaur Rahman s/o Merham Jalal was appointed as PTC at Government Primary School Kabal Swat on 2.09.2009.

2. Whereas he took over charge of his post on 03.09.2009. And whereas after 07 days of his taking over charge, he was picked up by the Pak Army on the charge of being involved in anti state activities/ militancy.

3. And Whereas he remained in the custody of the Pak Army up to 02.03.2017.

4. And Whereas he was released by the Pak Army but he was neither declared white nor any certificate regarding honorable acquittal was given to him. And whereas the Peshawar High Court Swat Bench (Darul Qaza) vide its judgment dated 5.4.2018 also ordered for his termination within 30 days.

Now, therefore keeping in view the history of the case, materials on the record, the undersigned is pleased to issue removal from service of the said Mr. Ziaur Rahman PST GPS Kabal Swat from 10.9.2009 (within the period mentioned in the court judgment).

(NAWAB ALI)

DISTRICT EDUCATION OFFICER (M)

SWAT.

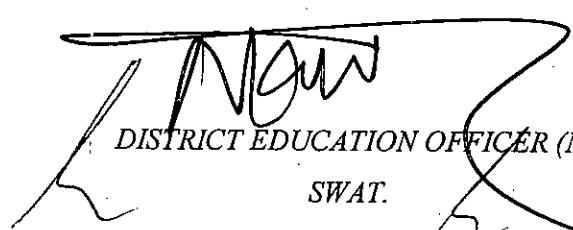
14184-07

Endst: NO. \_\_\_\_\_ /P.F/215/M/DEO/Swat.

Dated 7/6/2018

Copy forwarded to:-

1. The Director E&SE Khyber Pakhtunkhwa Peshawar.
2. The District Accounts Officer Swat at Saidu Sharif.
3. The SDEO (M) Kabal.
4. Superintendent local office.
5. Mr. Ziaur Rahman s/o Merham Jalal.
6. PA to DEO Local Office.

  
DISTRICT EDUCATION OFFICER (M)  
SWAT.

Attested  
NAWAB ALI

Attested  
Judef  
Advocate

13/11

7 The change re...



12/11/18

Advocate

12/11/18



Before The Director Elementary and Secondary Education Government of Khyber Pakhtunkhwa

Zia ur Rahman Ex-PST Govt. Primary School Kabal. ....Appellant

Versus

The District Education Officer (Male) at Gulkada. ....Respondent

Subject: Appeal against the order Endst: No. 14184-87/P.F/215/M/DEO/Swat dated 07-06-2018 communicated on 12-11-2018, whereby the appellant was terminated.

Respected Sir,

The appellant submits as under.

That the appellant was appointed in the year 2009 and since then regularly performed his duties.

That the appellant was all of sudden picked up the Pak Army for no reasons on 09-09-2009 and was released on 02-03-2017.

That after the release the appellant went to the office of the DEO(M) but was informed that his services are terminated.

The appellant filed a writ petition to get the termination order or to reinstate the appellant in service.

The DEO(M) provided only the termination order in the Dar ul Qaza swat on 12-11-2018.

That the order of the termination is against the law and rules.

That the appellant has not remained absent of his own but was in the custody of Pak Army.

That the appellant is not a criminal and nothing is against the appellant.

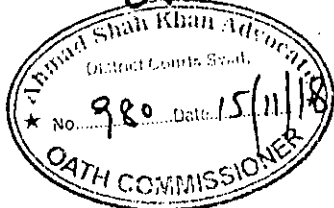
It is therefore very humbly prayed that on acceptance of this departmental appeal the termination order may be set aside and the appellant reinstated back into service.

Zia ur Rahman  
Appellant 15/11/18  
Zia ur Rahman

Affidavit

It is solemnly stated on oath that all the contents of this departmental appeal are true and correct to the best of my knowledge and belief.

*A Shah*



Zia ur Rahman  
Deponent 15/11/18  
Zia ur Rahman

Attested  
*[Signature]*  
Advocate

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

25

The matter of:-

Zia-ur-Rahman

Appellant

VERSUS

The Secretary E.C.S.C  
Others

Respondent

KNOWN ALL to whom these present shall come that I/we, the undersigned appoint

**AZIZ-UR-RAHMAN and IMDAD ULLAH**

Advocates High Court

To be the advocate for the Appellant in the above mentioned case to do all the following acts, deeds and things or any one of them, that is to say:-

- ❖ To acts, appear and plead in the above mentioned case in this court or any other Court in which the same may be tried or heard in the first instance or in appeal or review or revision or execution or at any other stage of its progress until its final decision.
- ❖ To present pleadings, appeals, cross objections or petitions for execution review, revision, withdrawal, compromise or other petition or affidavits or other documents as shall be deemed necessary or advisable for the prosecution of the said case in all its stages.
- ❖ To withdraw or compromise the said or submit to arbitration any difference or dispute that shall arise touching or in any manner relating to the said case.
- ❖ To receive money and grant receipts therefore, and to do all other acts and things which may be necessary to be done for the progress and in the course of the prosecution of the said case.
- ❖ To employ any other Legal Practitioner authorizing him to exercise the power and authorities hereby conferred on the Advocate wherever he may think fit to do so.
- ❖ I understand that the services of aforesaid lawyer are hired irrespective of the outcome of the case.

And I/We hereby agreed to ratify whatever the advocate or his substitute shall to do in the said premises.

And I/We hereby agree not to hold the Advocate or his substitute responsible for the result of the said case in consequences of his absence from the Court when the said case is called up for hearing.

And I/We hereby agree that in the event of the whole or any part of the fee agreed by me/us to be paid to the Advocate remaining unpaid, the Advocate shall be entitled to withdraw from the prosecution of the case until the same is paid.

IN THE WITNESS WHEREOF I/WE hereunto set my/our hand(s) to these present the contents of which have been explained to and understood by me/us, this 26 day of 10 2017

(Signature or thumb impression)

(Signature or thumb impression)

(Signature or thumb impression)

Accepted subject to terms regarding fees

(AZIZ-UR-RAHMAN)

Advocate High Court

Office: Khan Plaza, Gulshone Chowk

G.T. Road Mingora, District Swat.

Cell No. 0300 907 0671

(IMDAD ULLAH)

Advocate High Court

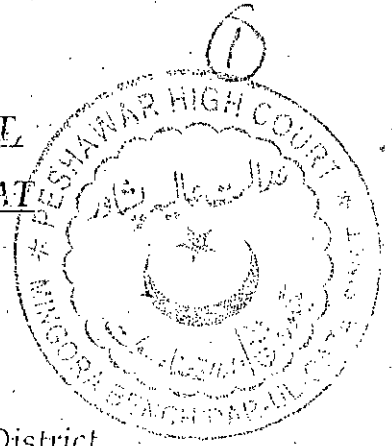
Office: Khan Plaza, Gulshong Chowk,

G.T. Road, Mingora, District Swat

Cell No. 0333 929 7746

BEFORE THE PESHAWAR HIGH COURT,  
MINGORA BENCH, DAR-UL-QAZA SWAT

Writ Petition No. 776--M of 2017



Zia-ur-Rahman S/c Mir Ham Jalal R/o Kabal, District

Swat.

...Petitioner

VERSUS

1. The Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education, Peshawar.
2. The Director Elementary and Secondary Education Government of Khyber Pakhtunkhwa, Peshawar.
3. The District Education Officer (Male) District Swat at Gulkada.

...Respondents

WRIT PETITION UNDER ARTICLE 199  
OF THE CONSTITUTION OF ISLAMIC  
REPUBLIC OF PAKISTAN, 1973.

Respectfully Sheweth:

Facts:

- i. That the petitioner got appointed as Primary School Teacher vide order Endst: No. 3000-9/Appointment/PST-09 dated 02-09-2009 and thereafter took over the charge at Government Primary School Kabal Swat on 03-09-2009. Copy of the appointment order is enclosed as

Annexure "A" and that of the Charge Report is enclosed as Annexure "B", respectively.

ii. That subsequently the petitioner was transferred from GPS Kabal to GMPS Garonotangai vide order Endst: No. 4232/ dated 26-09-2009. Copy of the order is enclosed as Annexure "C".



iii. That the petitioner started to perform his duties efficiently that he was taken into custody by the Pak Army, bald of any reason and on mere suspension, on 09-09-2009.

iv. That the petitioner remained in the custody till 02-03-2017, when he was released from the custody. The petitioner also submitted an application for issuance of a certificate to the effect, but he was informed by the authorities concerned that he will be issued the same after a period of one year. Copy of the application is enclosed as Annexure "D".

v. That during the custody the petitioner was imparted technical training on completion of which he was issued a Certificate as well on 28-02-2017. Copy of the certificate is enclosed as Annexure "E".

vi. That petitioner after his release form the custody submitted a departmental appeal to the authorities for his reinstatement, but neither the same is responded to nor his order of termination / dismissal is provided to him for no valid

reasons. Copy of the appeal is enclosed as Annexure "F".

vii. That the petitioner is kept on waiting that he will be informed of his fate, but till date no response is being given to the petitioner.

That the petitioner feeling aggrieved and having no other quick and efficacious remedy available to him this writ petition is being filed on the following grounds.



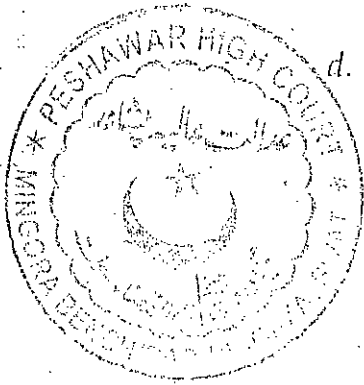
Grounds:

a. That the petitioner has been imposed upon major penalty without observing either any codal formalities or resorting to the due course of law in utter violation of the law and rules on the subject emanating from the commands of the constitution, although the Apex Supreme Court has, in plethora of judgments, held that for the imposition of major penalty a full-fledged inquiry is mandatory, yet the same has not been the case in case of the petitioner, thus the petitioner has not been treated in accordance with the law.

b. That this is a classic case of its kind in terms of misuse, abuse of powers, colourful and fanciful exercise of the same to the detriment of the petitioner, wherein no regards, whatsoever, has been paid to the law and rules on the subject.

(4)

c. That the petitioner has been discriminated with us for the imposition of major penalty none of the conditions precedent have been fulfilled like in other so many cases and instances.



d. That the respondents are so adamant and oblivion to the law and rules that even the order of termination / dismissal has not been provided to the petitioner till, despite his running from pillar to post to get the copy of the same, but in vain.

e. That the petitioner has not absented himself willfully from his duties, rather his absence was due to the circumstances beyond his control.

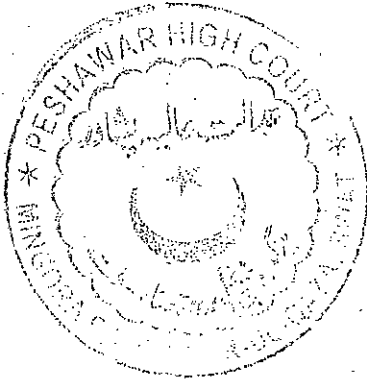
f. That the petitioner has not committed any act of commission or omission which may constitute any offence under any law.

g. That the petitioner has already suffered a lot and now the respondents are neither providing the petitioner his order of termination / dismissal nor are deciding his departmental appeal, thus are further aggravating his sufferings bald of any reasons at all.

It is, therefore, very respectfully prayed that on acceptance of this petition the respondents may very kindly be directed to firstly issue the order of termination / dismissal and secondly to decided his departmental appeal as well.

5

Any other relief deemed appropriate in the circumstances and not specifically prayed for may also very kindly granted.



Petitioner

*Zia-ur-Rahman*

Zia-ur-Rahman

Through Counsels,

*Aziz-ur-Rahman*

*Inqad Ullah*

Advocates Swat

Certificate:

It is certified that no other such like petition on the same subject among the same parties is either pending or decided by this August Court.

*Aziz-ur-Rahman*

Aziz-ur-Rahman  
Advocate Swat

List of Books:

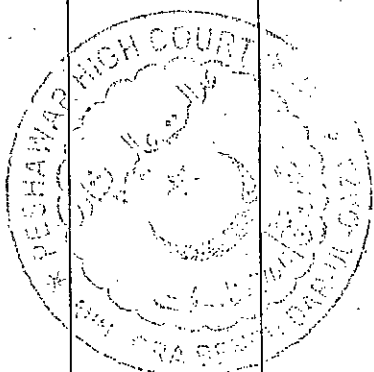
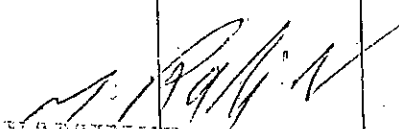


1. Constitution of Islamic republic of Pakistan, 1973.
2. Case law according to need.

*Aziz-ur-Rahman*

Aziz-ur-Rahman  
Advocate Swat

FILED FOR  
02 JUN 2017  
*[Signature]*

1  
**PESHAWAR HIGH COURT, MINGORA BENCH (DAR-UL-QAZA),  
 SWAT.  
 FORM "A"  
 FORM OF ORDER SHEET**

Serial No of order or proceeding	Date of Order or Proceeding	Order or other proceedings with Signature of judge or Magistrate and that of parties or counsel where necessary
1	2	3
<div style="text-align: center;">  </div> <p style="text-align: right; margin-right: 50px;">S.No. 2</p> <p style="text-align: right; margin-right: 50px;">Date of Presentation of Appeal 13-11-18</p> <p style="text-align: right; margin-right: 50px;">Date of Disposal of Appeal 14-11-18</p> <p style="text-align: right; margin-right: 50px;">No of Copies 6</p> <p style="text-align: right; margin-right: 50px;">Fees Charged 10/-</p> <p style="text-align: right; margin-right: 50px;">Date of Delivery of Copies 14-11-18</p> <p style="text-align: center; margin-top: 20px;">   <b>EXAMINER</b> </p>	<p>02.04.2018</p>	<p><b><u>W.P No. 776-M/2017</u></b></p> <p><b>Present:-</b> Mr. Aziz ur Rehman, Advocate for the petitioner.</p> <p>Mr. Rabnawaz Khan, Assistant A.G for the respondents.</p> <p style="text-align: center;">*****</p> <p><b><u>MUHAMMAD GHAZANFAR KHAN, J:-</u></b> The learned A.G present in court in some other cases, accept notice in this case.</p> <p style="text-align: center;">The prayer of the petitioner in the instant case is only to the extent that the respondents be directed to issue termination/dismissal order and secondly to decide his departmental appeal. The learned A.G has got no objection on disposal of instant writ petition.</p> <p style="text-align: center;">This writ petition is therefore, allowed and the departmental authority is directed to provide copy of the termination/dismissal order to the petitioner and decide his departmental appeal positively within 30 days.</p> <p style="text-align: center;">Announced: 03.04.2018</p> <div style="text-align: right; margin-top: 20px;">   <b>JUDGE</b> </div> <div style="text-align: right; margin-top: 20px;">   <b>JUDGE</b> </div>

Certified to be true copy

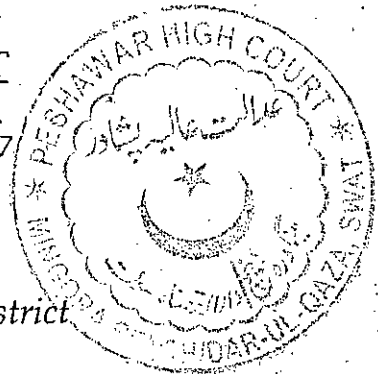
Office 4/4 14-11-18



①

BEFORE THE PESHAWAR HIGH COURT,  
MINGORA BENCH, DAR-UL-QAZA SWAT

C.M. No. 701 -M of 2018 in W.P. No. 776 -M of 2017



Zia-ur-Rahman S/o Mir Ham jalal R/o Kabal, District  
Swat.

...Petitioner

VERSUS

1. The Government of Khyber Pakhtunkhwa through  
Secretary Elementary and Secondary Education,  
Peshawar.
2. The Director Elementary and Secondary Education  
Government of Khyber Pakhtunkhwa, Peshawar.
3. The District Education Officer (Male) District  
Swat at Culkada.

...Respondents

APPLICATION FOR THE  
IMPLEMENTATION OF THE  
JUDGMENT DATED 03-04-2018 PASSED  
BY THIS AUGUST COURT.

---

Respectfully Sheweth:

- i. That the petitioner filed a writ petition for the redressal of his grievances through a Writ petition No. 776-M of 2017. Copy of the W.P. is enclosed as Annexure "A".
- ii. That this August Court allowed the writ petition vide judgment dated 03-04-2018 by directing

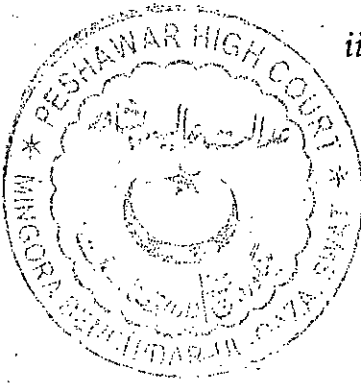
**FILED TODAY**

**07 MAY 2018**

**Additional Registrar**

2

the departmental authority to provide the copy of termination/dismissal order to the petitioner and also to decide his departmental appeal positively within 30 days. Copy of the judgment dated 03-04-2018 is enclosed as Annexure "B".





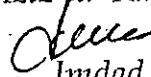
- iii. That now the authority is neither providing the termination/dismissal order nor is deciding the departmental appeal of the petitioner and thus not only blatantly disobeying the clear directions of this August Court, but the same time are blatantly flouting the Orders of this August Court as well.

It is, therefore, very respectfully prayed that on acceptance of this application the departmental authority may very kindly be directed to comply directions as per the judgment dated 03-04-2018 in letter and spirit.

**FILED TODAY**

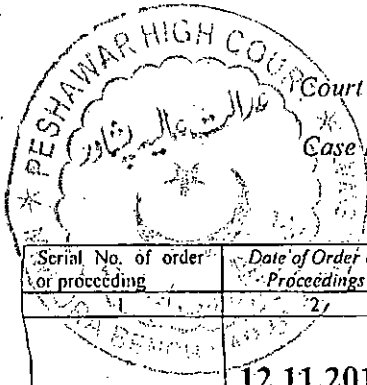
**07 MAY 2018**

  
Additional Registrar

  
Petitioner  
Zia-ur-Rahman  
Through Counsels,  
  
Aziz-ur-Rahman  
  
Imdad Ullah  
Advocates Swat

**PESHAWAR HIGH COURT, MINGORA BENCH**  
**(DAR-UL-OAZA), SWAT**

**FORM OF ORDER SHEET**



Court of .....  
Case No. .... of .....

Serial No. of order or proceeding	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge and that of parties or counsel where necessary.
1	2	3

12.11.2018

C.M 701-M/2018 in W.P 776/2017

**Present:** Mr. Aziz-ur-Rehman, Advocate for the Petitioner.

Mr. Rafiq Ahmad, A.A.G alongwith Mr. Bakht Rehman, Litigation Officer.

\*\*\*

**MUHAMMAD GHAZANFAR KHAN, J.-** At the very outset, the above named departmental representative present in the Court alongwith the learned A.A.G handed over copy of the requisite termination/dismissal order to the learned counsel for the petitioner, so, in such circumstances, this application has served its purpose and is therefore disposed of accordingly.

Announced  
12.11.2018

*[Handwritten Signature]*  
JUDGE

Certified to be true copy

*[Handwritten Signature]*  
EXAMINER

*[Handwritten Signature]*  
JUDGE

Peshawar High Court, Mingora/Dar-ul-Oaza, Swat  
Organized Under Article 57 of Constitution of Pakistan, 1973

14-11-18

Sabz Ali/ (D.B) **HON'BLE MR. JUSTICE MUHAMMAD GHAZANFAR KHAN**  
**HON'BLE MR. JUSTICE SYED ARSHAD ALI**

Office 13/11

**BEFORE THE KHYBER PAKTUN KHWA SERVICE TRIBUNAL AT CAMP COURT  
SWAT.**

Service Appeal No. 215/2019

Zia-ur-Rahman Ex-PST Government Primary School Kabal, District Swat.

.....Appellant

**Versus**

1. Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Peshawar.
2. Director Elementary and secondary education Khyber Pakhtunkhwa at Peshawar.
3. District Education officer (Male) Swat.

..... Respondents.

**Parawise Comments on Behalf of the Respondents**

**Respectfully shewith**

**Preliminary objections**

1. That the appellant is not an aggrieved person within the meaning of section 4 of the service tribunal Act, 1974.
2. That the appellant has no cause of action / locus standi.
3. That the appellant has not come to this honorable court with clean hands.
4. That the appellant has filed this instant service appeal just to pressurize the respondents.
5. The present service appeal is liable to be dismissed for non-joinder/miss joinder of necessary parties.
6. That the instant service appeal is against the prevailing law and rules.
7. That the appellant has filled this instant Service Appeal on malafide motives.
8. That the instant service appeal is not maintainable in the present form, and above in the present circumstances of the issue.
9. That the appellant ~~has~~ is estopped by his own conduct.
10. That the appellant has concealed the material facts from this honorable tribunal.

**FACTS**

1. That the Para No.1 is correct.
2. That the Para No.2 is correct.

3. That the Para No.3 is correct to the extent of duty with effect from 3.9.2009 to 9.9.2009 (just 7 days), the rest of para is irrelevant to the present respondents, hence no comments.
4. That the para No.4 is irrelevant to the present respondents, however, it is worth mentioning here that the appellant remained absent for a long period of more than 7 years while he was in probation period.
5. That the Para No.5 is irrelevant hence no comments.
6. That the Para No.6 is correct to the extent of appeal, however, the appellant remained absent for more than 7 years without any permission/information that is why he could not be allowed to perform his duty. Furthermore, the appellant mentioned in the appeal that Pak Army has issued Clearance Certificate but the appellant failed to provide it. **(Appeal is Annexure A)**
7. That the Para No.7 is incorrect and not admitted. The appellant remained absent for more than seven years, while he was in probation period.
8. That the Para No.8 is correct to the extent of order of the Honorable Court and removal from service order of the Appellant, the rest of para is irrelevant hence no comments.
9. That the instant service appeal of the appellant is bereft of any merit, hence liable to be dismissed inter alia following grounds.

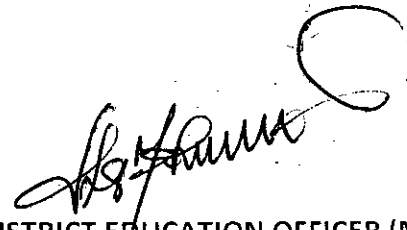
### GROUNDS

- A. That the Para No. A is incorrect and not admitted. The major penalty imposed upon the appellant is not against the prevailing law and rules. In fact the appellant being on probation, was automatically terminated. But the Honorable Peshawar High court Mingora bench/ Darul Qaza Swat directed the respondent department for the provision of copy of the termination/dismissal order to the appellant vide order dated 3.4.2018. The appellant has performed just 7 days duty. No service book was prepared, no verification of his documents was made and the appellant without any information remained absent for more than seven years. Therefore the removal from service order issued to the Appellant in light of the honorable Peshawar High Court Mingora Bench/ Darul Qaza Swat order dated 03/04/2018 is not illegal.
- B. That the Para No. B is the repetition of the above Para, hence no comments. **(order as Annexure B)**
- C. That the Para No. C is incorrect and not admitted. The appellant has not been discriminated. The appellant has performed just 7 days duty and then without any information remained absent for a long period. Hence, his removal from service order in the light of

Honorable PHC Mingora Bench/Darul Qaza Swat order dated 3.4.2018 is not discriminating.

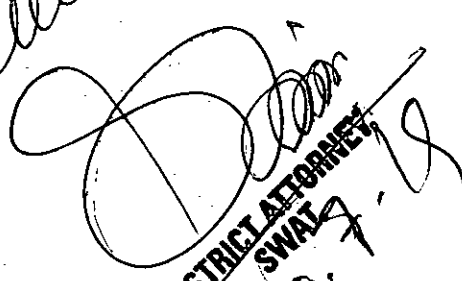
- D. That the Para no. D is incorrect and not admitted. The Para as drafted is quite astonishing. The order copy has been issued to the Appellant.
- E. That the Para No. E is irrelevant hence no comments.
- F. That the Para No. F is once again irrelevant to the present issue, hence no comments.

It is, therefore, very humbly prayed that the instant service appeal of the appellant may be dismissed with cost in favor of the respondents.



DISTRICT EDUCATION OFFICER (M)  
SWAT AT GULKADA

Velled



DISTRICT ATTORNEY  
SWAT  
30.7.18



DIRECTOR,  
ELEMENTARY AND SECONDARY  
EDUCATION KHYBER PAKHTUNKHWA



SECRETARY,  
ELEMENTARY AND SECONDARY  
EDUCATION PESHAWAR

BEFORE THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR

*Service Appeal No. 215 of 2019*

*Zia-ur-Rahman Ex-PST Government Primary School  
Kabal, District Swat.*

*...Appellant*

**VERSUS**

*The Secretary Elementary and Secondary Education  
Government of Khyber Pakhtunkhwa, Peshawar and  
Others.*

*...Respondents*

REJOINDER BY THE APPELLANT

*Respectfully Sheweth:*

*Preliminary Objections:*

*That all the preliminary objections are incorrect, baseless, against the law, rules, facts and Shariah, hence are specifically denied. Moreover the appellant has got a prima facie case in his favour and has approached this Honourable Tribunal well within time and this Honourable Tribunal has got the jurisdiction to adjudicate upon the same.*

*On Facts:*

- 1. Para 1 of the comments being admission needs no reply.*

2. *Para 2 of the comments also being admission needs no reply as well.*
3. *Para 3 of the comments also amounts to admission, hence needs no reply.*
4. *Para 4 of the comments as drafted also is vague and evasive thus amounting to admission, thus needs no reply. However the appellant was issued the clearance certificate form the Pak Army copy of which is enclosed as Annexure "A".*
5. *Para 5 of the comments also is evasive, thus amounting to admission and needs no reply.*
6. *Para 6 of the comments as drafted is also is vague, evasive and against the rules on the subject, as the appellant was supposed to have been provided / communicated the order of termination / dismissal, as the case was, thus the para is denied in the manner.*
7. *Para 7 of the comments as drafted also is evasive against the facts, thus the same is denied. Moreover the absence of the appellant was not willful rather was due to circumstances beyond the control of the appellant.*
8. *Para 8 of the comments as drafted also is admission, hence needs no reply.*
9. *Para 9 of the comments is vague and evasive, thus the denied. The appellant has got a prima facie case*



*in his favour and this Honourable Tribunal has got the jurisdiction to adjudicate upon the same.*

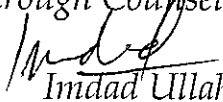
On Grounds:

- A. Ground A of the comments as drafted is devoid of merits and against the law and rules on the subject, besides plethora of judgment of the Apex Court on the subject, thus the para is denied specifically.*
- B. Ground B of the comments as drafted is vague, evasive and misconstrued, thus the same is denied as well.*
- C. Ground C of the comments as drafted is against the facts, law and rules on the subject, thus the same is specifically denied. Moreover even this Honourable Tribunal has reinstated similarly placed persons in numerous service appeals, what to speak of the Higher Courts.*
- D. Ground D of the comments as drafted is against the available record, thus the same is specifically denied.*
- E. Ground E of the comments as drafted also is devoid of merits and misconstrued, rather the respondents are well in the knowledge of the facts and circumstances yet they have intentionally turned their backs in a very arbitrary manner and bulldozing all the laws and rules. Moreover the para is also amounting to admission.*

F. Ground F of the comments as drafted also is amounting to admission, hence needs no reply.

It is, therefore, very respectfully prayed that on acceptance of this rejoinder the appeal of the appellant may very kindly be decided as prayed for originally.

Appellant

Zia-ur-Rahman  
Through Counsel,  
  
Imdad Ullah  
Advocate Swat

**BEFORE THE KHYBER PAKHTUNKHWA**  
**SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. 215 of 2019

Zia-ur-Rahman Ex-PST Government Primary School  
Kabal, District Swat.

...Appellant

VERSUS

The Secretary Elementary and Secondary Education  
Government of Khyber Pakhtunkhwa, Peshawar and  
Others.

...Respondents


**AFFIDAVIT**

It is solemnly stated on Oath that all the contents of  
this rejoinder are true and correct to the best of my  
knowledge and belief and nothing has either been misstate  
or kept concealed before this Honourable Tribunal.

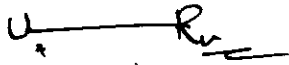
Deponent

  
Zia-ur-Rahman

Identified By:

  
Imdad Ullah  
Advocate Swat

**ATTESTED**

  
UMAR SADIQ Advocate,  
OATH COMMISSIONER  
Distt: Courts Swat.

No. 101 Date 8-10-2019

## CLEARANCE CERTIFICATE

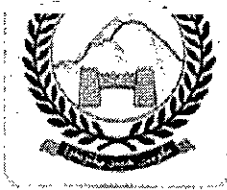
It is certified that applicant Mr. Zia Ur Rehman son of Mer Ham Jalal CNIC No (15602-5746546-9) resident of Mohallah Allah-o-Akbar, Tehsil Kabal and District Swat was apprehended by Pakistan Army on 9 September 2009 and released on 2 March 2017. Above mentioned individual is cleared from security point of view vide Army Malakand Division letter number 21020/IS OPs/Appl 21 Div-9QHA7U dated 10 Aug 2019. Therefore, his employment / reinstatement as primary school teacher is recommended, please.

Civil Military Liaison Office  
Army Malakand Division  
Mingora Swat  
Telephone No 0946-723703  
407/G /Cert/ A-4259/ CMLO  
24 August 2019



A handwritten signature in black ink, appearing to read "Sohail".

Colonel  
Director CMLO  
(Muhammad Sohail Ashraf)



**SERVICE TRIBUNAL, PESHAWAR**

No. 2255 /ST

Dated: 15/11 /2021

addressed to the Registrar of the Service Tribunal and not any official by name.

Ph:- 091-9212281  
Fax:- 091-9213262


To

The District Education Officer Male,  
Government of Khyber Pakhtunkhwa,  
Gulkada at Swat.

Subject: JUDGMENT IN APPEAL NO. 215/2019 MR. ZIA UR RAHMAN.

I am directed to forward herewith a certified copy of Judgement dated 01.11.2021 passed by this Tribunal on the above subject for strict compliance.

Encl: As above

  
REGISTRAR  
KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL  
PESHAWAR