

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Appeal No. 664/2019

Date of Institution ... 21.05.2019

Date of Decision ... 20.08.2019

Dr. Sajid Aghaz son of Abdul Wakeel R/O Officer Colony Dawran Pur Dilazak Road, Peshawar. ... (Appellant).

VERSUS

Director General Health Peshawar and two others. ... (Respondents)  
Present.

Mr. Falak Naz Gigyani,  
Advocate. ... For appellant

MR. HAMID FAROOQ DURRANI, ... CHAIRMAN

JUDGMENTHAMID FAROOQ DURRANI, CHAIRMAN:-

1. Instant appeal is with the prayer for issuance of directions to respondent department to allow/regularize the appellant on his original post with all back benefits. Any other relief allowable has also been sought.

2. The facts, as gatherable from record, are that the appellant was appointed on contract basis as Medical Officer on 21.11.1995 for a period of one year. On 3.3.1999, he was again appointed on contract/fixed salary basis for three years from the date of assumption of charge. In the year 2003, the appellant went abroad and was employed in Malaysia as Medical Officer. On his return, he applied to the respondent No. 2 for assumption of charge as Medical Officer with back benefit which request was not responded to. On 02.03.2019, he again made



similar request to the respondent No. 1 which also remained unattended, hence the appeal in hand.

3. Learned counsel for the appellant heard and available record gone through.

4. Learned counsel, when confronted with the record regarding appointments of appellant on contract basis and the competence of appeal in hand due to non-attaining the status of civil servant by the appellant, referred to an order purportedly passed by respondent No. 2 whereby a "no objection" was issued in favour of appellant for employment abroad. It was his contention that an N.O.C could only be issued to a regular employee, therefore, the appellant could be presumed to be a civil servant.

The appellant, as per his prayer in instant appeal as well as departmental representation dated 02.03.2019, had duly requested for regularization. It is, therefore, manifest from the record that after his appointment on contract basis on 03.03.1999 he was never regularized. It is also a fact that the appellant had applied for N.O.C in the year 2001 which was during currency of his last contract dated 03.03.1999.

5. In view of the above the appeal in hand is not competent and is accordingly dismissed in limine. File be consigned to the record room.



(HAMID FAROOQ DURRANI)  
CHAIRMAN




ANNOUNCED  
20.08.2019

## Form- A

## FORM OF ORDER SHEET

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

Case No.- 664/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	24/05/2019	<p>The appeal of Dr. Sajid Aghaz presented today by Mr. Falak Naz Gigyani Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	22/05/19.	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>28/06/19</u></p> <p style="text-align: right;"> CHAIRMAN</p>
28.06.2019		<p>Appellant with counsel present. Upon query by this Tribunal as to whether the appellant enjoys the status of civil servant, learned counsel for the appellant seeks adjournment for proper assistance. Adjourn. To come up for preliminary hearing on 20.08.2019 before S.B.</p> <p style="text-align: right;"> Member</p>

**BEFORE THE HONBLE SERVICE TRIBUNAL**  
**PESHAWAR**

In Re S.A No. 664 /2019


Dr. Sajid Aghaz

**VERSUS**

Director General Health Peshawar and Other

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APPELLANT 

Through

  
Falak Naz Gigyani  
Advocate, Peshawar.

Dated: 17/05/2019

**BEFORE THE HON'BLE SERVICE TRIBUNAL**  
**PESHAWAR**

In Re S.A No. 664 /2019

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 793

Dated 21/5/2019

Dr. Sajid Aghaz S/O Abdul Wakeel R/O Officer Colony  
Dawran Pur Dilazak Road Peshawar.

*[Signature]*  
....Appellant

**VERSUS**

1. Director General Health Peshawar.
2. Health Secretary Peshawar.
3. District Health Officer Swabi.

....Respondents

**APPEAL U/S-4 OF THE KHYBER**  
**PAKHTUNKHWA SERVICES TRIBUNAL ACT**  
**1974 THAT THE RESPONDENT DEPARTMENT**  
**MAY KINDLY BE DIRECTED TO**  
**ALLOW/REGULARIZED THE APPELLANT TO**  
**PERFORM HIS DUTY ON HIS ORIGINAL POST**  
**AS THE RESPONDENT DEPARTMENT**  
**ILLEGALLY RESTRAINED THE APPELLANT**  
**PERFORM HIS DUTY ON HIS ORIGINAL**  
**POSTS.**

**Prayer:-**

**ON ACCEPTANCE OF THIS APPEAL**  
**THE APPROPRIATE DIRECTION TO**  
**RESPONDENT DEPARTMENT TO**

Filed to Day  
Registrar

ALLOW/REGULARIZED ACCORDINGLY  
THE APPELLANT ON HIS ORIGINAL  
POSTS WITH ALL BACK BENEFITS AND  
THAT ANY OTHER RELIEF MAY  
KINDLY BE GRANTED DEEMED FIT IN  
THE CIRCUMSTANCES.

Respectfully Sheweth.

1. That the Appellant was appointed by the competent authority as Medical Officer (BPS-17).
2. That the appellant was performed his duty in BHU Office Batkhela as Medical officer (BPS-17). (Copy of appointment letter and medical certificate is annexed as annexure "A&B")
3. That the appellant fulfilled all the codal formality for the appointment and charge report of the said post as stated above. (Copy of charge report is annexed as annexure "C")
4. That the appellant has been received monthly salary from the Respondent department. (Copy of salary slip is annexed as annexure "D")

5. That the appellant was again appointed as M.O/WMO (BPS-17) for three years on dated 04/02/1999 till 2002 at DHO Malakand office. (Copy of office order and charge report are annexed as annexure "E & F")
6. That the appellant left to Malaysia for employment as Medical officer (BPS-17) on April 2003 where he worked upto 2017. (Copy of NOC through proper channel is annexed as annexure "G")
7. That after arrival from Malaysia the appellant submitted a departmental appeal on 27/12/2017 where the Respondent No.1 issue order to Respondent No.3 on 08/01/2018 for resumption his duty but no action has been taken by District Health Officer Swabi. (Copy of departmental appeal and order of Respondent No.1 is annexed as annexure "H & H-1")
8. That the other junior doctors from the appellant was regularized by the Government of Khyber Pakhtunkhwa Health Department on dated 17/10/2017 on the decision of Peshawar High Court but

the appellant requested on 24/01/2018 for proper post and regularization but in vain.

**(Copy of order is annexed as annexure "I")**

9. That the appellant again submitted an application on 02/03/2019 to the Respondent department for adjustment/regularization the appellant for his duty but in vain. **(Copy of application is annexed as annexure "J")**

10. That feeling aggrieved the Appellant prefers the instant service appeal before this Hon'ble Tribunal on the following grounds inter alia:-

**GROUND:-**

A. That not allowing of the appellant on his original post is an illegality on the part of the Respondent Department and utter violation of law and rules on the subject.

B. That the appellant has not been treated according to law and mandatory provisions of law have been violated by Respondents.



C. That the appellant is a Civil Servant and it is the responsibility of the Department to adjust/regularized the appellant.

D. That the appellant has not been removed or dismissed from service but service transferred abroad through NOC so not allowing of the appellant on his job is clear cut malafidely on part of Respondent department.

E. That not allowing of the appellant is void and not in according to law because not allowing of the appellant is an illegality on part of the Respondent department even though the appellant fulfilled all the formality of the said appointment and regularization.

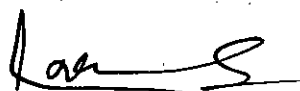
F. That the appellant seeks permission of this Hon'ble Tribunal for this additional grounds at the time of arguments.

*It is therefore, most humbly prayed that on acceptance of this appeal the appropriate direction to respondent department to allow/regularized accordingly the appellant on his original posts with all back benefits and that any other relief may kindly be granted deemed fit in the circumstances.*

*Any other relief not specifically asked for may also graciously be extended in favour of the Appellant in the circumstances of the case.*

APPELLANT 

Through

  
Falak Naz Gigyani  
Advocate, Peshawar.

Dated: 17/05/2019

NOTE:-

As per information furnished by my client, no such like appeal for the same petitioner, upon the same subject matter has earlier been filed, prior to the instant one, before their Hon'ble Tribunal.

  
Advocate.

**BEFORE THE HON'BLE SERVICE TRIBUNAL**  
**PESHAWAR**

In Re S.A No. \_\_\_\_\_/2019

Dr. Sajid Aghaz

**VERSUS**

Director General Health Peshawar and Other

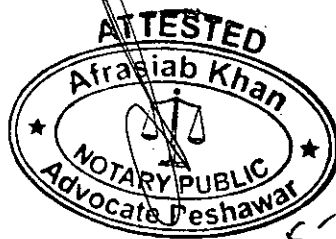
**AFFIDAVIT**

I, Dr. Sajid Aghaz S/O Abdul Wakeel R/O Officer Colony Dawran Pur Dilazak Road Peshawar, do hereby solemnly affirm and declare that all the contents of the **instant appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed or withheld from this Hon'ble Court.

*Sajid Aghaz*  
**DEPONENT**

Identified by:

*Falak Naz Gigyani*  
**Falak Naz Gigyani**  
Advocate, Peshawar.



21-5-2019

**BEFORE THE HON'BLE SERVICE TRIBUNAL**  
**PESHAWAR**

In Re S.A No. \_\_\_\_\_/2019

Dr. Sajid Aghaz

**VERSUS**

Director General Health Peshawar and Other

**ADDRESSES OF PARTIES**

***PETITIONER.***

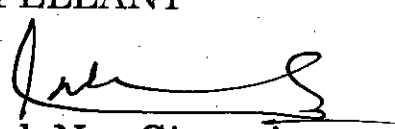
Dr. Sajid Aghaz S/O Abdul Wakeel R/O Officer  
Colony Dawran Pur Dilazak Road Peshawar.

**ADDRESSES OF RESPONDENTS**

1. Director General Health Peshawar.
2. Health Secretary Peshawar.
3. District Health Officer Swabi.

  
APPELLANT

Through

  
Falak Naz Gigyani  
Advocate, Peshawar.

Dated: 17/05/2019

A

(9)

DIRECTORATE GENERAL HEALTH SERVICES, N.W.F.P. PESHAWAR.

NO \_\_\_\_\_ / E.I.

DT: PESH: THE \_\_\_\_\_ / 11 / 1995.

Dr. Jajid Agiaz / 6

OFFER OF APPOINTMENT ON CONTRACT BASIS.

Reference your application on the above subject for the post Medical Officer/Women Medical Officer/Dental Surgeon.

01. The competent authority is hereby appoint you as Medical Officer/Women Medical Officer/Dental Surgeon in the Health Department, Government of NWFP, on contract basis in B-17 for a period of one year or till the availability of Public Service Commission selectee/return of original incumbent from leave/deputation whichever is earlier, on the terms and conditions laid down in the attached Agreement Deed. You shall be posted to \_\_\_\_\_  
This contract appointment is not transferable.
02. This contract appointment is subject to your physical fitness for which you will appear before the Medical Board constituted by the Government.
03. If you accept the offer of appointment on contract basis as a Medical Officer/Women Medical Officer/Dental Surgeon, the attached Agreement Deed should be filled in duly signed by you and should report at your own expense.
04. If you fail to report for duty at the station specified in para-3 above, within (10) Ten days, the offer of appointment on contract basis will be deemed to have been withdrawn automatically and no further correspondence shall be entertained in this respect.

SD/\_\_\_\_\_  
(DR. AZMAT KHAN AFRIDI)  
DIRECTOR GENERAL HEALTH SERVICES, NWFP, PESHAWAR.

27612-45 / E.I. DATED PESHAWAR THE 21 / 11 / 1995.

Copy forwarded to the :-

01. Secretary to Government of NWFP, Health Department Peshawar for information with reference to his letter No. SO(H) IV/3-18/93, dated 16th November, 1995.
02. M.S., DHQ: Hosp: \_\_\_\_\_ for information & n/action.
03. Divisional Director Health Services, \_\_\_\_\_
04. District Health Officer/Agency Surgeon, \_\_\_\_\_
05. Accountant General, N.W.F.P. Peshawar.
06. District/Agency Accounts Officer, \_\_\_\_\_  
for information and necessary action.

(DR. AZMAT KHAN AFRIDI)  
DIRECTOR GENERAL HEALTH SERVICES, NWFP, PESHAWAR.

ANL = B

QA

GS&PD-NWFP-596 F.S. 2,000 Ps of 100-19,9,91(19)

N.W.F.P. Med. No.4

MEDICAL CERTIFICATE.

Name of Official ..... Dr. Sayid - Alpha 3  
 Caste or race ..... Pathan  
 Father's Name ..... ABDUL-WAKIL  
 Residence ..... THANA

Date of birth ..... 2nd March 1969

Exact height by measurement ..... 5 feet 9 inches

Personal mark of identification ..... a scar on left side of neck

Signature of the Official ..... [Signature]

Signature of head of office ..... [Signature]

[Signature]  
 Director (Admin)  
 NWFP  
 Seal of Office

I do hereby certify that I have examined Mr. Sayid-Alpha 3 a candidate  
 for employment in the office of the Health Dept.

and can not discover that he had any disease communicable or other constitu-  
 tional affection or bodily infirmity except vision 6/6 with glasses

I do not consider this as disqualification for employment in the office  
 of the ..... His age according to his own statement ..... 26  
 years and by appearance about ..... 26 years.

[Signature]

[Signature]

LEFT HAND THUMB AND FINGER IMPRESSIONS

Medical Superintendent,  
 Civil Hospital, Medical Superintenders,  
 Civil Hospital, Peshawar.

[Signature]  
 23-11-95

No. \_\_\_\_\_ /FF: Dated Batkhela the 03/12/1995.

Page

From:

The District Health Officer,  
Malakand at Batkhela.

90

To:

The Divisional Director Health Services,  
Malakand Division Swat at Gulkada.

C

Subject:

CHARGE REPORT.

Sir,

P-118

With reference to the Director General Health Services,  
N.W.F.P. Peshawar letter No. 27611/E-I dated 21/11/1995.

I have the honour to submit herewith Charge Report  
in duplicate in respect of Dr. Sajid Aghaz Medical Officer (Newly  
Appointed), who take over the Charge of Medical Officer BHU:Khar on  
27/11/1995 (FN) for favour of further necessary action please.

*[Handwritten signature]*

*[Handwritten signature]*  
District Health Officer,  
Malakand at Batkhela.

No. 6637-38/1-

Copy alongwith a copy of Charge Report is forwarded  
to the:-

1. Director General Health Services, N.W.F.P. Peshawar.
2. Agency Account Officer Malakand,

for information and necessary action please.

*[Handwritten signature]*

*[Handwritten signature]*  
District Health Officer,  
Malakand at Batkhela.

*[Handwritten signature]*  
3057  
10-12-95

CA 2 Page  
10

N.W.F.P. A/Try 42-A

CS&FD NWFP-1317 FS-2000 Pacs of  
3-31-1987 - (49).

GOVERNMENT OF NORTH-WEST FRONTIER PROVINCE.

CERTIFICATE OF TRANSFER OF CHARGE.

Certified that I. Dr. Sajid-Agha  
have this day ~~after~~ <sup>before</sup> noon ~~relinquished~~ <sup>takeover</sup> charge of office of M.O  
BHU Khar with reference to the Order of the N.W.F.P.

Government No. 27611/E.1 dated 21/11/1985  
transferring Mr. post vacant

to \_\_\_\_\_  
2. Particulars of Cash and Important/Secret/Confidential ~~Documents~~  
documents handed over / taken over are noted on the reverse.

N.W.F.P. 11872  
STATION. BHU Khar  
27/11/85

Signature of relieved  
Government servant. post-vacant  
Designation Dr. Sajid-Agha  
Signature of Government  
Servant receiving charge  
Designation M.O. BHU

DATED \_\_\_\_\_/19 \_\_\_\_\_ dated Khar

Endst: No. \_\_\_\_\_  
From. \_\_\_\_\_

- To:-
1. The Accountant General.  
NWFP-Peshawar.
  2. \_\_\_\_\_
  3. \_\_\_\_\_
  4. \_\_\_\_\_
  5. \_\_\_\_\_

The charge of the Office of \_\_\_\_\_  
was transferred from Mr. \_\_\_\_\_  
/19.



ANK - (D)

(11)

(~~11~~)

A.T.M.-9.  
(See Para 59, Audit Manual)

PAY SLIP

OFFICE OF THE

No. To ..... the ..... 19 .....

Dr. Sajid Agha MO  
P.N.U. Khar.

(.....) he is entitled to draw pay and allowances at the monthly rates shown below from the dates specified less already drawn :-

Detail of calculation

	From	From	From	From
Substantive Pay ...	27 <sup>11</sup> / <sub>95</sub>			
Officiating pay ...	3880-			
Overseas pay	4AA 200-			
	ADP 500	500-		
Special pay	KCPA 700-			
Indexed Pay	LCA 271-			
.....				
.....				
.....				
Total	5551-			

Handwritten signatures and initials at the bottom of the table.

Handwritten signature at the bottom right of the page.

Slab - I

AMX = B

(19)

DIRECTORATE GENERAL HEALTH SERVICES, N.W.F.P. PESHAWAR

OFFICE ORDER.

In pursuance of the Govt:of NWFP Health Department Notification No.SOH-IV/3-18/(S), dated 4.2.1999, Dr. \_\_\_\_\_ S/O/D/O \_\_\_\_\_ on his/her appointment as MO/WMO on Contract Fixed Salary basis is hereby posted at the disposal of \_\_\_\_\_ for a period of Three years from the date of assumption of charge on the terms and conditions in the agreement deed, already executed by the doctor concerned.

If the offer of appointment is acceptable on the terms and conditions ibid, you are hereby directed to report at your place of posting within One week's time at your own expenses, failing which the offer of appointment/\_\_\_\_\_ will automatically stands withdrawn.

NB:- Handing/taking over charge report should be submitted to this Directorate General urgently.

SD/xxxxxxxxxxxxxxxxx  
DIRECTOR GENERAL HEALTH SERVICES, NWFP, PESHAWAR.

NO 7371-74 /E.I, DATED PESHAWAR THE 03/03 /1999.

Copy forwarded to the:-

- 01. Secretary to Govt:of NWFP Health Department Peshawar.
- 02. D.H.O, \_\_\_\_\_ for information and necessary action. He is hereby directed to ~~submit~~ monthly report with regard to attendance and devotion to duty of the MO concerned. A copy of the agreement deed is enclosed herewith.
- 03. Distt:Accounts Officer, \_\_\_\_\_
- 04. Doctor Concerned.

DIRECTOR GENERAL HEALTH SERVICES, NWFP, PESHAWAR.

7/24/2/99

*[Handwritten signature]*

ABDUL ALEEM.  
24.02.1999

G.P. No. 407

NOC

DIRECTORATE GENERAL HEALTH SERVICES, N.W.F.P. PESHAWAR.

No. \_\_\_\_\_ /E-I

Dated 8/8/2001.

To:

The Secretary to Govt: of NWFP,  
Health Department, Peshawar.

Subject:

REQUEST FOR NO OBJECTION CERTIFICATE.

Sir,

I have the honour to forward herewith an Application in respect of Dr. Sajid Aghaz MC:BNU: Mishta, Malakand Agency request for the grant of NOC for appearing in an interview with Overseas employment Corporation, Islamabad for Employment abroad, for favour further necessary action.

He is working in this Deptt: Since 27/11/1995 on Contract basis.

Yours Obediently,

Sd/-  
Director General Health Services, NWFP, Peshawar.

No. 16151 /E-I

Copy forwarded to DHO: Malakand for information.

Sd/ As Above.

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (HEALTH) MALAKAND AT BATAKHELA

No. \_\_\_\_\_ /E-I

Dated Batakhele the \_\_\_\_\_ / \_\_\_\_\_

Copy forwarded to Dr. Sajid Aghaz Medical Officer, BNU: Mishta for information.

Executive District Officer  
(Health) Malakand at Batakhele

Please A Issue

✓

ANN - G-1 (13)

Not

GOVERNMENT OF NWFP  
HEALTH DEPARTMENT  
Dated January 22, 2003

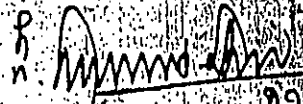
ORDER

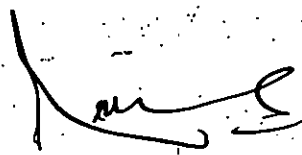
No. SO(HO(ESTT/Health/3-3/2002). The provincial Health Department has "no objection" in favour of Dr. Sajid Aghaz MO BHU Mishta Malakand Agency for employment abroad.

SECRETARY HEALTH

Endst.No. & date even.

- Copy forwarded to the :-
1. DGHS NWFP Peshawar.
  2. EDO(H) Malakand.

  
 Section Officer (Estab) 22/01/03



Departmental  
Appeal:

H-3

Page - 14

537  
8/1/18

TO

The health secretary  
Khyber pakhtoonkhwa

Sub: Resumption as medical officer.

Respected sir

With due regards it is hereby submitted that I, Sajid Aghaz  
was initially appointed as medical officer in BHU Khar District  
Malakand ref letter So(H)iv/3-18/93 dated 16.11.1995 where  
I worked as medical officer for three years.

Further I had worked in BHU Mishta for three years from 1999 till  
2002.

In April 2003 I left to Malaysia for employment as medical officer  
where I worked for 7 years.

In view of above I would request to allow assumption of my charge as medical  
Officer with back benefits.

Attached are

- 1) Mo BHU Khar anex I
- 2) MO BHU Mishta anex II
- 3) Experience certificate Malaysia anex III

Yours faithfully

Dr Sajid Aghaz

Mailing address Officer Colony

H.No 303 Duran pur Peshawar

20

27.12.2017

*[Handwritten signature]*

ASE

Secretary  
Health

PT examine

21/1/18

*[Handwritten signature]*



GOVERNMENT OF KHYBER PAKHTUNKHWA  
HEALTH DEPARTMENT

No. SO (E) H-II/11-3/2018/Dr.Sajida Aghaz  
Dated Peshawar, the 24<sup>th</sup> January 2018

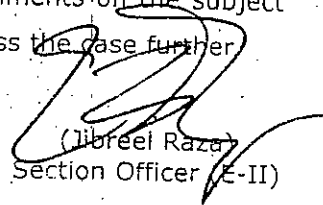
To

X The Director General Health Services,  
Khyber Pakhtunkhwa,  
Peshawar.

Subject: **REASSUMPTION AS MEDICAL OFFICER, BS-17**

I am directed to refer to the subject noted above and to enclose herewith an application along with relevant documents in respect of Dr. Sajid Aghaz for necessary action.

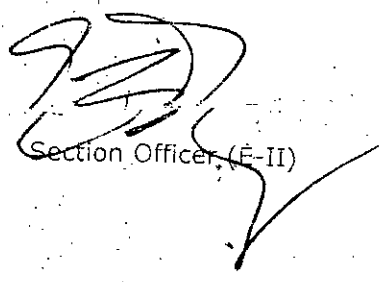
It is therefore, requested that views/comments on the subject matter may be furnished to this Department to process the case further.  
Encl: As Above.

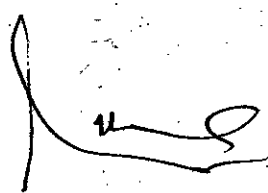
  
(Jibreel Raza)  
Section Officer (E-II)

Encl: No. & Date Even

Copy to the:

1. DHO Swabi ✓
2. PS to Secretary Health, Khyber Pakhtunkhwa
3. PA to Deputy Secretary-I, Health Department.

  
Section Officer (E-II)





GOVERNMENT OF KHYBER PAKHTUNKHWA  
HEALTH DEPARTMENT

Dated Peshawar the 17<sup>th</sup> October 2017

**NOTIFICATION**

**NO. SO(E)H-II/3-18/2016:** In pursuance of Judgment of Peshawar High Court Peshawar dated 18-11-2008 in Writ Petition No. 1510 of 2007 read with sub section 2 of Section 2 of the Khyber Pakhtunkhwa, Civil Servant (Amendment) Act, 2005 (Khyber Pakhtunkhwa Act no. IX of 2005) and provision under sub section 4 of section 19 of Civil Servant (Amendment) Act 2013 coupled with the regularization order of appellants and similarly placed w-e-f 2005, the services of following doctors (appellants as well as similarly placed) are hereby regularized with effect from dates as mentioned against each:

S. #	Name of Doctor	D.O.B / Domicile	Date of Initial Appointment on contract basis	Date of Regularization under Act 2005
1.	Dr. Bakht Zada S/O Gul Muhammad, MBBS	01.01.1959 / Swat	23.11.1995	01-07-2001
2.	Dr. Dawa Khan S/O Badshah Khan MBBS	01.09.1951 / Swat	23.11.1995	01-07-2001
3.	Dr. Haroon Nasir Khattak S/O Rab Nawaz MBBS	Karak / 1.3.1966	23.11.1995	01-07-2001
4.	Dr. Yousaf Khan S/O Said Rehman MBBS	Mardan / 14.3.1968	23.11.1995	01-07-2001
5.	Dr. Riaz Ahmed S/O Rehmatullah MBBS	Mohmand A15.8.1951	23.11.1995	01-07-2001
6.	Dr. Alamgir Khan S/O Darwesh Khan, MBBS	16.04.1962 / Mohmand A	23.11.1995	01-07-2001
7.	Dr. Muhammad Ajmal Khan S/O Zarin Khan MBBS	Mohmand ag 10.04.67	23.11.1995	01-07-2001
8.	Dr. Fazal Rehman S/O Muhammad Amir Khan, MBBS/ MPH	28.04.1966 / Mohmand Agency	23.11.1995	01-07-2001
9.	Dr. Mustafa S/O Behramand, MD	01.03.1961 / Swat	24.11.1995	01-07-2001

Signature and Stamp of the Health Department, Peshawar.

27	Dr. Abd. Hameed Khan S/O Abdul Majeed Khan	08.05.1959 / Kohat	26.11.1995	01-07-2001
28	Dr. Muhammad Islam Khan S/O Hawaldar Gulab Noor	Karak / 12.05.1957	26.11.1995	01-07-2001
29	Dr. Masood Jalal S/O Khushlim Khan	28.04.1963 / Karak	26.11.1995	01-07-2001
30	Dr. Shahr Ahmad S/O Gulistan Khan	08.01.1958 / Moh Ag	26.11.1995	01-07-2001
31	Dr. Wazir Akbar S/O Gui Akbar,	03.04.1968 / Kohat	26.11.1995	01-07-2001
32	Dr. Alif Khan S/O Sajjan Khan, MBBS	01.01.1957 / Orakzai A	26.11.1995	01-07-2001
33	Dr. Jehanzeb Khan S/O Inayatullah		26.11.1995	01-07-2001
34	Dr. Syed Riaz Hussain S/O Syed Sajjad Hussain	12.12.1957 / Orakzai Ag	26.11.1995	01-07-2001
35	Dr. Muhammad Karim S/O Samiullah Khan, MBBS	01.06.1965 / Bajaur Agy	27.11.1995	01-07-2001
36	Dr. Kamran Yousaf s/o Yousaf Khan, MBBS	20.4.1960 / Nowshera	27.11.1995	01-07-2001
37	Dr. Mumnoon Elahi S/O Muhammad Khurshid	Pesh / 10.03.1965	27.11.1995	01-07-2001
38	Dr. Abdul Wahab S/O Abdul Ghafoor, MBBS	UDA, Hazra / 26-11-69	27.11.1995	01-07-2001
39	Dr. Spin Gul S/O Haji Lal Baz, MBBS	20.01.1961 / FR Kohat	27.11.1995	01-07-2001
40	Dr. Zaffar Ali Shah s/o Said Badshah, MBBS	20.4.1961 / Mardan	27.11.1995	01-07-2001
41	Dr. Shahab Khan S/O Wali Khan	10.01.1966 / FR Kohat	27.11.1995	01-07-2001
42	Dr. S. Luqman Shuaib s/o Muhammad Shuaib, MBBS	13.6.1965 / Mardan	27.11.1995	01-07-2001
43	Dr. S. Luqman Shuaib s/o Muhammad Shuaib, MBBS	13.6.1965 / Mardan	27.11.1995	01-07-2001

*[Handwritten signature]*



ANX

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The Director General Health  
Services,

Respected Sir:

I Mr Sajid was appointed as  
Medical Officer BPS 17 in NOV 95 in  
Bathula Malakod. Then reappointed  
as MO for another 3 yrs in Basic  
Unit Malakod till 2002.

Then I left abroad for employment  
abroad through proper channel.

I worked in Malaysia till 2007.

After arrival I have requested  
many time to Resume duty but

in vain. It is therefore Requested

To allow/Regularize me according to  
Law or Remove or dismiss me so

that I can take the matter  
before the Law & Litigation Department.

Yours  
- Mr Sajid - MO  
Malakod.  
dated 2.3.2019

RECEIVED  
M/S

قیمت  
50 روپے

14853



ایڈوکیٹ: فلک ناز گھنگراں

بار کونسل/ایسوسی ایشن نمبر: BC-16-7215

رابطہ نمبر: 9933697-0315

پشاور بار ایسوسی ایشن، خیبر پختونخواہ

سرکسز ٹرانسپورٹ کمپنی

بعدالت جناب:

منجانب: مساحد ناز	دعویٰ:
بنام	علت نمبر:
ڈاکٹر شہلاہ دتتہ ڈاکٹر	مورخہ:
	جرم:
	تھانہ:

**باعث تحریر آگے**

1433573-7

ڈاکٹر شہلاہ دتتہ ڈاکٹر

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کارروائی متعلقہ

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

المرقوم: 16-5-2019

العبد گواہ شد العبد

مقام Accepted کے لیے منظور ہے۔

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

Falak Naz Gighyani  
Advocate - Peshawar

Copy of No. 50(ME)/E-IV/3-18/2002 dated May 21st, 2002 from the Government of NWFP Health Department addressed to the Director General Health Services NWFP Peshawar.

Subject:- RENEWAL OF CONTRACT DOCTORS

I am directed to refer to the subject noted above and to state that the competent Authority has desired that:-

01. Option be taken from Slab doctors to whether they are prepared to convert to simple MOs (BPS-17).
02. In order that their pay does not suffer, those still working to get their pay as per old rates till finalization of case.

Sd/ x x x x  
Muhammad Abid Majeed,  
Section Officer (ME).

OFFICE OF THE DIRECTOR GENERAL HEALTH SERVICES, N.W.F.P., PESHAWAR

No. 15330-43/E.I

Dated Pesh: the 01.06/2002

Copy forwarded to the Executive District Officers (Health) Peshawar, Nowshera, Kohat, Kohistan, Karak, Chitral, Bunir, Malakand Battagan, Manshera, Swat Upper Dir and Abbottabad.

They are requested to get option from doctors working under Slab System (Fixed Salary) as to whether they are willing to convert their service into simple contract simple contract (MO BPS-17) or otherwise and transmission to the Government.

Sd/  
FOR DIRECTOR GENERAL HEALTH  
SERVICES, NWFP: PESHAWAR

No. \_\_\_\_\_/E.I

Copy forwarded to the:-

01-02 x x x x

03. Agency Accounts Officer, Malakand at Batkhela,

They are requested to allow the doctors concerned to draw their salary as per old rates till finalization of the case.

Sd/-  
FOR DIRECTOR GENERAL HEALTH  
SERVICES, NWFP: PESHAWAR.

No. 3685-95/Contract(MO)

dated Batkhela the 15/6/2002.

Copy forwarded to all contract Medical Officers in Malakand Agency for information and furnishing their option as soon as possible for onward submission to the quarter concerned please.

*F. Rahman*  
Executive District Officer,  
(Health) Malakand at Batkhela.

No. \_\_\_\_\_

Copy of endorsement only is forwarded to the Director General Health Services NWFP Peshawar for information please.

*Sd*  
Executive District Officer,  
(Health) Malakand at Batkhela.