Counsel for the petitioner and Mr. Farhaj Sikandar, District Attorney alongwith Mr. Khair Muhammad, MS Tank for respondents present. Since the main appeal is accepted, therefore the instant COC application has become infructuous and is filed. File be consigned to the record room.

Announced 25.10.2017

(Almad Hassan) Member

Camp Court D.I.Khan

(Muhammad Hamid Mughal) Member 26.09.2017

Learned counsel for the appellant and Mr. Farhaj Sikandar, District Attorney for the respondents present. Written reply on behalf of respondent No. 1 not received and District Attorney requested for further time. Adjourned. To come up for written rely/comments on 23/10/2017 before DB at Camp Court D.I.Khan.

Member (Executive)

Member (Judicial) Camp Court D.I.Khan

23.10.2017

Bench incomplete. Adjourned. To come up on 24.10.2017 before D.B at camp Court D.I.Khan.



24.10.2017

Counsel for the appellant and Mr. Farkhaj Sikandar, District Attorney alongwith Mr. Khair Muhammad, MS Tank for respondents present. Learned District Attorney seeks adjournment. Adjourned. To come up for further proceedings on 25.10.2017 before D.B at camp Court D.I.Khan.

Member (Executive)

Member (Judicial) Camp Court D.I.Khan 26.07.2017

Counsel for the appellant present. Dr. Ishaq Shah, Medical Officer alongwith Mr. Farhaj Sikandar, District Attorney for the respondents also present. Written reply by respondent No. 1 not submitted. Written reply on behalf of respondent No. 2 has already submitted. Representative of respondent No. 1 requested for further adjournment. Adjourned. To come up for written reply/comments on behalf of respondent No. 1 on 22.08.2017 at Camp Court D.I.Khan.

(Muhammad Amin Khan Kundi)

Member

Camp Court D.I. Khan

Camp Court D.I. Khan

22.08.2017

Counsel for the appellant present. Dr. Ishaq Shah, Medical Officer alongwith Mr. Farhaj Sikandar, District Attorney for the respondents also present. Written reply on behalf of respondent No. 1 not submitted. Representative of respondent-department requested for further time for submission of written reply. Adjourned. To come up for written reply/comments on behalf of respondent No. 1 on 26.09.2017 at Camp Court D.I.Khan.

(Ahmad Hassan)

Member

(Muhammad Amin Khan Kundi) Member

Camp Court D.I. Khan

25.01.2017

Counsel for petitioner and Dr. Hussain Ahmed Afridi, M.S DHQ (Tank) alongwith Mr. Farhaj Sikandar, Government Pleader for respondents present. Dr. Hussain Ahmed Afridi, M.S DHQ (Tank) submitted that he had brought the reply but the same needs vetting from the concerned office and requested for time, allowed. Mr. Muhammad Shakoor, District Account Officer through one Muhammad Tariq, Senior Auditor present so, he is directed to inform the respondent No. 2 to appear in person and to submit proper reply. To come up for reply and arguments on 22.02.2017 before S.B at Camp Court D.I.Khan.

ASHFAQUE TAJ MEMBER Camp Court D.I.Khan

22.02.2017

Counsel for petitioner, Dr. Muhammad Khan Afridi, M.S DHQ (Tank) respondent No. 1 and Muhammad Shakoor, District Accounts Officer, respondent No. 2 alongwith Mr. Farhaj Sikandar, Government Pleader for respondents present. Respondent No. 2 submitted written reply on C.O.C application which is placed on file. Written reply by respondent No. 1 not submitted and he quested for further time. Request accepted. Respondent No. 1 is directed to submit written reply positively on next date. To come up for written reply on behalf of respondent No. 1 on 29.03.2017 before S.B at Camp Court D.I.Khan.

(ASHFAQUE TAJ) MEMBER Camp Court D.I.Khan

29.03.2017

Since tour is hereby cancelled, therefore, the case is adjourned for the same on 26.07.2017.

FORM OF ORDER SHEET

| Court of | | |
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| C.O.C Application No. 214 | /2016 | |

| .No. | Date of order proceedings | Order or other proceedings with signature of judge or Magistrate |
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| 1 | 07/11/2016 | The C.O.C application submitted by Mr. Niamatullah throug Mr. Muhammad Waqar Alam Advocate may be entered in the relevan |
| - | | Register and put up to the Court for proper order please. |
| | · . | REGISTRAR |
| 2- | | This C.O.C application be put up before Touring S. Bench a |
| • | | D.I.Khan on <u>27-12-16</u> . |
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| 26.12 |] 2.2016 Cou | nsel for the petitioner present. Notice be issued to the |
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KPK SERVICE TRIBUNAL PESHAWAR

Naimat Ullah V/S M. Khan etc

C-O-C. No-214/2016 INDEX

| 1 | Copy of Petition | 1-3 |
|----|-----------------------------|-------|
| 2 | Order of Service Tribunal | 4-5 |
| .3 | T.C.S receipt & Duty Roster | 5-12 |
| 4 | Appointments orders | 13-19 |
| 5 | Wakalat Nama | 20 |

Dated: 5 /11/2016

Petitioners

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BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

| Contempt Petit | ion <u>214</u> | /2016 |
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| | -211 | |

Naimat Ullah son of Saad Ullah r/o Village Oudal, Tehsil & District Tank. Ward Attendant BPS-02.

.....(Petitioner/Appellant)

<u>Versus</u>

- 1. Muhammad Khan, Medical Suprentendent DHQ Hospital
- District Tank
 - 2. Muhammad Shakoor, District Accounts Officer, Tank.

.....Respondents

CONTEMPT PETITION

Respectfully Shewith,

That the petitioner/appellant humbly submits as under,

- 1. That the petitioner/appellant instituted a Service Appeal titled "Naimatullah Vs. Govt. of KPK etc" in the court of learned Service Tribunal KPK, Peshawar and on 07/09/2016 appeal of the appellant was admitted for regular hearing and issuing status quo against the subject post with the direction, "appointment against the subject post shall be subject to decision of the instant service appeal". Attested copy of the same is enclosed herewith.
- 2. That attested copies of the order dated 07/09/2016 was given to the respondents via TCS and in this respect receipts are enclosed for ready reference. Moreover, the record regarding 'copies duty roster for class-IV employees of DHQ Hospital Tank are enclosed herewith.
- 3. That respondents willfully and with mala fide intention appointed against the subject post and back dates and violated the orders of this honourable court.

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- 4. That 08/08/2016, respondent No. 1 issued appointment order against the subject post vide different office orders dated 08/08/2016 in violation of the order dated 07/09/2016 of this honourable Tribunal.
- 5. That the respondents have been violating the order dated 07/09/2016 passed by this learned tribunal, hence, the respondents are committing contempt of court.
- 6. That since the aforesaid order passed by this Honourable Tribunal has been violated, the petitioner/appellant is left with no option but to invoke the powers vested in the Honourable Court for initiating contempt proceedings or other appropriate order thereon.
- 7. That respondents have been guilty of disobedience of the lawful orders passed by this Honourable Tribunal and therefore, a penal action be initiated against respondents under the law.

It is therefore, respectfully prayed that proper contempt of court proceedings be initiated against the respondents.

Dated: 5 /11/2016

Your Humble Petitioner

الكوت التربيع فحرر Naimatullah

Through Counsel

M. Waqar Alam Advocate High Court



BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

| Contempt Petition | /2016 |
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Naimatullah

Versus

Muhammad Khan etc

AFFIDAVIT

I, **Naimatullah**, the petitioner, do hereby solemnly affirm and declare on Oath that contents of the accompanying contempt petition are true and correct and nothing has been deliberately concealed from this Hon'ble Court.

Dated: \$\(\frac{1}{2016} \)

Identified by:

M. Waqar Alam
Advocate High Court
Dera Ismail Khan

Deponent

BEFORE THE KHYBER PAKHTUNKHWA SERVICE

TRIBUAL, PESHAWAR

Khyber Pakhtukhwa Service Tribunal

Diary No. 903

Service Appeal No. 876 /2019

Dated 29/8/16

Naimat Ullah s/o Saadullah r/o village Audal, Tehsil & District Tank.

Ward Attendant (BPS-2)

(Appellant)

VERSUS

- Government of KPK, through secretary Health Department, KPK Peshawar.
- Secretary to Govt: of KPK, Health Department, Peshawar.
- 3. Director General Health services, KPK Peshawar.
- District Health officer (DHO), District Tank.
- 5. District Accounts Officer, District Tank
- 6. Medical Superintendent (DHQ Hospital), District
 Tank

.....(<u>RESPONDENTS</u>)

APPEAL UNDER SECTION 4 OF THE KPK SERVICES
TRIBUNAL ACT, 1974, AGAINST THE IMPUGNED
ORDER No. 2382-86 DATED 09/05/2016 ISSUED
BY RESPONDENT NO.6/M.S DHQ HOSPITAL, TANK,
WHEREBY APPELLANT WAS
REMOVED/TERMINATED FROM SERVICE AND
AGAINST THE OMISSION ON THE PART OF
RESPONDENT NO.3 FOR INDICISION OF THE
DEPARTMENTAL APPEAL WHICH IS AGAINST THE
LAW AND IN VIOLATION OF SERVICES LAWS AND

Filedto-day

Registrar

29 8 4

ATTALLED

Khyber Pikhayahwa
Service Frienal.

29.08.2016

S A. No. 876/2016 Naimstullah is Gost Peshawa

Counsel for the appellant present. Learned counsel for the appellant argued that identical service appeals including service appeal No. 860/2016 have already been admitted for regular hearing today.

In view of the above the instant appeal is also admitted for regular hearing. Subject to deposit of security and process fee notices be issued to the respondents for written reply/comments on 27.09.2016 before S.B at camp court, D.I.Khan as the same pertains to territorial limits of D.I.Khan Division. Notice of stay application shall also be issued to the respondents for the date fixed. Appointment against the subject post shall be subject to decision of the instant service appeal.

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DUTY ROSTER FOR CLASS-IV STAFF OF DHQ HOSPITAL TANK FOR THE MONTH OF NOVEMBER 2016

| Second | _ ~ | | | | | |
|--|---------------------------------------|---|-----------------|-----------------|------------|--|
| Mr. Abdul Ghafoor M/O A& E Unit Morning Mr. Abdul Ghafoor Saturday Off | | | Designation | Place of duty | Shift | Daw |
| Amr. Javeed Khan W/O A& E Unit Evening Mr. Akhtar Shah Sunday Off | 1 | , Francious Charour | | | <u>-</u> | Mr. Abdur Chata Carl |
| 3 | | | W/O ' | | 17 TOTALLE | S TO STATE OF THE |
| Mr. Ghulam Ali W/O A& E Unit Night Mr. Ghulam Ali Saturday Mr. Sadiq Ali W/O FSW Morning Mr. Sadiq Ali Saturday Mr. Mr. Sadiq Ali Saturday Mr. Sadiq Ali Saturday Mr. Sadiq Ali Saturday Mr. Mr. Sadiq Ali Saturday Mr. Sadiq Ali Saturday Mr. Mr. Mr. Sadiq Sadiq Mr. Mr. Sadiq Sadiq Mr. Sadiq Sa | 2 | Mir. Akhtar Shah | W/O | A& F. Unit | Evening | Mr. Aller G. 1 G |
| Mr. Saliq Ali | | | | l iso B oim | Lveinig | Mr. Akhtar Shah Sunday Off |
| Mr. Salig Ali | 3 | Mr. Ghulam Ali | W/O | A& E Unit | Nioly | The state of the s |
| S. Mr. Shabir Khan W/O MSW Morning Mr. Shabir Khan Sunday Off | 4 | Mr. Sadiq Ali | - | | | Wir. Citaliam Ali Saturday |
| 6 Mr. Amir Khan W/O FSW/MSW Evening Rehman Mr. Hafiz ur Rehman L/A FSW/MSW Night Mr. Hafiz ur Rehman Sunday Off Mr. Hassan Ghulam L/Room/Peads Morning Mr. Hassan Ghulam Friday Off Mr. Hassan Ghulam Friday Off Mr. Alam Khan Sunday Off Mr. Alam Khan Sunday Off Mr. Alam Khan W/O L/Room/Peads Night Mr. Alam Khan Saturday Off Mr. Alam Khan Saturday Off Mr. Mirabat Khan X.Ray/A FMW/MMW Morning Mr. Mirabat Khan Sunday Off Mr. Mirab | 5 | Mr. Shabir Khan | | | | 111111111111111111111111111111111111111 |
| Mr. Hafiz ur Rehman Rehman Rehman Rehman Rehman Rehman Mr. Hafiz ur Rehman Sunday Off Mr. Hatiz ur Rehman Sunday Off Mr. Hatiz ur Rehman Sunday Off Mr. Hatiz ur Rehman Sunday Off Mr. M. Saeed W/O L/Room/Peads Evening Mr. M. Saeed Saturday Off Mr. Alam Khan Saturday Off Mr. M. Mirabat Khan X-Ray/A FMW/MMW Morning Mr. Mirabat Khan Sunday Off Mr. M. Mirabat Khan Sunday Off Mr. Kamran Ali W/O FMW/MMW Evening Mr. M. Saleem Friday Off Mr. Kamran Ali W/O FMW/MMW Night Mr. Kamran Ali Friday Off Mr. Nasib Ullah W/O Surgical OPD Morning Sunday Off Sunday Off Mr. Nazir Ahmad BBA Gynac OPD Morning Sunday Off Sunday Off Mr. Said Badshah W/O Accountant Morning Sunday Off Sunday Off Mr. Faiz pillah N/O Accountant Morning Sunday Off Sunday Off Mr. Faiz pillah N/O Accountant Morning Sunday Off Sunday Off Mr. Faiz pillah N/O Ms Office Morning Sunday Off Sunday Off Mr. Faiz pillah N/O Ms Office Morning Sunday Off Sunday Off Mr. Faiz pillah N/O Ms Office Morning Sunday Off Sunday Off Mr. Faiz pillah N/O Ms Office Morning Sunday Off Sunday Off Mr. M. Ayub Mr. Faiz pillah N/O Main Office Morning Sunday Off Sunday Off Mr. M. | . 6 | Mr. Amir Khan | - | | | |
| Rehman | 7 | | | | | Mr. Amir Khan Sunday Off |
| Ghulam | | Rehman | '"' | 1.9 44/14/19 44 | Night | Mr. Hafiz ur Rehman Sunday Off |
| Ghulam | S | Mr. Hassan | Mali | I /P com/Pauda | X.1 · | |
| 10 | | . 1 | ****** | 1.7/XOOH//Teads | Morning | Mr. Hassan Ghulam Friday Off |
| 10 | 9 | Mr. M. Saeed | W/O | I /Pagn/Pagdu | | |
| Mr. Mirabat Khan X-Ray/A FMW/MMW Morning Mr. Mirabat Khan Saturday Off | 10 | | | | | Wr. M. Saced Saturday Off |
| 12 | 11 | | | | | Mr. Alam Khan Saturday Off |
| Mr. Kamran Ali W/O FMW/MMW Night Mr. M. Saleem Friday Off | 12 | | | | | Mr. Mirabat Khan Sunday Off |
| Mr. Zafar Khan W/O MO OPD Morning Sunday Off | 13 | | | | | Mr. M. Saleem Friday Off |
| Mr. Nasib Ullah W/O Surgical OPD Morning Sunday Off | | | | | | Mr. Kamran Ali Friday Off |
| 16 Mr. Abdul Karim | · · · · · · · · · · · · · · · · · · · | | | | | |
| 17 Mr. Nazir Ahmad BBA Gynac OPD Morning Sunday Off 18 Mr. Sami Ullah W/O Main Store Morning Sunday Off 19 Mr. Dilawar Khan NQ Clerical Staff Morning Sunday Off 20 Mr. Said Badshah W/O Accountant Morning Sunday Off 21 Mr. Faiz ullah NQ MS Office Morning Sunday Off 22 Mr. Haibat Khan Mali Garden Morning Sunday Off 22 Mr. Haibat Khan Mali Garden Morning Sunday Off 23 Mr. M. Idbal H. Tubewell/OP Morning Sunday 24 Mr. Fazal Rehman Dhob Morning Sunday 25 Mr. Tusech Khan W/O Main OPD Morning Sunday Off 26 Mr. Ihsan Ullah H. W/O ECG Morning Sunday Off 27 Mr. Gul Wah H. Lab/A Lab Morning Sunday Off 28 Mr. Zafar Khan H. X-Ray/A X-Ray Unit Morning Sunday Off 29 Mr. Mildushih H. Dai Lab/Room Morning Sunday Off 30 Mrs. Zaro Bibi H. Dai Lab/Room Morning Sunday Off 31 Mrs. Idba his H. Dai Lab/Room Morning Sunday Off 31 Mrs. Idba his H. Dai Lab/Room Morning Sunday Off 31 Mrs. Idba his H. Dai Lab/Room Morning Sunday Off | | | | | | |
| 18 Mr. Sami Ullah | | Mr. Nazir Ahmad | | | | |
| 19 Mr. Dilawar Khan NQ Clerical Staff Morning Sunday Off | | Mr. Sami Illah- | | | | Sunday Off |
| 20 Mr. Said Badshah W/O Accountant Morning Stinday Off | | Mr. Dilawar Khan | | | | Sunday Off |
| 21 Mr. Faiz ullah NQ MS Office Morning Sunday Off 22 Mr. Haibat Khan Mali Garden Morning Sunday Off 23 Mr. M. Iqbal I Tubewell/OP Morning Sunday 24 Mr. Fazal Rehman Dhob Morning Sunday 25 Mr. Tuseef Khan W/O Main OPD Morning Sunday 26 Mr. Ihsan Ullah I W/O ECG Morning Sunday 27 Mr. Gul Wali I Lab/A Lab Morning Sunday 28 Mr. Zafar Khan I X-Ray/A X-Ray Unit Morning Sunday 29 Mr. M Hussain I L/A Ortho-OPD Morning Sunday 30 Mrs. Zafo bibi I Dai Lab/Room Morning Sunday 31 Mrs. Iden bibi I Dai Lab/Room Morning Sunday 32 Mrs. Iden bibi I Dai Lab/Room Morning Sunday 32 Mrs. Iden bib | | | | | | |
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| 24 Mr. Fazal Rehman Dhobi Morning Sunday 25 Mr. Tuscefi Khan W/O Main OPD Morning Sunday Off 26 Mr. Ihsan Wah W/O ECG Morning Sunday Off 27 Mr. Gul Wah Lab/A Lab Morning Sunday Off 28 Mr. Zafar Khan X-Ray/A X-Ray Unit Morning Sunday Off 29 Mr. M Hussain L/A Ortho-OPD Morning Sunday Off 30 Mrs Zaro Bibi Dai Lab/Room Morning Sunday Off 31 Mrs Idday Bibi Dai Lab/Room Morning Sunday Off | 122 | | | | | |
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| 27 Mr. Gul Wali I Lab/A Lab Morning Sunday Off 28 Mr. Zafar Khan I X-Ray/A X-Ray Unit Morning Sunday Off 29 Mr. M Hussain I L/A Ortho-OPD Morning Sunday Off 30 Mrs. Zaro Bibi I Dai Lab/Room Morning Sunday Off 31 Mrs. Islandar Bibi I Dai Lab/Room Morning Sunday Off | | | W/O | Main OPD | Morning | Sunday Org |
| 28 Mr. Zafar Khan X-Ray/A X-Ray Unit Morning Sunday Off 29 Mr. M Hussain L/A Ortho-OPD Morning Sunday Off 30 Mrs. Zaro bibi Dai Lab/Room Morning Sunday Off 31 Mrs. Iddan bibi II Dai Lab/Room Morning Sunday Off | | | | | Morning | |
| 20 Mr. Zalar Khan X-Ray/A X-Ray Unit Morning Sunday Off 29 | | | | Lab | | |
| 30 Mrs Zaro Bibi Dai Lab/Room Morning Sunday Off 31 Mrs Islanday Off | | l a el la ela la la la compania de l | ~ | X-Ray Unit | | Sunday Off |
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| | [3] | Mrs. Islam bibi | Dai | | | |

Medical Superintendent
DHQ Hospital Tank

DUTY ROSTER FOR SWEEPER & CHOWKIDAR FOR THE MONTH OF NOVEMBER 2016

SWEEPERS

Morning

Mrs. Parveen BiBi Sweeper

Mr. M. Jan Sweeper

Mr. Aslam Khan Sweeper

Mr. Rameez Khan Sweeper

Mr. Sohail Khan Sweeper

Mr. Haman Khan Sweeper

Mr. Amin Shah Cleaner

Evening

Mr. M. Wasim Sweeper

Night

Mr. M. Ashiq Sweeper

CHOWKIDAR

Morning

Mr. Shoaib Khan-Chowkidar

Mr. M. Ashiq Chowkidar

Evening

Mr. Muhammad Arif Chowkidar

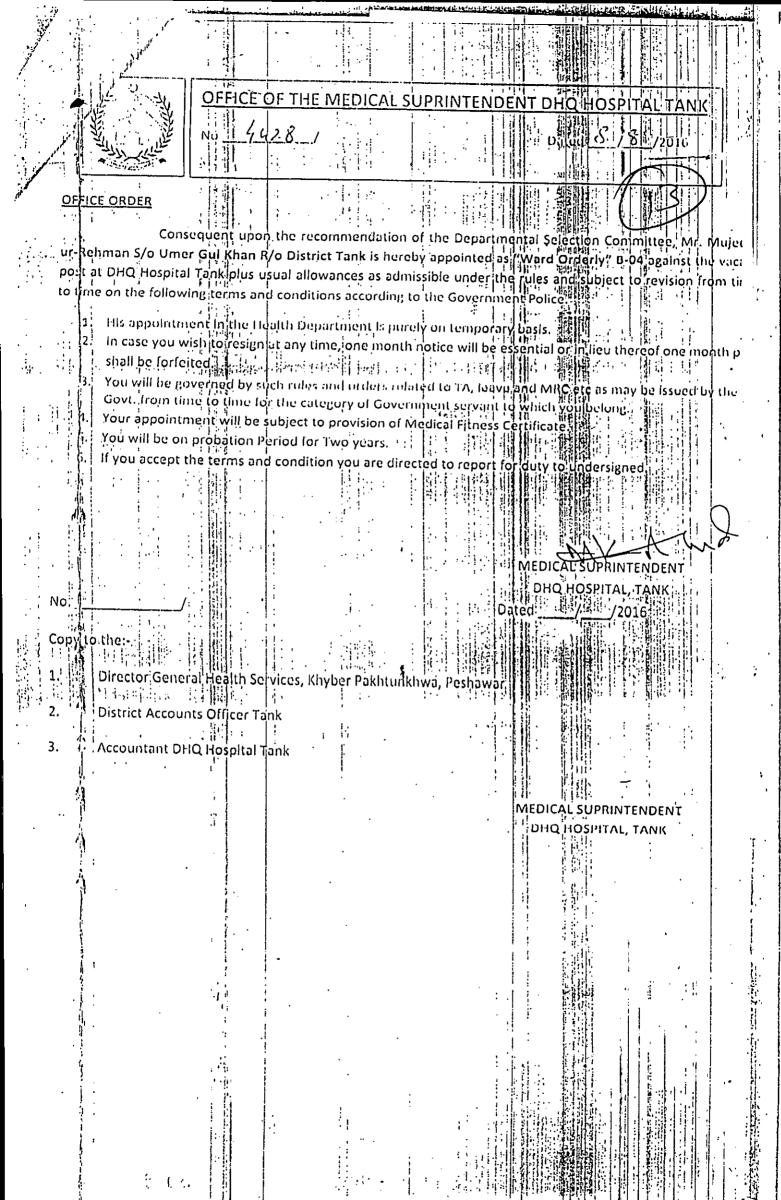
Night

Mr. M. Tufail Chowkidar.

Mr. Bakhtiar Khan Chowkidar

Mr. Abdul Wahab Chowkidar

MEDICAL SUPERINTENDENT DHQ HOSPITAL TANK





OFFILE ORDER

Consequent upon the recommendation of Departmental Selection committee Mr Javed Rhan 5/o Muhammad Ramzan R/o District Tank is hereby appointed as "Ward Orderly" B-04[(8280-870-19380)] against the vacant post at DHQ Hospital Tank plus usual allowances as admissible under the rules and subject to from time to time on the following terms and conditions according to the Government Police.

- 14 His appointment in the Health Department is purely on temporary basis
- He has to join duty at his own expenses.
- 3. In case he wishes to resign at any time, one month notice will be essential or inflienth
- He will be governed by such rules and orders related to TA, leave and MRC etclas may Govt. from time to time for the category of servant to which he belong.
- His appointment will be subject to provision of Medical Fitness Certificate.
- He will be on probation period as per Govt. rules.
- 7. In case of decision of Service Tribunal in layour of terminated employees, his services will be liable for termination without any notice.
- If he accept the terms and condition his is directed to report for duty to undersigned.

DHO HOSPITAL, TANK

- 马桶压 1. pirector General Health Services, Khyber Pakhtunkhwa, Reshawar
- į 2. clistrict Accounts Officer Tank
 - Accountant DHQ Hospital Tank

MEDICAL SUPRINTENDENT DHQ HOSPITAL, TANK

| Deputy Commissioner Tank District Accounts Officer Tank Accountant DHO Hospital Faul: | -5 | A-150-100-100-100-100-100-100-100-100-100 | The second secon | Carrier Services | Sept. | Tank 10 10 10 10 10 10 10 1 | |
|--|-------------|--|--|------------------|---|---|----------|
| Dated 183/2016 SET OF CHARGE Consequent upon the recommendation of the Departmental Selection to minities, Mr. Abdut Karin S/s I sal kiss into Village that Tank is increbe appointed as "Ward Orderly" 0-02 against trapicisal post as In the Edit and terms and condenses recording to the experimental Police. The appointment is the Health Department is parely on temporary Basis and your services are little to be permissed at any time-exchant assigning any reuson. You have to join duty at your own expenses. In rease you wish to regin bit any time, one month notice will be essential or in less thereof one month pay A short for fured. You was to to time for the category of Government servant to which you belong. Your appointment will be subject to provision of Medical Fitness Certificate. You will be an probation Period for Two years MEDICAL SUPRIVENDENT DIRQ HOSPITAL, TANK Dated | | | | | | | |
| Dated 183/2016 SET OF CHARGE Consequent upon the recommendation of the Departmental Selection to minities, Mr. Abdut Karin S/s I sal kiss into Village that Tank is increbe appointed as "Ward Orderly" 0-02 against trapicisal post as In the Edit and terms and condenses recording to the experimental Police. The appointment is the Health Department is parely on temporary Basis and your services are little to be permissed at any time-exchant assigning any reuson. You have to join duty at your own expenses. In rease you wish to regin bit any time, one month notice will be essential or in less thereof one month pay A short for fured. You was to to time for the category of Government servant to which you belong. Your appointment will be subject to provision of Medical Fitness Certificate. You will be an probation Period for Two years MEDICAL SUPRIVENDENT DIRQ HOSPITAL, TANK Dated | - | * | | | | | |
| Dated 183/2016 SET OF CHARGE Consequent upon the recommendation of the Departmental Selection to minities, Mr. Abdut Karin S/s I sal kiss into Village that Tank is increbe appointed as "Ward Orderly" 0-02 against trapicisal post as In the Edit and terms and condenses recording to the experimental Police. The appointment is the Health Department is parely on temporary Basis and your services are little to be permissed at any time-exchant assigning any reuson. You have to join duty at your own expenses. In rease you wish to regin bit any time, one month notice will be essential or in less thereof one month pay A short for fured. You was to to time for the category of Government servant to which you belong. Your appointment will be subject to provision of Medical Fitness Certificate. You will be an probation Period for Two years MEDICAL SUPRIVENDENT DIRQ HOSPITAL, TANK Dated | | | | | | | Carrier |
| Dated 183/2016 SET OF CHARGE Consequent upon the recommendation of the Departmental Selection to minities, Mr. Abdut Karin S/s I sal kiss into Village that Tank is increbe appointed as "Ward Orderly" 0-02 against trapicisal post as In the Edit and terms and condenses recording to the experimental Police. The appointment is the Health Department is parely on temporary Basis and your services are little to be permissed at any time-exchant assigning any reuson. You have to join duty at your own expenses. In rease you wish to regin bit any time, one month notice will be essential or in less thereof one month pay A short for fured. You was to to time for the category of Government servant to which you belong. Your appointment will be subject to provision of Medical Fitness Certificate. You will be an probation Period for Two years MEDICAL SUPRIVENDENT DIRQ HOSPITAL, TANK Dated | - } | Sie Day Torr | ICE OF THE MEDICAL SUPR | UNTENDE | NT DHOLHOS | PITAL TANI | |
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| Consequent upon the recommendation of the Departmental Selection colimitate, Mr. Aluda Korin S/e - at Man No Village Bal Tank is licroby appointed as "Ward Orderly" B-02 inspired the point point in the first on the first and some substitutions are continued to the sole and sole to the color from the first on the first and conditions according to the conversament Police (6 appointment in the leadth repartment is practy on temporary Basis and your services are table to be reminated at any time without assigning any reason. Vor never to join duty at your own expenses. (6 appointment in the leadth repartment is practy on temporary Basis and your services are table to be reminated at any time own expenses. (7 as you wish to resigns at any time, one month notice will be essential or in face there of one month pay shell be forfeited. You will be governed by such rules and orders related to TA, leave and MRC etc as may be issued by the Government became to which you belong. Your appointment will be subject to provision of Medical Fitness Certificate. You will be on probation Period for Two years MEDICAL SUPRINTENDENT DRIQ HOSPITAL TANK Dated/G8/2016 Depary Commissioner Tank Are numbed the Hospital and: DA. Abdel Zeanu S/o Avail Spain H/o Villag Pea, Detart Leak MI DR ALAD AGAIN DRIANT TANK | | Pin No. | | | Dated | 78/2016 | |
| Consequent upon the recommendation of the Departmental Selection colimitate, Mr. Aluda Korin S/e - at Man No Village Bal Tank is licroby appointed as "Ward Orderly" B-02 inspired the point point in the first on the first and some substitutions are continued to the sole and sole to the color from the first on the first and conditions according to the conversament Police (6 appointment in the leadth repartment is practy on temporary Basis and your services are table to be reminated at any time without assigning any reason. Vor never to join duty at your own expenses. (6 appointment in the leadth repartment is practy on temporary Basis and your services are table to be reminated at any time own expenses. (7 as you wish to resigns at any time, one month notice will be essential or in face there of one month pay shell be forfeited. You will be governed by such rules and orders related to TA, leave and MRC etc as may be issued by the Government became to which you belong. Your appointment will be subject to provision of Medical Fitness Certificate. You will be on probation Period for Two years MEDICAL SUPRINTENDENT DRIQ HOSPITAL TANK Dated/G8/2016 Depary Commissioner Tank Are numbed the Hospital and: DA. Abdel Zeanu S/o Avail Spain H/o Villag Pea, Detart Leak MI DR ALAD AGAIN DRIANT TANK | | | | | | | |
| Our Consequent upon the recommendation of the Departmental Selection Colomitities, Mr. Abdullar 150-151. Bland Byo Village Pai Tank is tended ampointment at Table and subject to person the factor of the table. The colomities are subjected by the control of the colomities and conditions according to the coverment Police. 76 - appointment is the leath Department is paidly on temporary Basis and your services are labeled to be seminated at any time without assigning any reason. 76 - appointment is a possible to extend the coverment Police. 76 - appointment is the leath Department is paidly on temporary Basis and your services are labeled to be seminated at any time without assigning any reason. 76 - appointment is the politic of the category of the coverment servant to the foreign of the process of the coverment servant to which you be issued by the Cover from time to time for the category of Government servant to which you belong. 76 - appointment will be subject to provision of Medical Fitness Certificate. 76 - Accounts officer Tank 77 - Departy Commissioner Tank 78 - accounts officer Tank 79 - rict Accounts Officer Tank 79 - rict Accounts Officer Tank 79 - rict Accounts Officer Tank 70 - paid the commissioner Tank 70 - rict Accounts Officer Tank 71 - rict Accounts Officer Tank 72 - rict Accounts Officer Tank 73 - rict Accounts Officer Tank 74 - rict Accounts Officer Tank 75 - rict Accounts Officer Tank 76 - rict Accounts Officer Tank 77 - rict Accounts Officer Tank 78 - rict Accounts Officer Tank 79 - rict Accounts Officer Tank | L(| | | | 1 | 1, 1 | |
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| Karlin 5/0 / Call Khun H/O Village Pai Tank is hereby appointed as "Ward Orderly" D-02 against the vacant foot and the first and subject to review than the form in the first and subject to review than the form in the first and subject to review than the form in the first and subject to review than the form in the first and subject to review than the form than the form in the first and subject to review as a first asserting any reason. 70 - appointment to the Health Department is purely on temporary Basis and your services are in the form to the form that to the vacant to the first asserting any reason. 70 - nave to join duty at your own expenses. 70 - reason to the form that to the health or the category of Government servant to which you belong. 70 - will be governed by such rules and orders related to TA, leave and MRC etc as may be issued by the Cover from time to time for the category of Government servant to which you belong. 70 - your appointment will be subject to provision of Medical Fitness Certificate. 70 - will be eap probation Period for Two years. MEDICAL SUPRINYENDENT DING HOSPITAL TANK Dated | | Consequen | upon the recommendation of t | the Donarth | pontal Selection | Topmitae A | dr Abdu |
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OFFICE ORDER Consequent upon the recommendation of Departmentall Selection, committee, Mr against the vacant post at DHQ Hospital Tank plus usual allowances as admit in the revision from time to time on the following terms and conditions according to the Government Police.

1. His appointment and the recommendation of Departmentall Selection, committee, Mr against the vacant post at DHQ Hospital Tank plus usual allowances as admit the recommendation of Departmentall Selection, committee, Mr against the vacant post at DHQ Hospital Tank plus usual allowances as admit the recommendation of Departmentall Selection, committee, Mr against the vacant post at DHQ Hospital Tank plus usual allowances as admit the recommendation of Departmentall Selection, committee, Mr against the vacant post at DHQ Hospital Tank plus usual allowances as admit the recommendation of Departmentall Selection, committee, Mr against the vacant post at DHQ Hospital Tank plus usual allowances as admit the recommendation of Departmentall Selection, committee, Mr against the vacant post at DHQ Hospital Tank plus usual allowances as admit the recommendation of Departmentall Selection, committee, Mr against the vacant post at DHQ Hospital Tank plus usual allowances as admit the recommendation of Departmental Selection, committee, Mr against the vacant post at DHQ Hospital Tank plus usual allowances as admit the recommendation of Departmental Selection, committee, Mr against the vacant post at DHQ Hospital Tank plus usual allowances as admit the recommendation of Departmental Selection, committee, Mr against the recommendation of Departmental Selection of Departmental Selection of Departmental Selection of Departmental Selection 1. His appointment in the Health Department is purely on temporary basis.
2. He has to join duty at his own expenses.
3. In case he wishes to resign at any time. He has to Join duty at his own expenses.

In case he wishes to resign at any time, one month notice will be essential or pay shall be forfeited.

He will be governed by such rules and orders related to TA, leave and MRC Govt. from time to time for the category of servant to which he belong. His appointment will be subject to provision of Medical Fitness Certificate the will be on probation period as per Govt. rules. He will be on probation period as per Govt. rules. In case of decision of Service Tribunal in favour of terminated employees, his termination without any notice. If he accept the terms and condition his is directed to report for duty to undersigned MEDICAL SUPRINTENDENT Director General Health Services, Khyber Pakhtunkhwa, Peshav District Accounts Officer Tank Accountant DHQ Hospital Tank

OFFICE OF THE MEDICAL SUPRINTENDEN OFFICE ORDER Consequent upon the recommendation of the Departmental Hawaz S/o Gul Nawaz R/o District Tank is hereby appointed as "Ward Orderly" B-04 against the vacunt on the following terms and conditions according to the Governmental Solection Committee, Mr. on the following terms and conditions according to the Governmental Solection Committee, Mr. on the following terms and conditions according to the Governmental Solection Committee, Mr. on the following terms and conditions according to the Governmental Solection Committee, Mr. on the following terms and conditions according to the Governmental Solection Committee, Mr. on the following terms and conditions according to the Governmental Solection Committee, Mr. on the following terms and conditions according to the Governmental Solection Committee, Mr. on the following terms and conditions according to the Governmental Solection Committee, Mr. on the following terms and conditions according to the Governmental Solection Committee, Mr. on the following terms and conditions according to the Governmental Solection Committee, Mr. on the following terms and conditions according to the Governmental Solection Committee, Mr. on the following terms and conditions according to the Governmental Solection Committee, Mr. on the following terms and conditions according to the Governmental Solection Committee and Committee on the following terms and conditions according to the Government Police His appointment in the Health Department is purely on temporary basis. In case you wish to resign at any time, one month notice will be usantial or in shall be forfelted. You will be governed by such rules and orders related to TA, leave and MRC etclas may Your appointment will be subject to provision of Medical Fitness Certificate 1979.

You will be on probation Period for Two years. If you accept the terms and condition you are directed to report for duty to DHO HOSPITAL, TANK Dated ector General Health Services, Khyber Pakhtunkhwa, Peshawar District Accounts Officer Tank 2.. 3. , Acciliuntant DHQ Hospital Tank MEDICAL SUPRINTENDENT DHQ HOSPITAL, TANK



Dalled 28/03/20

OFFICE ORDER

Consequent upon the recommendation of Departmental Selection committee Mr. MillA sal R/o District Tank is hereby appointed as "Ward Orderly" 8-04 [3280-370-19380] against the at DHQ Hospital Tank plus, usual allowances as admissible under the guest and appet to revision I time on the following terms and conditions according to the Government police.

- 1. His appointment in the Health Department is purely on temporary 2. He has to join duty at his own expenses.
- 3. In case he wishes to resign at any time, one month notice will have
- He will be governed by such rules and orders related to TA, leave and MRC Govt. from time to time for the category of servantite which he belong
- His appointment will be subject to provision of Medical Fitness Certificate He will be on probation period as per Govt rules.
- In case of decision of Service Tribunal in favour of terminated employee
- 3. If he accept the terms and condition his is directed to report for duty to

SUPRINTENDEN DHO HOSPITAL, TANK Dated

Copy to the:-

- Director General Health Services, Klyber Pakhtunkhwa, Peshaw
- District Accounts Officer Tank
- Accountant DHQ Hospital Tank



Dated 8/08/2016

OFFICE ORDER

Consequent upon the recommendation of the Departmental Selection Committee, Mr. Haman Jazilee Masih S/o Sadiq Masih R/o District Tank is hereby appointed as "Sweeper" B 03 against the vacant post at DHG Hospital Tank plus usual allowances as admissible under the rules and subject to revision from time to time on the following terms and conditions according to the Government Police

He has to join his duties at his own expenses.

In case you wish to resign at any time, one month notice will be essenti shall be forfeited.

You will be governed by such rules and orders related to TA, leave and MRC etc as may be issued by the Govt. from time to time for the category of Government servant to which you belong.

Your appointment, will be subject to provision of Medical Fitness Certificate.

You will be on probation Period for Two years.

If you accept the terms and condition you are directed to report for duty to undersigned.

YE'SUPRIMITALISMI DIIQ HOSPITAL, TANK /2016

Dated !!

Copy to the:-

Director General Health Services, Khyber Pakhtunkhwa, Peshawar

District Accounts Officer Tank

countant DHQ Hospital Tank

MEDICAL SUPRINTENDENT DHQ HOSPITAL

OFFICE OF THE DISTRICT ACCOUNTS OFFICER, TANK

No: /DAO/TK/16-17 2-73-74

Dated: ______/20/7

BEFORE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL PESHAWAR

| It is submitted for your information that | Append 1.6. /2016 | Showkatallah |
|---|--|--------------|
| Coc Application No. 215/2016 - | Appeal No. 883/2016 Appeal No. 884/2016 Appeal No. 106-120/6 | Irfanullah — |
| Coc Application No. 214/2016 | Appeal No. 876/2016 | Naimatullah |
| Coc Application No. 221/2016 | Appeal No. 900/2016 | Umer Hayat |
| Coc Application No. 220/2016 - | Appeal No. 898/2016 - | Munir Khan 🜙 |
| Coc Application No. 02-19/2016 | Appeal No. 896/2016 | M. Waqar 🗸 |
| Coc Application No. 02-48/2016 | Appeal No. 894/2016 | Meharban - |
| Coc Application No. 02-07/2016 | Appeal No. 887/2016 | Hidayatullah |
| | | _ |

It is submitted for your information that

a. Source I and II of newly appointed employees (technical and class IV) under the signature of present MS DHQ Hospital Tank, as the appointments made by him. The said forms were received vide MS DHQ Hospital letter No.5142 dated: 01-10-2016, for allotment of personal numbers in SAP system, release of salaries

and adjustments of arrears from the date of took of the charge.

b. This office returned the said source I and II forms of newly appointed persons on the plea that Ex-employees of DHQ Hospital Tank which were dismissed by the then MS had lodged / filled their cases into service tribunal for reinstatement on their posts and accepted their appeals for hearing by Hon'ble Court. (if we honour the case of newly appointed persons on the posts of dismissed persons, would be filled and the persons (dismissed) under trial, if the Hon'ble court decided in their favour (dismissed persons), how would arrange their pay release and arrears from the date of dismissal, as the post occupied by the fresh persons would be entertain vide letter No.DAO/TK/16-17/187 dated 1410-2016.

- c. MS DHQ Hospital Tank letter No.5269 dated 15-10-2016 replied that;
 - Process of recruitment was completed on 29-06-2016 and order issued in the month of august prior to any notice from Hon'ble Service Tribunal KPK Peshawar and appeals of terminated employees were rejected by the Health Department.
 - ii. And also motioned in his letter that re instatement of terminated employees from the court their case would be presented to health department KPK.
- 2. On the security of MS DHQ Hospital Tank vide his letter No.5269 dated 15.10.2016, this office started the process and feeded into SAP system, in mid of the month of 10/2016 and payroll for the month of 10 /2016 was not started which was due last week of the month. Just after, MNA Tank MNA-25 visited and submitted written on his pad form to control the process of feeding into SAP and release the pay of newly appointed persons made by MS DHQ Hospital Tank, on the following grounds.
 - a. MS DHQ Hospital tank has appointed the person during ban period as imposed by the election commission Pakistan notified provided by him.
 - b. The Ex employees lodged an appeal with service tribunal Peshawar for reinstatement of their service and accepted by the court for regular hearing and ordered "appointment against the subject post shall be subject to the decision of the instant service appeal"
 - c. On the above circumstances this office temporarily control the process which had already been down mid of 10/2016 and not released the salaries for 10/2016 of newly appointed persons (Technical and class IV).

OFFICE OF THE DISTRICT ACCOUNTS OFFICER, TANK

- c. On the above circumstances this office temporarily control the process which had already been down mid of 10/2016 and not released the salaries for 10/2016 of newly appointed persons (Technical and class IV).
- 3. In the month of 11/2016 DC, Tank called undersigned and MPA, Tank was present and the directed;
 - a. That as to why not released the salaries of newly appointed employees of DHQ Hospital Tank and why unlawful obeyed the order of MNA NA -25 on his written as he is neither any Government Officer nor head of any authorized Department as well as.
 - b. MS DHQ Hospital Tank written a letter vide his letter No.5419 dated 02-11-2016, where in stated that;
 - i. Ban order issued on 11-08-2016 and received in his office on 16-08-2016 and appointments of technical staff on 04-08-2016 and other staff on 08-08-2016 were issued by him.
 - ii. Ex employees were terminated on 09-05-2016 and submitted appeals before Hon'ble Service Tribunal KPK on 29-08-2016 and court order issued on 20-09-2016. (letter of MS is enclosed)

Keeping in view the above position stated this office decided, on the direction of DC, Tank released the salaries of newly appointed persons in the month of 11/2016 alongiwth arrears (form the date of their appointment /taken over charge) payable on 01-12-2016. On the above position, the undersigned namely Mr. Shakoor DAO, does not come contempt petition which may kindly be exonerated and contempt made by name which is my view that it is wrong as it is office related work.

No: /DAO/TK/16-17______ District Accounts Officer

Tank

Dated: ______/2016

Copy forwarded for information to:

1. The Accountant General, KPK, Peshawar.

District Accounts Officer

Tank



OFFICE OF THE MEDICAL SUPPINTENDENT DHO HOSPITAL TANK

No 5419

Dated ___/10/2016

The District Accounts Officer.

Tank

Subject:

SOURCE-I & II OF THE NEWLY APPOINTED EMPLOYEES

Micmo:

With reference to your office letter No. DAO/TK/16-17/207-215 DATED 1-11-2016

It is stated that this office submitted source. I and II forms of the newly appointed employees for feeding in the SAP system. As you have mentioned that after pre-audit of these bills, you have issued personal numbers to the employees and all of the sudden; upon political interference you have stopped the pay of the officials by obeying the un-lawful-orders of the MNA Tank NA-25. Here, question arises that whether MNA is the competent authority and the pay can be stopped on his directions OR it is the authority of DDO i.e. MS DHQ Hospital Tank. If MNA ask you to stop the pay of MS DHQH Tank, whether you will stop the pay of undersigned on his direction.

You have provided a copy of letter of MNA Tank NA-25, in which it is stated that the class-iv and other category staff of <u>DHO DIKhan</u> contacted him. However, you have stopped the pay of staff of <u>DHO Tank.</u>

You have mentioned that the orders are issued in the BAN period which is not fact, the fact is that the said letter issued on 11th August 2016, received in the office of undersigned on 16-08-2016 and the appointment orders of technical staff were issued on 04-08-2016 & other staff on 08-08-2016.

It is worth mentioning that the ex-employees of this hospital were terminated on 09-05-2016, upon rejection of their appeal from the compatent authority, they have submitted appeal in the Hon'able Service Tribunal KPK Peshawar on 29-08-2016 & Hon'able Service Tribunal Khyber Pakhtunkhwa Peshawar issued örders on 20-09-2016.

It is astonishing to note that your office had released the salaries of ex-cadre & above the sanctioned strength employees in the past, resulted loss of million-rupees to the Govt. Ex-chaquer, however reluctant to release the salaries of cadre plaif appointed on their original post after fulfillment of all the coder formalities.



OFFICE OF THE MEDICAL SUPRINTENDENT DHQ HOSPITAL TANK

io ______/ Dated ____/10/2016

may please be released, to avoid any complications. In case of non-release of their salaries, the case will be sent to National Accountability Bearu and Entisab Commission for inquiry of million rupees loss to Govt. treasury.

No 5420-231

MEDICAL SUPERINTENDENT
DHQ HOSPITAL TANK
Dated 2 / 11/2016

Copy to the:-

- I. Accountant General Khyber Pakhtunkhwa, Peshawar with the request to conduct a fact finding inquiry against the Accounts Officer of that time, responsible for such loss to Govt. treasury, allowing salaries to employees over and above the sanctioned strength.
- II. Director General Health Services, Khyber Pakhtunkhwa, Peshawar
- iii. Provincial Election Commissioner KPK Peshawar
- Deputy Commissioner Tank. -

MEDICAL SUPERINTENDENT
DHQ HOSPITAL TANK

OFFICE OF THE DISTRICT ACCOUNTS OFFICER TANK

No. DAO/TK/016-17 / 187

dated 14/10/2016

To

The Medical Superintendent,

DHQ Hospital Tank

Subject:

SOURCE-I & SOURCE-II OF FOLLOWING NEWLY. APPOINTED EMPLOYEES

Memo:

*

Kindly refer to your memo no. 5142 dated 01-10-2016 on the subject. 10 source-I & II have been received for allotment of personal nos, and adjustment of arrears from the date of their appointments i.e. date of took over the charge on their posts of different technology (clinical technicians).

It is informed to your kind notice that Hon: Service Tribunal KPK Peshawar had submitted 11 cases of dismissed clinical technicians as the persons filled / lodged their case into service tribunal for reinstatement on their posts.

It may please be advised if we honour the case of newly appointed person on the posts of dismissed persons, the posts of clinical technicians would be filled and the persons which cases are under trial, if the honorable court decided in their favor (dismissed persons) how would arrange their regular pay and arrears from the date of dismissal, as the post occupied by the fresh persons.

This office would wait till your reply and then personal numbers of fresh person would be entered. 10 cases are returned herewith.

District Accounts Officer



OFFICE OF THE MEDICAL SUPRINTENDENT DHQ HOSPITAL TANK

To

The District Accounts Officer,

Tank

Subject:

SOURCE-I & SOURCE-II OF FOLLOWING NEWLY APPOINTED EMPLOYEES

Memo:

Kindly refer to your office memo No. DAO/TK/016-17/187 dated 14/10/2016

It is stated that these posts were advertized by the worthy Secretary Health KPK in the news paper and the process of recruitment was completed on 29-06-2016 and thereafter, appointment orders were issued in the month of August, prior to any notice from Honourable Service Tribunal KPK Peshawar. It is further stated that departmental appeal of the terminated employees was rejected by the competent authority and the Health Department decided for defense of the case pending in Service Tribunal (Copies of the orders issued by Health Department KPK Peshawar) are attached herewith.

It is worth mentioning that those employees were appointed in excess beyond the sanctioned strength and most of employees were appointed on Ex-Cadre. All the newly recruited employees are appointed on original cadre by the undersigned being competent authority, after fulfillment of all the codal formalities.

As for as the re-instatement of terminated employees from the court of law is concerned, their case will be submitted to Health Department KPK Peshawar for further necessary action.

Keeping in view the above-mentioned facts it is requested that the source-I & II of the newly appointed employees may please be feeded in SAP system.

DHQ HOSPITAL TANK

Dated __

Copy to the:-

- Director General Health Services KPK Peshawar
- PS to Secretary Health KPK Peshawar ١.

MEDICAL SUPERINTENDENT DHQ HOSPITAL TANK

/DAO/TK/16-17 273-74

| Coc Application No. 02-97/2016 | Appeal No. 887/2016 | Hidayatullah |
|---|--|-------------------------|
| Coc Application No. 02-08/2016 | Appeal No. 894/2016 | Meharban - |
| Coc Application No. 02-19/2016 | Appeal No. 896/2016 | M. Wagar - |
| Coc Application No. 220/2016 - | Appeal No. 898/2016 | Munir Khan — |
| Coc Application No. 221/2016 | Appeal No. 900/2016 | |
| Coc Application No. 214/2016 | Appeal No. 876/2016 | Umer Hayat Wai matullah |
| Coc Application No. 215/2016 - | Appeal No. 883/2016 Appeal No. 889/2016 Appeal no. 1.6. / 2016 | Irfanullah - |
| It is submitted for your information that | Apped to 1.6. /2016 | Showkatallah |

1.

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OFFICE OF THE DISTRICT ACCOUNTS OFFICER, TANK

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District Accounts Officer
Tank

Dated:

/2016

Copy forwarded for information to:

1. The Accountant General, KPK, Peshawar.

District Accounts Officer
Tank

ICE OF THE MEDICAL SUPPINTENDENT DHQ HOSPITAL TANK

5419

Dated ____/10/2016

frict Accounts Officer,

CE-1 & II OF THE NEWLY APPOINTED EMPLOYEES

With reference to your office letter No. DAU/TK/16-17/207-215 DATED 1-11-2016

It is stated that this office submitted source-I and II forms of the newly appointed employees for feeding in the SAP system. As you have mentioned that after pre-audit of these bills, you have issued personal numbers to the employees and all of the sudden; upon political interference you have stopped the pay of the officials by obeying the un-lawful orders of the MNA Tank NA-25. Here, question arises that whether MNA is the competent authority and the pay can be stopped on his directions OR it is the authority of DBO 43. MS DHQ Hospital Tank. If MNA ask you to stop the pay of MS DHQH Tank, whether you will stop the pay of undersigned on his direction.

You have provided a copy or letter of MNA Tank NA-25, in which it is stated that the class-iv and other category staft of <u>DHO DIKhan</u> contacted him. However, you have stopped the pay of staff of <u>DNO Tank.</u>

You have mentioned that the orders are issued in the BAN period which is not fact, the fact is that the said letter issued on 11th August 2013, received in the office of undersigned on 16-08-2016 and the appointment orders of technical staff were issued on 04-08-2016 & other staff on 08-08-2016.

It is worth mentioning that the ex-employees of this hospital were terminated on 09-05-20 upon rejection of their appeal from the competent authority, they have submitted appeal in the Honfable Scholar KPK Peshawar on 29-08-2016 & Honfable Service Pribunal Khyber Phihtunkhwa Feshawar issued to 20-09-2016.

it is astonishing to note that your office and released the salaries of ex-coding & a sanctioned strength employees in the onst, resulted into of million rupeer to the Govt. Ex-chequine content to release the salaries of cadire scalif appointed on their original post after fulfillment of formalities.

No. DAO/TK/016-17 / 187

dated 14/10/2016

To

The Medical Superintendent,

DHQ Hospital Tank

Subject:

SOURCE-I & SOURCE-II OF FOLLOWING NEWLY APPOINTED EMPLOYEES

Memo:

Kindly refer to your memo no. 5142 dated 01-10-2016 on the subject. 10 source-I & II have been received for allotment of personal nos. and adjustment of arrears from the date of their appointments i.e. date of took over the charge on their posts of different technology (clinical technicians).

It is informed to your kind notice that Hon: Service Tribunal KPK Peshawar had submitted 11 cases of dismissed clinical technicians as the persons filled / lodged their case into service tribunal for reinstatement on their posts.

It may please be advised if we honour the case of newly appointed person on the posts of dismissed persons, the posts of clinical technicians would be filled and the persons which cases are under trial, if the honorable court decided in their favor (dismissed persons) how would arrange their regular pay and arrears from the date of dismissal, as the post occupied by the fresh persons.

This office would wait till your reply and then personal numbers of fresh person would be entered. 10 cases are returned herewith.

District Accounts Officer



OFFICE OF THE MEDICAL SUPRINTENDENT DHQ HOSPITAL TANK

Dated 15/10/2016

The District Accounts Officer,

Tank

Subject:

SOURCE-I & SOURCE-II OF FOLLOWING NEWLY APPOINTED EMPLOYEES

Memo:

Kindly refer to your office memo No. DAO/TK/016-17/187 dated 14/10/2016

It is stated that these posts were advertized by the worthy Secretary Health KPK in the news paper and the process of recruitment was completed on 29-06-2016 and thereafter, appointment orders were issued in the month of August, prior to any notice from Honourable Service Tribunal KPK Peshawar. It is further stated that departmental appeal of the terminated employees was rejected by the competent authority and the Health Department decided for defense of the case pending in Service Tribunal (Copies of the orders issued by Health Department KPK Peshawar) are attached herewith.

It is worth mentioning that those employees were appointed in excess beyond the sanctioned strength and most of employees were appointed on Ex-Cadre. All the newly recruited employees are appointed on original cadre by the undersigned being competent authority, after fulfillment of all the codal formalities.

As for as the re-instatement of terminated employees from the court of law is concerned, their case will be submitted to Health Department KPK Peshawar for further necessary action.

Keeping in view the above-mentioned facts it is requested that the source-I & II of the newly appointed employees may please be feeded in SAP system.

DHQ HOSPITAL TANK

Dated

Copy to the:-

- Director General Health Services KPK Peshawar ١.
- PS to Secretary Health KPK Peshawar 11.

MEDICAL SUPERINTENDENT DHQ HOSPITAL TANK

No: /DAO/TK/16-17_273-79

Dated: 17 -

BEFORE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL PESHAWAR

| It is submitted for your information that | Appelm 1.6. /2016 | Show katallah |
|---|---|---------------|
| Coc Application No. 215/2016 - | Appeal No. 883/2016 Appeal No. 889/2016 Appeal no 1.6. / 2016 | Irfanullah - |
| Coc Application No. 214/2016 | Appeal No. 876/2016 | Naimatullah |
| Coc Application No. 221/2016 | Appeal No. 900/2016 | Umer Hayat |
| Coc Application No. 220/2016 - | Appeal No. 898/2016 - | Munir Khan 🜙 |
| Coc Application No. 02-19/2016 | Appeal No. 896/2016 | M. Waqar 🗸 |
| Coc Application No. 02-08/2016 | Appeal No. 894/2016 | Meharban - |
| Coc Application No. 02-07/2016 | Appeal No. 887/2016 | Hidayatullah |
| | • • | |

1.

- a. Source I and II of newly appointed employees (technical and class IV) under the signature of present MS DHQ Hospital Tank, as the appointments made by him. The said forms were received vide MS DHQ Hospital letter No.5142 dated: 01-10-2016, for allotment of personal numbers in SAP system, release of salaries and adjustments of arrears from the date of took of the charge.
- b. This office returned the said source I and II forms of newly appointed persons on the plea that Ex-employees of DHQ Hospital Tank which were dismissed by the then MS had lodged / filled their cases into service tribunal for reinstatement on their posts and accepted their appeals for hearing by Hon'ble Court. (if we honour the case of newly appointed persons on the posts of dismissed persons, would be filled and the persons (dismissed) under trial, if the Hon'ble court decided in their favour (dismissed persons), how would arrange their pay release and arrears from the date of dismissal, as the post occupied by the fresh persons would be entertain vide letter No.DAO/TK/16-17/187 dated 1410-2016.
- c. MS DHQ Hospital Tank letter No.5269 dated 15-10-2016 replied that;
 - i. Process of recruitment was completed on 29-06-2016 and order issued in the month of august prior to any notice from Hon'ble Service Tribunal KPK Peshawar and appeals of terminated employees were rejected by the Health Department.
 - ii. And also motioned in his letter that re instatement of terminated employees from the court their case would be presented to health department KPK.
- 2. On the security of MS DHQ Hospital Tank vide his letter No.5269 dated 15.10.2016, this office started the process and feeded into SAP system, in mid of the month of 10/2016 and payroll for the month of 10 /2016 was not started which was due last week of the month. Just after, MNA Tank MNA-25 visited and submitted written on his pad form to control the process of feeding into SAP and release the pay of newly appointed persons made by MS DHQ Hospital Tank, on the following grounds.
 - a. MS DHQ Hospital tank has appointed the person during ban period as imposed by the election commission Pakistan notified provided by him.
 - b. The Ex employees lodged an appeal with service tribunal Peshawar for reinstatement of their service and accepted by the court for regular hearing and ordered "appointment against the subject post shall be subject to the decision of the instant service appeal"
 - On the above circumstances this office remporarily control the process which had already been down mid of 10/2016 and not released the salaries for 10/2016 of newly appointed persons (Technical and class IV).

OFFICE OF THE DISTRICT ACCOUNTS OFFICER, TANK

- c. On the above circumstances this office temporarily control the process which had already been down mid of 10/2016 and not released the salaries for 10/2016 of newly appointed persons (Technical and class IV).
- 3. In the month of 11/2016 DC, Tank called undersigned and MPA, Tank was present and the directed;
 - a. That as to why not released the salaries of newly appointed employees of DHQ Hospital Tank and why unlawful obesed the order of MNA NA -25 on his written as he is neither any Government Officer nor head of any authorized Department as well as.
 - b. MS DHQ Hospital Tank written a letter vide his letter No.5419 dated 02-11-2016, where in stated that;
 - i. Ban order issued on 11-08-2016 and received in his office on 16-08-2016 and appointments of technical staff on 04-08-2016 and other staff on 08-08-2016 were issued by him.
 - ii. Ex employees were terminated on 09-05-2016 and submitted appeals before Hon'ble Service Tribunal KPK on 29-08-2016 and court order issued on 20-09-2016. (letter of MS is enclosed)

Keeping in view the above position stated this office decided, on the direction of DC, Tank released the salaries of newly appointed persons in the month of 11/2016 alongiwth arrears (form the date of their appointment /taken over charge) payable on 01-12-2016. On the above position, the undersigned namely Mr. Shakoor DAO, does not come contempt petition which may kindly be exonerated and contempt made by name which is my view that it is wrong as it is office related work.

| • | • | District | Accounts | 2fficer |
|-------------------|---|--------------|----------|-------------|
| No: /DAO/TK/16-17 | | Dated: | Tank | / _/2016 |

1. The Accountant General, KPK, Peshawar.

Copy forwarded for information to:

District Accounts Officer
Tank

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OFFICE OF THE MEDICAL SUPRINTENDENT DHO HOSPITAL TANK

No 5419

Dated 2 /16/2016

The District Accounts Officer,

Tank

Subject:

SOURCE-I & II OF THE NEWLY APPOINTED EMPLOYEES

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With reference to your office letter No. DAU/TK/16-17/207-215 DATED 1-11-2016

It is stated that this office submitted source-I and II forms of the newly appointed employees for feeding in the SAP system. As you have mentioned that after pre-audit of these bills, you have issued personal numbers to the employees and all of the sudden; upon political interference you have stopped the pay of the officials by obeying the un-lawful orders of the MNA Tank NA-25: Here, question arises that whether MNA is the competent authority and the pay can be stopped on his directions OR it is the authority of DDO i.e. MS DHQ Hospital Tank. If MNA ask you to stop the pay of MS DHQH Tank, whether you will stop the pay of undersigned on his direction.

You have provided a copy of letter of MNA Tank NA-25, in which it is stated that the class-iv and other category staif of <u>DHQ DIKhan</u> contacted him. However, you have stopped the pay of staff of <u>DHQ Tank.</u>

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It is astonishing to note that your office had released the salaries of ex-cadre & above the sanctioned strength employees in the past, resulted has of million rupees to the Govt. Ex-chequer, however reluctant to release the salaries of cadre scalif appointed on their original post after fulfillment of all the codel formalities.



OFFICE OF THE MEDICAL SUPRINTENDENT DHQ HOSPITAL TANK

No _____/

Dated ____/10/2018

Keeping in view the above-mentioned facts, it is therefore, requested that the salaries of staff may please be released, to avoid any complications. In case of non-release of their salaries, the case will be sent to National Accountability Bearu and Ehtisab Commission for inquiry of million rupees loss to Govt. treasury.

No S420-231

MEDICAL SUPERINTENDENT
DHO HOSPITAL TANK

Dated 2 / 11/2016

Copy to the:-

- Accountant General Khyber Pakhtunkhwa, Peshawar with the request to conduct a fact finding inquiry
 against the Accounts Officer of that time, responsible for such loss to Govt. treasury, allowing salaries to
 employees over and above the sanctioned strength.
- II. Director General Health Services, Khyber Pakhtunkhwa, Peshawar
- ili. Provincial Election Commissioner KPK Peshawar
- (V Deputy Commissioner Tank.

MEDICAL SUPERINTENDENT
DHQ HOSPITAL TANK

OFFICE OF THE DISTRICT ACCOUNTS OFFICER

No. DAO/TK/016-17/187

dated 14/10/2016

To

The Medical Superintendent,

DHQ Hospital Tank

Subject:

SOURCE-I & SOURCE-II OF FOLLOWING NEWLY APPOINTED EMPLOYEES

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DHQ HOSPITAL TANK

*J*2016 Dated_

Copy to the:-

- Director General Health Services KPK Peshawar
- PS to Secretary Health KPK Peshawar

MEDICAL SUPERINTENDENT DHQ HOSPITAL TANK