

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR
AT CAMP COURT ABBOTTABAD

Service Appeal No. 861/2019

Date of institution 27.06.2019

Misbah Akbar D/O Muhammad Akbar R/O Sarai Niamat Khan Tehsil
and District Haripur.

VERSUS

Director General, Population Welfare Department, Khyber
Pakhtunkhwa Peshawar and two others.


O R D E R
30.11.2021

Appellant alongwith her counsel Mr. Ghulam Habib, Advocate,
present.

The appeal in hand is fixed for preliminary arguments, however
learned counsel for the appellant submitted an application for
withdrawal of the instant appeal on the ground that the appellant has
already filed another Service Appeal No. 1183/2019 before this
Tribunal after direction of the august Peshawar High Court but in the
meanwhile the Writ Petition of the appellant was sent to this Tribunal
by the august Peshawar High Court for treating it as Service Appeal,
therefore, the Writ Petition was treated as service appeal in hand.

In view of the above, the appeal in hand stands dismissed as
withdrawn. File be consigned to the record room.

ANNOUNCED
30.11.2021


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

APPEAL NO, 861/19

MISBAH ANBAR

v/s

SECY POPULATION WELFARE
DEPARTMENT PESHAWAR. ETC,

APPLICATION FOR WITHDRAWAL OF INSTANT APPEAL.

RESPECTFULLY SHEWETH,

- 1- That, The petitioner filed an appeal No, 1183/19 before this Honourable Court after the direction of August Peshawar High Court, but, meanwhile the same, another appeal No, 861/19 was transferred by August Peshawar High Court.
- 2- That, the instant appeal has become infructuous as previous one is fixed for arguments.

It is, Therefore, requested that, the instant appeal may please dismissed as withdrawn.

Dated. 30 ¹¹/₂₁

PETITIONER MISBAH ANBAR through Counsel


Misbah



17.11.2021

Appellant alongwith counsel present.

From the order sheet dated 21.10.2020, it is evident that two separate service appeals have been preferred by the present appellant against the order of dismissal dated 04.07.2017. Today, learned counsel made a request for adjournment as the other service appeal is fixed on 30.11.2021 in order to seek withdrawal of one of the appeal. Request is acceded to and case is adjourned to 30.11.2021 for further proceedings before S.B at Camp Court, Abbottabad.



(Rozina Rehman)
Member (J)
Camp Court, A/Abad

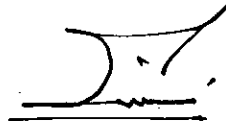
19.11.21 due to COVID 19, case is adjourned
to 20-9-2021 for the same.


Reader

20.09.2021

Nemo for the appellant.

Previous date was changed on Reader Note, therefore, notice for prosecution of the appeal be issued to the appellant as well as his counsel and to come up for preliminary hearing before the S.B on 15.11.2021 at Camp Court Abbottabad.



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

15.11.2021

Junior to counsel for appellant present.

He made a request for adjournment as senior counsel is not available today; granted. To come up for preliminary hearing on 17.11.2021 before S.B at Camp Court, Abbottabad.



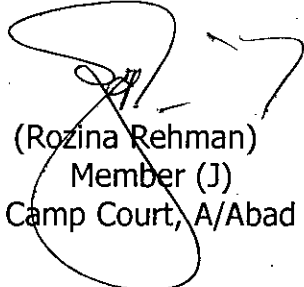
(Rozina Rehman)
Member(J)
Camp Court, A/Abad

21.10.2020

Appellant in person present.

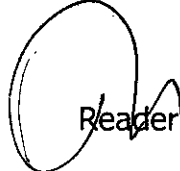
Record shows that two separate service appeal have been preferred by the present appellant against the order of dismissal dated 04.07.2017, the instant one is fixed for preliminary hearing while other one was fixed for submission of reply/comments.

As lawyers are on general strike, therefore, file to come up alongwith connected file with direction to appellant to produce her counsel on next date positively in order to apprise this court in respect of two separate appeal against single impugned order. To come up for preliminary hearing on 17.12.2020 before S.B at Camp Court, Abbottabad.


(Rozina Rehman)
Member (J)
Camp Court, A/Abad

17.12.2021


Due to Covid-19, case is adjourned to 19.03.20221 for the same as before.


Reader

19.03.2021

Junior to counsel for appellant present.

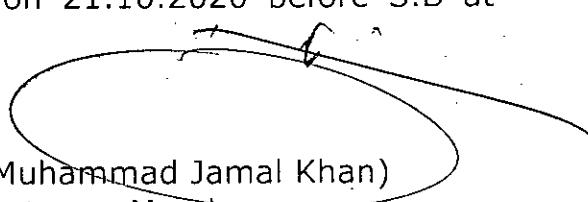
He made a request for adjournment as senior counsel is not available today. Adjourned. To come up for preliminary hearing on 19/04/2021 before S.B at Camp Court, Abbottabad.


(Rozina Rehman)
Member (J)
Camp Court, A/Abad

Service Appeal No. 861/2019

14.09.2020

Mr. Ghulam Habib, Advocate for appellant is present. He is seeking time for preparing the brief. Time is allowed. File to come up for preliminary hearing on 21.10.2020 before S.B at Camp Court, Abbottabad.


(Muhammad Jamal Khan)
Member
Camp Court Abbottabad

25.10.2019

Appellant absent. Counsel for the appellant absent. Notice be issued to appellant for the date fixed. To come up for preliminary hearing on 20.12.2019 before S.B at camp court, Abbottabad.



Member
Camp court, A/Abad

20.12.2019

None present on behalf of the appellant. Notice be issued to appellant and his counsel for attendance and preliminary arguments for 21.02.2020 before S.B at Camp Court Abbottabad.



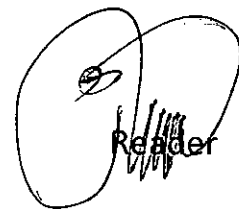
(Muhammad Amin Khan Kundi)
Member
Camp Court Abbottabad

Due to covid ,19 case to come up for the same on 16 / 4 / 20
at camp court abbottabad.



Reader

9 / 20 Due to summer vacation case to come up for the same on 11 / 4
at camp court abbottabad.






Reader

Form-A
FORM OF ORDER SHEET

Court of _____

Case No. 861/2019

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	27/06/2019	<p>The present appellant initially went in Writ Petition before the Hon'ble Peshawar High Court A.Abad Bench and the Hon'ble High Court vide its order dated 16.05.2019 treated the Writ Petition into an appeal and sent the same to this Tribunal for decision in accordance with law. The same may be entered in the Institution Register and put up to the worthy Chairman for further order please.</p> <p style="text-align: right;">  REGISTRAR 27/6/19 </p>
2-	18-7-19	<p>This case is entrusted to touring S. Bench at A.Abad for preliminary hearing to be put up there on -23-08-2019</p> <p style="text-align: right;">  CHAIRMAN </p>
	23.08.2019	<p>Appellant absent. Learned counsel for the appellant absent. Notice be issued to the appellant and her counsel for 25.10.2019. Adjourn. To come up for preliminary hearing on the date fixed before S.B at Camp Court, Abbottabad.</p> <p style="text-align: right;">  Member Camp Court, A/Abad </p>



THE
PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

Ph: 0992-9310058
Fax: 0992-9310055

No: 970

Dated Abbottabad 18 June, 2019

From

The Additional Registrar,
Peshawar High Court,
Abbottabad Bench.

To

The Honourable Chairman Service Tribunal,
KPK Peshawar.

Subject : WRIT PETITION NO. 605-A/2018.

MISBAH AKBAR

PETITIONER

VERSUS

DIRECTOR GENERAL POPULATION & OTHERS

RESPONDENTS

Gemo,

Reference letter No. 1074/ST Dated 12.06.2019 I am forwarding herewith Original File Writ Petition No. 605-A/2018 titled "Misbah Akbar Vs Director General Population & others" total sheets (70) alongwith a copy of judgment/ order of the Honourable Division Bench dated 16.05.2019 for necessary action please.

Yours Faithfully,



(Additional Registrar)

1

PESHAWAR HIGH COURT, ABBOTTABAD BENCH.**FORM OF ORDER SHEET**

Court of.....

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

Date of Order of Proceedings	Order or other Proceedings with Signature of Judge (s)
1	2
16.05.2019	<p><u>WP No. 605-A/2018.</u></p> <p>Present: Mr. Ghulam Habib, Advocate for petitioner.</p> <p>Sardar Muhammad Asif, Assist: AG for respondents.</p> <p style="text-align: center;">***</p> <p><u>LAL JAN KHATTAK, J.</u> At the very outset, learned counsel for the petitioner stated at the bar that the petitioner would not press this petition anymore, if her case is sent to the Services Tribunal for decision thereon in accordance with law.</p> <p>In view of the above, we send this petition to the Services Tribunal, Khyber Pakhtunkhwa, to treat it as appeal and decide the same in accordance with law.</p> <div style="text-align: right; margin-top: 20px;">  JUDGE </div> <div style="text-align: right; margin-top: 20px;">  JUDGE </div>

Tahir (P.S)

Hon'ble Justice Lal Jan Khattak & Hon'ble Justice Ijaz Anwar

SCANNED

PESHAWAR HIGH COURT, ABBOTTABAD BENCH

Advocate Detail

Full Name: GHULAM HABIB

Father's Name: MUHAMMAD ASLAM

Date of Birth: 15-03-1969 CNIC 42201-0344720-5

Permanent Address: HOUSE NO 1282 KTS SACTOR 4 HARIPUR

Present Address: HOUSE NO 1282 KTS SACTOR 4 HARIPUR

District: HARIPUR Mobi 0321-2325244

Email: habihadv30@gnail.com

License No. DC: BC-11-2424 Issue 3/1/2017

License No. HC: BC-11-2424 3/1/2017

License No. SC: _____

MENTION YOUR PENDING CASES:

Case No.	Petitioner	Respondent
259/13	shafiq Asghar	Shukor Din
234/15	Mirza Khan	Sardara Bibi
544/16	Muhammad Jan	Secretary Public H.

SCANNED FILE

Date 18/05/2018

Sign [Signature]

[Signature]
1915

**PESHAWAR HIGH COURT, ABBOTTABAD BENCH
OPENING SHEET FOR WRIT BRANCH**

WP. 65/18

Date of Filing 19-05-2018
District haripur

Case Type: Writ Petition Nature of Original Proceeding:

Category Code:

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(Categories & Sub categories are given at the bank of the opening sheet)

Review/ Contempt of Court in respect of:

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Writ of:

Heabus Corpus		Prohibition		Mandamus		Quo Warranto		Certiorari	
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If Certiorari:

Forum	Date	(I)nterlocatory/ (F) Final Order

Case Pertains to
 SB
 DB

Petitioner Name:	MISBAH AKHBAR D/O MUHAMMAD AKBAR
Mobile No:	0316-0147330
Address:	SARAI NIAMAT KHAN TEHSIL AND DISTRICT HARIPUR
CNIC No:	13302-2193169-8
Email Address:	Nil

Counsel for petitioner(s)	GHULAM HABIB ADVOCATE HIGH COURT
Mobile No:	0321-2325244
Address:	HOUSE NO 1282 KTS SACTOR 4 HARIPUR
CNIC No:	42201-0344720-5
Email Address:	habibadv30@gmail.com

Repondents:	DIRECTOR GENERAL POPULATION WELFARE DEPARTMENT KPK PESHAWAR
Address:	as on title page

Original Order/ Action/ Inaction Complained of:
against respondent 3 and 4 by not remmissions granted by federal government, provicional government, president granted and others granted on special occis granted by the concern authorities.

Prayer:
ADDITIONAL PESHAWAR 19/5
on acceptance of instant writ petition the petitioners reinstatement order for same post may please be ordered accordingly.

Law/ Rules/ governing the original proceedings/ action/ Inaction

The Constitution of Islamic Republic of Pakistan, 1973.

Note: Any suggestion to improve the proforma will be appreciated

Signature
[Handwritten Signature]
AM

BEFORE THE HONOURABLE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

WP No 605 /018
service Appeal no. 861/2019

Misbah Akbar D/O of Muhammad Akbar R/O Sarai Niamat
Khan Tehsil and District Haripur.

.....PETITIONER

VERSEUS

Director General, Population Welfare Department, KPK
Peshawar and others.

.....RESPONDENTS

WRIT PETITION

INDEX

S.No.	Description	Annex	Pages
1.	Writ petition alongwith Affidavit etc.		1-6
2.	Copy of Appointment letter.	"A"	7
3.	Copy of Certificates	"B"	8-10
4.	Copy of Termination Order	"C"	11
5.	Copy of Reinstatement Order	"D"	12
6.	Copy of show cause notice	"E"	13-14
7.	Copy of advertisement	"F"	15
8.	Copy of reply	"G"	16
9.	Copy of impugned order (struck off letter)	"H"	17-18
10.	Copy of department appeal	"I"	19-22
11.	Copy of minutes of meeting	.	23-25
12.	Copy of Wakalat Nama		26

Dated 19-5-018

Through Counsel

19/5/18
ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABBOTTABAD BENCH
19/5/18

Petitioner

Ghulam Habib
Ghulam Habib
Advocate High Court
At Haripur

(1)

BEFORE THE HONOURABLE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

WP No 605 /018

Service Appeal no. 861/2019

Misbah Akbar D/O of Muhammad Akbar R/O Sarai Niamat Khan Tehsil and District Haripur.

.....PETITIONER

VERSEUS

1. Director General, Population Welfare Department, KPK Peshawar.
2. Secretary, Population Welfare Department, KPK Peshawar.
3. District Population Welfare officer. Haripur.

.....RESPONDENTS

WRIT PETITION UNDER ARTICLE 199 OF THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN 1973 FOR DECLARING TO THE EFFECT THAT THE PETITIONER WAS APPOINTED AS FAMILY WELFARE ASSISTANT (F) BPS-5 AT DPWO HARIPUR THROUGH LETTER DATED 25-2-2012, BUT THE PETITIONER WAS DISMISSED FROM SERVICE ON 04-07-2017/ ILLEGALLY AND UNLAWFULLY WHICH IS AGAINST THE LAW AND UNTENABLE AT JUSTICE, THUS SHE IS LIABLE FOR REINSTATE ON SAME POST.

Prayer On acceptance of instant writ petition , the Petitioner's Reinstatement order for same post may please be ordered accordingly.

Respectfully Sheweth:-

That brief facts of the petition are as under:-

1. That, the Petitioner is well qualified and had been appointed as Family Welfare Assistant (Female) BPS-5 on contract basis in District Population Office Haripur on 25-02-2012. Copies of appointment letter and academic Certificates are annexed as **Annexure "A,B"**.

No. 2782
19-5-19

REGISTRAR
PESHAWAR HIGH COURT
ABBOTTABAD BENCH
9/19/15

(2)

2. That the Petitioner was terminated through Letter dated 13-6-2014 due to completion of said project however she has been reinstated through Office Order dated 5-10-2016 by Judgments of honourable August Supreme Court dated 24-2-2016 as well as honourable August Peshawar High Court dated 24-2-2016. Copies of Termination and reinstatement letters are annexed as Annexure "C,D".
3. That on dated 6-6-2017 the petitioner was received a show cause notice by Respondent No,3 for dismissal from service by the reasoning that the Petitioner qualified SSC by the 2nd Division rather than 1st division notwithstanding in the advertisement the word '2nd division' was clearly mentioned. However the petitioner responded properly to such show cause notice but she did not heard. Copy of show cause notice, advertisement and reply are annexed as Annexure "E,F,G".
4. That eventually the petitioner had been struck off by the service on dated 4-7-2017 unlawfully, thus she filed an departmental appeal before the competent authority but could not be reinstated. Copy of struck off letter and Appeal are annexed as Annexure "H,I".

GROUNDS:-

- (a) That the Impugned Order dated 04-07-2017 is void Ab initio, Illegal, Unlawful, Arbitrary and against the Rights of the Petitioner so untenable at justice
- (b) That the Impugned Order dated 04-07-2017 has been passed against the petitioner in sheer violation of fundamental rights, government policy of welfare for females and in violation of principles of natural justice and service rules coupled with the dictum as laid down by the august Supreme Court of Pakistan in a number of judgments, hence, the impugned orders are nullity in the eyes of law and liable to be set-aside on this score alone.
- (c) That the Impugned Order has been passed in violation of the maxim "audi alteram partem", hence no opportunity of hearing was provided to the petitioner, so the petitioner condemned unheard. The law of natural justice has also been violated in this case. It is established law that no adverse order can be passed against any employee without affording him an opportunity of hearing as has been clearly elaborated by the Supreme Court of Pakistan
- (d) That the Impugned Order of petitioner regarding order has been passed in violation of settled terms and conditions of service as mentioning on show cause notice that the petitioner is not qualified by 1st division of SSC exam. on other hands it was clear mentioned on advertisement before hiring of petitioner, word 2nd division, so is not sustainable, hence the Impugned

1. PESHAWAR
2. ADDITIONAL JUDGE
PESHAWAR HIGH COURT
PESHAWAR
13/07/2017

(3)

termination Order against the petitioner is violative to the government policy itself is void, illegal and unlawful.

- (e) That the petitioner was appointed after gone through scrutiny and interview which was conducted by selection committee dated 3rd Feb 2012, later on the petitioner was terminated through letter dated 13-6-2014 due to completion of said project but soon after she has been reinstated and became permanent employee through Office Order dated 5-10-2016 in the light of the Judgments of honourable August Supreme Court dated 24-2-2016 as well as honourable August Peshawar High Court dated 24-2-2016. hence, the impugned order is nullity in the eyes of law and liable to be set-aside.
- (f) That the petitioner has been passed her age's golden period in said department as working with full dedication and honesty, thus after completion 5 years service, she was struck off by service without any plausible reason, however it is pertinent to mentioned here that no misconduct committed by the petitioner in any way, therefore the impugned order is unwarranted in the eyes of law and liable to be set-aside.

PRAYER

It is, therefore, humbly prayed that on acceptance of this Writ Petition the impugned termination order of respondents may kindly be set aside and petitioner may graciously be reinstate on her service accordingly.

Dated: 19-5-018


Petitioner

INTRIM RELIEF

It is respectfully prayed that till the disposal of the instant writ petition, the temporary reinstatement order for petitioner may please be passed accordingly.

Dated 19-5-018


Petitioner

Verification

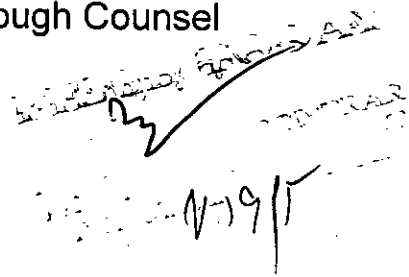
Varified that the contents of this writ petition are true to the best of my knowledge and nothing material has been suppressed from this Honorable Court.

Dated 19-5-018

Petitioner

Through Counsel


Ghulam Habib
Advocate High Court
At Haripur



(4)

BEFORE THE HONOURABLE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

WP No 605 /018

Misbah Akbar D/O of Muhammad Akbar R/O Sarai Niamat Khan Tehsil and District Haripur.

.....PETITIONER

VERSEUS

Director General, Population Welfare Department, KPK Peshawar and others.

.....RESPONDENTS

WRIT PETITION

AFFIDAVIT

I, Misbah Akbar D/O of Muhammad Akbar R/O Sarai Niamat Khan Tehsil and District Haripur, do hereby solemnly affirm and declare on oath that the contents of the foregoing Writ Petition are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Honourable Court.

13302-283169-8

Dated:

Deponent

RECORDED FOR SUDAN
REGISTRAR
PESHAWAR HIGH COURT
ABBOTTABAD BENCH

AFFIDAVIT

S.No: 3388/378 378

Certified that the above affies on Solemn affirmation me on this

19 by Misbah Akbar D/O of Muhammad Akbar

R/o Sarai Niamat Khan Tehsil and District Haripur by Haidar

..... Who is personally know is me.

Cat. Commis.
(Additional Registrar)
Peshawar High Court (Circuit) Bench

1915

1915/18

(5)

BEFORE THE HONOURABLE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

WP No 605 /018

Misbah Akbar D/O of Muhammad Akbar R/O Sarai Niamat
Khan Tehsil and District Haripur.

.....PETITIONER

VERSEUS

Director General, Population Welfare Department, KPK
Peshawar and others.

.....RESPONDENTS

WRIT PETITION


CERTIFICATE

I, do hereby certify that I have not earlier filed any Writ Petition
in this Honourable Court on this subject matter/issue.

Dated 19-5-018


Petitioner

Through Counsel


Ghulam Habib
Advocate High Court
At Haripur

ABBOTTABAD
ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
9/19/18

(6)

BEFORE THE HONOURABLE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

WP No. 605 /018

Misbah Akbar D/O of Muhammad Akbar R/O Sarai Niamat
Khan Tehsil and District Haripur.

.....PETITIONER

VERSEUS

Director General, Population Welfare Department, KPK
Peshawar and others.

WRIT PETITION

LIST OF BOOKS

1. Constitution of Islamic Republic of Pakistan 1973
2. Other case law will be provided at the time of arguments.

Dated 19-5-018

Misbah
Petitioner

Through Counsel

Ghulam Habib
Ghulam Habib
Advocate High Court
At Haripur

19/5/18
RECEIVED
ABBOTTABAD BENCH
PESHAWAR HIGH COURT
19/5/18

(7)

ANNEX - (A)

OFFICE OF THE
DISTRICT POPULATION WELFARE OFFICER,

~~HARIPUR~~ HARIPUR

Opp noon surgical Hospital, Moh Kunid, Haripur

Dated Haripur the 25th Feb 2012.

OFFER OF APPOINTMENT

No.2(16)/2011-12/Admn: Consequent upon the recommendation of the Departmental Selection Committee (DSC), you are offered for appointment as Family Welfare Assistant (Female) BPS-5 on contract basis in FWC ADP Project 2011-12 in District Population Welfare Office, Haripur for the project life on the following terms and conditions.

TERMS & CONDITIONS

1. Your appointment against the post of Family Welfare Assistant (Female) BPS-5 is purely on contract basis for the project life. This Order will automatically stand terminated unless extended. You will get pay in BPS-5 (5400-260-13200) plus usual allowances as admissible under the rules.
2. Your services will be liable to termination without assigning any reason during the currency of the agreement. In case of resignation, 14 days prior notice will be required, otherwise your 14 days pay plus usual allowances will be forfeited.
3. You shall provide Medical Fitness Certificate from the Medical Superintendent of the DHQ Hospital, Haripur before joining service.
4. Being contract employee, in no way you will be treated as Civil Servant and in case your performance is found un-satisfactory or found committed any mis-conduct, your service will be terminated with the approval of the competent authority without adopting the procedure provided in Khyber Pakhtunkhwa (E&D) Rules, 1973 which will not be challengeable in Khyber Pakhtunkhwa Service Tribunal / any court of law.
5. You shall be held responsible for the losses accruing to the Project due to your carelessness or inefficiency and shall be recovered from you.
6. You will neither be entitled to any pension or gratuity for the service rendered by you nor you will contribute towards GP Fund or CP Fund.
7. This offer shall not confer any right on you for regularization of your service against the post occupied by you or any other regular posts in the Department.
8. You have to join duty at your own expenses.
9. If you accept the above terms and conditions, you should report for duty to the District Population Welfare Officer, Haripur within 15 days of the receipt of this offer failing which your appointment shall be considered as cancelled.
10. You will execute a surety bond with the Department.


(Asim Zia Kakakhail)

District Population Welfare Officer,
Haripur

Copy forwarded to the:-

1. PS to Director General, Population Welfare Department, Peshawar.
2. District Accounts Officer, Haripur.
3. Accountant (Local), DPW Office, Haripur.
4. Master File.

(8)

ANNEX B

ADA 251897

Roll No. 58565

BOARD OF INTERMEDIATE & SECONDARY EDUCATION



Abbottabad N.W.F.P. - Pakistan
SECONDARY SCHOOL EXAMINATION CERTIFICATE
SESSION ANNUAL 2008

This is to certify that MISBAH AKBAR

Daughter of MUHAMMAD AKBAR

A candidate from GGHS SARAI NIAMAT KHAN HARIPUR

has passed the Secondary School Certificate Examination of the Board of Intermediate and Secondary Education, Abbottabad held in April/May, 2008 as a regular candidate. She has obtained 472 marks out of 900 and has been placed in Grade C Representing GOOD.

The candidate passed in the following subjects:

- | | | |
|----------------|----------|------------------|
| 1. ENGLISH | 2. URDU | 3. ISL-EDUCATION |
| 4. PAK STUDIES | 5. MATHS | 6. PHYSICS |
| 7. CHEMISTRY | | 8. BIOLOGY |

Date of Birth according to admission form is: THIRD DECEMBER

One Thousand Nine Hundred and NINETY (03-12-1990)


Asstt. Secretary

This certificate is issued without alteration or erasure.


Secretary

(9)

SNo: 16663



HAZARA UNIVERSITY

MANSEHRA, PAKISTAN

DETAILED MARKS CERTIFICATE

BA ANNUAL EXAMINATION 2015

Roll No: 61237

Reg No: 13-PII-30

Name: Misbah Akbar

F/ Name: Muhammad Akbar

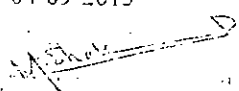
Institution/ HARIPUR

Part: Second

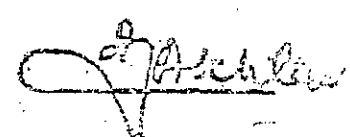
District

COURSE TITLE:	Max: Marks		Marks Obt:				Total	Marks in Words	Remarks
	TH	PR	TH A	TH B	TH	PR			
Part-I Marks----->	285						96	NINETY-SIX	
ENGLISH	75		25		25		25	TWENTY-FIVE	Pass
URDU	75				25		25	TWENTY-FIVE	Pass
PART-II (A) (B) (C)	14				14		14	FOURTEEN	Pass
ISLAMIC STUDIES	75				38		38	THIRTY-EIGHT	Pass
	Total:		550				198	ONE HUNDRED NINETY-EIGHT	
	Percentage:		36.00						
	Division:		THIRD						

Print Date: 04-09-2015

Checked By: 


PRINCIPAL
 Govt. Higher Secondary School
 Sarai-e-Nemat, Khanpur Haripur


 Controller Examinations
 Hazara University, Mansehra
 September 04, 2015

Errors and Omissions are subject to subsequent rectification.

Note: Any mistake in Name, Father Name etc must be intimated within 03 days of the issuance date of this Certificate.



(10) GOVERNMENT OF KHYBER PAKHTUNKHWA

KHYBER PAKHTUNKHWA TRADE TESTING BOARD

Directorate General Technical Education & Manpower Training

Technical & Vocational Training Course



Serial No. 041104

Session 2013-2014

Roll No. 14198

Certified that Mr./Miss/Mrs. Misbah Akbar S/D/W.O Muhammad Akbar

Registration No. FIMS/HRP/CA/14/14198 Institute FRONTIER INSTITUTE OF MEDICAL SCIENCES, HARIPUR.

appeared and passed the trade proficiency test in accordance with the requirements of the National Occupational Skill standards of ONE YEAR duration prescribed by the National Training Board, Government of Pakistan in the Trade of Clinical Assistant (Lady Health Visitor) the test was conducted by the Khyber Pakhtunkhwa Trade Testing Board in the month of 19/08/2014 His/Her proficiency in the trade test is as under:-

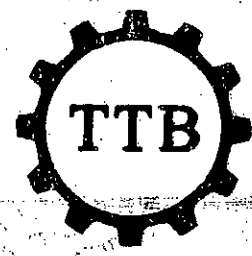
- 1) Theory 190/400
- 2) Practical 140/200

The examination was taken as a whole/in parts.

And in recognition thereof this Trade Certificate is issued on the 10th, November, 2014

Lecturer
Government College
Haripur

Secretary



Chairman



(11)

ANNEX - C

OFFICE OF THE
DISTRICT POPULATION WELFARE OFFICER
HARIPUR.

F.No.10 (6)/2007-14/Admn /2773-46

Dated: 13.06.2014.

To,

Misba Akbar
Family Welfare Assiastant (Female)
District Haripur.

Subject: COMPLETION OF ADP PROJECT i.e. PROVISION FOR POPULATION WELFARE DEPARTMENT, KHYBER PAKHTUNKHWA.

The subject project is going to be completed on 30-06-2014. Therefore; the enclosed office order No.4 (35)/2013-14/Admn dated 13-06-2014 may be treated as fifteen days notice in advance for the termination of your services as on 30-06-2014 (A.N).


DISTRICT POPULATION WELFARE OFFICER
HARIPUR

Copy to:

1. Account Assistant (Local) for necessary action.
2. P/F of the official concerned.


DISTRICT POPULATION WELFARE OFFICER
HARIPUR

(12)

ANNEX - D



GOVERNMENT OF KHYBER PAKHTUNKHWA,
POPULATION WELFARE DEPARTMENT
02nd Floor, Abdul Wali Khan Multiplex, Civil Secretariat, Peshawar

Dated Peshawar the 05th October, 2016

OFFICE ORDER

No. SOE (PWD) 4-9/7/2014/HC:- In compliance with the judgments of the Hon'able Peshawar High Court, Peshawar dated 26-06-2014 in W.P No. 1730-P/2014 and August Supreme Court of Pakistan dated 24-02-2016 passed in Civil Petition No. 496-P/2014, the ex-ADP employees, of ADP Scheme titled "Provision for Population Welfare Programme in Khyber Pakhtunkhwa (2011-14)" are hereby reinstated against the sanctioned regular posts, with immediate effect, subject to the fate of Review Petition pending in the August Supreme Court of Pakistan.

SECRETARY
GOVT. OF KHYBER PAKHTUNKHWA
POPULATION WELFARE DEPARTMENT

Endst: No. SOE (PWD) 4-9/7/2014/HC// 2013-70
Dated Peshawar the 05th Oct: 2016

Copy for information & necessary action to the:-

1. Accountant General, Khyber Pakhtunkhwa.
2. Director General, Population Welfare, Khyber Pakhtunkhwa, Peshawar.
3. District Population Welfare Officers in Khyber Pakhtunkhwa.
4. District Accounts officers in Khyber Pakhtunkhwa.
5. Officials Concerned.
6. PS to Advisor to the CM for PWD, Khyber Pakhtunkhwa, Peshawar.
7. PS to Secretary, PWD, Khyber Pakhtunkhwa, Peshawar.
8. Registrar, Supreme Court of Pakistan, Islamabad.
9. Registrar Peshawar High Court, Peshawar.
10. Master file.

SECTION OFFICER (ESTT)
PHONE: NO. 091-9223623

Handwritten signature/initials

Handwritten signature/initials

(13)

ANNEX E

OFFICE OF THE DISTRICT POPULATION WELFARE OFFICER, HARIPUR

F.No.05 (02)/2016-17/Admn

Dated Haripur the 6th June, 2017

To

The Principal
Regional Training Institute, Abbottabad.

Subject: - SHOW CAUSE NOTICE.
Memo:

Find enclosed herewith Show Cause Notice (In Original) in respect of Miss. Misbah Akbar, FWA (F), District Haripur. Official concerned is under training for the course of FWW at your institute. Show Cause notice to the official concerned may be served against safe receipt under intimation to this office please.

(MUHAMMAD SULEMAN KHAN)
DISTT. POPULATION WELFARE OFFICER
HARIPUR.

Encl: As above.

Uzair
7/6/2017

(14)

SHOW CAUSE NOTICE

I, Muhammad Suleman Khan, District Population Welfare Officer, Haripur, as competent authority under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011, do hereby serve upon you, Mrs. Misbah Akbar, FWA (Female) (BPS-07) DPW-Office, Haripur as follow:-

- (i) That during the course of verification, the following irregularities have been found on your part:
 - (a) Secondary School Certificate is in fact 2nd Division rather than 1st Division on the basis of which you were appointed for the instant post.

I am satisfied that you have committed the following acts/omissions specified in rule-3(b) of the said rules i.e guilty of misconduct under section-2 (I)(vi) of Government efficiency and discipline Rules, 2011 of having been appointed in violation of service rules.

2. As a result thereof, I, as competent authority, have tentatively decided to impose upon you the penalty of Dismissal from service under rules 4 of the said rules.

3. You are, therefore, required to show cause as to why the aforesaid penalty should not be imposed upon you and also intimate whether you desire to be heard in person.

4. If no reply to this notice is received within seven days or not more than fifteen days of its delivery, it shall be presumed that you have no defense to put in and in that case an ex-parte action shall be taken against you.

In view of the availability of documentary evidence above, I dispense with the requirement of further inquiry.


DISTRICT POPULATION WELFARE OFFICER
HARIPUR

درخواستیں مطلوب ہیں

محکمہ بہبود آبادی ضلع ہری پور کو مندرجہ ذیل آسامیوں کو پر کرنے کے لئے ضلع ہری پور کے سکوتی مرد اور خواتین امیدواروں سے درخواستیں مطلوب ہیں۔

درخواست میں عمر، تعلیم اور تجربہ کے متعلق تمام معلومات درج ہونا اور کاغذات کا مکمل ہونا لازمی ہیں۔

درخواستیں اشہار کی اشاعت کے بعد 15 دن کے اندر اندر درج ذیل آسامیوں کے دفتر میں آگنی چاہئے۔

آسامیوں کی تفصیلی شرح ذیل ہے

نمبر شمار	نام آسامی	بنیادی ترقی	عمر کی آخری حد	تعلیمی قابلیت	تعداد آسامی
1	نیل دیپتیر اسٹینٹ (مرد)	5	30-18 سال	میٹرک کم از کم سینکڑہ ڈیڑھ	01
2	ہیلپر (وائی) (خاتون)	2	35-18 سال	پرائمری پاس، متعلقہ تجربہ درکار ہے	02
3	چوکیدار (مرد)	2	ایسا	پرائمری پاس، متعلقہ تجربہ درکار ہے	01

شرائط..... (1) ہر کی مدد درخواست کی وصولی کے آخری دن تک شمار ہوگی۔ (2) تمام امیدواروں کی تقرری، سرکاری حکومت کے مزید بھرتی قوانین کے مطابق ہوگی۔ (3) حاضر سرکاری امیدوار اپنے محکمہ کے توسط سے درخواستیں ارسال کریں۔ (4) مکمل اور مفروضہ تاریخ کے بعد وصول ہونے والے درخواستوں پر غور نہیں کیا جائیگا۔ (5) نسبت و اندر دیکھنے کے لئے آئے والے امیدواروں کو کوئی سزا خراج نہیں دیا جائیگا۔ (6) اندر دیکھنے کے وقت اصل کاغذات منجملہ آگنی لائیں۔ (7) تمام کاغذات کی فوٹو کاپیاں تصدیق شدہ ہونی چاہئیں۔ (8) چوکیدار اور ہیلپر کی بھرتی کیلئے متعلقہ یونٹ میں کونسل کے اراکین کو ترجیح دی جائیگی۔

نوٹ..... تمام آسامیوں میں کمی پیش ہو سکتی ہے۔

ضلعی آفس بہبود آبادی ضلع ہری پور، محلہ کٹرہ، ضلع ہری پور، ضلع ہری پور، ضلع ہری پور

Also available on www.khyberpakhtunkwa.gov.pk INF(P) 3140

03325189929

بخدمت جناب ڈسٹرکٹ چائپر لیشن و پبلنک سہا سہا ہری پور

(16) عنوان - شوکار لوٹس

ANNEX - G

جناب عالی!

گزارش ہے کہ آپ کی طرف سے جاری شوکار لوٹس نمبر

RTI ایپٹ آباد مورخہ 05 (02) / 20/6-17/Admn

نے 7/6 کو وصول کروایا۔ اس سلسلہ میں گزارش ہے کہ -

1- سائلہ کی تقرری بذریعہ آرڈر نمبر 12/Admn/2011-12 (16) مورخہ 25/2

کو عمل میں لائی گئی جس کے تحت سائلہ نے چارج سنبھال لیا تھا۔

2- تقرری کے بعد آج تک دفتری طرف سے مجھے کوئی جواب ملتا

کا خط بھی وصول نہیں ہوا۔ اور اب یہ شوکار لوٹس 7-6-17

کو تقرری کے 5 سال بعد کاغذات کے معملی ہونے پر وصول ہوا۔

3- یہ کہ سائلہ نے تقرری کی درخواست کے ساتھ جو کاغذات دیئے تھے

وہی میرے کاغذات ہیں (جو لفٹ ہوا ہے)

4. انٹرویو کے دوران بھی میرے یہی اصلی کاغذات کی جانچ پڑتال

کی گئی اور درست پائے گئے۔

5- یہ کہ بورڈ آف ایسٹ آباد کو میرے یہی کاغذات بذریعہ بھیجی نمبر

کا 20/15) مورخہ 10-18 کو لفٹ کے لئے بھیجے گئے۔ جو کہ بذریعہ

چھٹی نمبر 93-692 مورفہ $\frac{11}{16}$ کو دفتر میں لکھ رہی ہو کر واپس

آگئے۔

جناب عالی! اٹنے عرصہ بعد اب جعلی کاغذات کا وجود میں آجانا
سمجھ سے بالکل تر ہے۔

میں نے گورنمنٹ آف خیبر پختونخواہ کے مروجہ قوانین کے مطابق
سروس کنڈیکٹ درخواست دی اور مروجہ قوانین کے مطابق تقرری ہوئی
نہ میں نے کبھی کوئی غلطی کی اور نہ ہی جعلی کاغذات دیکھے ہیں
بناء پر میں END رول کی متعلقہ شیٹس جو پیر لاگو نہیں ہوئی۔

گزارش ہے کہ مجھے ملاقات کا موقعہ دیا جائے۔ تاکہ میں
اپنی صفائی میں بالمشافہ یا حاکم سکوں۔

العارضی

صباح اکبر FWA(F)

دستخط = صباح اکبر

ڈیٹ = 13-6-2017

(17)


ANNEX - H

F. No. 4(2) RTI-2017/575-79
Govt. of Khyber Pakhtunkhwa
POPULATION WELFARE DEPARTMENT
Regional Training Institute
Murree Road, Abbottabad

Abbottabad the July 4, 2017


OFFICE ORDER

With reference to District Population Welfare Officer Haripur Letter F.No.5(2)/2016-17/Admn dated 30.6.2017 regarding the removal of service of Misbah Akbar FWA (F), she is hereby struck off from the course of 24 months Basic Training of FWWs (2017-18) Batch No. 24 with immediate effect.


Principal
Regional Training Institute
Abbottabad

Copy to the:

- PS to Secretary, Population Welfare KPK Peshawar for information please.
- PS to Director General, Population Welfare KPK Peshawar for information please.
- Director Technical Population Welfare Department Khyber Pakhtunkhwa.
- District Population Welfare Officer Haripur for information w/r to his letter quoted above please.
- Misbah Akbar FWA (F) trainee.

Principal
Regional Training Institute
 Abbottabad

(18)

OFFICE OF THE DISTRICT POPULATION WELFARE OFFICER, HARIPUR

F.No.05 (02)/2016-17/Admn

Dated Haripur the 30th June, 2017

OFFICE ORDER

That on the verification of documents and scrutiny of relevant record regarding appointment in violation of service rules against Mrs. Misbah Akbar, FWA-Female (BPS-07), DPW-Office, Haripur. In view of the availability of documentary evidence, I Muhammad Suleman Khan, District Population Welfare Officer, Haripur as competent authority under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011 dispense with the requirement of further inquiry.

That charges, Secondary School Certificate was found 2nd Division rather than 1st Division on the basis of which she was appointed for the instant post have been established and as such has been found guilty of misconduct under section-2 (I)(vi) of Government efficiency and discipline Rules, 2011.

Whereas the Competent Authority has served Show Cause notice against the accused official vide this office order of even number dated 06-06-2017.

That Competent Authority allowed the opportunity of personal hearing on the accused official on 22-06-2017.

Now in the above circumstances, the Competent Authority has been pleased to award major penalty of **Removal from service** to Mrs. Misbah Akbar, FWA-Female (BPS-07), DPW-Office, Haripur with immediate effect under Section-4 b(iii) of Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011.

(MUHAMMAD SULEMAN KHAN)
District Population Welfare Officer
Haripur

Copy forwarded to the: -

1. Deputy Commissioner, Haripur for favour of information please.
2. PA to District Nazim, Haripur for favour of information please.
3. PS to Secretary, Population Welfare Department, KPK for information please.
4. PS to Director General, Population Welfare Department, KPK, Peshawar for information please.
5. Principal Regional Training Institute, Abbottabad.
6. District Accounts Officer, Haripur.
7. Accounts Assistant (Local).
8. Official concerned.
9. PF of the official concerned.

(MUHAMMAD SULEMAN KHAN)
District Population Welfare Officer
Haripur

بخدمت جناب ڈائریکٹر جنرل صاحب یا پولیشن ویلفیئر ڈائریکٹر سٹیٹ ایٹار
 عنوان :- اپیل برائے بحالی گورنمنٹ ملازمت

جناب عالی!

مؤذبانہ گزارش ہے کہ سائلہ صاحبہ اگری ٹیری مورف
 25²/₂₀₁₂ کو بحثیت فیملی ویلفیئر اسٹنٹ ہری پور کنٹریکٹ کی بنیاد پر ہوئی تھی
 بعد ازاں کورٹ ہری ڈر کی وجہ سے منتقل کر دیا گیا تھا۔ اور $7\frac{10}{2016}$ سے ڈپوٹی
 سرانجام دے رہی ہوں۔ (آرڈر لف ہذا ہے)

سائلہ نے جب اخبار میں ایڈیٹرڈھا تھا تو اس میں سیکنڈ ڈویژن
 اسم از کم میٹرک سائنس کے ساتھ مانگی تھی اور میری سائنس کے ساتھ سیکنڈ
 ڈویژن تھی۔ اور میں نے اسی سیکنڈ ڈویژن کی بنیاد پر ہی درخواست دی تھی۔
 سائلہ کی ٹیری حکومت خیر بختوں خواہ کے مروجہ قوانین کے مطابق
 کی گئی۔ دوران انٹرویو اصل کی جانچ پڑتال بھی کئی گنی (اسناد لف ہذا ہے)

بعد ازاں کاغذات کی جانچ پڑتال ایٹا ہیا و بورڈ سے بڑی بورڈ
 آفیس ہٹی ممبر 9 - 692 مورف $11\frac{11}{16}$ کو کروائی گئی جو درست پائے گئے۔

کاغذات کے غلط ہونے پر کبھی مجھ سے تحریری وضاحت طلب
 نہیں کی گئی اور اچانک 7-6-2017 کو شوکار نوٹس آرٹی آئی ایٹ آباد
 میں وصول کروایا گیا۔ جس کا جواب سائلہ نے 13-6-2017 کو دے دیا
 اور ملاقات کے ذریعہ اپنی گزارشات ڈسٹرکٹ پولیشن آفیسر
 کو دینے کی درخواست کی (کاپی لف ہذا ہے)

22-6-17 کو سائلہ کو ملاقات کے پٹے ڈسٹرکٹ پاپولیشن ویلفیئر ہارٹی بوز میں بلایا۔ ملاقات کی لیکن یہ غیر موصوف نے سائلہ سے صرف اتنا پوچھا کہ یہ جو آپ نے جواب دیا ہے یہ درست ہے۔ میں نے اثبات میں جواب دیا اس کے علاوہ نہ تو کاغذات دیکھے گئے۔ اور نہ ہی کچھ اور پوچھا گیا۔

مورخہ 30-6-17 کو سائلہ کی نوکری سے برنو اشلی کا ہارڈ کر دیا گیا۔ اور جو کہ آرٹی آئی ایچ آباد میں تھے 4-7-17 کو وصول کروایا گیا۔ (کاپی لفٹ ہو رہی ہے)

جناب عالی!

مندرجہ بالا حقائق کی روشنی میں درخواست ہے کہ -

1- سائلہ کے کاغذات بوقت درخواست تقریباً بھی درست تھے۔ اور بوقت انٹرویو بھی درست تھے۔

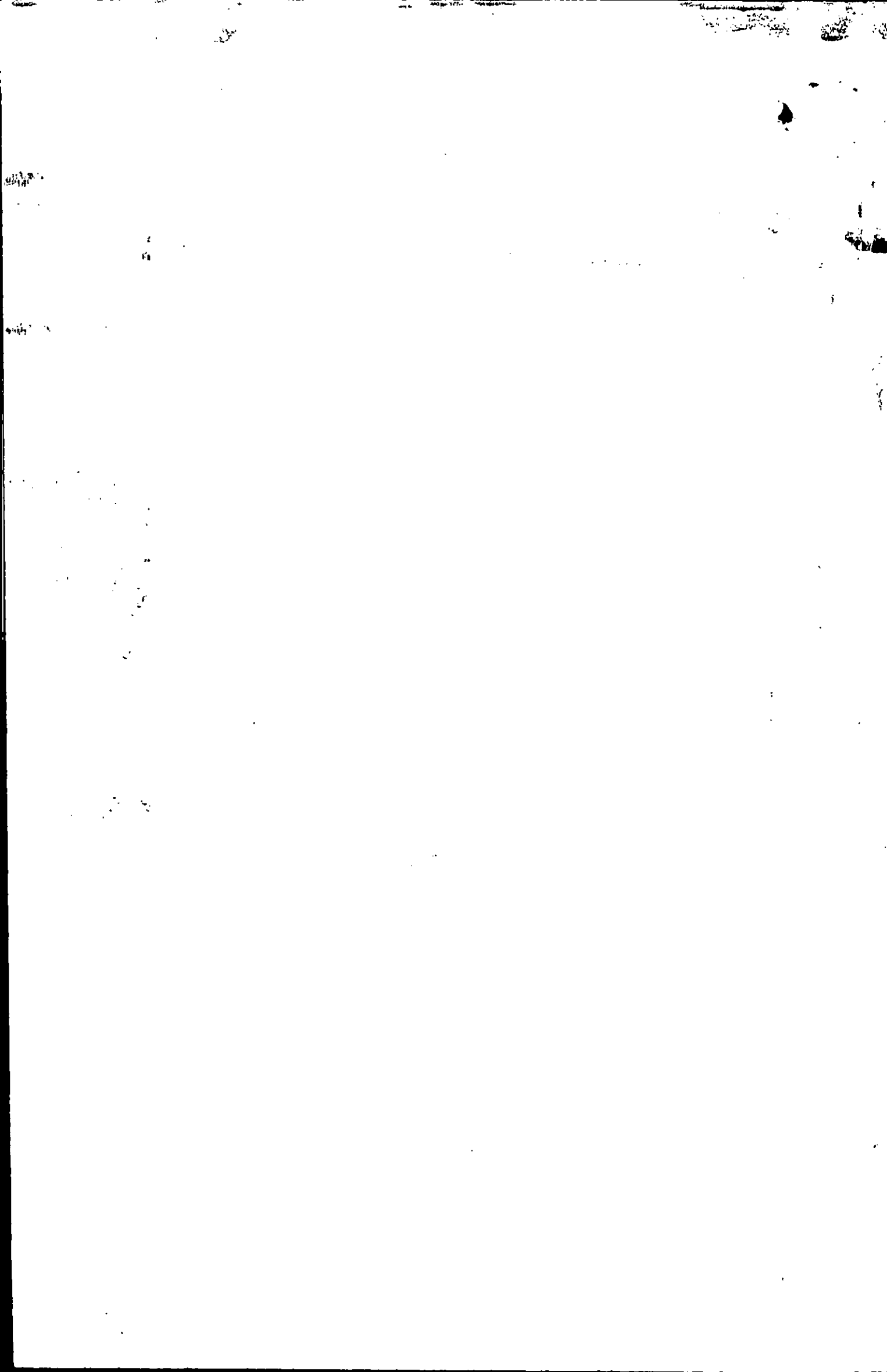
2- سائلہ کے کاغذات جو ہارڈ آفس سے لہدیٰ کروائے گئے۔ وہ بھی درست پائے گئے۔

3- سائلہ کے پاس درست کاغذات اب بھی موجود ہیں۔

4- سائلہ سے کبھی کاغذات کے غلط ہونے کی بابت باز پرس یا وضاحت طلب نہیں کی گئی۔

5- سائلہ کو معلوم ہوا ہے کہ ایک انکوائری زیر القواء ہے۔ جس میں مزید کچھ لوگوں کے کاغذات بھی شامل ہیں۔

6- سائلہ سمجھتی ہے کہ القاف کے تقاضوں کو پورا کیے بغیر عجلت میں سیکورٹس کا ہارڈ کر جاری کر دیا گیا ہے۔ جو سراسر ناانصافی ہے۔



(21)

جناب عالی میرے والد کا انتقال ہو چکا ہے۔ میں اپنی والدہ اور بھائی
بہنیں بھانجی کا واحد سہارا ہوں۔

بنا برس در خواست کرتی ہوں کہ سائلہ کو نوکری پر بحال کرنے
کے احکامات صادر فرمائے جائیں۔ تاکہ میں اپنا FWS کا کورس بھی
جاری رکھ سکوں۔ کیونکہ بڑی مشکل سے میں نے داخلہ میں احکامی ہے۔
سائلہ ٹاڈ پر آپ کی اقبال مندی کے پٹے دے گا گورہے گی۔

آپ کی ثنا بعد از

صباح اکبر فیملی ویلفیئر اسٹنٹ پری پوزر

دستخط =

ڈیٹ = 2017-07-18

طلاع کا پی براء ضروری کاروائی =

سیکرٹری پالیسی ویلفیئر پری پوزر اور خیر شخصوں کو

(22)

F.No.4 (2) RTI-2017/ 61-62
Government of Khyber Pakhtunkhwa
POPULATION WELFARE DEPARTMENT
REGIONAL TRAINING INSTITUTE
MURREE ROAD ABBOTTABAD

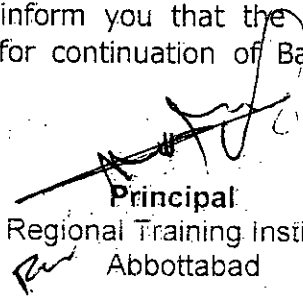
Dated Abbottabad 26/9/2017

To,

✓ Misbah Akbar
Ex FWA (F)
Muhalla Tarbalie, Village Sara e Nehmat Khan
Haripur.

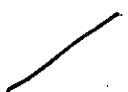
SUB: REQUEST FOR CONTINUATION OF TRAINING OF FWW

With refer to Assistant Director (FWC) letter F.No.. 4(7-1)/2016-17/DT dated 26.9.2017 on the subject and to inform you that the the competent authority has regretted your request for continuation of Basic training of FWW.


Principal
Regional Training Institute
Abbottabad

Copy forwarded to:

- PS to Director General Population Welfare KPK Peshawar for information please.


Principal
Regional Training Institute
Abbottabad

(23)

MINUTES OF THE DEPARTMENTAL SELECTION COMMITTEE MEETING HELD ON 3RD and 4TH FEBRUARY, 2012 FOR THE SELECTION OF FAMILY WELFARE ASSISTANT (MALE & FEMALE) BPS-5, AYA/HELPER/DAI AND CHOWKIDAR (BPS-1) ON TEMPORARY / CONTRACT BASIS ON PROJECT POSTS (ADP 2011-12) IN DISTRICT POPULATION WELFARE OFFICE, HARIPUR UNDER THE CHAIRMANSHIP OF DISTRICT POPULATION WELFARE OFFICER, HARIPUR.

A meeting of the Departmental Selection Committee was held on 3rd and 4th February, 2012 in office of the District Population Welfare Officer, Haripur under his Chairmanship for interview in order to recommend suitable candidates against the following vacant posts in District Population Welfare Office, Haripur on Temporary / contract basis on Project posts (ADP 2011-12) as per Government of Khyber Pakhtunkhwa policy / prescribed criteria.

a)	Family Welfare Assistant (Male) BPS-5	02 (Temporary post) 03 (FWC ADP Project Posts)
b)	Family Welfare Assistant (Female) BPS-5	01 (Temporary Posts) 03 (FWC ADP Project Posts)
c)	Chowkidar (BPS-1)	03 (FWC ADP Project Posts)
d)	Aya/Helper/Dai (BPS-1)	01 (Temporary Post) 03 (FWC ADP Project Posts) 01 (Addl: RH Project Post)

2. The Committee comprising the following officers of District Population Welfare Office, Haripur as well as Population Welfare Department, Khyber Pakhtunkhwa attended the meeting.

- i) Mr. Asim Zia Kakakhail,
District Population Welfare Officer,
Haripur. Chairman
- ii) Mr. Kashif Fida,
Assistant Director (Admn),
Population Welfare Department,
Khyber Pakhtunkhwa, Peshawar. Member-I
- iii) Mr. Muhammad Qasim,
Dy: Demographer,
DPW Office, Haripur. Member-II

3. The Chairman of Departmental Selection Committee welcomed the members and apprised them about the selection criteria and started interview thereafter.

4. In response to the advertisement appeared in the press, a total Numbers of 369 applications were received for the post of Family Welfare Assistant (Male) BPS-5 and 110 applications were received for the post of Family Welfare Assistant (Female) BPS-5. So far as Class-IV posts are concerned 27 and 195 applications were received for the post of Aya/Helper/Dai/Sweepress and Chowkidar (BPS-1) respectively. An objective type test relevant to their prescribed qualification was conducted for the posts of FWA (M&F) at District Population Welfare Office, Haripur on 28th and 29th January, 2012.

5. A total of 60 candidates who qualified the written test for the post of Family Welfare Assistant (Male) BPS-5 and 38 candidates for the post of Family Welfare Assistant (Female) BPS-5.

6. The above mentioned qualified candidates in the written test including 195 Nos. of candidates for the post of Chowkidar BPS-1 and 38 Nos. candidates for the post of Aya/Helper/Dai (BPS-1) were called for interview scheduled on 3rd and 4th February, 2012 in the Office of District Population Welfare Officer, Haripur.

(24)

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7. After completion of interview for the post of FWA (Male) BPS-5, 60 candidates were called for interview out of which 03 candidate were found overage and 02 candidates were found absent. A merit list of the candidates as per prevailing criteria of Government of Khyber Pakhtunkhwa was prepared. The committee mutually decided that top 02 candidates for the post of FWA (M) BPS-5 of the merit list will be selected on temporary posts and remaining 03 candidates will be selected on contract basis against the project posts upto the project life as per table below.

i. FAMILY WELFARE ASSISTANT (MALE) BPS-5

S.No.	Name of Candidate/Father Name with complete address	Obtained Marks	Status of Post	Remarks
1	Mr. Zaheer Abass S/O Sher Bahadar	92	Temporary	Selected
2	Mr. Ijaz Ahmad S/O Sarwar Din	87	Temporary	Selected
3	Mr. Ehsan Gul S/O Muhammad Yaqoob	86	FWC Project	Selected
4	Mr. Sholb Khan S/O Mehboob Rehman	85	FWC Project	Selected
5	Mr. Mohsin Ali S/O Chan Bahadar	85	FWC Project	Selected

8. After the interview for the post of FWA (Female) BPS-5, it was observed that 38 candidates called for interview, 01 candidate was found overage and 03 candidates were found absent. A merit list of the candidates as per prevailing criteria of Government of Khyber Pakhtunkhwa was prepared. The committee mutually decided that the top 01 candidates of the merit list will be selected on the available temporary post and the remaining 03 candidates will be selected on contract basis against the project posts (FWC ADP & RHS) upto the project life as per below table.

ii. FAMILY WELFARE ASSISTANT (FEMALE) BPS-5

S.No.	Name of Candidate/Father/ Husband Name with complete address	Obtained Marks	Status of Post	Remarks
1	Samina Bibi W/O Ghulam Jan	93	Temporary	Selected
2	Safeena Munawar D/O Munawar Shah	87	FWC Project	Selected
3	Nosheen Bibi W/O Bakhshesh Ilahi	86.5	FWC Project	Selected
4	Misbah Akbar D/O Muhammad Akbar	86	FWC Project	Selected

9. Consequently the interview for the post of Chowkidar (BPS-1) was conducted wherein it was observed by the Departmental Selection Committee that out of 195 candidates called for interview, 06 candidates were found overage. A merit list of the candidates as per prevailing criteria of Government of Khyber Pakhtunkhwa prepared that the top 03 candidates will be selected on contract basis against the project posts upto the project life as per table given below.

iii. Chowkidar (BPS-1)

S.No.	Name of Candidate/Father/ Husband Name with complete address	Obtained Marks	Status of Post	Remarks
1	Mr. Muhammad Jamil S/O Khan Muhammad	7	Project	Selected
2	Mr. Abdul Waheed S/O Muhammad Dad	6.5	Project	Selected
3	Mr. Abdul Mateen S/O Abdul Hakeem	6	Project	Selected

10. Similarly, after completion of interview for the post of Aya/Helper BPS-1. A merit list of the candidates as per prevailing criteria of Government of Khyber Pakhtunkhwa was prepared. The committee mutually decided that top of the merit list will be selected against the available temporary post while the remaining 04 candidates will be selected on contract basis against the project posts (Add: RHS and FWC ADP Project) upto the project life as per table below.

3 (25)

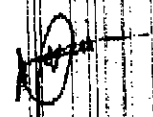
iv. Aya/Helper (BPS-1)

S.No.	Name of Candidate/Father/ Husband Name Name with complete address	Obtained Marks	Status of Post	Remarks
1	Nadia D/o Ali Gohar	7	Temporary	Selected
2	Nagina Bibi W/O Mahmood Hussain	6.5	(FWC ADP Project)	Selected
3	Zeenat Bibi D/O Muhammad Waheed	6	(FWC ADP Project)	Selected
4	Nazia Bibi D/o Khan Atlas	5.5	(FWC ADP Project)	Selected
5	Khalida Bibi D/O Naeem Akhtar	5	(Addl. RNS Project)	Selected

Note: -The committee mutually decided that the selected candidates are required to join their duty within stipulated time of 15 days falling which their offer for appointment shall be considered as cancelled.



MEMBER-I
(Kashif Fida)
Assistant Director (Admn)
Directorate General,
Population Welfare Department,
Peshawar



(MEMBER-II)
(Muhammad Qasim)
Deputy Demographer
DPW Office, Haripur



CHAIRMAN
(Asim Zia Kakakhail)
District Population Welfare Officer, Haripur.

HIGH COURT BAR ASSOCIATION
ABBOTTABAD BENCH

S. No. 5049

Name of Advocate:

B.C. No. 11-2424

Other Bar Adv's I.D. No.

Place of Practice

Sign. of Issuing Authority

Date of Issue: 19-5-18
Ghulam Habib
H.C.B.A. No. 315-A
1-1
1-1

وکالت نامہ

بعدالت لکھنؤ اور ہائی کورٹ ایبٹ آباد بیج

عنوان: صاحب اکبر بیام ڈائریکٹر جنرل مارکیٹنگ و پبلسٹیٹی ۱۹۴۲ وغیرہ

منجانب: سائلہ

نوعیت مقدمہ: W/P

باعث تحریر آنکہ

مقدمہ مندرجہ میں اپنی طرف سے واسطے بیروی و جواب دہی کل کارروائی متعلقہ آں مقام

ایبٹ آباد - غلام حبیب ایڈووکیٹ ہائی کورٹ

کو وکیل مقرر کر کے اقرار کرتا ہوں کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا نیز وکیل صاحب موصوف کو کرنے راضی نامہ و تقررات و فیصلے برحسب و دینے اقبال دعویٰ اور بصورت دیگر ڈگری کرانے اجراء وصولی چیک روپیہ دعویٰ کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور کی کل یا کسی جزوی کارروائی کے لئے کسی اور وکیل یا محقق صاحب قانونی کو اپنے ہمراہ اپنی بجائے تقرر کا اختیار بھی ہوگا اور صاحب مقرر شدہ کو بھی وہی اور ویسے ہی اختیارات ہوں گے اور اس کا ساختہ پر داختم مجھ کو منظور قبول ہوگا۔ دوران مقدمہ جو فرچہ و ہرجانہ التوائے مقدمہ کے سبب ہوگا اس کے مستحق وکیل صاحب ہوں گے۔ نیز بتایا رقم وصول کرنے کا بھی اختیار ہوگا۔ اگر کوئی پیشی مقام دورہ پر ہو یا عدسے باہر ہو تو وکیل صاحب موصوف پابند ہوں گے کہ بیروی مقدمہ مذکورہ کریں اور اگر محقق مقرر کردہ میں کوئی جزو بتایا ہو تو وکیل صاحب موصوف مقدمہ کی بیروی کے پابند نہ ہوں گے۔ نیز درخواست براد استجارت ناشر بیسٹہ مفلسی کے دائرہ کرنے اور اس کی بیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

لہذا وکالت نامہ تحریر کر دیا تاکہ سند رہے۔

المرقوم: 19-5-018

بمقام ایبٹ آباد

Accepted

[Signature]

[Signature]

صاحب اکبر سائلہ

[Signature]

**GHULAM HABIB
ADVOCATE HIGH COURT
AT HARIPUR**

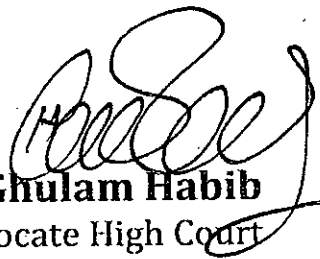
TO,

Director General Population
And Welfare Department KPK
Peshawar.

District Officer Population
And Welfare Department KPK
Haripur.

SUBJECT: INTIMATION NOTICE

It is submitted that you are hereby informed that a writ petition titled Misbah Akbar VS DG And Welfare Department KPK Peshawar before Peshawar High Court Abbottabad Bench hereby submitted on 19-05-2018. You are hereby informed accordingly.


Ghulam Habib
Advocate High Court
At Haripur

3

IN THE PESHAWAR HIGH COURT ABBOTTABAD BENCH,
ABBOTTABAD

C. M. No. 518 /2018

in

W.P No. 605-A / 2018

Misbah Akbar V/S

DG Population welfare Department, etc

INDEX

S.NO	Description of Documents	Annexure	Pages
1	Restoration Application		1-2
2	Attested copy of Order	"A"	3-4
3	Attested copy of Cause list	"B"	5-7

Dated: 11-6-2018

APPLICANT / PETITIONER

FILED TODAY
ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABBOTTABAD BENCH
11/6/18

Through:-

Ghulam Habib
Ghulam Habib
Advocate High Court
At Haripur.

SCANNED FILE

Date 11/06/18

Sign *R. Ali*

-1-

IN THE PESHAWAR HIGH COURT ABBOTTABAD BENCH,
ABBOTTABAD

C. M. No. 318 /2018

in

W.P No. 605-A / 2018

Misbah Akbar V/S DG Population welfare Department, etc

APPLICATION FOR RESTORATION OF WRIT PETITION NO.
605-A/2018, DISMISSED IN DEFAULT ON 07.06.2018.

Respectfully Sheweth;

1. That the above titled writ petition was filed by applicant / petitioner in this Hon'ble court which was dismissed in default on 07.06.2018. (Copy of order annexed as "A").
2. That, The non appearance in above titled writ petition was not deliberate and willful but due to misunderstanding about date of hearing.
3. That, in the main cause list, the applicant's case was not listed on the same day therefore the applicant and her counsel could not appear in the Court mistakenly. (Copy of cause list is as annexed "B".)
4. That the instant application is within time.
5. That in case of non restoration of above titled writ petition the petitioner will suffer irreparable loss.

FILED TODAY

ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABBOTTABAD BENCH


32227
0 11/6/18

(2)

It is therefore, respectfully prayed that on acceptance of instant application the writ petition No. 605-A/2018 may graciously be restored and decide on merits.

Dated: 11-6-018

APPLICANT / PETITIONER

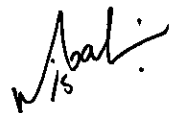
Through:- 
Ghulam Habib
Advocate High Court
At Haripur.

VERIFICATION:

Verified that the contents of above application for restoration of writ petition are true and correct to the best of my knowledge and belief.

Dated: 11-06-018

APPLICANT / PETITIONER

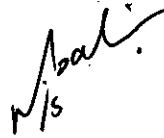

N/S

AFFIDAVIT

I, Misbah Akbar D/O Muhammad Akbar R/O Sarai Niamat Khan Haripur do solemnly affirm and declare on oath that the contents of above titled application are true and correct to the best of my knowledge and nothing has been suppressed from this Hon'ble court.

Dated: 11-6-018

13302-2193169-8 **DEPONENT**


N/S

AFFIDAVIT

S.No. 3848/162 Receipt No: 162.....

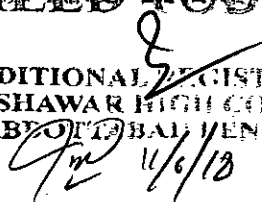
Certified that the above was verified on Solemn affirmation Atd on this

11th day of June 2018, by Misbah Akbar p/o M. Akbar w/o

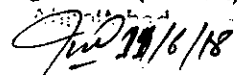
R/o Tehsil & District Haripur who is personally know is me.

FILED TODAY

**ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABOTTABAD BENCH**


11/6/18


Oath Commissioner
(Additional Registrar)
Peshawar High Court (Circuit) Bench


11/6/18

(1) (3)

ANNEX (A)

BEFORE THE HONOURABLE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

WP No 605 /018

Misbah Akbar D/O of Muhammad Akbar R/O Sarai Niamat
Khan Tehsil and District Haripur.

.....PETITIONER

VERSEUS

1. Director General, Population Welfare Department, KPK Peshawar.
2. Secretary, Population Welfare Department, KPK Peshawar.
3. District Population Welfare officer. Haripur.

.....RESPONDENTS

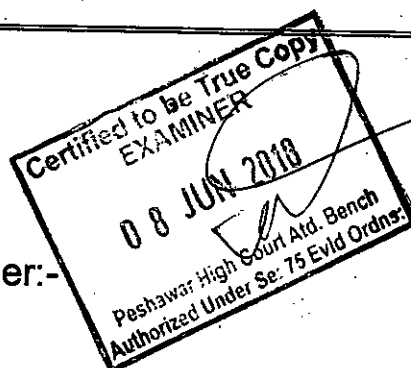
WRIT PETITION UNDER ARTICLE 199 OF THE
CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN 1973
FOR DECLARING TO THE EFFECT THAT THE PETITIONER
WAS APPOINTED AS FAMILY WELFARE ASSISTANT (F)
BPS-5 AT DPWO HARIPUR THROUGH LETTER DATED
25-2-2012, BUT THE PETITIONER WAS DISMISSED FROM
SERVICE ON 04-07-2017/ ILLEGALLY AND UNLAWFULLY
WHICH IS AGAINST THE LAW AND UNTENABLE AT
JUSTICE, THUS SHE IS LIABLE FOR REINSTATE ON
SAME POST.

Prayer On acceptance of instant writ petition , the
Petitioner's Reinstatement order for same post may please
be ordered accordingly.

Respectfully Sheweth:-

That brief facts of the petition are as under:-

1. That, the Petitioner is well qualified and had been appointed as Family Welfare Assistant (Female) BPS-5 on contract basis in District Population Office Haripur on 25-02-2012. Copies of appointment letter and academic Certificates are annexed as **Annexure "A,B"**.



9/19/15

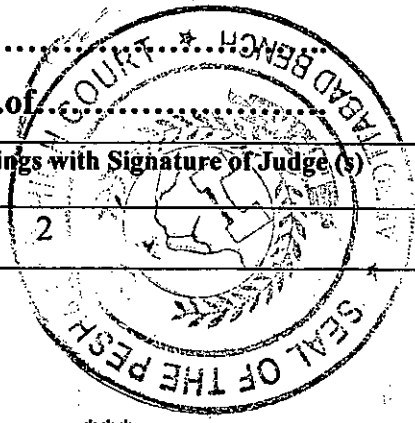
LM

PESHAWAR HIGH COURT, ABBOTTABAD BENCH.

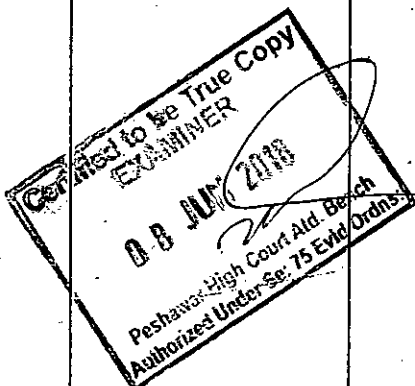
FORM OF ORDER SHEET

Court of.....

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



Date of Order of Proceedings	Order or other Proceedings with Signature of Judge (s)
1	2
07.06.2018	<p><u>W.P.No.605-A/2018.</u></p> <p>Present:- Nemo.</p> <p>***</p> <p><u>SYED ARSHAD ALI, J.</u> Despite date given by the Court no one is appeared on behalf of petitioner, hence, the instant writ petition is dismissed in default.</p> <p><u>Announced.</u> 07.06.2018.</p> <p><i>Syed Arshad Ali</i> <i>Syed Arshad Ali</i></p>



No.	3850
Date of Presentation of Application	28/06/68
No. of	2/91
Copies	2/91
Value	
Total	12/1
Name of	
Date of Execution of Copy	28/06/68
Date of Delivery of Copy	28/06/68

2 WP No. 218-A/17
with I-Relief (Family)

Dr Fahad Afsar
(Sajida Masood Adv)

Vs Mst Saira Khaliq
(Nasir Ayub Adv)

3 WP No. 509-A/17
with I-Relief & CM 239/18 (Family)

Noman Saqib etc
(Muhammad Jahangir Khan Adv)

Vs Mst Zarishta etc
(Muhammad Anwer Khan Lughmani Adv)

Additional Registrar

(5)

ANNEX - B
←

PESHAWAR HIGH COURT, ABBOTTABAD BENCH

D.B. CAUSE LIST

THURSDAY, 07.06.2018

BEFORE HONOURABLE JUSTICE SYED MUHAMMAD ATTIQUE SHAH &
HONOURABLE JUSTICE SYED ARSHAD ALI JUDGES

MOTION CASES

1	CM No. 632-A/18 u/s 12(2) CPC	Sikandar Azam (Qazi Muhammad Azhar Adv)	Vs	Shaukat Tanoli	
2	WP No. 440-A/13 with CM No. 303/13 (Other)	Jamat-e-Islami (Khan Afzal Khan Adv)	Vs	Secretary, Board of Revenue AAG	
3	WP No. 438-A/15 with I-Relief (Service)	Muhammad Javed (Gul Shereen Khan Jadoon Adv)	Vs	Govt of KPK	
4	WP No. 1000-A/15 (Service)	Faizan Khan (Muhammad Arshad Khan Tanoli Adv)	Vs	Govt of KPK AAG	
5	WP No. 273-A/16 with I-Relief & CM No. 838-A/17 (Service)	Dr Mirza Faisal Rafiq (Shad Muhammad Khan Adv)	Vs	Govt of KPK etc (AAG/Fawad Saleh/ Muhammad Faeem Yousafzai Adv)	
6	WP No. 375-A/16 with I-Relief (Service)	Sardar Zaman Baber etc (Naz Ellahi Mughal Adv)	Vs	Govt of KPK etc	
7	WP No. 1110-A/16 Civil	Dr Muhamad Fazeel uz Zaman (Fawad Saleh/Niaz Khan/Noyeser Khan Adv)	Vs	LAC etc	
8	AWP No. 1264-A/16 with I-Relief (Service)	Abdul Sattar (Muhammad Ishaque Adv)	Vs	Govt of KPK	
9	COC No. 75-A/17	Muhammad Shoab (Muhammad Arshad Khan Tanoli Adv)	Vs	Saeed Ahmad (Malik Mehmood Akhtar)	
10	COC No. 38-A/18	Abid Hussain	Vs	Saeed Ahmad	
11	COC No. 39-A/18	Sajjad Hussain	Vs	Saeed Ahmad	
12	COC No. 40-A/18	Sohail Ahmad	Vs	Saeed Ahmad	
13	COC No. 41-A/18	Kamran (Muhammad Arshad Khan Tanoli Adv)	Vs	Saeed Ahmad	
14	WP No. 321-A/17 with I-Relief (Other)	Altaf Ahmed (Nasir Khan Jadoon Adv)	Vs	Director Anti Corruption KPK etc	
15	WP No. 527-A/17 Service) Education	Gulshan Bibi (Sardar Nasir Aslam Adv)	Vs	Secretary KPK (A.A.G)	
16	WP No. 978-A/17 with CM No. 895/17 (Service) Education	Bass Pari Bibi (Sardar Nasir Aslam Khan Adv)	Vs	Govt (A.A.G)	
17	WP No. 1097-A/17 (Service)	Tasleem Shah (Malik Muhammad Ajmal Adv)	Vs	Govt of KPK etc AAG	DBC
18	COC No. 11-A/17 with CM No. 175/17	Tasleem Shah (Malik Muhammad Ajmal Adv)	Vs	EDO AAG	DBC
19	COC No. 18-A/18	Waseem Khan Jadoon (Syed Waqas Shah Adv)	Vs	Arshad Pervez Director Comsats	DBC

20	COC No. 43-A/18	Waqar Ahmad (Owais Khan Adv)	Vs	Yousaf Shah Supdt C & W	
21	WP No. 52-A/18 Criminal	Col. R. Syed Habib Shah (Saif-ur-Rehman Adv)	Vs	State	
22	WP No. 58-A/18 with I-Relief (student)	Zain Azam (Tipu Muhammad Sultan Adv)	Vs	Govt of KPK	
23	WP No. 66-A/18 with I-Relief (Service)	Adnan Ilyas (Nasir Mushtaq Adv)	Vs	Govt of KPK	
24	WP No. 90-A/18 (other)	Tanveer Ahmad Mughal (in person)	Vs	TMO	DBC
25	WP No. 294-A/18 with CM No. -A/18	Tanveer Ahmad Mughal (Syed Amjad Shah Adv)	Vs	TMA Abbottabad (Fida Bahadur Adv)	DBC
26	WP No. 242-A/18 (Service)	Muhammad Saleem (Muhammad Arshad Khan Tanoli Adv)	Vs	NBP	
27	WP No. 251-A/18 (Service)	Abdul Qadeer Khan (Muhammad Zubair Khan Adv)	Vs	Govt of KPK	
28	WP No. 244-A/18 with 250-A/18 (Rent)	Tahir Adam (Fida Bahadur Adv)	Vs	Yasir Sultan	
29	WP No. 245-A/18 with CM No. 249-A/18 (Rent)	Tahir Adam (Fida Bahadur Adv)	Vs	Muhammad Saeed	
30	WP No. 246-A/18 with CM No. 248-A/18 (Rent)	Tahir Adam (Fida Bahadur Adv)	Vs	Muhammad Tariq	
31	WP No. 381-A/18 with CM No. 434-A/18 I-Relief (Service)	Atif Amam (Muhammad Arshad Khan Tanoli Adv)	Vs	Govt of KPK	DBC
32	WP No. 420-A/18 with I-Relief (Criminal)	Salamat Shah (Saeed-ur-Rehman Adv)	Vs	State	
33	WP No. 535-A/18 with I-Relief (Admission)	Sardar Ahmad Xar-e-Mann (Kamran Ahmad Adv)	Vs	Govt of KPK etc (A.A.Gf Sardar Aman Khan Adv)	DBC
36	WP No. 574-A/18 with I-Relief (Service)	Akhlaq Hussain Tipu (M. Asjad Pervez Abbasi Adv)	Vs	Chairman Public Service Commission	
37	WP No. 576-A/18 with I-Relief (Service)	Dr. Imran Naseem (Muhammad Arshad Khan Tanoli Adv)	Vs	Govt of Pakistan	
34	WP No. 577-A/18 with I-Relief (Service)	Dr. Amjad Ali (Muhammad Arshad Khan Tanoli Adv)	Vs	Govt of Pakistan	DBC
35	WP No. 581-A/18 with I-Relief (Service)	Dr. Athar Lodhi (Fawad Saleh Adv)	Vs	Govt of KPK	DBC
38	WP No. 585-A/18 (Service)	Abid Hussain (Amanullah Khan Salik Adv)	Vs	Registrar Peshawar High Court	
39	WP No. 624-A/18 with I-Relief (Other)	Muhammad Shahzad Khan Raja (Waseem-ud-Din Khattak Adv)	Vs	Khyber Medical University	
40	WP No. 625-A/18 with I-Relief (Civil)	Muhammad Arshad (Mujahid Khan Adv)	Vs	Member Board of Revenue	
41	WP No. 626-A/18 (Criminal)	Sundas Waheed (Imran Aslam Adv)	Vs	DPO	
42	WP No. 628-A/18 with I-Relief (Service)	Toqeer Khan (Sajid Iqbal Adv)	Vs	Govt of KPK	
43	WP No. 629-A/18 (Service)	Javed Aslam (Muhammad Arshad Khan Tanoli Adv)	Vs	President NBP	
44	WP No. 672-A/18 with I-Relief (Service)	Sher Afzal Khan (Kamran Gul Adv)	Vs	Govt of KPK	
45	Cr.A.No.102-A/17	State	Vs	Shereen Khan	

46	Cr.A No. 171-A/17 (Acq)	The State (A.A.G)	Vs	Imran
47	Cr.R No. 13-A/18	Mehboob Khan (Atif Ali Jadoon Adv)	Vs	State
48	Cr.R No. 14-A/18	Mehboob Khan (Atif Ali Jadoon Adv)	Vs	State
49	Cr.A No. 89-A/18 (Acq)	Mst. Safeen Akhtar (Babar Awan Adv)	Vs	Ehtasham

(7)

CRIMINAL APPEALS (NOTICE)

1	JCrA No. 45-A/17 with CrM No. 209 & 210-A/17(Life)	Umreen (Ghulam Mustafa Khan Swati Adv)	Vs	State (A.A.G)
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DBC

OLD NOTICE CASES

1	WP No. 15-A/12 Service	Majid Iqbal (Muhammad Shafique Awan Adv)	Vs	Govt/Education Deptt AAG
2	WP No. 151-A/13 Labour	Malik Jahandad (Sardar Aman Khan Adv)	Vs	M/S TIP (Abdul Rehman Qader Adv)
3	WP No. 908-A/13 Service	Shehzad Ahmad (Abdul Saboor Khan Adv)	Vs	PTCL (DAG/Khurram Ghiyas Khan Adv)
4	COC No. 20-A/18 in WP No. 908-A/13	Shahzad Ahmad (Muhammad Jehangir Khan Adv)	Vs	Dr. Daniel Ritz
5	WP No. 313-A/14 with CM No. 808/15 (M) Service	S Azhar Muzaffar Hussain Shah (Muhammad Ishaq Battagrami Adv)	Vs	Govt of Pakistan (DAG/Khurram Ghiyas Khan Adv)
6	WP No. 773-A/14 (M) Service	Zulfiqar Khan (Abdul Saboor Khan Adv)	Vs	PTCL (Khurram Ghiyas Khan Adv)
7	WP No. 636-A/13 (M) with CM No. 86/14	Anwan Gul (Khurram Ghayas Khan/Abdul Saboor Khan Adv)	Vs	PTCL

OTHER NOTICE CASES

1	CM No. 867-A/17 in WP No. 1015-A/17	Muhammad Ishaque Qureshi (Sardar Muhammad Haseeb Abbasi Adv)	Vs	Chief Administrator Auqaf
2	COC No. 67-A/17 in WP No. 1015-A/17	Muhammad Ishaque Qureshi (Sardar Muhammad Haseeb Abbasi Adv)	Vs	Regional Manager, Auqaf Atd
3	COC No. 26-A/14 in WP	Farhat Nawaz (Aurangzeb Adv)	Vs	Principal Jinnah Medical College (Tanveer Asad Qureshi Adv)
4	WP No. 59-A/14 Service	Ghulam Mustafa (In Person)	Vs	Chairman KPK PSC (A.A.G)
5	WP No. 799-A/14 with I-Relief (Civil)	Mst Shahida Begum (Qazi Ghulam Rauf Adv)	Vs	LAC AAG
6	I-Relief (N) with WP No. 612-A/15 (other)	Sarfaraz Khan (Malik Masood ur Rehman Awan Adv)	Vs	Deputy Commissioner/DRO (A.A.G)
7	WP No. 852-A/16 Service	Saqib Nazir (Mehdi Zaman Khan Adv)	Vs	Govt of KPK etc AAG/ Muhammad Ali Khan Adv)
8	I-Relief (N) with WP No. 1230-A/16(M)(Service)	Yousuf Murtaza (Irshad Abbasi Adv)	Vs	Federation of Pakistan (DAG/Muhammad Ali Adv)
9	I-Relief (N) with WP No. 57-A/17	Qazi Muhammad Azhar Adv (Malik Masood ur Rehman Adv)	Vs	Federation of Pakistan etc (Malik Mehmood Akhter Adv)
10	COC No. 9-A/17	Qazi Muhammad Azhar (Malik Masood-ur-Rehman Adv)		R.M SNGPL
11	WP No. 78-A/17 with I-Relief & CM 58/17	District Bar Association Atd (Rashid ul Haq Qazi Adv)	Vs	Regional Manager SNGPL
12	WP.No. 219-A/17 with I-Relief & CM No. 491-A/18(Other)	Khawaja Abdul Jameel (Sultan Ahmed Jamshed Adv)	Vs	Govt of KPK etc (AAG)
13	WP No. 762-A/17 with I-Relief (Civil)	Muhammad Rafique (Abdur Rauf Khan Jadoon Adv)	Vs	Federal Govt (AAG/ Tanveer Ahmad Mughal Adv)
14	I-Relief (N) with WP No. 531-A/17	Ehtisham Riaz (Sajid ur Rehman Khan Adv)	Vs	SDA & others (AAG/ DAG)
15	I-Relief (N) with	Sabaz Ali	Vs	State

DBC

DBC

DBC

**BEFORE THE HONOURABLE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH**

WRIT PETITION NO. GOS-A/018.

Misba Akbbar

Petitioner.

VERSUS

Director General Population & Others

Respondents.

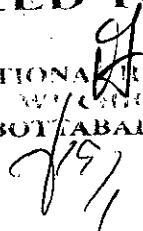
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S.No	Documents	Annexure	page
1.	Para- wise comments.		1-2
2.	Affidavit		3
3.	Copy of Appointment Letter as FWA (F)	A	4
4.	Copy of Termination letter	B	5
5.	Copy of Re- instatment Order	C	6
6.	Copy of Letter for Verification to the Quarter concerned.	D	7
7.	Copy of Minutes of Departmental selection committee and Marks Sheet	E	8-12
8.	Copy of letter Dated 24.01.2017	F	13-15
9.	Copy of letter Dated 18.05.2017	G & H	16-23
10.	Copy of Show cause Notice and removal order	I	24
11.	Copy of Departmental Appeal	J	25-27
12.	Personal Hearing	K	28-29



Deponent.
SCHAIL IMRAN
District Population Welfare Officer
Haripur

FILED TODAY


ADDITIONAL REGISTRAR
PESHAWAR BENCH COURT
ABBOTTABAD BENCH

SCANNED FILE

Date 18/01/19

Sign D. Adil

①

BEFORE THE HONOURABLE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

WRIT PETITION NO. 605-A/018.

Misba Akbbar

Petitioner.

VERSUS

Director General Population & Others

Respondents.

PARA WISE COMMENTS ON BEHALF OF RESPONDENT NO.3.

PRELIMINARY OBJECTIONS:-

1. The petitioner have no prima facie case and no cause of action to file the instant writ petition.
2. The petition in hand is filed with malafide intention.
3. The petitioner has no locus standi to file instant writ petition.
4. The petitioner has not approached to this Honorable court with clean hands.
5. The instant petition is time barred.

Respectfully Sheweth:-

On Facts.

1. Correct to the extent that the appellant was appointed as Family Welfare Assistant (Female) on contract basis on 25.02.2012 till completion of project life i.e 30.06.2014 under the ADP Scheme titled "Provision for Population Welfare Program in Khyber Pakhtunkhawa (2011-14)". (Copy enclosed at Annexure-A),
2. Correct the services of appellant were terminated on 30.06.2014 upon completion of the aforementioned ADP Project vide Assistant Director (Admn), Population Welfare Department, Khyber Pakhtunkhawa, Peshawar letter F.No 04(35)/2013-14/Admn dated 13.06.2017(Copy enclosed at Annexure-B), the project employees reinstated against the regular posts in pursuance with the Section Officer (Establishment), Population Welfare Department KPK, Peshawar Office Order No. SOE (PWD)/4-9/7/2014/HC dated 05-10-2016 (Copy enclosed at Annexure-C). the appellant reported arrival to the undersigned, taken on staff strength and was posted in FWC
3. Incorrect. In pursuance with the Deputy Director (Admn), population Welfare Department, KPK, Peshawar Office Memo F.No. 4(35)/2016/Admn/FWW- Re-instatement dated 13.10.2016 (Copy enclosed at Annexure-D), all re-instated employees including the appellant were referred for medical examination as well as their all academic documents and experience certificates as per their personal files and service books were sent for verification to the concerned quarters. Minutes of the Departmental Selection Committee meeting and Merit List of FWAs (Female) are enclosed at Annexure-E. Discrepancies/Irregularities were found in the recruitment record of the appellant by the undersigned which were duly reported to Director General, Population Welfare Department, KPK, Peshawar vide this office Memo F.No.

FILED TODAY
REGISTRAR
PESHAWAR HIGH COURT
ABBOTTABAD BENCH

20.6.05
19.6.19

01(05)/2016-17/Admn/428-35 dated 24-01-2017 with a copy endorse to concerned quarters (copy enclosed at Annexure-F). Contradiction was found/noticed that appellant was awarded First Division marks of SSC while she obtained Second Division marks being against the spirit of law. The competent Authority vide Deputy Director (Admn), Population Welfare Department, KPK, Peshawar Office memo F.No.4(35)/2016/Admin/FWW-Re-Instatement/3211-13 dated 18-05-2017 directed to take disciplinary action under KP Government Servants (E&D) Rules 2011 against the delinquents (Copy enclosed at Annexure-G).The appellant was found guilty of "misconduct" under section-2(l)(vi) of Khyber Pakhtunkhwa Government Servants Efficiency and Discipline Rules,2011. A Show Cause Notice was served to the appellant (Copy enclosed at Annexure-H). The appellant being found guilty of "misconduct", after observing all codal formalities the appellant was awarded major penalty of **Removal from service** by the competent authority (Copy enclosed at Annexure-I).

4. Correct to the extent that the Departmental appeal of the appellant was referred to the District Population Welfare Officer, Haripur for comments by the competent authority, which was duly submitted vide F. No. 05(02)/2017-18/Admn Dated 28-08-17 (Copy enclosed at Annexure-J).

GROUNDS:-

- (a) Incorrect. As explained above, Mrs. Misba Akbar Ex- FWA (F)-recruitment was in contravention of rules and regulations, against the spirit of law, therefore Removal from Service Order was issued after observing all codal formalities.
- (b) Incorrect. The para is vague and has been explained above.
- (c) Incorrect. The para is vague and speaks about biased attitude of the appellant, the appellant was given a chance for personal hearing before the competent authority. Copy enclosed at Annexure-K
- (d) Incorrect. The para is vague. Show Cause Notice were framed in a very clear and transparent manner.
- (e) Incorrect. The para is vague and has been explained above.
- (f) Incorrect. Removal from Service order of the appellant issued by the District Population Welfare Officer, Haripur after observing all codal formalities and is in accordance with the provisions of law/Rules.

PRAYER:-

It is therefore humbly prayed that on acceptance of the above Para-wise reply/comments, the instant appeal being misconceived, defective, bad in law, with no legal strength may kindly be dismissed in the public interest.

Vetted by

Yasir Zahoor Abbasi
Assistant Advocate General
Khyber Pakhtunkhwa Abbottabad

District Population Welfare Officer
Haripur
(Respondent No. 3)

FILED TODAY
ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABBOTABAD BENCH
9/19/17

**BEFORE THE HONOURABLE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH**

WRIT PETITION NO. 657 018.

Misba Akbbar

Petitioner.

VERSUS

Director General Population & Others

Respondents.

WRIT PETITION

AFFIDAVIT

I, Sohail Imran, do hereby solemnly affirm and declare that the content of accompanying parawise comments are true and correct to the best of my knowledge.

Date: 28.12.2018

(Signature)
Deponent.
SOHAIL IMRAN
District Population Welfare Officer
Haripur
13/01 - 2877977-1

Identified by Counsel.

(Signature)
Yasir Zaidi
Assistant Advocate General
Khyber Pakhtunkhwa, Abbottabad

S.No: 340 / 340

Receipt No: 340

Certified that the above was verified on Solemn affirmation At before me on this 18 day of Dec, 2018, by Sohail Imran, District Welfare Officer, Haripur who was identified by me who is personally know is me

(Signature)
Oath Commissioner
(Additional Registrar)
Peshawar High Court Abbottabad Bench

18/1/19

FILED TODAY
(Signature)
ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABBOTTABAD BENCH

11/1/19

ANNEXURE A (16)

OFFICE OF THE
DISTRICT POPULATION WELFARE OFFICER,
~~Haripur~~ HARIPUR
Opp noor surgical Hospital, Moh Kund, Haripur


Dated Haripur the 25th Feb 2012.

OFFER OF APPOINTMENT

No.2(16)/2011-12/Admn: Consequent upon the recommendation of the Departmental Selection Committee (DSC), you are offered for appointment as Family Welfare Assistant (Female) BPS-5 on contract basis in FWC ADP Project 2011-12 in District Population Welfare Office, Haripur for the project life on the following terms and conditions.

TERMS & CONDITIONS

1. Your appointment against the post of Family Welfare Assistant (Female) BPS-5 is purely on contract basis for the project life. This Order will automatically stand terminated unless extended. You will get pay in BPS-5 (5400-260-13200) plus usual allowances as admissible under the rules.
2. Your services will be liable to termination without assigning any reason during the currency of the agreement. In case of resignation, 14 days prior notice will be required; otherwise your 14 days pay plus usual allowances will be forfeited.
3. You shall provide Medical Fitness Certificate from the Medical Superintendent of the DHQ Hospital, Haripur before joining service.
4. Being contract employee, in no way you will be treated as Civil Servant and in case your performance is found un-satisfactory or found committed any mis-conduct, your service will be terminated with the approval of the competent authority without adopting the procedure provided in Khyber Pakhtunkhwa (E&D) Rules, 1973 which will not be challengeable in Khyber Pakhtunkhwa Service Tribunal / any court of law.
5. You shall be held responsible for the losses accruing to the Project due to your carelessness or inefficiency and shall be recovered from you.
6. You will neither be entitled to any pension or gratuity for the service rendered by you nor you will contribute towards GP Fund or CP Fund.
7. This offer shall not confer any right on you for regularization of your service against the post occupied by you or any other regular posts in the Department.
8. You have to join duty at your own expenses.
9. If you accept the above terms and conditions, you should report for duty to the District Population Welfare Officer, Haripur within 15 days of the receipt of this offer failing which your appointment shall be considered as cancelled.
10. You will execute a surety bond with the Department.


(Asim Zia Kakakhail)
District Population Welfare Officer,
Haripur

Copy forwarded to the:-

1. PS to Director General, Population Welfare Department, Peshawar.
2. District Accounts Officer, Haripur.
3. Accountant (Local), DPW Office, Haripur.
4. Master File.

District Population Welfare Officer
Haripur.

Misbah Akbar D/o Muhammad Akbar

FROM :

Government of Khyber Pakhtunkhwa,
Directorate General Population Welfare
Post Box No. 235
FC Trust Building Sunehi Masjid Road, Peshawar Cantt. Ph: 091-9211536-38

Dated Peshawar the 13/6/2014.

OFFICE ORDER

F.No.4(35)/2013-14/Admn:- On completion of the ADP Project No. 903-821-790/110622 under the scheme provision of Population Welfare Programme Khyber Pakhtunkhwa. The services of the following ADP Project employees stands terminated w.e.f. 30.06.2014 as per detail below:-

S.No.	Name	Designation	District /Institution
1	Nosheern Nazeer	FWW	Haripur ✓
2	Shahida Bibi	FWW	Haripur
3	Mohsin Ali	FWA (M)	Haripur ✓
4	Shoaib Khan	FWA (M)	Haripur ✓
5	Misba Akbar	FWA (F)	Haripur ✓
6	Nosheen Bibi	FWA (F)	Haripur ✓
7	Safeena Munawar	FWA (F)	Haripur ✓
8 ✓	Nazia Bibi	Aya / Helper	Haripur
9 ✓	Zeenat Bibi	Aya / Helper	Haripur
10 ✓	Nagina Bibi	Aya / Helper	Haripur
11 ✓	Abdul Mateen	Chowkidar	Haripur
12 ✓	Abdul Waheed	Chowkidar	Haripur
13 ✓	Mohammad Jameel	Chowkidar	Haripur

All pending liabilities of ADP Project employees must be cleared before 30.06.2014 positively under intimation to this office.

Sd/-
(Project Director)

7. District Administration Peshawar.
7. PS to Secretary to Govt: of Khyber Pakhtunkhwa, Population Welfare Department, Peshawar.
8. PS to Director General, PWD, Peshawar.
9. Officials concerned.
10. Master File.

Assistant Director (Admn)

Office No. - 3936-45

13/6/14



18

6

GOVERNMENT OF KHYBER PAKHTUNKHWA,
POPULATION WELFARE DEPARTMENT
 02nd Floor, Abdul Wali Khan Multiplex, Civil Secretariat, Peshawar

Dated Peshawar the 05th October, 2016

OFFICE ORDER

No. SOE (PWD) 4-9/7/2014/HC:- In compliance with the judgments of the Hon'able Peshawar High Court, Peshawar dated 26-06-2014 in W.P No. 1730-P/2014 and August Supreme Court of Pakistan dated 24-02-2016 passed in Civil Petition No. 496-P/2014, the ex-ADP employees, of ADP Scheme titled "Provision for Population Welfare Programme in Khyber Pakhtunkhwa (2011-14)" are hereby reinstated against the sanctioned regular posts, with immediate effect, subject to the fate of Review Petition pending in the August Supreme Court of Pakistan.

SECRETARY
 GOVT. OF KHYBER PAKHTUNKHWA
 POPULATION WELFARE DEPARTMENT

Endst: No. SOE (PWD) 4-9/7/2014/HC// 2013-70
 Dated Peshawar the 05th Oct: 2016

Copy for information & necessary action to the: -

1. Accountant General, Khyber Pakhtunkhwa.
2. Director General, Population Welfare, Khyber Pakhtunkhwa, Peshawar.
3. District Population Welfare Officers in Khyber Pakhtunkhwa.
4. District Accounts officers in Khyber Pakhtunkhwa.
5. Officials Concerned.
6. PS to Advisor to the CM for PWD, Khyber Pakhtunkhwa, Peshawar.
7. PS to Secretary, PWD, Khyber Pakhtunkhwa, Peshawar.
8. Registrar, Supreme Court of Pakistan, Islamabad.
9. Registrar Peshawar High Court, Peshawar.
10. Master file.

[Signature]
 SECTION OFFICER (ESTT)
 PHONE: NO. 091-9223623

*AP hand over to
 70, 13/10/2016*

19

FAX NO. 9919211533

26 Sep. 2041 4:26PM P1

Registered through Fax

GOVERNMENT OF KHYBER PAKHTUNKHWA
POPULATION WELFARE DEPARTMENT
POST BOX NO. 235
1C CRUST BUILDING SUNI HIL MASUD ROAD
2ND FLOOR PESHAWAR CANTT.

F.No. 1(35)/2016/Admn/PWV (C. Ins) (General)

Dated: 13 / 10 / 2016

To

- All District Population Welfare Officers in Khyber Pakhtunkhwa.
- Principal

Subject: MEDICAL EXAMINATION OF RE-INSTATED EMPLOYEES WITH ANTECEDENTS AS WELL AS DEPENDENCE CERTIFICATE.

I am directed to refer to Section Officer (Establishment) PW, Deptt; Khyber Pakhtunkhwa Peshawar Office Order No SOE (PWD) 4-9/7/2014/HC Dated 05.10.2016 on the above noted subject therein; and to state that the project employees re-instated in service against the regular posts may be referred for medical examination and verification of character and antecedents ^{also} referred to the quarter concerned under intimation to this office.

(Signature)
Deputy Director (Admn)

Copy to:

- PS to Advisor to CA for PWD, KP Peshawar.
- PS to Director General, PWD K Peshawar.

*most immediate
Deming signed*

*Please call
to attend
the office at 9.00 AM
to ask him to
write their educational
documents for verification*

*AD
14/10/2016*

Deputy Director (Admn)

13/10/16

1

MINUTES OF THE DEPARTMENTAL SELECTION COMMITTEE MEETING HELD ON 3RD and 4TH FEBRUARY, 2012 FOR THE SELECTION OF FAMILY WELFARE ASSISTANT (MALE & FEMALE) BPS-5, AYA/HELPER/DAI AND CHOWKIDAR (BPS-1) ON TEMPORARY / CONTRACT BASIS ON PROJECT POSTS (ADP 2011-12) IN DISTRICT POPULATION WELFARE OFFICE, HARIPUR UNDER THE CHAIRMANSHIP OF DISTRICT POPULATION WELFARE OFFICER, HARIPUR.

A meeting of the Departmental Selection Committee was held on 3rd and 4th February, 2012 in office of the District Population Welfare Officer, Haripur under his Chairmanship for interview in order to recommend suitable candidates against the following vacant posts in District Population Welfare Office, Haripur on Temporary / contract basis on Project posts (ADP 2011-12) as per Government of Khyber Pakhtunkhwa policy / prescribed criteria.

a)	Family Welfare Assistant (Male) BPS-5	02 (Temporary Post) 03 (FWC ADP-Project Posts)
b)	Family Welfare Assistant (Female) BPS-5	01 (Temporary Posts) 03 (FWC ADP-Project Posts)
c)	Chowkidar (BPS-1)	03 (FWC ADP Project Posts)
d)	Aya/Helper/Dai (BPS-1)	01 (Temporary Post) 03 (FWC ADP Project Posts) 01 (Addl: RH Project Post)

2. The Committee comprising the following officers of District Population Welfare Office, Haripur as well as Population Welfare Department, Khyber Pakhtunkhwa attended the meeting.

- | | | |
|------|---|-----------|
| i) | Mr. Asim Zia Kakakhail,
District Population Welfare Officer,
Haripur. | Chairman |
| ii) | Mr. Kashif Fida,
Assistant Director (Admn),
Population Welfare Department,
Khyber Pakhtunkhwa, Peshawar. | Member-I |
| iii) | Mr. Muhammad Qasim,
Dy: Demographer,
DPW Office, Haripur. | Member-II |

3. The Chairman of Departmental Selection Committee welcomed the members and apprised them about the selection criteria and started interview thereafter.

4. In response to the advertisement appeared in the press, a total Numbers of 369 applications were received for the post of Family Welfare Assistant (Male) BPS-5 and 110 applications were received for the post of Family Welfare Assistant (Female) BPS-5. So far as Class-IV posts are concerned 27 and 195 applications were received for the post of Aya/Helper/Dai/Sweepress and Chowkidar (BPS-1) respectively. An objective type test relevant to their prescribed qualification was conducted for the posts of FWA (M&F) at District Population Welfare Office, Haripur on 28th and 29th January, 2012.

5. A total of 60 candidates who qualified the written test for the post of Family Welfare Assistant (Male) BPS-5 and 38 candidates for the post of Family Welfare Assistant (Female) BPS-5.

6. The above mentioned qualified candidates in the written test including 195 Nos. of candidates for the post of Chowkidar BPS-1 and 38 Nos. candidates for the post of Aya/Helper/Dai (BPS-1) were called for interview scheduled on 3rd and 4th February, 2012 in the Office of District Population Welfare Officer, Haripur.

7. After completion of interview for the post of FWA (Male) BPS-5, 60 candidates were called for interview out of which 03 candidate were found overage and 02 candidates were found absent. A merit list of the candidates as per prevailing criteria of Government of Khyber Pakhtunkhwa was prepared. The committee mutually decided that top 02 candidates for the post of FWA (M) BPS-5 of the merit list will be selected on temporary posts and remaining 03 candidates will be selected on contract basis against the project posts upto the project life as per table below.

i. FAMILY WELFARE ASSISTANT (MALE) BPS-5

S.No.	Name of Candidate/Father Name with complete address	Obtained Marks	Status of Post	Remarks
1	Mr. Zaheer Abass S/O Sher Bahadar	92	Temporary	Selected
2	Mr. Ijaz Ahmad S/O Sarwar Din	87	Temporary	Selected
3	Mr. Ehsan Gul S/O Muhammad Yaqoob	86	FWC Project	Selected
4	Mr. Sholb Khan S/O Mehboob Rehman	85	FWC Project	Selected
5	Mr. Mohsin Ali S/O Chan Bahadar	85	FWC Project	Selected

8. After the interview for the post of FWA (Female) BPS-5, it was observed that 38 candidates called for interview, 01 candidate was found overage and 03 candidates were found absent. A merit list of the candidates as per prevailing criteria of Government of Khyber Pakhtunkhwa was prepared. The committee mutually decided that the top 01 candidate of the merit list will be selected on the available temporary post and the remaining 03 candidates will be selected on contract basis against the project posts (FWC ADP & RHS) upto the project life as per below table.

ii. FAMILY WELFARE ASSISTANT (FEMALE) BPS-5

S.No.	Name of Candidate/Father/ Husband Name Name with complete address	Obtained Marks	Status of Post	Remarks
1	Samina Bibi W/O Ghulam Jan	93	Temporary	Selected
2	Safeena Munawar D/O Munawar Shah	87	FWC Project	Selected
3	Nosheen Bibi W/O Bakhshesh Ilahi	86.5	FWC Project	Selected
4	Misbah Akbar D/O Muhammad Akbar	86	FWC Project	Selected

9. Consequently the interview for the post of Chowkidar (BPS-1) was conducted wherein it was observed by the Departmental Selection Committee that out of 195 candidates called for interview, 06 candidates were found overage. A merit list of the candidates as per prevailing criteria of Government of Khyber Pakhtunkhwa prepared that the top 03 candidates will be selected on contract basis against the project posts upto the project life as per table given below.

iii. Chowkidar (BPS-1)

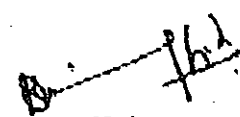
S.No.	Name of Candidate/Father/ Husband Name Name with complete address	Obtained Marks	Status of Post	Remarks
1	Mr. Muhammad Jamil S/O Khan Muhammad	7	Project	Selected
2	Mr. Abdul Waheed S/O Muhammad Dad	6.5	Project	Selected
3	Mr. Abdul Mateen S/O Abdul Hakeem	6	Project	Selected


10. Similarly, after completion of interview for the post of Aya/Helper BPS-1. A merit list of the candidates as per prevailing criteria of Government of Khyber Pakhtunkhwa was prepared. The committee mutually decided that toper of the merit list will be selected against the available temporary post while the remaining 04 candidates will be selected on contract basis against the project posts (Add: RHS and FWC ADP Project) upto the project lif as per table below.

iv. Aya/Helper (BPS-1)

S.No.	Name of Candidate/Father/ Husband Name Name with complete address	Obtained Marks	Status of Post	Remarks
1	Nadia D/o Ali Gohar	7	Temporary	Selected
2	Nagina Bibi W/O Mahmood Hussain	6.5	(FWC ADP Project)	Selected
3	Zeenat Bibi D/O Muhammad Waheed	6	(FWC ADP Project)	Selected
4	Nazia Bibi D/o Khan Atlas	5.5	(FWC ADP Project)	Selected
5	Khalida Bibi D/O Naeem Akhtar	5	(Addl. RHS Project)	Selected

Note: -The committee mutually decided that the selected candidates are required to join their duty within stipulated time of 15 days falling which their offer for appointment shall be considered as cancelled.


MEMBER-I
 (Kashif Fida)
 Assistant Director (Admn)
 Directorate General,
 Population Welfare Department,
 Peshawar


(MEMBER-II)
 (Muhammad Qasim)
 Deputy Demographer
 DPW Office, Haripur


CHAIRMAN
 (Asim Zia Kakakhail)
 District Population Welfare Officer, Haripur.

(6)

(3)
FJASST

MARKS SHEET QUALIFIED CANDIDATES FOR THE POST OF FAMILY WELFARE ASSISTANT (FEMALE) BPS-5 IN DISTRICT POPULATION WELFARE OFFICE, HARIPUR 04-02-2012

S.No	Name	Father/Husband Name	Date of Birth	Prescribed Qualification	Higher Qualification	Experience	Experience (marks)	Interview Marks			Total Marks	Remarks
								Chairman	Member I	Member II		
1	Samina bibi	W/O Ghulam Jan	10.01.1983	70	6	worked Nursing Assistant from 07-02-2006 to 01-02-2011 at Alghazi Hospital	10	3	2	2	83	
2	Safeena Munawar	Munawar Shah	28.03.1985	70		worked as Helper since 2009 to 2011 in Amir Abdulah memorial Hospital	10	3	2	2	87	
3	Nostreen Bibi	Bakhtish Iqbal	15.02.1984	70		Nursing Attendant since 8 Feb 2002 to March 2005 at Federal govt. Service Hospital Islamabad	10	3	2	3.5	86.5	
4	Misba Akbar	Muhammad Akbar	03.12.1990	70		worked as Community Motivator in MSS since 2008	10	2	2	2	88	
5	Zohra Bibi	Ghulam Mustafa	20.06.1982	70	12			1	1	1	85	
6	Misba Shaheen	Abdul Qyum	14.08.1983	70	8			2	2	2	84	
7	Aneela Bibi	Rehmat Dad	18.08.1987	70	8			2	2	2	84	
8	Saeeda Bibi	Roshan Deen	20.03.1986	70	8			2	2	2	84	
9	Mehwish Bibi	Orangzaib Khan	21.01.1986	70	8			3	1	1	83	
10	Iram Hafeez	Muhammad Hafeez	01.01.1991	70	8			3	1	1	83	
11	Afshen Bibi	Mehmood Akhtar	04.05.1990	70	8			2	2	1	83	
12	Sobia Qyum	Abdul Qyum	04.01.1989	70	8			2	1	2	83	
13	Safeena	Ghulam Server	06.01.1986	70	6			2	2	2	82	
14	Shanaz Bibi	Server Deen	12.11.1982	70	6			3	2	1	82	
15	Gul Naz	Waris Khan	03.09.1989	70	6			2	2	2	82	
16	Kiran Hafeez	Muhammad Hafeez	06.11.1993	70	8			2	2	2	82	
17	Nadia Bibi	Ghulam Yahya	28.01.1990	70	6			2	1	2	81	
18	Sidra Zareen	Zareen Gul	03.03.1987	70				2	1	1	74	
19	Gul Naz Khaliq	Khaliq Dad Khan	15.01.1990	53	12			2	2	2	71	Over age
20	shameen syed	syed taj hussain	03.07.1985	53	8			2	2	2	67	
21	sama ali	syed Razzaq ali	01.01.1990	53	8			2	2	2	67	
22	Sumira Bibi	Liaqat	12.06.1985	53	8			2	2	2	67	
23	sedal riaz	Razja riaz	09.10.1985	53	8			2	2	2	67	
24	Laila Manzoor	Manzoor Shan	25.07.1987	53	6			2	2	2	67	
25	Alia Sher Afzal	Sher Afzal Khan	28.03.1983	53	8			2	2	2	67	
26	Soniseela Bibi	Muhammad Nazeer	25.04.1994	53	8			2	2	2	67	

(7)

P/ASSN

(2)

S.N. Name	Father/Husband Name	Date of Birth	Proposed Quota/Category	Reguler Quota/Category	Experience	Evidence in %	Interview Marks		Total Marks	Remarks
1) Shagufta	Muhammad Siddique	07.04.1985	53	5			3	2	2	65
2) Wahidullah	ghulam mustafa	18.11.1988	53	4			3	2	2	65
3) Muhammad Binti	Muhammad Bacha	19.01.1983	53	6			3	2	2	69
4) Farah Naz	All Zaman	17.09.1989	53	6			3	2	2	66
5) Nida Zareen	Muhammad Zareen	21.04.1992	53	5			3	2	2	65
6) Rabia Insaaf	W/O Muhammad Nazir	24.08.1984	53				3	2	2	60
7) Uroosa Zareen	Zareen Sid	02.02.1981	53				3	2	2	60
8) Sana	Zia ul Haq	08.08.1987	53				3	2	2	60
9) Roma Mehboub	Mehboub	17.03.1989	53				2	2	2	59
10) Saleem's Khwar	Muhammad Shah									0
11) Musarat-Shahid	Non Ahmed	28.08.1986	70	8						0
12) Foria Rani	Muhammad Gul	02.04.1982	53							0

Member I
 (Kashif Fida)
 Assistant Director (Admin)
 Directorate General, Population Welfare, Faisalabad.

Member II
 (Muhammad Qasim)
 Deputy Demographer
 District Population Welfare office, Haripur

(Asim Zia Khattak Hall)
 District Population Welfare Office
 Haripur

ANNEXURE - F (3)

Attention: Zulfiqar Assistant PWD-KP

OFFICE OF THE DISTRICT POPULATION WELFARE OFFICER, HARIPUR

F.No.01 (05)/2016-17/Admn/428-35

Dated Haripur the 24th January, 2017

To
The Director General,
Population Welfare Department,
KPK, Peshawar.

Subject: - MEDICAL EXAMINATION AND VERIFICATION OF CHARACTER AND ANTACEDENTS AS WELL AS EXPERIENCE CERTIFICATE.

Memo:

Kindly refer to Deputy Director (Admn), Population Welfare Department, KPK, Peshawar Office Memo F.No. 4(35)/2016/Admn/FWW-Re-Instatement dated 13-10-2016 on the subject noted above.

2. Project employees re-instated against the regular posts in pursuance with the Section Officer (Establishment), Population Welfare Department, KPK, Peshawar Office Order No. SOE (PWD)/4-9/7/2014/HC dated 05-10-2016, Total 12-number employees reported arrival to the undersigned in district Haripur were referred for medical examination as well as their all academic documents and experience certificates were sent for verification to the quarter concerned.

3. Minutes of DSC and Merit List regarding recruitment of above mentioned employees have already been submitted to your esteemed office vide this office memo of even number dated 16-12-2016 (Copy enclosed at Annexure-A). Photocopy of advertisement published in the newspaper for the subject recruitment is enclosed at Annexure-B.

4. Arrival Reports, CNIC, Health and Age Certificates, Academic Certificates and Experience Certificates in respect of employees depicted below from S.No.01-08 are enclosed at Annexure-C, Page 18-70.

5. The following discrepancies are noticed in the record of the project employees re-instated on regular posts and are hereby submitted for your kind perusal and further necessary action please.

S.No	Name and Designation of employee	Remarks
(1)	Mr. Shoaib Khan FWA (M)	<p>i. Merit list S.No. 4 at Page No. 8 for FWA (M) shows that Mr. Shoaib Khan has worked for three years as Male Nurse in Danish Surgical Center, Haripur. The official concerned in his written statement admitted that he has not worked in Danish Surgical Center, Haripur (Copy enclosed at page No. 22), therefore experience certificate proved FAKE.</p> <p>ii. As per CNIC, Health & Age Certificate and SSC, DOB of the official concerned is 28-02-1979, therefore on 24-01-2012 (last date for submission of application), he was 02 years, 10 months and 26 days OVER AGE (Copies enclosed at page 19, 20 & 21).</p> <p>iii. Merit list S.No. 4 at Page No. 8 for FWA (M) also shows that the official concerned was awarded 70 marks for First Division, whereas he has obtained Second Division in SSC (Copy enclosed at page-21).</p>

*Attention:
The Property Assistant
JWD-1482*

(2)	Mr. Mohsin Ali FWA (M)	<p>i. Merit list S.No. 5 at Page No. 8 for FWA (M) shows that the official concerned was awarded 70 marks for First Division, whereas he has obtained Second Division in SSC (Copy enclosed at page-26).</p> <p>ii. Experience Certificate issued by MSS, Haripur cannot be verified as office of MSS winded-up about more than a year ago, however the certificate looks NOT GENUINE (Copy enclosed at page-29).</p>
(3)	Mrs. Nausheen Bibi FWA (F)	<p>i. Merit list S.No. 3 at Page No. 6 for FWA (F) shows that the official concerned was awarded 70 marks for First Division, whereas she has obtained Second Division in SSC (Copy enclosed at page-33).</p> <p>ii. Merit list S.No. 3 at Page No. 6 for FWA (F) shows that Miss. Nausheen Bibi has worked for three years as Nursing Attendant in Federal Government Services Hospital, Islamabad. Experience Certificate was referred for verification to Dr. Nasreen Aslam Khan, Consultant Anaesthetest, FGSH Islamabad wherein she denied her signature on the certificate therefore proved FAKE, however the same certificate is also referred to Executive Director, FGSH Islamabad. Reply from his esteemed office is awaited so far (Copies enclosed at page-34, 35, 36 and 37).</p>
(4)	Mrs. Safeena Munawar FWA (F)	<p>i. Merit list S.No. 2 at Page No. 6 for FWA (F) shows that the official concerned was awarded 70 marks for First Division, whereas she has obtained Second Division in SSC (Copy enclosed at page-41 & 42).</p>
(5)	Miss. Misbah Akbar FWA (F)	<p>i. Merit list S.No. 4 at Page No. 6 for FWA (F) shows that the official concerned was awarded 70 marks for First Division, whereas she has obtained Second Division in SSC (Copy enclosed at page-48).</p> <p>ii. Experience Certificate issued by MSS, Haripur cannot be verified as office of MSS winded-up about more than a year ago; however the certificate looks NOT GENUINE (Copy enclosed at page-51).</p>
(6)	Mr. Abdul Mateen Chowkidar	<p>i. As per CNIC, Health & Age Certificate and SSC, DOB of the official concerned is 04-04-1975, therefore on 24-01-2012 (last date for submission of application), he was 01 year, 09 months and 20 days OVER AGE (Copies enclosed at page 52, 53 & 54).</p>
(7)	Miss. Nazia Bibi Aya/Helper	<p>i. The official concerned in her written statement submitted that she had worked for one year as a Helper in Dr. Faiza Rasheed Clinic at Rasheed Surgical and Maternity Home, Haripur. Dr. Faiza Rasheed in her hand written statement denied any sort of working of the official concerned in her clinic, Therefore experience/Training certificate proved FAKE (Copies enclosed at page-60 & 61).</p>
(8)	Mrs. Nageena Bibi Aya/Helper	<p>i. School leaving certificate issued by Head Mistress Government Girls Primary School No. 2, Haripur proved FAKE (Copies enclosed at page 65, 66 & 67).</p> <p>ii. Dai's Training Course Certificate issued by DHO, Abbottabad proved FAKE (Copies enclosed at page 68, 69 & 69-A).</p> <p>iii. As per CNIC, Health & Age Certificate, DOB of the official concerned is 10-07-1973, therefore on 24-01-2012 (last date for submission of application), she was 03 years, 06 months and 14 days OVER AGE (Copies enclosed at page 63 & 64).</p>

6. Academic documents as well as experience certificates (if any) in respect of Mrs. Nausheen Nazir FWW, Mrs. Zeenat Bibi Aya/Helper, Mr. Muhammad Jameel Chowkidar and Mr. Abdul Waheed Chowkidar are found correct after verification. Their Arrival Reports, CNIC,

Health and Age Certificate, Academic documents and experience certificates are enclosed at Annexure-D Page 70-91..

7. Domicile Certificates in respect of above mentioned employees have been ascertained GENIUNE by Deputy Commissioner, Haripur vide his letter No. AR/747/DC(H) dated 20-01-2017 (Copy enclosed at Annexure-E).

8. it is further added that Character verification in respect of all above mentioned employees have been sent to District Police Officers Haripur and Abbottabad, reply from there esteemed office is awaited so far.

(MUHAMMAD SULEMAN KHAN)
DISTT: POPULATION WELFARE OFFICER
HARIPUR

MSK

Encl: As above.

Copy forwarded to the: -

1. Deputy Commissioner, Haripur for favour of information please.
2. PA to District Nazim, Haripur for favour of information please.
3. PS to Secretary, Population Welfare Department, KPK, Peshawar for information please.
4. Deputy Director (Admn), Population Welfare Department, KPK, Peshawar w/r to his office memo No. cited above for information please.
5. District Accounts Officer, Haripur.
6. Accounts Assistant (Local) for information and necessary action.
7. Master File.

(MUHAMMAD SULEMAN KHAN)
DISTT: POPULATION WELFARE OFFICER
HARIPUR

MSK

*Abbottabad
Sub Division Assistant
PwD-KPK*

ANNEXURE-9

10910011535

1

2 May 2017 12:40PM P1

REGISTERED

GOVERNMENT OF KHYBER PAKHTUNKHWA
DIRECTORATE GENERAL POPULATION WELFARE
Plot No. 18, Sector 1-B, Phase VII, Hayatabad, Peshawar

F.No. 1 (35)/2016/Admn/FWW Re-Inst:
Dated Peshawar the 12/5/2017.

13211-13

To,

The District,
Population Welfare Officer,
Haripur.

Subject: MEDICAL EXAMINATION AND VERIFICATION OF CHARACTER AND ANTECEDENTS AS WELL AS EXPERIENCE CERTIFICATE

I am directed to refer to your letter No. 1 (05/2016-17/Admn/428-35 dated 24.01.2017 on the subject cited above and to state that DPWO being competent authority in the instant matter, may take proper disciplinary action under KP Government servants (E&D) Rules 2011 against the delinquents regarding verification of reports submitted by them.

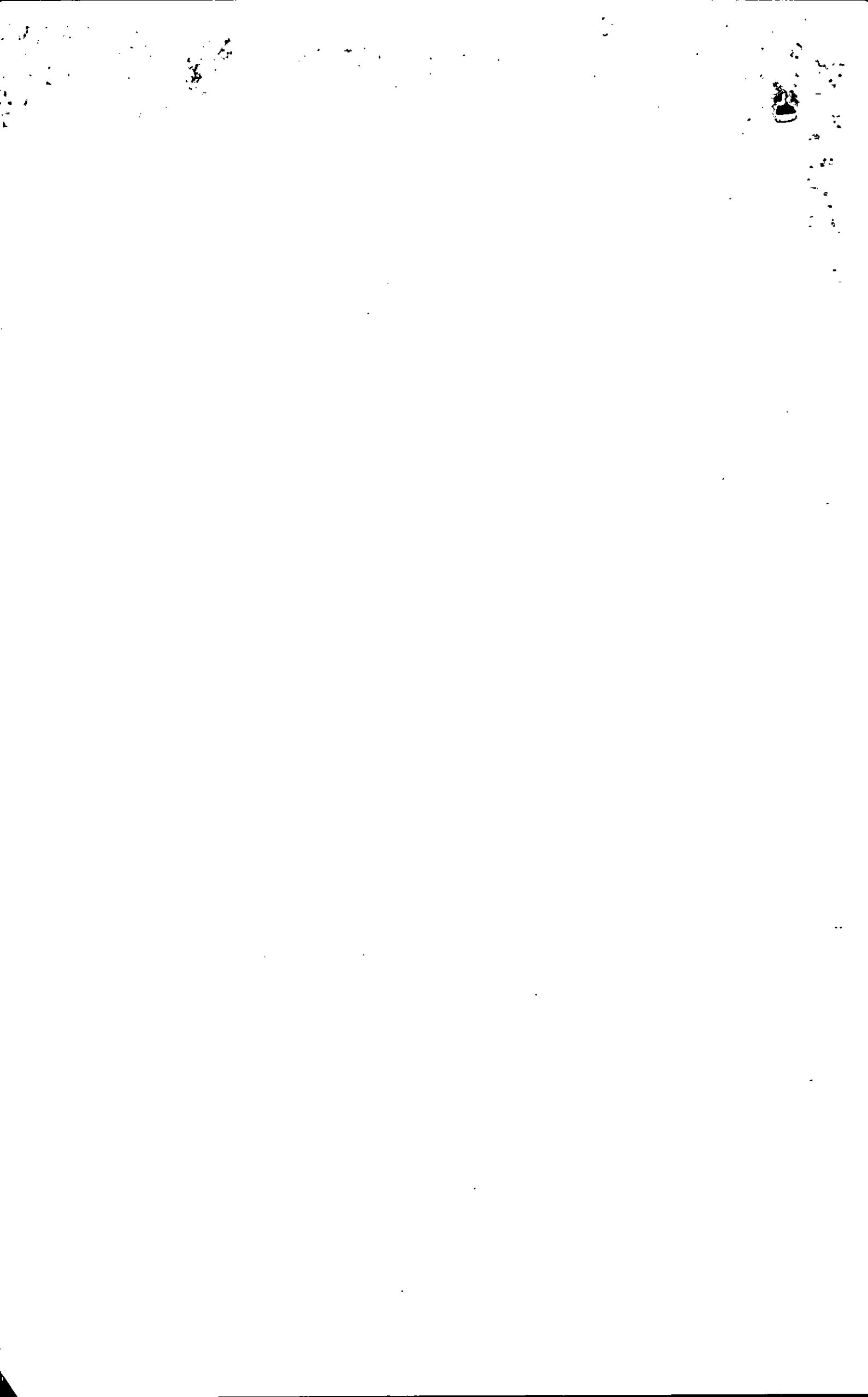

(Hidayat Khan)
Deputy Director (Admn)

Copy forwarded to the:-

1. PS to Director General, PW, KP, Peshawar.
2. PA to Advisor to CM for PW, KP, Peshawar.

Deputy Director (Admn)

1711 SECTION OFFICER (GENERAL)



ANNEXURE - H

7

OFFICE OF THE DISTRICT POPULATION WELFARE OFFICER, HARIPUR

File No. 05 (02)/2016-17/Admn 958-59

Dated Haripur the 6th June, 2017

To
The Principal
Regional Training Institute, Abbottabad.

Subject: - SHOW CAUSE NOTICE.
Memo:

Find enclosed herewith Show Cause Notice (In Original) in respect of Miss. Misbah Akbar, FWA (F), District Haripur. Official concerned is under training for the course of FWW at your institute. Show Cause notice to the official concerned may be served against safe receipt under intimation to this office please.

(MUHAMMAD SULEMAN KHAN)
DISTT: POPULATION WELFARE OFFICER
HARIPUR

Encl: As above.

Handwritten signature/initials

No. 765

For Insurance Notices see reverse. Stamps affixed except in case of uninsured letters of not more than the initial weight prescribed in the Post Office Guide or on which no acknowledgment is due.

Rs. Ps. 38-

Received a registered addressed to _____

Initials of Receiving Officer _____

Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before if when necessary.

Insured for Rs. (in figures) _____ (in words) _____

Weight _____ (in words) _____

Insurance fee Rs. _____ Ps. _____

Name and address of sender _____

Handwritten signature/initials

Date Stamp

Post Office Seal



SHOW CAUSE NOTICE

I, Muhammad Suleman Khan, District Population Welfare Officer, Haripur, as competent authority under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011, do hereby serve upon you, Mrs. Misbah Akbar, FWA (Female) (BPS-07) DPW-Office, Haripur as follow:-

- (i) That during the course of verification, the following irregularities have been found on your part:
 - (a) Secondary School Certificate is in fact 2nd Division rather than 1st Division on the basis of which you were appointed for the instant post.

I am satisfied that you have committed the following acts/omissions specified in rule-3(b) of the said rules i.e guilty of misconduct under section-2 (l)(vi) of Government efficiency and discipline Rules, 2011 of having been appointed in violation of service rules.

2. As a result thereof, I, as competent authority, have tentatively decided to impose upon you the penalty of Dismissal from service under rules 4 of the said rules.

3. You are, therefore, required to show cause as to why the aforesaid penalty should not be imposed upon you and also intimate whether you desire to be heard in person

4. If no reply to this notice is received within seven days or not more than fifteen days of its delivery, it shall be presumed that you have no defense to put in and in that case an ex-parte action shall be taken against you.

In view of the availability of documentary evidence above, I dispense with the requirement of further inquiry.

DISTRICT POPULATION WELFARE OFFICER
HARIPUR

a. In reply to paragraph (a) of the subject Show Cause Notice it is stated that at the time of appointment of the undersigned as FWA (Female) in Population Welfare Department Govt. of Khyber Pakhtunkhwa, there was no requirement of 2nd Division. As per service rules of the

(16)

کھنڈور ضلع کی ایک طرف سے لکھنؤ اور دکن

ضلع لکھنؤ

ضلع لکھنؤ

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685131 فون نمبر

کھنڈور کی ایک طرف سے لکھنؤ اور دکن

F.T.O

کھنڈور کی ایک طرف سے لکھنؤ اور دکن
 16-1-2002



13302-2193169-9

نام: ...



31/01/2021

28/02/2011

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13302-2193169-9



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Model Primary School

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ADA 259377

Roll No. 58565

BOARD OF INTERMEDIATE & SECONDARY EDUCATION



Abbotabad N.W.F.P. - Pakistan
SECONDARY SCHOOL EXAMINATION CERTIFICATE
SESSION ANNUAL 2008

This is to certify that MISBAH AKBAR

Son /Daughter of MUHAMMAD AKBAR

A candidate from..... GGHS SARAINIAMAT KHAN HARIPUR

has passed the Secondary School Certificate Examination of the Board of Intermediate and Secondary Education, Abbottabad held in April/May, 2008 as a Regular Candidate. He has obtained 675 marks out of 900 and has been placed in Grade A Representing EXCELLENT

The candidate passed in the following subjects:

1.ENGLISH

2.URDU

3.ISL-EDUCATION

4. PAK-STUDIES

5.MATHS

6.PHYSICS

7.CHEMISTRY

8. BIOLOGY

Date of Birth according to admission form is THIRD DECEMBER

One Thousand Nine Hundred and NINETY (03-12-1990)


Asst Secretary

This certificate is issued without alteration of erasure.


Secretary

Certificate No: AB 30370

BOARD OF INTERMEDIATE & SECONDARY EDUCATION ABBOTTABAD



Roll No: 58565

Group: SCIENCE

DETAILED MARKS CERTIFICATE
SECONDARY SCHOOL CERTIFICATE EXAMINATION

Session: 2008 (Annual)

Name : MISBAH AKBAR
Father Name : MUHAMMAD AKBAR
Institution / District : 0063340012
Institution / District : GGHS SARAINIAMAT KHAN HARIPUR

has secured the marks shown against each subject in the Secondary School Certificate Examination held in the month of April / May as a Regular candidate.

Subjects	Total Marks			Marks Obtained		Total	Marks in Words
				Theory / A	Theory / B		
English	75	75	150	51	55	106	One Hundred Eleven
Urdu	75	75	150	57	55	112	One Hundred Thirteen
Islamiyat	75		75	54		54	Fifty-Nine
Pakistan Studies	75		75	55		55	Fifty-Three
Mathematics	75	75	150	58	56	114	One Hundred Thirteen
Physics	85	15	100	63	14	77	Sixty-Four
Chemistry	85	15	100	65	13	78	Sixty-Six
Biology	85	15	100	65	14	79	Seventy-One
Total : 900						675-A	Six Hundred and Seventy-Five

Remarks :

Dated: 16-JUL-08

Checked By:

Controller of Examinations

Note - Errors/Omission excepted. Any mistake in the Name, Father Name etc must be intimated within 30 days of the issuance date of this certificate to BISE Abbottabad. Visit us www.biseatd.edu.pk

DOMICILE CERTIFICATE

19

KHYBER PAKHTOON KHAWA

District HARI PUR



24/9

I declare that I am born of parents who are /were permanently domiciled in Khyber Pakhtoon Khawa having been born /setteled in this provincce.

I was born at Village/Mohallah SARAI NIAMAT KHAN

Tehsil HARIPUR

District HARIPUR

HAZARA

Division

Misbah Akbar
Signature of Applicant

Date 21*9*2011

Pursuance to the Declaration date 21/9/2011

Filled by Mr./Miss./Mrs MISBAH AKBAR

S/D/W/O MUHAMMAD AKBAR

Domiciled in Khyber Pakhtoon Khawa. It is here by certified that the said MISBAH AKBAR is born of parents who

were/permanent resident of the Khyber Pakhtoon Khawa Province, having

born / setteled within it.

I am satisfied myself from personal knowledge verification that the above

information is true and certify accordingly.

Day of _____

Signed
District Officer
Revenue & Estate

No. 11639 Date 29/09/11

Signed
Deputy District Officer
Revenue & Estate

24/9

(28)

ANNEXURE - I (24)

OFFICE OF THE DISTRICT POPULATION WELFARE OFFICER, HARIPUR

F.No.05 (02)/2016-17/Admn

Dated Haripur the 30th June, 2017

OFFICE ORDER

That on the verification of documents and scrutiny of relevant record regarding appointment in violation of service rules against Mrs. Misbah Akbar, FWA-Female (BPS-07), DPW-Office, Haripur. In view of the availability of documentary evidence, I Muhammad Suleman Khan, District Population Welfare Officer, Haripur as competent authority under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011 dispense with the requirement of further inquiry.

That charges, Secondary School Certificate was found 2nd Division rather than 1st Division on the basis of which she was appointed for the instant post have been established and as such has been found guilty of misconduct under section-2 (I)(vi) of Government efficiency and discipline Rules, 2011.

Whereas the Competent Authority has served Show Cause notice against the accused official vide this office order of even number dated 06-06-2017.

That Competent Authority allowed the opportunity of personal hearing on the accused official on 22-06-2017.

Now in the above circumstances, the Competent Authority has been pleased to award major penalty of **Removal from service** to Mrs. Misbah Akbar, FWA-Female (BPS-07), DPW-Office, Haripur with immediate effect under Section-4 b(iii) of Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011.

(MUHAMMAD SULEMAN KHAN)
District Population Welfare Officer
Haripur

Copy forwarded to the: -

1. Deputy Commissioner, Haripur for favour of information please.
2. PA to District Nazim, Haripur for favour of information please.
3. PS to Secretary, Population Welfare Department, KPK for information please.
4. PS to Director General, Population Welfare Department, KPK, Peshawar for information please.
5. Principal Regional Training Institute, Abbottabad.
6. District Accounts Officer, Haripur.
7. Accounts Assistant (Local).
8. Official concerned.
9. ✓ PF of the official concerned.

(MUHAMMAD SULEMAN KHAN)
District Population Welfare Officer
Haripur

OFFICE OF THE DISTRICT POPULATION WELFARE OFFICER, HARIPUR.Dated Haripur the 28th August, 2017

F.No. 05(02)/2017-18/Admn

To

The Director General,
Population Welfare Department,
Khyber Pakhtunkhwa, Peshawar.Subject: - APPEAL FOR RE-INSTATEMENT.
Memo:

Kindly refer to Deputy Director (Admn), Population Welfare Department, Khyber Pakhtunkhwa, Peshawar letter F.No. 04(35)/2016/Admn/FWW Re-Instatement/4396-98 dated 01-08-2017, wherein Departmental appeals of Mrs. Misbah Akbar Ex-FWA (F) and Mr. Mohsin Ali Ex-FWA (M) have been sent for comments/views.

The comments/views in respect of Mrs. Misbah Akbar Ex-FWA (F) are as under: -

- 1.1. Mrs. Misbah Akbar was appointed as FWA (F) for ADP Project No. 903-821-790/110622 under the scheme "Provision of Population Welfare Programme Khyber Pakhtunkhwa" by DPW-Officer Haripur on contract basis in the year 2012 (Copies of minutes of DSC and merit list of recruitment enclosed at Annexure-A). The services of Mrs. Misbah Akbar FWA (F) were terminated on 30-06-2014 upon completion of the aforementioned ADP Project vide Assistant Director (Admn), Population Welfare Department, Khyber Pakhtunkhwa, Peshawar letter F.No. 04(35)/2013-14/Admn dated 13-06-2017 (Copy enclosed at Annexure-B).
- 1.2. Mrs. Misbah Akbar Ex-FWA (F) was re-instated against the regular post in pursuance with the Section Officer (Establishment), Population Welfare Department, KPK, Peshawar Office Order No. SOE (PWD)/4-9/7/2014/HC dated 05-10-2016 (Copy enclosed at Annexure-C). Mrs. Misbah Akbar Ex-FWA (F) was taken on the staff strength of this office and posted in FWC Changi Bandi with the approval of the competent authority.
- 1.3. As per directives of the Competent Authority vide Deputy Director (Admn), Population Welfare Department, KPK, Peshawar Office Memo F.No. 4(35)/2016/Admn/FWW-Re-Instatement dated 13-10-2016 (Copy enclosed at Annexure-D), Mrs. Misbah Akbar FWA (F) alongwith other re-instated employees was referred for medical examination, academic documents and experience certificates were also sent for verification to the quarters concerned.
- 1.4. Discrepancies were found in the record of Mrs. Misbah Akbar FWA (F) as Merit list S.No. 4 show that Ex-official concerned was awarded 70 marks for First Division, whereas she has obtained Second Division in Secondary School Examination Certificate (Copy enclosed at Annexure-E).

DPWO Haripur Mr. Asim Zia Kakakhel on 10-03-2017 in the office of
Deputy Demographer

against safe receipt regarding Project employees which they produced at the time of recruitment and on the basis of which they were recruited (Copy enclosed at Annexure-F).

- 1.6. In these documents, Mrs. Misbah Akbar Ex-FWA (F) application for recruitment alongwith other relevant documents shows that she had submitted Secondary School Examination Certificate having FIRST DIVISION (Copy enclosed at Annexure-G), which clearly shows that she deceived the DSC and committed forgery.
- 1.7. As the Appointment of Mrs. Misbah Akbar Ex-FWA (F) was in violation of service rules, therefore she was proceeded under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011 and after observing all Codal formalities was awarded major penalty of Removal from Service under Section-4 b(iii) of Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011 (Copy enclosed at Annexure-H).
- 1.8. Mrs. Misbah Akbar Ex-FWA (F) recruitment was in contravention of rules and regulations, against the spirit of law and fundamental rights as envisaged in the constitution of Islamic Republic of Pakistan.

The comments/views in respect of Mr. Mohsin Ali Ex-FWA (M) are as under: -

- 2.1. Mr. Mohsin Ali was appointed as FWA (M) for ADP Project No. 903-821-790/110622 under the scheme "Provision of Population Welfare Programme Khyber Pakhtunkhwa" by DPW-Officer Haripur on contract basis in the year 2012 (Copies of minutes of DSC and merit list of recruitment enclosed at Annexure-I). The services of Mr. Mohsin Ali FWA (M) were terminated on 30-06-2014 upon completion of the aforementioned ADP Project vide Assistant Director (Admn), Population Welfare Department, Khyber Pakhtunkhwa, Peshawar letter F.No. 04(35)/2013-14/Admn dated 13-06-2017 (Copy enclosed at Annexure-B).
- 2.2. Mr. Mohsin Ali Ex-FWA (M) was re-instated against the regular post in pursuance with the Section Officer (Establishment), Population Welfare Department, KPK, Peshawar Office Order No. SOE (PWD)/4-9/7/2014/HC dated 05-10-2016 (Copy enclosed at Annexure-C). Mr. Mohsin Ali Ex-FWA (M) was taken on the staff strength of this office and posted in FWC Kot Najib Ullah with the approval of the competent authority.
- 2.3. As per directives of the Competent Authority vide Deputy Director (Admn), Population Welfare Department, KPK, Peshawar Office Memo F.No. 4(35)/2016/Admn/FWW-Re-Instatement dated 13-10-2016 (Copy enclosed at Annexure-D), Mr. Mohsin Ali FWA (M) alongwith other re-instated employees was

2.4. Discrepancies were found in the record of Mr. Mohsin Ali FWA (M) as Merit list S.No. 5 show that Ex-official concerned was awarded 70 marks for First Division, whereas he has obtained Second Division in Secondary School Examination Certificate (Copy enclosed at Annexure-J).

2.5. Ex-DPWO Haripur Mr. Asim Zia Kakakhel on 10-03-2017 in the office of the undersigned in the presence of Mr. Muhammad Qasim Deputy Demographer (Member of DSC) and Mr. Ghulam Nabi Accounts Assistant handed over documents against safe receipt regarding Project employees which they produced at the time of recruitment and on the basis of which they were recruited (Copy enclosed at Annexure-F).

2.6. As the Appointment of Mr. Mohsin Ali Ex-FWA (M) was in violation of service rules, therefore he was proceeded under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011 and after observing all Codal formalities was awarded major penalty of **Removal from Service** under Section-4 b(iii) of Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011 (Copy enclosed at Annexure-K).

2.7. Mr. Mohsin Ali Ex-FWA (M) recruitment was in contravention of rules and regulations, against the spirit of law and fundamental rights as envisaged in the constitution of Islamic Republic of Pakistan.

It is therefore requested that the Appeals/Representations in respect of the above mentioned officials being devoid of legal force, having no legal sanctity and truth in it may kindly be rejected.

(MUHAMMAD SULEMAN KHAN)
DISTT: POPULATION WELFARE OFFICER
HARIPUR

Encl: As above.

M/Files

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OFFICE OF THE DISTRICT POPULATION WELFARE OFFICER, HARIPUR

Dated Haripur 19/06/2017

F.No.05 (02)/2016-17/Admn/045

To

Miss. Misbah Akbar, FWA (F),
District Haripur C/O Principal
Regional Training Institute, Abbottabad.

Subject: -
Memo:

PERSONAL HEARING.

You are directed to attend office of the undersigned for personal hearing
on 22-06-2017 at 10:00 AM.

(MUHAMMAD SULEMAN KHAN)
DISTT: POPULATION WELFARE OFFICER
HARIPUR

G/K

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ANNEXURE-10

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Attendance sheet of personnel meeting. (55)
 on 22.06.2017. (28)



No.	Name & designation	Signature
1-	Abdul. Matan Chocakidav	Abdul
2-	SHOIB JAM (M)	Shoib
3-	Nosheen Bibi FWA (F)	No. Shimbis
4-	Misbha Akbar FWA (F)	Misbah
5-	Nazia Bibi (Helper)	Nazia
6-	Sajina F-WAF	Sajina
7-	Nageena Bibi (Helper)	Nageena
8-	<p><i>(Signature)</i> 22.06.2017.</p> <p>22/06/2017</p> <p>Doc. No. 1000/2017</p>	<p>Seara</p> <p>Lde</p>

PESHAWAR HIGH COURT, ABBOTTABAD BENCH.

FORM OF ORDER SHEET

Court of.....


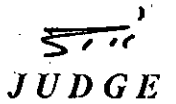
Case No.....of.....

Date of Order of Proceedings	Order or other Proceedings with Signature of Judge (s)
1	2
07.06.2018	<p><u>W.P.No.605-A/2018.</u></p> <p>Present:- Nemo.</p> <p>***</p> <p><u>SYED ARSHAD ALI, J.-</u> Despite date given by the Court no one is appeared on behalf of petitioner, hence, the instant writ petition is dismissed in default.</p> <p><u>Announced.</u> 07.06.2018.</p> <p style="text-align: right;"> JUDGE</p> <p style="text-align: right;"> JUDGE</p>

PESHAWAR HIGH COURT, ABBOTTABAD BENCH.**FORM OF ORDER SHEET**

Court of.....



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

Date of Order of Proceedings	Order or other Proceedings with Signature of Judge (s)
1	2
21.06.2018	<p><u>CM No. 519/2018 in WP No. 605/2018.</u></p> <p>Present: Mr. Ghulam Habib, Advocate for petitioner. ***</p> <p><u>SYED MUHAMMAD ATTIQUE SHAH, J.</u> Through the instant application, petitioner seeks restoration of main writ petition, which was dismissed for non-prosecution on 07.06.2018.</p> <p>In view of the contents of the application coupled with the arguments addressed at the bar and most particularly when the same is well within time, the CM is allowed and as a result thereof, the main petition is restored on its original number.</p> <p style="text-align: right;"> JUDGE</p> <p style="text-align: right;"> JUDGE</p>

PESHAWAR HIGH COURT, ABBOTTABAD BENCH.**FORM OF ORDER SHEET**

Court of.....

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

Date of Order of Proceedings	Order or other Proceedings with Signature of Judge (s)
1	2
13.12.2018	<p><u>WP No. 605-A/2018.</u></p> <p>Present: Mr. Ghulam Habib, Advocate for petitioner. ***</p> <p>Let parawise comments from respondent No. 3 be called for, so as to reach this Court within a fortnight. Raja Muhammad Zubair, AAG present in the Court in some other cases is directed to make sure the availability of requisite comments within the stipulated time. Adjourned.</p> <p style="text-align: right;"> JUDGE</p> <p style="text-align: right;"> JUDGE</p>