

14.04.2020


Due to public holiday on account of COVID-19, the case is adjourned to 09.07.2020 for the same. To come up for the same as before S.B.


Reader

09.07.2020 Counsel for the appellant and Addl. AG on pre-admission notice present.

Learned AAG requests for adjournment. On the last date the matter was posted for hearing today through Note Reader.

Adjourned to 10.09.2020 before S.B.


Chairman

10.09.2020 Mr. Sial Ahmad Shalman Advocate for appellant present.

Requests for withdrawal of instant appeal. Dismissed as such. File be consigned to the record.


Chairman

ANNOUNCED

10.09.2020

03.02.2020

Counsel for the appellant Muhammad Hayat present. Preliminary arguments heard. It was contended by learned counsel for the appellant that the appellant was appointed as Physical Education Teacher in the year 1996. He was terminated in the year 1997 due to political influence. It was further contended that he was again reinstated under Sacked Employees Act. It was further contended that again he was terminated in the year 2014 on the ground that he had not filed application for his reinstatement under Sacked Employee Act, therefore, he filed service appeal which was partially accepted and the appellant was reinstated. It was further contended that the respondent-department was required to count his seniority since 1996 and also issue back benefits and allowances but they are reluctant. When the learned counsel for the appellant was asked that under the Sacked Employees Act, the earlier service could not be countable, he stated that under the Sacked Employees Act, the same is countable, therefore, pre-admission notice be issued to learned Additional Advocate General to assist the court on the issue. Case to come up for preliminary hearing on 27.02.2020 before S.B.



(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

27.02.2019

Learned counsel for the appellant present. Mr. Riaz Paindakheil learned Assistant Advocate General present. Request made for adjournment. Adjourn. To come up for preliminary arguments on 14.04.2020 before S.B



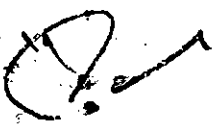

Member

Form- A

FORM OF ORDER SHEET

Court of _____

Case No. 1573 /2019

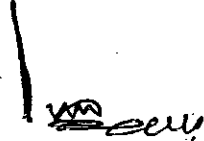
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	19/11/2019	<p>The appeal of Mr. Muhammad Hayat resubmitted today by Mr. Sial Ahmad Shalman Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please. ></p> <p> REGISTRAR</p>
2-	20/11/19.	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>27/12/19</u></p> <p> CHAIRMAN</p>
	27.12.2019	<p>Clerk to counsel for the appellant present and seeks adjournment on the ground that learned counsel for the appellant is not available. Adjourn. To come up for preliminary hearing on 03.02.2020 before S.B</p> <p> Member</p>

The appeal of Mr. Muhammad Hayat PET GHS Harichand Charsadda received today i.e. on 28.10.2019 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Memorandum of appeal may be got signed by the appellant.
- 2- Annexures of the appeal may be attested.
- 3- Annexures of the appeal may be flagged.
- 4- Section of law under which appeal is filed is not mentioned.
- 5- Copies of appointment, reinstatement and termination orders mentioned in para- 2,4 & 5 of the memo of appeal are not attached with the appeal which may be placed on it.
- 6- Copy of judgment of this Tribunal mentioned in the memo of appeal is not attached with the appeal which may be placed on it.
- 7- Copy of final seniority list and departmental appeal against it are not attached with the appeal which may be placed on it.
- 8- Sub-rule-4 of rule-6 of the Khyber Pakhtunkhwa Service Tribunal rules 1974 requires that every civil servant to whom the relief claimed may affect, shall also be shown as respondent.
- 9- Three copies/sets of appeal along with annexures i.e. complete in all respect for Tribunal and one for each respondent may also be submitted with the appeal.

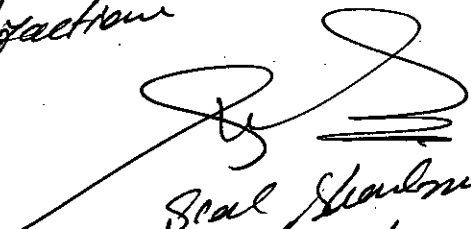
No. 1901 /S.T,

Dt. 29/10 /2019.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Sial Ahmad Shalman Adv. Pesh.

*The confessed objection is duly
fulfilled as per instructions
as per direction*

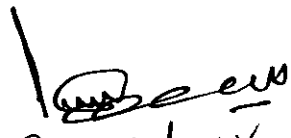

Seal Shalman
Adv
13-11-2019

PTO

Objections no. 3, 7 and 8 are still stand, appeal is returned again to the counsel for the appellant for completion and resubmission within 15 days

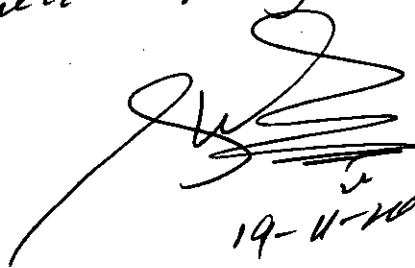
no 1997 / S.T

dt 14-11-2019


Registrar

Sial; Ahmad Shalman Adv.

As we have got the tentative ~~Separate~~ list of upon the said list the bond list is going to be finalized in the light of the list attached with the appeal so need see there is no need of any other party


19-11-2019

BEFORE K.P.K SERVICE TRIBUNAL
PESHAWAR

Appeal No. 1573/2019

Muhammad HayatAppellant

Versus

District Education Officer (Male) Charsadda
.....Respondent

INDEX

S.NO.	PARTICULARS	ANNEXURES	PAGES NO.
1	Memo of Appeal	-	1-3
2	Copy of Tentative Seniority List	A	4-11
3	Copy of Appeal/Representation & Order, and reply	B & C & D	12-14
4	Wakalatnama	-	15-13

Appellant

Through

SIAL

AHMAD

SHALMAN

&

M. ZAHID IDREES

Advocates HC Peshawar

Dated: 18.10.2019

BEFORE THE K.P.K SERVICE TRIBUNAL PESHAWAR

Appeal No 1573 / 2019

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1515

Date 28/10/2019

Muhammad Hayat, PET, GHS, Harichand

.....(Appellant)

Versus

District Education Officer (Male) Charsadda

.....(Respondent)

APPEAL UNDER SECTION 4 OF THE NWFP SERVICE TRIBUNAL ACT, 1974 AGAINST THE ORDER DATED 13-07-2019 (DIARY NUMBER: 15390 OF THE RESPONDENT, WHEREBY THE APPELLANT WAS NOT CONSIDERED FOR SENIORITY AS WELL AS ALL THE BACK BENEFITS/ALLOWANCES WERE NOT AWARDED TO HIM, SAID ORDER BEING WITHOUT ANY REASONABLE AND PROBABLE CAUSE, WHICH IS ILLEGAL, AGAINST LAW AND FACTS. MOREOVER THE TENTATIVE SENIORITY LIST DATED 20-09-2019 MAY KINDLY BE ALTERED TO THE EXTENT OF APPELLANT AS PER APPOINTMENT DATE OF THE APPELLANT

Filed to-day

Registrar

Prayer in Appeal:-

ON ACCEPTANCE OF THIS APPEAL ORDER OF RESPONDENT DATED 13-07-2019, WHEREBY THE APPELLANT HAS NOT BEEN CONSIDERED SENIOR AS WELL AS BENEFITS / ALLOWANCES WERE NOT ALLOWED. MOREOVER TENTATIVE SENIORITY LIST DATED 20-09-2019 MAY KINDLY BE ALTERED/ MODIFIED TO THE EXTENT OF APPELLANT AS PER APPOINTMENT DATE OF THE APPELLANT

Re-submitted to-day
and filed.

Soomer
19/10/19
Registrar

Respectfully Sheweth:-

The Appellant most humbly submits as under:-

1. That the Appellant is serving as PET trained teacher in GHS Harichand, Charsadda.
2. That the Appellant was initially appointed as P.E.T (BPS-11) on 04/07/1996 in your respectable department.
3. That on 13/09/1997 the present appellant was terminated on political basis by the concerned department.
4. That the appellant was re-instated under the umbrella of Sacked Employee Act 2012 on his respective post (P.E.T) in BPS-15.
5. That on 19/09/2014 the appellant was terminated from his post where the appellant challenged the said order in K.P Service Tribunal and ultimately the appellant was re-instated by the order of the worthy K.P Service Tribunal dated 16/10/2017.
6. That the appellant remained missing due to legal disability from so many D.P.C conducted in your worthy department.
7. That as per "Tentative Seniority List of PET (Male) District Charsadda" as on 30-09-2019 the appellant name was numbered on 92 for the reason that the appellant's date of appointment in education department has been considered as 31-12-2012, while the appellant was actually appointed on 04/07/1996. **{Copy of said list is attached as annexure-A}**
8. That this act of Respondent has highly violated the basic principles of the respective law under which the appellant was appointed.
9. That this act of Respondent has infringe the rights of the appellant in a very bad way ruining all the fruits of his struggle which he made all his way of carrier, because the other PET's who were appointed after the appellant, became senior because of this one legal and factual misunderstanding. If the list is revised according to demand the appellant will and definetly become in the first 20 PET's.
10. That the Appellant performing his job and is punctual / regular in his duties and there are no complaints against the appellant.
11. That the respondent with out any plausible reasons did not considered the appellant for seniority in the way it had to be considered thus appeal in hand.
12. That before this list to be published, the Appellant preferred an appeal / representation to Respondent but was not disposed in favour of the appellant.
(Copy of the appeal /representation & order on it is attached as Annexure-B, C & D).

(3)

13. That the order of the Respondent suffers from legal and factual infirmities and mis-application of law as laid down by the August Supreme Court of Pakistan in subject.

It is, therefore, respectively prayed that on acceptance of this appeal the impugned Order No 15390 dated 13/07/2019, passed by the Respondent may be set aside and the appellant may kindly be considered for seniority according to date of his initial appointment and not from the date of re-instatement. Similarly Tentative Seniority List dated 30-09-2019 may kindly be modified/alterd to the extent of initial appointment of the appellant i.e 04-07-1997.



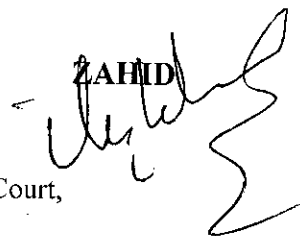
Appellant
Through:



SIAL AHMAD SHALMAN

&

MUHAMMAD ZAHID
IDREES



Advocates High Court,
Peshawar

Dated: 18.10.2019

VERIFICATION:

It is verified that (as per information given me by my client) all the contents of the instant appeal are true and correct and nothing has been concealed intentionally from this Hon'ble Tribunal.

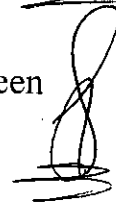
Advocate



Note:

That no such like petition / Appeal on this subject matter has earlier been filed before this Hon'ble Tribunal.

Advocate



All the relevant documents are attached with the appeal in hand.

TENTATIVE SENIORITY LIST OF PET (MALE) DISTRICT CHARSADDA AS ON 30-09-2019;

S.L.No.	Teacher Name	Father Name	Present Desig:	Date of Birth	Acad: Qual:	Prof: Qual:	D/O/F/Apptt in Edu Deptt	Desg: 1st Apptt:	D/T/O/C Present Post	D/o Passing Prof: Exam:	D/T/O/C in this Distt if Transferred From Other Distt:	Distt: From Which Transferred	Date on Which Seniority Applied	Present School	Remarks
1	WARIS KHAN	FATHE KHAN	Sr. PET	17-10-1959	BA	JDPE	17-08-1978	PET	17-08-1978	"Trained Appointed"	27-12-1978	Swat	27-12-1978	GHS RAJJAR NO-01	
2	MUHAMMAD ASIF JAN	ATTA ULLAH KHAN	Sr. PET	20-11-1960	BA	JDPE	21-10-1978	PET	21-10-1978	"Trained Appointed"	01-09-1980	Buner	01-09-1980	GHS GHAZGI	
3	FAZAL MUHAMMAD	NAIAZ MUHAMMAD	Sr. PET	10-01-1958	MA	JDPE	24-12-1976	J/Clerk	16-09-1980	"Trained Appointed"	19-04-1981	Nowshera	16-09-1980	GHS CHARSADDA	
4	KISHWAR ZADA	PAINDA MUHAMMAD	Sr. PET	10-01-1960	BA	JDPE	13-11-1980	PET	13-11-1980	"Trained Appointed"	01-10-1982	Kohat	01-10-1982	GHS MIRZAI	
5	MUSHTAQ ULLAH	MIAN IZZAT ULLAH	Sr. PET	03-01-1964	BA (3rd Div)	JDPE	08-03-1987	PET	08-03-1987	22-05-1988	01-04-1990	Nowshera	22-05-1988	GHS S SHAKOOR	
6	AURANGZEB	KHAISTA KHAN	Sr. PET	17-01-1968	MA	BEd	03-03-1987	PET	03-03-1987	22-05-1988	"No Distt: Transfer"		22-05-1988	GHSS NISATTA	
7	KHAN MUHAMMAD	NAIAZ MUHAMMAD	Sr. PET	11-11-1969	MA/MP.Ed	JDPE/MP.Ed	18-10-1989	PET	18-10-1989	14-11-1990	01-12-1990	Nowshera	14-11-1990	GHS RAJJAR NO-1	
8	MIWA DIN	KHAISTA DIN	Sr. PET	06-01-1966	MA/ BA	BEd/PET	03-05-1990	PET	03-05-1990	22-10-1991	"No Distt: Transfer"		22-10-1991	GHS GHANDHERI	
9	JAVID ALI	BAHADAR KHAN	Sr. PET	10-03-1969	MA/BSc (Stat/Phy)	BEd/PET	02-05-1990	PET	02-05-1990	22-10-1991	"No Distt: Transfer"		22-10-1991	GHS ZUHRAB GUL KILLI	
10	QASIM JAN	FAZAL DAD	Sr. PET	04-03-1960	MA	PET	01-05-1987	PET	01-05-1987	22-05-1989	01-02-1992	Mohmand Agy.	01-02-1992	GHS ABAZAI	
11	MUHAMMAD AKRAM	MUHAMMAD SHER	Sr. PET	02-04-1965	BA	JDPE, HPE	05-05-1987	PET	05-05-1987	22-10-1991	07-01-1993	Khyber Agy.	07-01-1993	GHS Kuladhand	
12	SIYAR MUHAMMAD	GHULAM MUHAMMAD	Sr. PET	01-02-1969	MA	SDPE	21-10-1993	PET	21-10-1993	25-12-1993	"No Distt: Transfer"		25-12-1993	GHS TANGI NO.2	
13	ARSHAD NAZ	MUSHTAQ HUSSAIN	Sr. PET	17-03-1969	BA/MSc HPE	SDPE/MSc HPE	21-10-1993	PET	21-10-1993	25-12-1993	"No Distt: Transfer"		25-12-1993	GHS CHARSADDA KHAASS	
14	MUHAMMAD ASIF	MUHAMMAD YOUSAF	Sr. PET	26-04-1970	BA	JDPE	16-07-1993	PET	16-07-1993	09-01-1995	15-06-2007	Peshawar	09-01-1995	GHS UTMANZAI NO.2	
15	GHULAM MUHAMMAD	ALI AKBAR	Sr. PET	04-01-1965	BA	JDPE	01-10-1990	PET	01-10-1990	25-05-1995	"No Distt: Transfer"		25-05-1995	GHSS M.NARI	
16	KHALID JAN	HIDAYAT UR RAHMAN	Sr. PET	05-03-1966	MA	MEd, MSc HPE	16-12-1990	PET	16-12-1990	25-05-1995	"No Distt: Transfer"		25-05-1995	GHS RAJJAR NO.2	
17	JAMIL KHAN	MAHABAT KHAN	Sr. PET	18-04-1968	MA	BEd	20-11-1990	PET	20-11-1990	25-05-1995	"No Distt: Transfer"		25-05-1995	GHS DALAZAK	

P-5

S.L.No.	Teacher Name	Father Name	Present Desig:	Date of Birth	Acad: Qual:	Prof: Qual:	D/OI/Apptt in Edu Deptt	Desg: 1st Apptt:	D/T/O/C Present Post	D/o Passing Prof: Exam:	D/T/O/C in this Distt if Transferred From Other Distt:	Distt: From Which Transferred	Date on Which Seniority Applied	Present School	Remarks
18	NASIR KHAN	SAEED ULLAH	Sr. PET	11-02-1969	MA	MEd	26-05-1990	PET	26-05-1990	25-05-1995	08-07-1997	Nowshera	25-05-1995	GHS KHAT KILLI PRANG	
19	KHAN AFZAL	GUL AFZAL	Sr. PET	15-07-1969	BA	SDPE	08-01-1991	PET	08-01-1991	25-05-1995	01-07-1997	Peshawar	25-05-1995	GHS SATTI ABAD	
20	MUZAYYAN TAJ	ABDUL AZIZ	Sr. PET	20-01-1961	MA/MSc (HPE)	Ex.Svc Man B.Ed	27-09-1995	PET	27-09-1995	"Trained Appointed"	"No Distt: Transfer"		27-09-1995	GHS SHABQADAR	
21	KHAISTA RAHMAN	GUL RAHMAN	Sr. PET	15-04-1969	BA/3rd	Ex.Svc Man/SDPE	01-10-1995	PET	01-10-1995	"Trained Appointed"	"No Distt: Transfer"		01-10-1995	GHS RUSTAM KHAN	
22	MIAN MAZ ULLAH	MIAN NASIH ULLAH	Sr. PET	04-02-1967	M.Sc HPE	JDPE	22-03-1992	PET	22-03-1992	25-05-1996	"No Distt: Transfer"		25-05-1996	GHS SOOR KAMAR	
23	FAZLI AMIN	ABDUL AZIZ	Sr. PET	13-04-1968	BA	JDPE	24-11-1994	PET	24-11-1994	25-05-1996	18-11-2003	Peshawar	25-05-1996	GHS GUL KHITAB	
24	SHAH ZAMIN	ZAIR MUHAMMAD	Sr. PET	15-03-1974	MA	JDPE/MSc HPE	01-04-1996	PET	01-04-1996	25-05-1996	"No Distt: Transfer"		25-05-1996	GMS SADAR GHARI	
25	FAQIR HUSSAIN	KAMIL HUSSAIN	Sr. PET	05-03-1970	MA	SDPE-MSc HPE-BED	19-03-1992	PET	19-03-1992	30-08-1996	"No Distt: Transfer"		30-08-1996	GHS TURANGZAI	
26	LATIFUR RAHMAN	AZIZ UR RAHMAN	Sr. PET	25-11-1975	BA	SDPE, HPE	10-12-1996	PET	10-12-1996	"Trained Appointed"	31-03-2001	Peshawar	10-12-1996	GHS ZARBAB GARHI	
27	MUHAMMAD AYAZ	ALI HAIDER	Sr. PET	01-01-1968	MA	HPE	10-03-1993	PET	10-03-1993	13-05-1997	"No Distt: Transfer"		13-05-1997	GHS MIRZA DHER	
28	MUHAMMAD SAEED	RAHIM SHAH	Sr. PET	01-04-1969	BA/ MA	MEd	09-03-1993	PET	09-03-1993	13-05-1997	"No Distt: Transfer"		13-05-1997	GHSS UTMANZAI	
29	MIR FAZAL SHAH	MOKAMAL SHAH	Sr. PET	15-04-1969	BA	JDPE	11-03-1993	PET	11-03-1993	13-05-1997	18-11-1993	Peshawar	13-05-1997	GHS NO-01 TANGI	
30	IRSHAD ALI	JAFAR ALI	Sr. PET	05-05-1971	BA	SDPE	17-03-1992	PET	17-03-1992	13-05-1997	"No Distt: Transfer"		13-05-1997	GHS ABAZAI	
31	WASI ULLAH	ZAMAN KHAN	Sr. PET	26-10-1972	MA/BA	JDPE/B.ED (MSc HPE)	22-04-1993	PET	22-04-1993	13-05-1997	"No Distt: Transfer"		13-05-1997	GHS MANI KHELA	
32	HAMID ULLAH	NOOR AFZAL	Sr. PET	16-05-1972	BA	SDPE	26-06-1997	PET	26-06-1997	"Trained Appointed"	14-09-2000	Peshawar	26-06-1997	GHS IBRAHIMZAI	
33	NAUROZ GUL	FAZLI AHMAD	Sr. PET	08-02-1975	BA	JDPE/B-ED	27-06-1997	PET	27-06-1997	"Trained Appointed"	28-09-2006	Peshawar	27-06-1997	GHS MARDHAND	
34	JEHANGIR KHAN	QAZI FAZLI MANAN	PET	15-10-1974	BA	JDPE	28-06-1997	PET	28-06-1997	"Trained Appointed"	"No Distt: Transfer"		28-06-1997	GMS TANGI	Refused

P-6

S.L.No.	Teacher Name	Father Name	Present Desig:	Date of Birth	Acad: Qual:	Prof: Qual:	D/O/F/Apptt in Edu Dept	Desg: 1st Apptt:	D/T/O/C Present Post	D/o Passing Prof: Exam:	D/T/O/C in this Distt if Transferred From Other Distt:	Distt: From Which Transferred	Date on Which Seniority Applied	Present School	Remarks
35	BADSHAH KHAN	ARAB KHAN	Sr. PET	15-10-1972	MA/BA	JDPE/B.ED	30-06-1997	PET	30-06-1997	"Trained Appointed"	"No Distt: Transfer"		30-06-1997	Govt: Shaheed Saif Ullah Durrani HS Shabqadar	
36	MUHAMMAD SHAH	ABDUL JABBAR	Sr. PET	15-11-1975	MA/BED	SDPE, MSc HPE	01-07-1997	PET	01-07-1997	"Trained Appointed"	07-09-2001	Peshawar	01-07-1997	GHS Behlola	
37	MUHAMMAD ZAHIR KHAN	TAHSEEN ULLAH	Sr. PET	01-01-1970	MA	SDPE, MSc HPE	19-08-1997	PET	19-08-1997	"Trained Appointed"	"No Distt: Transfer"		19-08-1997	GHS MUNSHIANO KILLI	
38	ROOHUL QUDDUS	FAZLI QUDDUS	Sr. PET	01-12-1971	MA/BA/B.Ed/ M.Ed	SDPE/MSc (HPE)	19-08-1997	PET	19-08-1997	"Trained Appointed"	"No Distt: Transfer"		19-08-1997	GHS DILDAR GARHI	
39	FAZLI MAULA	GUL FAROSH	Sr. PET	16-05-1972	BA-BED	SDPE, MSc HPE	20-08-1997	PET	20-08-1997	"Trained Appointed"	17-11-1998	Peshawar	20-08-1997	GHS SHAKARDHAND	
40	MUHAMMAD WISAL	MUNAF KHAN	Sr. PET	25-11-1974	MSc/ BA	SDPE, MSc HPE-BED	01-07-1997	PET	01-07-1997	22-08-1997	"No Distt: Transfer"		22-08-1997	GHSS DARGAI MANGA	
41	MASHOOQ ALI	AZEEM KHAN	Sr. PET	05-09-1961	MSc	SDPE, MSc HPE	29-08-1997	PET	01-09-1997	"Trained Appointed"	01-12-1998	Peshawar	01-09-1997	GHSS UMERZAI	
42	SHER AKBAR	FAZLI AHMAD	Sr. PET	15-02-1972	BA	JDPE	29-09-1997	PET	29-09-1997	"Trained Appointed"	14-09-2000	Peshawar	29-09-1997	GHS ZIARAT KILLI	
43	BAKHT MUNIR ULLAH	HAJI INAYAT ULLAH	Sr. PET	15-06-1972	BA	JDPE	29-09-1997	PET	29-09-1997	"Trained Appointed"	01-08-2006	Peshawar	29-09-1997	GHSS UTMANZAI	
44	ZIA UR REHMAN	SHAFIQ UR REHMAN	Sr. PET	15-08-1970	MA	JDPE	08-03-1993	PET	08-03-1993	27-02-1998	19-01-1994	Nowshera	27-02-1998	GHS HALEEMZAI	
45	ABDUL GHAFOOR KHALID	MUHAMMAD ZAFAR	Sr. PET	05-04-1971	MA/MED	SDPE, MSc HPE	20-10-1993	PET	20-10-1993	27-02-1998	"No Distt: Transfer"		27-02-1998	GHS CHARSAKHA KHASS	
46	INAMULLAH JAN	MURTAZA KHAN	Sr. PET	25-04-1971	MA	PET	25-10-1993	PET	25-10-1993	27-02-1998	02-02-1994	Nowshera	27-02-1998	GHS DHERI SIKANDAR KHAN	
47	SHAH JEHAN	JAMAL	Sr. PET	01-01-1973	MA	BEd	07-07-1997	PET	07-07-1997	27-02-1998	"No Distt: Transfer"		27-02-1998	GHS SATTI ABAD	
48	AFGHAN ULLAH	GHULAM RASOOL	PET	02-03-1960	FA	JDPE	08-01-1995	PET	08-01-1995	11-05-1999	01-08-2003	Nowshera	11-05-1999	GHS TURLANDI	
49	SHAFI UR RAHMAN	GHANI UR RAHMAN	Sr. PET	20-02-1965	BA	JDPE	25-03-1995	PET	25-03-1995	11-05-1999	01-06-2000	Nowshera	11-05-1999	GHS KHAT KILLI PRANG	
50	TAHMEED ULLAH	SAADAT ULLAH	Sr. PET	02-04-1971	BA	JDPE	24-10-1993	PET	24-10-1993	11-05-1999	27-06-1997	Peshawar	11-05-1999	GHS TURANGZAI	
51	RAFI ULLAH	MAGHFIR ULLAH	Sr. PET	30-04-1972	MA	JDPE	01-11-1996	PET	01-11-1996	11-05-1999	01-01-2004	Peshawar	11-05-1999	GHS GEEDAR	

P-7

S.L.No.	Teacher Name	Father Name	Present Desig:	Date of Birth	Acad: Qual:	Prof: Qual:	D/O/F/Apptt in Edu Deptt	Desg: 1st Apptt:	D/T/O/C Present Post	D/o Passing Prof: Exam:	D/T/O/C in this Distt if Transferred From Other Distt:	Distt: From Which Transferred	Date on Which Seniority Applied	Present School	Remarks
52	FIDA HUSSAIN SOHAIL	SABIR REHMAN	PET	05-05-1975	BA	JDPE	02-09-1995	PET	02-09-1995	11-05-1999	"No Distt: Transfer"		11-05-1999	GMS SHAHBAZ KHAN	
53	IMRAN ULLAH	NOOR KHALIQ	PET	20-05-1976	BA	JDPE/D.P.Ed	14-12-1999	PET	14-12-1999	"Trained Appointed"	20-12-2004	Peshawar	14-12-1999	GMS MIRZAGAN CHARSADE	
54	MUHAMMAD NAVEED	MUHAMMAD UMAR	PET	12-05-1967	MA/BED/MED	SDPE, MSc HPE	01-06-1996	AT	01-09-1997	25-04-2000	13-04-1998	Peshawar	25-04-2000	GHS PRANG	
55	AMJID KHAN	FARID KHAN	PET	18-02-1969	BA	S. Course	13-03-1993	PET	13-03-1993	25-04-2000	29-05-1995	Nowshera	25-04-2000	GMS MIAN KILLI SHABQADAR	
56	SHAKIL JAN	FAQIR JAN	PET	12-03-1971	BA	JDPE	07-12-1996	PET	07-12-1996	25-04-2000	01-11-2009	Peshawar	25-04-2000	GHS CHARSADE	
57	MAZULLAH KHAN	AZIZ ULLAH KHAN	PET	20-09-1972	BA/ MA Pashto	JDPE/BED	08-10-1996	PET	08-10-1996	25-04-2000	23-06-1997	Nowshera	25-04-2000	GHS PRANG	
58	SAREER KHAN	AZIM KHAN	PET	02-01-1974	BA	JDPE	06-05-1996	PET	06-05-1996	25-04-2000	04-06-1996	Peshawar	25-04-2000	GMS ISLAMABAD NO.2	
59	JALAL SHAH	GHULAM ALI	PET	01-04-1966	MA/ BA	JDPE	15-02-1995	PET	15-02-1995	26-11-2000	09-12-2006	Peshawar	26-11-2000	GHS AGRA	
60	ABDUL HAMEED	HAJI NAWAB	PET	30-04-1968	BA	PET	17-05-1992	PET	17-05-1992	30-08-1996	06-10-2001	Peshawar/ Fata	06-10-2001	GMS SHODAG	
61	JEHAN-GUL	MUHAMMAD KARIM	PET	03-12-1966	BA	JDPE	09-10-1988	PET	09-10-1988	09-01-1995	01.04.2003	Agency/Pesh:	01-04-2003	GMS STATION KILLI TANGI	
62	SHAFI ULLAH	LALBAZ	PET	15-04-1968	BA	PET	03-02-1990	PET	03-02-1990	09-01-1995	01-09-2003	Khyber Agy:	01-09-2003	GHS LANDI SHAH	
63	MUHAMMAD AHSAN	MUHAMMAD SAEED	PET	01-01-1960	BA	PET	28-01-1990	PET	28-01-1990	09-01-1995	16-01-2004	Khyber Agy.	16-01-2004	GHS BARI BAND	
64	DILAWAR KHAN	SHAHZADA	PET	15-06-1965	MA	JDPE	07-12-1989	PET	07-12-1989	09-01-1995	03-02-2007	Malakand Agy:	03-02-2007	GMS PALAI	
65	IJAZ ALI	GHULAM QADAR	PET	18-01-1965	BA	JDPE/B.ED	22-10-1988	PET	22-10-1988	09-01-1995	20-09-2007	Malakand Agy.	20-09-2007	GHS HARICHAND	
66	KASHIF HAROON	NIAMAT KHAN	PET	20-11-1980	MSc	SDPE, MSc HPE	11-11-2008	PET	12-11-2008	"Trained Appointed"	"No Distt: Transfer"		12-11-2008	GHSS UMARZAI	
67	KAUSAR JAN	FAQIR JAN	PET	12-03-1975	FA	JDPE	13-05-2009	PET	13-05-2009	"Trained Appointed"	"No Distt: Transfer"		13-05-2009	GHS MM KHEL NO.1	
68	ARSHAD JAN	NOOR MUHAMMAD	PET	27-10-1976	MA	SDPE	13-05-2009	PET	13-05-2009	"Trained Appointed"	"No Distt: Transfer"		13-05-2009	GMS SHEIKH ABAD RAJJAR	

RECEIVED
20/12/2004

P-8

S.L.No.	Teacher Name	Father Name	Present Desig:	Date of Birth	Acad: Qual:	Prof: Qual:	D/O/F/Apptt in Edu Deptt	Desg: 1st Apptt:	D/T/O/C Present Post	D/o Passing Prof: Exam:	D/T/O/C in this Distt if Transferred From Other Distt:	Distt: From Which Transferred	Date on Which Seniority Applied	Present School	Remarks
69	SABEEH ULLAH	SAEED ULLAH	PET	15-03-1981	MA	SDPE, MSc HPE	14-05-2009	PET	14-05-2009	"Trained Appointed"	"No Distt: Transfer"		14-05-2009	GHS HAJIZAI	
70	MUHAMMAD IKRAM	MUNAF KHAN	PET	01-11-1975	MSc(HPE)	SDPE/BED	16-05-2009	PET	16-05-2009	"Trained Appointed"	"No Distt: Transfer"		16-05-2009	GHS WARDAGA	
71	ABID ALI	SARDAR ALI	PET	03-01-1980	MA	MSc-HPE	16-05-2009	PET	16-05-2009	"Trained Appointed"	"No Distt: Transfer"		16-05-2009	GHS MERA GUL ABAD	
72	IKRAM UL HAQ	AZIZ UL HAQ	PET	01-02-1980	MA	JDPE/M.PED	27-05-2009	PET	27-05-2009	30-09-2014	"No Distt: Transfer"		27-05-2009	GMS Haji Abad Sreekh	
73	JANAS KHAN	SALEEM KHAN	PET	10-01-1969	BA	JDPE	07-11-1996	PET	07-11-1996	22-07-2009	30-06-2003	Nowshera	22-07-2009	GMS DERHI GHAZGI	
74	NAZIR JAN	RAHMAT JAN	PET	03-01-1983	BA	JDPE	08-04-2005	PST	01-03-2009	"Trained Appointed"	20-12-2009	Dir Upper	20-12-2009	GHS SHEIKHO	
75	SABIR JAN	MUHAMMAD QAYYUM	PET	17-04-1973	MA	JDPE, MSc HPE	28-06-2010	PET	28-06-2010	"Trained Appointed"	"No Distt: Transfer"		28-06-2010	GHS GARHI HAMID GUL	
76	AFTAB AHMAD	SHAHZADA KHAN	PET	01-04-1974	BA	JDPE	05-03-2009	PET	26-10-2010	"Trained Appointed"	"No Distt: Transfer"		26-10-2010	GHS CHEENA	
77	SALMAN KHAN	ROSHAN KHAN	PET	24-10-1987	BSC	JDPE	12-05-2011	PET	12-05-2011	"Trained Appointed"	"No Distt: Transfer"		12-05-2011	GHS KATOZAI	
78	FAHEEM ULLAH JAN	FAZLI QAMAR	PET	01-04-1987	MBA	JDPE	11-05-2012	PET	11-05-2012	"Trained Appointed"	"No Distt: Transfer"		11-05-2012	GMS KHULAY MANI KHELA	
79	MUHAMMAD ABRAR	FAZAL GHANI	PET	11-03-1981	MA	JDPE/M.PED	11-05-2012	PET	12-05-2012	"Trained Appoint"	"No Distt: Transfer"		12-05-2012	GMS SAADAT ABAD	
80	TARIQ AMIN	GUL MAHIUD DIN	PET	10-08-1981	BA/MA	SDPE/MSc HPE	11-05-2012	PET	12-05-2012	"Trained Appointed"	"No Distt: Transfer"		12-05-2012	GHSS DARGAI MANGA	
81	ADIL AHMAD	MUHAMMAD KHAN	PET	05-11-1982	BA	JDPE/B.ED	07-03-2009	PST	12-05-2012	"Trained Appointed"	"No Distt: Transfer"		12-05-2012	GMS SHERPAO	
82	SYED IBRAR HUSSAIN	SYED AJMAL SHAH	PET	05-03-1987	BA	JDPE	11-05-2012	PET	12-05-2012	"Trained Appointed"	"No Distt: Transfer"		12-05-2012	GHS KANGRA	
83	ASIF ALI	SAFDAR GUL	PET	13-02-1983	M.Sc	SDPE	11-05-2012	PET	14-05-2012	"Trained Appointed"	"No Distt: Transfer"		14-05-2012	GHS DHERI ZARDAD	
84	KHALID JAN	MUHAMMAD HAMAYUN	PET	09-09-1980	MSc (HPE)	SDPE-JDPE	15-05-2012	PET	15-05-2012	"Trained Appointed"	"No Distt: Transfer"		15-05-2012	GHS SHAEEDAN	
85	MUHAMMAD AYAZ	ASAR KHAN	PET	01-03-1981	MSc	JDPE, MSc HPE	16-05-2012	PET	16-05-2012	"Trained Appointed"	"No Distt: Transfer"		16-05-2012	GMS MUFTI ABAD	
86	SHERAZ KHAN	SHER MUHAMMAD	PET	20-02-1986	MA	JDPE	16-05-2012	PET	16-05-2012	"Trained Appointed"	"No Distt: Transfer"		16-05-2012	GHS BABARA	



P-9

S.L.No.	Teacher Name	Father Name	Present Desig:	Date of Birth	Acad: Qual:	Prof: Qual:	D/O/F/Apptt in Edu Deptt	Desg: 1st Apptt:	D/T/O/C Present Post	D/o Passing Prof: Exam:	D/T/O/C in this Distt if Transferred From Other Distt:	Distt: From Which Transferred	Date on Which Seniority Applied	Present School	Remarks
87	HAYAT KHAN	ITBAR KHAN	PET	15/3/1981	MA/BA	JDPE/B.ED	16/5/2012	PET	16/05/2012	"Trained Appointed"	"No Distt: Transfer"		16-05-2012	GHS GHANDHERI	
88	IJAZ UL HAQ	ISRAR MUHAMMAD	PET	06-11-1985	MA/MSc (HPE)	JDPE, MSc HPE	17-05-2012	PET	17-05-2012	"Trained Appointed"	"No Distt: Transfer"		17-05-2012	GHS AZIZ ABAD	
89	IMRAN ULLAH	HUSSAIN KHAN	PET	18-03-1982	MA/MSc (HPE)	BEEd	21-09-2007	PET	18-05-2012	"Trained Appointed"	"No Distt: Transfer"	M/Agency	18-05-2012	GMS JAMROZ KHAN KILLI	
90	SHAD MUHAMMAD	TAJ MUHAMMAD	PET	09-01-1978	MA	JDPE	19-05-2012	PET	19-05-2012	"Trained Appointed"	"No Distt: Transfer"		19-05-2012	GHSS M.NARI	
91	IRFAN ULLAH	DOST MUHAMMAD	PET	28-09-1980	BA	JDPE	21-05-2012	PET	21-05-2012				21-05-2012	GHS-MERA GUL ABAD	
92	MUHAMMAD HAYAT	SAID GHULAM	PET	18-08-1974	MA	SDPE	31-12-2012	PET	02-01-2013	"Trained Appointed"	"No Distt: Transfer"		02-01-2013	GMS DHAKKI	
93	Ihsan Khan	Sabz Ali Khan	PET	10-10-1987			13-05-2014	PET	13-05-2014				13-05-2014	GHS Kharaki	
94	Naseer Ud Din	Shad Muhammad	PET	20-12-1988	MSC HPE	HPE	10-05-2017	PET	14-05-2014				14-05-2014	GHS Zahid Abad	
95	Amir Siyab	Muhammad Amin	PET	19-08-1978	MSc	B-Ed	09-06-2014		09-06-2014				09-06-2014	GMS Landi Shah	
96	Muhammad Ashfaq	Khushroz Khan	PET	06-01-1985	MA	JDPE/B-Ed	14-03-2015	PET	17-03-2015				14-03-2015	Govt. Shaheed Nangyal Tariq CMHS Turangzai	
97	Zia Ullah	Wali Khan	PET										14-03-2015	GMS Khuley Mani Khela	
98	Rashid Khan	Zarif Khan	PET	13-03-1985	MA	JOPE-B-Ed	17-03-2015		17-03-2015				17-03-2015	GMS Salih Abad	
99	Tasbeeh Ullah	Imran Ullah	PET	15-02-1989	MSc	DP-Ed	21-05-2015	PET	31-03-2017				31-03-2015	GMS Baskha	
100	Saleh Shah	Hassan Gul	PET										26-03-2016	GHSS No-1 Chd	
101	Noor Ullah Jan	Fazli Wahid	PET	05-03-1986	MA	D-P-Ed/B-Ed	08-04-2016		08-04-2016				08-04-2016	GMS MAHMOOD ABAD	
102	Muslim Khan	Muhammad Usman	PET	01-01-1986	MSc(HPE)	SDPE	13-03-2017	PET	13-03-2017				13-03-2017	GMS JALAL KILLI	
103	Ahmad Jan	Bacha Gul	PET	13-03-1983	Msc	M-Ed	03-05-2011	DM	28-03-2017				28-03-2017	GMS Ajoon Killi	

ATTACHED
 11/3/2017

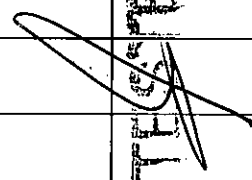
P-10

S.L.No.	Teacher Name	Father Name	Present Desig:	Date of Birth	Acad: Qual:	Prof: Qual:	D/O/F/Apptt in Edu Deptt	Desg: 1st Apptt:	D/T/O/C Present Post	D/o Passing Prof: Exam:	D/T/O/C in this Distt if Transferred From Other Distt:	Distt: From Which Transferred	Date on Which Seniority Applied	Present School	Remarks
104	Ahmad Ali	Ghulam Hussain	PET	04-02-1989	MSc	M-Ed	28-03-2017		28-03-2017				28-03-2017	GMS ZARIN ABAD	
105	Zahid Ur Rahman	Khaista Rahman	PET										28-03-2017		
106	Waseem Hassan	Hassan Muhammad	PET	10-04-1982	MA	PET	29-03-2017	PET	29-03-2017				29-03-2017	Govt. Shaheed Rizwan Sareer HSS Utmanzai	
107	Zakria Khan	Zamin Khan	PET	03-02-1987	MA	B.Ed	08-04-2017		08-04-2017				08-04-2017	GMS Ghurambak	
108	Asmir Jan	Jamsheed Khan	PET	04-03-1988	MA	PET	08-04-2017	PET	08-04-2017	31-12-2009			08-04-2017	GMS Tarkha Faqir Abad	
109	Haroon Khan	Wasil Khan	PET	05-05-1988	MSc(Eco)	M-Ed	31-05-2014	PST					06-04-2017	GMS DAGI GHULAM QADAR	
110	Iftikhar Ali	Waheed	PET	11-04-1989	MSc B-Ed/M-Ed	JOPE	28-03-2016	PST	08-04-2017				08-04-2017	GHS Kangar	
111	Mubarak Ali	Akhtar Ali	PET	28-03-1992	MSc(HPE)	M-Ed	28-03-2016	PST	08-04-2017				08-04-2017	GMS Sheikh Killi	
112	MUHAMMAD ZAHID KHAN	NISAR MUHAMMAD	PET	10-10-1970	FA		10-09-2018	PET	11-09-2018				11-09-2018	GMS DHAB BANDA	
113	YAHYA JAN	NOOR HAMEED JAN	PET	16-03-1992	BS	B-Ed	02-01-2019	PET	02-01-2019				02-01-2019	GHS No-3 Tangi	
114	YAHYA JAN	ABDUL HAMEED	PET	16-03-1992	MS(Bot)		02-01-2019	PET	02-01-2019				02-01-2019	GHS No-03 Tangi	
115	SOHAIL AHMAD	SLAAH UD DIN	PET	01-04-1983	MSc(Eco)	M-Ed	03-01-2019	PET	03-01-2019				03-01-2019	GHS Khawaj Hawas	
116	IHSAN ILAHI JAN	ASAD ULLAH JAN	PET	24-03-1986	MSc(Cs)		03-01-2019	PET	03-01-2019				03-01-2019	GMS Nawa Killi	
117	MISBAH ULLAH	INAYAT ULLAH	PET	10-03-1992	M-Com	DIT	02-01-2019	PET					03-01-2019	GMS Ocha Wala	
118	TASBIH ULLAH	IHSAN ULLAH	PET	20-08-1992	BS(Bio)		02-01-2019	PET	03-01-2019			NTS	03-01-2019	GMS Ghundai	
119	KASHIF AHMAD	SALAH UD DIN	PET	06-03-1993	BCS(Comp)	ADE	02-01-2019	PET	03-01-2019				03-01-2019	GHS Attaki	
120	FAWAD HUSSAIN	SARDAR HUSSAIN	PET	06-04-1994	BS(Bio)		03-01-2019	PET					03-01-2019	GMS JAMROZ KHAN KILLI	

ATTACHED

P-11

S.L.No.	Teacher Name	Father Name	Present Desig:	Date of Birth	Acad: Qual:	Prof: Qual:	D/O/F/Apptt in Edu Deptt	Desg: 1st Apptt:	D/T/O/C Present Post	D/o Passing Prof: Exam:	D/T/O/C in this Distt if Transferred From Other Distt:	Distt: From Which Transferred	Date on Which Seniority Applied	Present School	Remarks
121	GHAZI SHAH	SULIMAN SHAH	PET	31-07-1994	MSc	B-Ed	03-01-2019	PET	03-01-2019				03-01-2019	GMS Mandezai	
122	NAIAZ GUL	RAHAM GUL	PET	03-08-1994	MSc(Bot)		03-01-2019	PET	03-01-2019				03-01-2019	GMS QAZI SERAI TANGI	
123	SALMAN QAISAR	QAISAR KHAN	PET	05-11-1995	BS(MATHS)		03-01-2019	PET	03-01-2019				03-01-2019	GHS Sarwani	
124	WAHEED ULLAH	MUHAMMAD ROSHAN	PET	06-02-1976	MA	B-Ed	10-09-2007	PST	20-03-2019				20-03-2019	GMS MARCHAKI	
125	SHAH PARVEZ	SHER ZAMAN	PET	29-04-1979	M-Phil	M-Ed/D-P-Ed	08-03-2007	PST	20-03-2019				20-03-2019	GMS Faqir Abad Majokai	
126	ABDUL QAYUM	AMIR KHATAM	PET												
127	USMAN ALI KHAN	SARDAR ALI	PET												


 ATTACHED

12

Annex B

To,

The D.E.O (Male), Charsadda

DEPARTMENTAL REPRESENTATION/APPEAL

Prayer in Appeal:

ON ACCEPTANCE OF THIS APPEAL THE APPELLANT MAY KINDLY BE CONSIDERED FOR SENIORITY AS WELL AS BACK BENIFITS/ALLOWANCES MAY ALSO BE AWARDED TO APPELANT

RESPECTED SIR!

The Appellant humbly submits as under:

1. That the Appellant was initially appointed as P.E.T (BPS-11) on 04/07/1996 in your respectable department.
2. That on 13/09/1997 the present appellant was terminated on political basis by the concerned department.
3. That the appellant was re-instated under the umbrella of Sacked Employee Act 2012 on his respective post (P.E.T) in BPS-15.
4. That on 19/09/2014 the appellant was terminated from his post where the appellant challenged the said order in K.P Service Tribunal and ultimately the appellant was re-instated by the order of the worthy K.P Service Tribunal dated 16/10/2017.
5. That the appellant remained missing due to legal disability from so many D.P.C conducted in your worthy department.

IT IS THERFORE MOST HUMBLY PRAYED THAT ON ACCEPTANCE OF INSTANT DEPARTMENTAL APPEAL/REPRESENTATION, THE APPELANT MAY KINDLY BE CONSIDERED FOR SENIORITY AS WELL AS ALL THE BACK BENIFITS/ALLOWANCES MAY KINDLY BE AWARDED TO THE PRESENT APPELANT.

2058
11-7-19

Appellant
(In Person) *Hayat*
**Muhammad Hayat S/O
Said Ghulam
(as P.E.T in GHS
Harichand)**

Contact: 0333-9452509

Dated: 11/07/2019

ATTESTED

13

Amey

OFFICE OF THE DISTRICT EDUCATION OFFICER
(MALE) CHARSADDA

NO. 15390 /Dated 13 / 7 /2019

To

✓ Muhammad Hayat PET
GHS Harichand

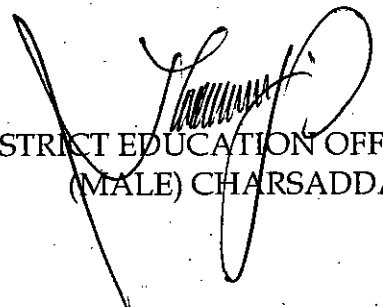
Through:- Principal GHS Harichand

SUBJECT:- DEPARTMENTAL APPEAL

Memo

Reference your departmental appeal dated 11.07.2019 it is to inform you as under:-

1. That you have been re- instated under 2012 sacked employee Act: conditionally till the final disposal of the CPLA pending in Apex Court.
2. That according to Honourable Services Tribunal your services have been re-instated and the intervening period has been considered as leave of the kind due.
3. That in response of this appeal and in pursuance of the Honourable Tribunal judgment your seniority will be considered from the date of re-instatement, however you are not entitled to any kind of allowance and emoluments.
4. As per judgment of Honourable Service Tribunal please calculate the total intervening period and also communicate the period of total service you rendered up to your termination.
5. The fate of this appeal will be decided on the reception of the record sought for.


DISTRICT EDUCATION OFFICER
(MALE) CHARSADDA

ATTESTED


14

DR. NO. Annex D

2084

29/7/19

To

The District Education Officer (Male).

Charsadda.

Subject: Departmental Appeal

Dear Sir, Refer to your letter No 15390 dated 13/07/2019 and to submit herewith my reply as under:

- 1) That I have been re-instated vide EDO E&SE order No:3917-22 dated 31/12/2012 under the sacked employs act 2012 without any condition and there is no CPLA against the apex court (Annex-A).
- 2) That my termination order No:8798-8804 dated 19/09/2014 issued by the DEO (male) Charsadda (Annex-B) was totally illegal and the judgment of the service tribunal has not meet the demands of justice.

I have therefore challenged it in the **Peshawar High court Peshawar vide W.P No:3147/19** (Annex -C).

- 3) That I was initially appointed as PET BPS-09 vide Divisional Director (Schools) Peshawar Division order No: 6196-60 dated 4/07/1996 (Annex-D). Then terminated vide Divisional Director (Schools) Peshawar Division order No: 1959-79 dated 13/09/1997 (Annex-E). Then re-instated under the sacked Employos act 2012 vide EDOE& SE Charsadda order No: 3917-22 dated 31/12/2012 (Annex-F). Again terminated illegally vide DEO(Male) Charsadda order No: 8798-8804 dated 19/09/2014 (Annex-G). Finally re-instated under Kyber Pakhtunkhwa service tribunal judgment dated 16/10/2017 in **execution petition No: 245/17** vide DEO(Male) Charsadda order No: 3388-92 dated 10/09/2018 (Annex-H). The required calculation may be done by the office please.

Date:29/07/2019

Yours obediently



Muhammad Hayat
G.H.S Harichand

~~ATTESTED~~

6/11/97

Phone No; 218317

OFFICE OF THE DIVL:DIRECTOR OF EDUCATION(S)PESH:DIVN:PESHAWAR.

OFFICE ORDER/

On perusal of the relevant record, the appointments of the following persons have been found illegal, ab-initio-void and against the prescribed rules. Their services are, therefore, hereby dispensed with, with immediate effect.

S/No;	Name/School	Post.
1.	Mohammad Ayaz S/A Rehmatullah GMS, Dalazak	CT
2.	Babar Zaman GMS Wardaga Charsadda.	CT
3.	Mohammad Shah GMS Amir Abad.	CT ✓
4.	Zafar Ali Shah GMS Halimzai Charsadda.	AT
5.	Mohammad Hayat S/O Said Ghulam GHS No; 2 Utmanzai Charsadda.	PET
6.	Mohammad Javid Khan GMS Mehmood Abad.	PET
7.	Ziaud Din S/O Khair Mohammad GHS Tarnab.	PET
8.	Saleem Khan S/O Toor Mohammad GHS Chd; Khass	CT
9.	Akbar Ali Shah S/O Roidar Shah GMS Utmanzai	CT
10.	Jehanzeb S/O Adam Khan GHS Charsadda Khass	CT
11.	Naveed Jan S/O Ahmad Jan GMS Dildar Ghari.	CT
12.	Mohammad Ayaz S/O Jume Gul GHS Rajjar.	CT
13.	Shah Zamin S/O Zahir Mohd; GMS Dildar Ghari	PET
14.	S. Majcedullah S/O Ahmadullah (GHULAM MUSTAFA) GMS Gul Khatib Kor; PET.	PET

DIVL:DIRECTOR OF EDUCATION(SCHOOLS), PESHAWAR DIVISION PESHAWAR.

Endst; No; 1959-79 /Dated Peshawar the 13 / 9 /1997.

Copy to the;—

1. PS to Minister for Education NWFP Peshawar.
2. PS to Secy; Edu: Govt; of NWFP Peshawar.
3. DEO(M)Secy; Charsadda.
4. DAO Charsadda.
5. Principal/Headmasters concerned.
6. Supdt; E/Branch.
7. PA to DSE NWFP Peshawar.
8. P/File.

[Signature]

for Divl; Director of Education (Schools), Peshawar Division Peshawar.

No — 1959-79 dt. 13/9/1997

ATTESTED

52

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) CHARADDHA

OFFICE ORDER

Consequent upon the judgment delivered in Execution Petition No. 245/2017 on dated 10/07/2018 in Service Appeal No. 320/2015 filed Muhammad Hayat on dated 16/10/2017 by the Hon'ble Khyber Pakhtunkhwa Service Tribunal whereby respondents were directed to comply with the orders in the above mentioned service appeal hence the termination order dated 19-09-2014 is hereby withdrawn and posted at GHS Harichand Charaddha against the vacant posts Physical Education Teacher (P.T) (Rs: 16120-1330-56020) OR: 16120/- plus usual allowances as admissible under the rules on 16-10-2017 and as from the date of the decision of the Service Tribunal conditionally till the final disposal of the Civil Petition for Leave to Appeal (CPA) pending before the Apex Court of Pakistan. The order dated 01/09/2018 is hereby amended with same endorsement no and date.

- Note -
1. Necessary entry to this effect should be made in his Service Book.
 2. Their school principals are directed to work out their arrears bills and submit to the DAO Charaddha.
 3. The amount paid in this regard will be recoverable if the decision of the Apex Court came against this teacher.

(JEHANGIR KHAN)
DISTRICT EDUCATION OFFICER
(MALE) CHARADDHA

Principal
GHS Harichand
Charaddha

Endstt No 11473-77 Date 08/12/2018
Copy for information to the

1. District Accounts Officer, Charaddha.
2. Deputy District Education Officer (M) local office.
3. Head Master Concerned
4. Cashier local office
5. Master file.

[Signature]
DISTRICT EDUCATION OFFICER
(MALE) CHARADDHA

~~ATTENDED~~

06/11/97

Phone No; 218315

OFFICE OF THE DIVL; DIRECTOR OF EDUCATION(S) PESH; DIVN; PESHAWAR.

OFFICE ORDER/

On perusal of the relevant record, the appointments of the following persons have been found illegal, ab-initio-void and against the prescribed rules. Their services are, therefore, hereby dispensed with, with immediate effect.

S/No;	Name/School	Post.
1.	Mohammad Ayaz S/O Rehmatullah GMS, Dalazak	CT
2.	Babar Zaman GMS Wardaga Charsadda.	CT
3.	Mohammad Shah GMS Amir Abad.	CT ✓
4.	Zafar Ali Shah GMS Halimzai Charsadda.	AT
5.	Mohammad Hayat S/O Said Ghulam GHS No; 2 Utmanzai Charsadda.	PET
6.	Mohammad Javid Khan GMS Mehmood Abad.	PET
7.	Ziaud Din S/O Khair Mohammad GHS Tarnah.	PET
8.	Saleem Khan S/O Toor Mohammad GHS Chd; Khass	CT
9.	Akbar Ali Shah S/O Roidar Shah GMS Utmanzai	CT
10.	Jehanzeb S/O Adam Khan GHS Charsadda Khass	CT
11.	Naveed Jan S/O Ahmad Jan GMS Dildar Ghari.	CT
12.	Mohammad Ayaz S/O Juma Gul GHS Rajjar.	CT
13.	Shah Zamin S/O Zahir Mohd; GMS Dildar Ghari	PET
14.	S. Majeedullah S/O Ahmadullah (GHULAM MUSTAFA) GMS Gul Khatib Kor	PET.

DIVL; DIRECTOR OF EDUCATION (SCHOOLS), PESHAWAR DIVISION PESHAWAR.

Endst; No; 1959-79 / Dated Peshawar the 13-9 / 1997.

Copy to the; -

1. PS to Minister for Education NWFP Peshawar.
2. PS to Secy; Edu; Govt; of NWFP Peshawar.
3. DEO(M) Secy; Charsadda.
4. DAO Charsadda.
5. Principal/Headmasters concerned.
6. Supdt; E/Branch.
7. PA to DSE NWFP Peshawar.
8. P/File.

[Handwritten Signature]

for Divl; Director of Education (Schools), Peshawar Division Peshawar.

No - 1959-79 dt. 13/9/1997

ATTESTED

Phone No; 218519
OFFICE OF THE DIVL: DIRECTOR OF EDUCATION(S) PESHAWAR DIVN: PESHAWAR.

APPOINTMENT

Appointment of the following person(s) is hereby ordered against the post of PL [unclear] at Rs; 16570 fixed plus usual allowances as admissible under the rules in BPS (20) (Rs; 16) at the Institution noted against each name.

S/No; Name, Qualification & Address	Posted at	Remarks
Mohammad Hayat No Said Ghulam W.P.O. Harichand Peh. Pargi (BA)	G.M.S. Tarsarali Charsadda	W. R. of 1-7-76

TERMS & CONDITIONS

1. His/Her appointment is purely temporary & liable to termination at any time without assigning reasons OR Notice.
2. In case of resignation he/she will have to submit one Month's prior notice to the Deptt; OR forfeit one month's pay in lieu thereof to the Govt;
3. He/She is required to produce health & age certificate from the Medical authority concerned before taking over charge provide he/she is not in Govt; service.
4. He/She should not be allowed to take over charge if his/her age is less than 18 years OR above 30 + 2 years (years).
5. His/her appointment is subject to further condition that he/she is Domiciled of NWFP.
6. All original Educational character & Domicile certificate should be thoroughly checked before handing over charge, if necessary it should be verified from the Institutions concerned.
7. If he/she fails to take over charge of the post within one month of the receipt of this order the offer of appointment shall stand cancelled.
8. Charge reports should be submitted to all concerned.
9. No TA/DA etc is allowed.
10. He/She should be given test in Nazira Quran & Pakistan studies & result intimated to this office.

DIVL: DIRECTOR OF EDUCATION(SCHOOLS),
PESHAWAR DIVISION PESHAWAR.

Order No; 6156-6 / Dated Peshawar the 4/7/1996

- Copy to the:-
1. DEO(M/F) Secy; Charsadda
 2. At, NWFP/Teacher/D.O Charsadda/Itwahan.
 3. Principal, Headmaster/Headmistress G.M.S. Tarsarali
 4. Candidate concerned.
 5. Supt; E/Branch.
 6. P/Files.

J. Khan
Secretary

[Signature]
Divl: Director of Education (Schools),
Peshawar Division Peshawar.

ATTESTED

1. a) The Establishment Department (Regulation Wing) vide Notification No.SOR.VI(E&AD) 2-46/2010 dated 4/10/2012 has issued the Sacked employees(Appointment Act 2012) passed by Provincial Assembly Khyber Pakhtunkhwa.
- b) Applications of various sacked employees who were appointed on different cadre posts In the Education Department has been received in this office during the stipulated period of one Month.
- c) The documents received in this regard has been scrutinized and found in order. According to the said act, the candidate who is older in age will be appointed first and their merit lists have been prepared on the same pattern.
- d) As per Act, 30 percent post of the available vacancies will be given to sacked employees and they will be appointed according to their merit according to their age.
- e) This office has sought guidance regarding their qualification from the Establishment Department through Elementary & Secondary Education Department. The sacked employees will be re-appointed on the qualification and experience mentioned in the service rules at that time.
- f) The following posts Male/Female are lying vacant according to 30% share against which these employees will be appointed.

Nomenclature of post.	No of Vacancies Male	No of Sacked employees To be appointed (Male)	No.of Vacancies Female	No of No of Sacked emp To be appointed Female)
CT	5	5	2	2
DM	2	2	-	-
PET	2	2	1	1
At	5	5	2	2
TT	5	5	1	1
Qari	-	-	2	2
Lab Assistant	2	2	1	1
Junior Clerk	3	3	-	-
PST	2	2	-	-

If agreed to, this case may be submitted to the District Coordination Officer Charsadda For further necessary action and seeking his approval as the sacked employees simultaneously visiting this office for their appointment.

Supdt./ADO/DD/EDO

*Person above for your kind approval
order please.
May be signed if agreed please*

[Signature]

DA.
22.12.2012

~~TESTED~~

3. The case has been carefully prepared and the posts are available as per para. 1. The case may be approved

4. E.O.O.

The sacked employees are to be appointed on 30% share in the existing vacancies on the prescribed qualification mentioned in the service rules 1993-1998 at that time

So it is requested to accord approval in this regard please.

[Signature]
22/12/11

5. ~~D.O.O~~

Para 3 above approved, subject to the condition to follow the act/criteria carefully/in order.

[Signature]
30/12/12

BDO (B)

No-949 D.O./chd.


Dated:


ATTESTED

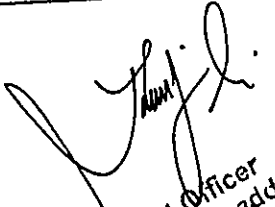
OFFICE OF THE EXECUTIVE DISTRICT OFFICER E&SE CHARSADDA
MERIT LIST for RE-INSTATEMENT OF SACKED EMPLOYEES TERMINATED DURING 1996-98

PET (MALE)													
i.#	Name of Sacked Employee with CNIC No	Father's Name	Name of School	D/O Birth	D/O 1st Apptt:	D/O Termination	District/ Agency of Domicile	Nomenclature of the post with BPS	Apptt order Available	Termination order available	Service book copy/ pay roll	Qualif: at the time of Apptt:	Professional Qualification
							Chd	PET B-9	Available	Available	Available	FA	DPE
1	Zia uddin 17101-0373625-3	Khair Muhd	GHS Turnab	1/12/1967	27/11/1996	13/2/1997	Chd	PET B-9	Available	Available	Available	MA	JDPE
2	Muhammad Hayat 17102-1156838-5	Said Ghulam	GHS Utmanzai	18/8/1974	4/7/1996	13/9/1997	Chd	PET B-9	Available	Available	Available	FA	
3	Alamzeb 17102- 762821-3	Abdul Manan	GMS Shaheedan	1/8/1969	4/2/1996	13/2/1997	Chd	PET B-9	Available	Available	Available	FA	
4	Waheed gul 17102-1947309-3	Raham Gul	GMS Umerzai	15/1/1971	4/7/1996	12/2/1997	Chd	PET B-9	Available	Available	Available	BA	
5	Askar Alam 17102-6132377-7	Musafar Khan	GMS Tangi No-2	15/3/1971	31/10/1995	13/2/1997	Chd	PET B-9	Available	Available	Available	FA	
6	Sheraz	Muhd Tahir	GHSS Manga Dar	8/5/1971	17/11/1994		Chd	PET B-9	Available	Available	Available	FA	
7	Mujahid Shah 17101- 4646104-9	Tasbih Ullah	GMS Marchaki	3/5/1973	23/10/1996	22/6/1997	Chd	PET B-9	Available	Available	Available	FA	

ATTACHED


 Assistant District Officer
 (E&SE) Charsadda.


 EXECUTIVE DISTRICT OFFICER
 CHARSADDA


 District Officer
 (E&SE) Charsadda.

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (E&SE) CHARSAZZA.

(28)

ORDER.

Consequent upon the recommendations of Departmental Selection Committee and approval Of the competent authority, (District Coordination Officer Charsadda), the following candidates are hereby appointed as PET in BPS-15 (Non pensionable) plus usual allowances as admissible under the rules against the vacant posts at the schools mentioned against each in the interest of public service with effect from the date of their taking over charge .

S.No	Name	Father Name	Address	Posted at	Remarks.
1	Ziaud Din	Khair Muhammad	Kuladhand	GHSS Umarzai	A.V. Post
2	Muhammad Hayat	Said Ghulam	Utmanzai	GHS Turlandi	A.V.Post

Note:- All the Drawing and Disbursing Officers are directed to verify their Academic and Professional Certificate/degrees etc from the quarters concerned before starting their salaries otherwise They will be held responsible for the consequences if occurred in this regard.

TERMS AND CONDITIONS.

1. The appointment is made purely on temporary basis and is liable to termination at any time Without assigning any reason or notice.
2. Their service will be on regular basis but not pensionable and they will contribute to CP fund.
3. They will be abide by the rules and regulations issued from time to time by the Provincial Govt.
4. Their appointment has been made in the light of Sacked Employees Appointment Act 2012.
5. They should obtain Medical fitness certificate from the Medical Superintendent concerned.
6. In case of resignation from service, they will have to submit one month prior notice or forfeit One month pay to Government.
7. They should take over charge within one month after the receipt of this appointment letter otherwise the offer of appointment shall stand cancelled after one month.
8. Charge reports should be submitted to all concerned.
9. No Ta/DA etc is allowed on joining duty being 1st appointment.

(Attaullah Khan)
Executive District Officer
E&SE Charsadda.

Endst:No. 3917-22 / Appointment/PET/dated Charsadda the 31-12- /2012

Copy for information and necessary action to the:-

1. District Coordination Officer Charsadda.
2. District Accounts Officer Charsadda.
3. Principal concerned.
4. District Officer (M) Charsadda.
5. Candidate concerned.
6. Office file.

ATTESTED

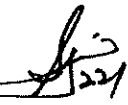
Executive District Officer
E&SE Charsadda

SHOW CAUSE NOTICE.

(21)

I Siraj Muhammad District Education Officer (Male) Charsadda, as competent authority under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) rule 2011 do hereby serve you Mr. Muhammad Hayat PET GHS Turlandi as follows.

1. (i). Consequent upon the completion of inquiry conducted against Mr. Atta Ullah EX-EDO by the enquiry officer/enquiry committee enquiry report received to this office by Government of Khyber Pakhtunkhwa (E&SE) Department vide No.SO(S/M)E&SED/4-17/2013/Atta Ullah Khan Ex-EDO/Chd Dated May 12, 2014 duly approved by the Honourable Chief Minister Khyber Pakhtunkhwa Peshawar, your appointment/ re-instatement as PET in Sacked Employee Quota has been proved illegal.
- (ii). I am satisfied that as per the recommendation iv, of the said report you have been illegally re-instated in service.
2. As a result thereof I as competent authority have tentatively decided (in the light of inquiry report) to impose upon you the penalty of removal from service/termination under rules 4-B-III of the said rules.
you are, therefore, required to show cause as to why the aforesaid penalty should not be imposed upon you and also intimate whether you desired to be replied in this regard.
3. If no reply to this notice is received within seven days or not more than 15 days of its delivery, it shall be presumed that you have no defense to put in and in the case on Ex-Parte action shall be taken against you.
4. A copy of the findings of the enquiry officer/enquiry committee is enclosed.


 22/7/14
 COMPETENT AUTHORITY,
 DISTRICT EDUCATION OFFICER,
 (MALE) CHARSADDA.

ضیاب عالی -

سید ذوالفقار حسین تاراندی سے دریافت کیا گیا ہے کہ وہ 5/8/14 کو ملازمین کی فہرست میں شامل ہوئے۔
 لیکن ان کی ملازمت کا آغاز 9/8/14 کو ہوا ہے۔

Received
 9/8/14

~~ATTESTED~~


OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) CHARSAJDA

(22)

OFFICE ORDER

Consequent upon the judgment delivered in Execution Petition No. 245/2017 on dated 19/07/2018 in Service Appeal No. 326/2015 titled Muhammad Hayat on dated 16/10/2017 by the Hon'ble Khyber Pakhtunkhwa Service Tribunal whereby respondents were directed to comply with the orders in the above mentioned service appeal hence, the termination order dated 19-09-2014 is hereby withdrawn and posted at GHS Harichand Charsadda against the vacant post of **Physical Education Teacher** in BPS-15 (Rs: 16120-1330-56020) @Rs: 16120/- plus usual allowances as admissible under the rules ^{from} on 16-10-2017 and as from the date of the decision of the Service Tribunal conditionally till the final disposal of the Civil Petition for Leave to Appeal (CPLA) pending before the Apex Court of Pakistan. The order dated 01/09/2018 is hereby amended with same endorsement no and date.

- Note: -
1. Necessary entry to this effect should be made in his Service Book.
 2. Their school principal are directed to work out their arrear bills and submit to the DAO Charsadda.
 3. The amount paid in this regard will be recoverable if the decision of the Apex Court came against this teacher.

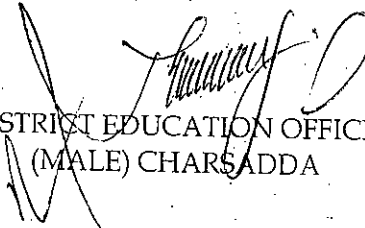

Principal
GHS Harichand
Charsadda

(JEHANGIR KHAN)
DISTRICT EDUCATION OFFICER
(MALE) CHARSAJDA

Endstt: No 11273-77 / Date 08/5 /2019
Copy for information to the:

1. District Accounts Officer, Charsadda.
2. Deputy District Education Officer (M) local office.
3. Head Master Concerned.
4. Cashier local office.
5. Master file.

ATTESTED


DISTRICT EDUCATION OFFICER
(MALE) CHARSAJDA

DOCS OF 1st / INITIAL APPOINTMENT ETC (23)

(For use in Police Department only)

Heirs: ③ Passed B.A Exam: from University of Peshawar under Roll no: 17313 in the Session 1998/9 & obtained 272 marks out of 550 marks.
 2. Result declared on 28/6/1999
 3.

[Signature]
 Head Master
 Govt High School Turlandi
 Charsadda

Verification Roll No. _____ dated _____ received back. _____

④ Passed M.A Examination from University of Peshawar under Roll no: 38198 in the session 2007/08 and obtained 521 marks out of 1100.
 Result declared on 5/10/2008
 Left Thumb-Impression

[Signature]
 Head Master
 Govt High School Turlandi
 Charsadda

Qualifications	Date	Qualifications	Date
English	②:- Passed F.A Exam: (A) from Peshawar Board NWFP - under Roll No: 164921 in 1995 -	First Arts	
Pushto	Marks obtained 516 - out of 1100 - with 2nd div.	B.L. or B.A.	
Urdu		Pleadership Examination	
Plan-Drawing		Training School Final Examination	
Finger Print	<i>[Signature]</i> Head Master Govt. High School No. 2 Wamanzai Charsadda	Other Qualifications:—	
Drill Instructing			

⑤ Passed S.D.P.E From SDC Court Duties under Roll No: 24764 securing marks 1198 out of 1500 in the Session 2008. Result declared on 17-5-2009
 Reserve Duties
[Signature]
 GHS Turlandi
 Charsadda

⑥ Passed S.S.C. Exams from the Board of Intermediate & Secondary Education Peshawar under Roll-No: 241758 in Session 1992. Marks obtained = 432 - out of 850 -

N.B. - Line to be drawn under the qualification possessed.

ATTESTED

[Signature]
 Head Master
 Govt. High School No. 2
 Wamanzai Charsadda

The entries in this page should be renewed or re-attested at least every five years and the Signature to lines 9 and 10 should be dated.

1. Name: Mohammad Hajat

2. Race: Afghan

3. Residence: Village Harchand Teh: tanzi - Dist: Charoata


4. Father's name and residence: Said Ghulabon

5. Date of birth by Christian era as nearly as can be ascertained: = 18-8-1974 - (Eighteen August nineteen hundred & seventy four)


6. Exact height by measurement: 5' 6"


7. Personal marks for Identification

8. Left hand thumb and Finger Impression of (Non-Gazetted) Officer.

Little Finger 

Ring Finger 

Middle Finger 

Fore Finger 


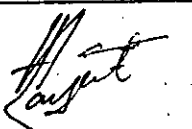


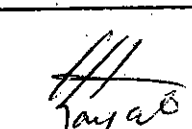
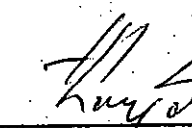
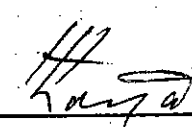
Thumb 

9. Signature of Government Servant: H. Hajat

10. Signature and Designation of the Head of the Office, or other Attesting Officer: [Signature]
Head Master
Govt. High School No. 3
Guzanji Charoata

ATTESTED

9 Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	10 Date of termination of appointment	11 Reason of termination (such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting Officer	13 Leave		14 Signature of the head of the office or other attesting officer	15 Reference to any recorded punishment or censure, or reward or praise of the Government Servant
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
					Period		
<p><i>Ahmed Jinn</i> Head Master E.S. Utmanzai No. 2 Charsadda</p>	30/11/96					<p>Appointed against the vacant PBT post at GHS Utmanzai No 2 - vide DDECS) Pesh. Division Peshawar order Exdt No: 9311-15 (C) Dt: 21-10-1996 -</p>	
<p><i>Ahmed Jinn</i> Head Master E.S. Utmanzai No. 2 Charsadda</p>		<p>Terminated vide DDECS) Pesh. Exdt No 26-6-97</p>	<p><i>Ahmed Jinn</i> Head Master Govt. High School No. 2 Utmanzai Charsadda</p>			<p><i>Ahmed Jinn</i> Head Master Govt. High School No. 2 Utmanzai Charsadda</p>	
			<p>TNO 715 26/8/97</p>				
			<p>Drawn ad hoc relief given w.e.f 3/97 to 25/6/97 to <i>Muhammad</i> to Rs 1150/- at the rate of PBT, Termination Rs 300/-</p>				
			<p>Distt. Accounts Officer Charsadda Pesh. Exdt No 26-6-97</p>				
						<p><i>Ahmed Jinn</i> Head Master Govt. High School No. 2 Utmanzai Charsadda</p>	
			<p>ATTESTED</p>				

1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary	If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371	Pay in substantive Post	Additional Pay for officiating.	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Government Servant
P-E-T Post G.H.S Tarkandi Chd	Revised	B.P.S. No. 15	(8500-700-29500)			02/01/2013	
P.E.T. GHS Zahid Abad Temp. Charsadda.			/				
Zahid Abad Chd.	- // -		Rs. 8500/- PM			14/03/2013	
- // -			Rs. 9200/- PM			1/12/2013	
DET Post GHS Dhakki			Rs. 9200/-			2/12/2013	
- do -			Rs. 9900/PM			1/12/2014	
	sent	Revised B-15	(10985-905-38135)				
			Rs. 12795/PM			1/2/2015	
			Rs. 13700/PM			1/12/2015	

~~ALISTED~~

Servant	9	10	11	12	13		14	15
	Signature and Name of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting Officer	Leave		Signature of the head of the office or other attesting officer	Reference to recorded punishment or censure, or reprimand or praise of the Government Servant
					Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitible to another Government		
					Period	Government to which debitible		
	Head Master Govt High School Turlandi Charsadda	13-03-2013 (Paw)	Transfer	Head Master GHS Turlandi Charsadda		Re-appointed, as PET vacant post under the Act, Served employees' 2012 at GHS Turlandi.		
	Head Master G.H.S. Zahid Abad Chd.	30/11/2013	Al/mer	Head Master G.H.S. Zahid Abad Chd.		vide EDO (E/S) Cd. his No. 3917-22-2012 Dated 31-12-2012		
	Head Master G.H.S. Zahid Abad Chd.	2-12-2013	Transfer To GMS Daktar	Head Master G.H.S. Zahid Abad Chd.				
	Dy. D.E.O (M) Charsadda					TNO 86360 15/12 Drawing pay and		Head Master Govt High School Turlandi Charsadda
	Dy. D.E.O (M) Charsadda	13/03/13	S-1	Dy. D.E.O (M) Charsadda		Source verified for allow; w/f 2-01-2013 to 20-02-2013		
	Dy. D.E.O (M) Charsadda	30/11/13	Al/mer	Dy. D.E.O (M) Charsadda				
	Dy. D.E.O (M) Charsadda	30/11/13	S-1	Dy. D.E.O (M) Charsadda		Service Verified w.f. 1-3-2013 to 30-11-2013 from the eq:roll and other record of this office.		

ATTESTED

Head Master
G. H. S.
Zahid Abad Chd.

1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary	If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371	Pay in substantive Post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Government Servant
GMS PRJ Dharki		B-15 (13510-1120-47110)	RS = 16870/- ✓			12/2016	[Signature]
-do-			RS = 17990/PM ✓			12/2016	[Signature]
		S-R B-15 (16120-1330-5600)					[Signature]
-do-			RS = 21440/PM ✓			12/2017	[Signature]
-do-			RS = 22770/PM ✓			12/2017	[Signature]
PET Post GMS-Dharki			RS = 17450/PM			9/2018	[Signature]
J							

ATTESTED

9	10	11	12	13		14	15
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting Officer		Government to which debitable	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant
Dy: D.E.O (M) Charsadda	30/11/16	A/m	Dy: D.E.O (M) Charsadda				
Dy: D.E.O (M) Charsadda	30/6/17	S/R	Dy: D.E.O (M) Charsadda				Passed B.Ed. Examination from AL Khair University, CAJK Under P.No. 14797 in the Section 2506 1st Division. And obtained 779/100 Marks
Dy: D.E.O (M) Charsadda	30/11/2017	A/m	Dy: D.E.O (M) Charsadda				
Dy: D.E.O (M) Charsadda	23/11/2018	Transfer	Dy: D.E.O (M) Charsadda				The Re-appointment/Appointment order issued by the DEO (ESE), Chd: Vide Enclt No-3917-22 Apptt/RET dated 31-12-2016 is hereby cancelled vide Enclt. No-8798-8804 dt-19, as his re-appointment in service was not caused under K.P.K sacked employees (Appointment) Act-2012 vide notification issued by Govt of K.P.K ESE Department No. 50 (S/M) ESESD/4-17/2013/Amadua
							Chd: EDO Chd: Dated: 12-5-2014 under Para (N)
							Dy: D.E.O (M) Charsadda

1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary	If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive Post REVISED ENTRY	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Government Servant
PET							
GHS Harichand (chd)		BPS No 15 (8500-700-29500)	Rs. 9900/- P.M.			12/14	
		BB-PS No 10 (10885-905-38135)	Rs. 12785/- P.M.			17/15	
			Rs. 12785/- P.M.			12/15	
		BPS-15 (13510-1120-47110)					
			Rs. 15750/- P.M.			17/16	
			Rs. 15750/- P.M.			12/16	
		BPS No 15 (16130-1330-58020)					
			Rs. 18780/- P.M.			17/17	
			Rs. 18780/- P.M.			12/17	
			Rs. 18780/- P.M.			19/2018	
			Rs. 18780/- P.M.			12/18	
<p>ATTESTED</p>							

Principal
GHS Harichand
Charsadda

9 Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	10 Date of termination of appointment	11 Reason of termination (such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting Officer	13 Leave		14 Signature of the head of the office or other attesting officer	15 Reference to any recorded punishment or censure, or reward or praise of the Government Servant	
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government			
					Period			Government to which debitable
Principal GHS Harichand Charsadda	12/9/18	30/11/18	Principal GHS Harichand Charsadda					
Principal GHS Harichand Charsadda							<p>Wof 16/10/17 to 31/8/2018.</p> <p>PN No 271 dt 9/5/19.</p> <p>Source III for Rs: 36935/-</p> <p>Account of pay allowed by</p> <p>16/10/17 to 31-8-2018</p> <p><i>[Signature]</i></p> <p>District Accounts Officer</p>	
<p>Consequent upon the decision</p> <p>Dated 10/7/19 by the Hon'ble Khyber</p>								
<p>TR: 425 dated: 20/8/2019</p> <p>Source III verified for</p> <p>Account Rs: 43191/- in A/c of</p> <p>Pay & Allowance wof: 17/7/10</p> <p>To 31/8/18.</p> <p><i>[Signature]</i></p> <p>District Accounts Officer</p> <p>Charsadda</p>				<p>Pakistan Service Tribunal, the</p> <p>Competent authority i.e. District</p> <p>Education Officer (male) Charsadda</p> <p>has been pleased to accord a</p> <p>Sanction of earned leave for</p> <p>46 days in r/o incumbent. Ayaq</p> <p>PEI G. HS. Harichand. Leave account</p> <p>must be prepared and entry to the</p> <p>Effect should made in his</p> <p>Service book.</p>				
<p>ATTESTED</p>				<p>Principal GHS Harichand Charsadda</p>				

①



BEFORE THE SERVICES TRIBUNAL, KPK, PESHAWAR

Service Appeal No. 326 /2015

**K.W.P. Province
Service Tribunal
Diary No. 347
Dated 16-4-2015**

Muhammad Hayat S/o Said Ghulam
R/o Harichand, Tehsil Tangi, Distt Charsadda.....Appellant

VERSUS

1. Govt of KPK through Secretary Education
 2. Director Elementary & Secondary Education,
KPK, Peshawar
 3. Deputy Director (Establishment)
Elementary & Secondary Education,
KPK, Peshawar
 4. Executive District Officer (E&SE), Peshawar
 5. District Education Officer (Male)
District Charsadda
 6. Deputy Director (Establishment)
Elementary & Secondary Education, KPK, Peshawar
-Respondents

Appeal u/s 4 of the Service Tribunal Act, 1974 against the impugned order of respondent No.5 dated 19.09.2014 whereby the petitioner's reinstatement order dated 31.12.2012 was cancelled as well as against the impugned order of respondent No.3 dated 23.02.2015, whereby the departmental appeal of the appellant was turned down.

Filed in-424
[Signature]
16/4/15

ATTESTED
[Signature]

ATTESTED
[Signature]
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

137

Appeal No. 326/2015
M. Hayat vs Govt



16.10.2017

Counsel for the appellant and Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Daud Jan, Supdt for respondents present. Arguments heard and record perused.

This appeal is also accepted as per detailed judgment of today placed on file in connected service appeal No. 62/2015 entitled "Zahid Ali -vs-Govt: of Khyber Pakhtunkhwa through its Chief Secretary, Civil Secretariat, Peshawar and 4 others". Parties are left to bear their own cost. File be consigned to the record room.

Announced self Ahmad Hassan,
16.10.2017 Member

self-M. Hamid Nughal,
Member

Certified to be true copy
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Presentation of Application 08-12-17
Number of Words 800
Copying Fee 600
Urgent 200
Total 800
Name of Copy M. Hamid Nughal
Date of Copying of Copy 08-12-17
Date of Delivery of Copy 08-12-17

ATTESTED

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Appeal No. 62/2015

Date of Institution ... 31.03.2015

Date of Decision ... 16.10.2017



Zahid Ali S/O Muslim Khan
R/o Mohallah Sadran, Nisatta,
District Charsadda.

... (Appellant)

VERSUS

1. Govt. of Khyber Pakhtunkhwa through its Chief Secretary, Civil Secretariat, Peshawar. and 4 others. ... (Respondents)

MR. MUHAMMAD IJAZ KHAN SABI,
Advocate

--- For appellant.

MR. ZIAULLAH,
Deputy District Attorney

... For respondents

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

MR. AHMAD HASSAN,
MR. MUHAMMAD HAMID MUGHAL

...

MEMBER(Executive)

....

MEMBER(Judicial)

JUDGMENTAHMAD HASSAN, MEMBER:-

This judgment shall dispose of the instant service appeal as well as connected service appeals no. 63/2015 titled Shah Hussain and no. 326/2015 titled Muhammad Hayat as similar question of law and facts are involved therein.

2. Arguments of the learned counsel for the parties heard and record perused.

FACTS

3. The brief facts are that the appellant was appointed as Arabic Teacher on 31.10.1996. He alongwith other employees were sacked in 1997. That under the provisions of Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012

~~ATTESTED~~

appellant was reinstated in service on 31.12.2012. Thereafter again vide impugned order dated 22.07.2014 he was removed from service. He preferred departmental appeal on 12.08.2014 and subsequently filed writ petition before the august High Court as the Tribunal was not functional. Later on on the directions of the Hon'able High Court the appellant preferred instant service appeal on 31.03.2015.

ARGUMENTS

4. Learned counsel for the appellant argued that he was appointed as AT after observance of codal formalities vide order dated 31.10.1996. That his services were terminated on 26.06.1997 being not appointed on merit. Thereafter through another order dated 31.12.2012 again on the recommendations of DSC he was reinstated/appointed against the same post. On the allegations of illegal appointments an inquiry was conducted against ex-EDO Education Charsadda. Resultantly, vide impugned order dated 22.07.2014 reinstatement order of the appellant was withdrawn because his appointment was not covered under Khyber Pakhtunkhwa Sacked Employees (Appointment) Act 2012. As this Tribunal was not functional so the appellant filed writ petition no. 3590/2014 in Peshawar High Court and was disposed of vide judgment dated 12.01.2015. Proper inquiry and opportunity of defense was not afforded to the appellant before passing order of termination of services. Hence, he was condemned unheard. Moreover, well settled principle of "*Audi Altram Pertrum*" was also violated by not providing opportunity of personal hearing to the appellant. Even Mr. Attaullah, Ex-EDO in his statement before the inquiry officer admitted that the appellant was fully eligible for appointment/reinstatement.

5. Learned Deputy District Attorney argued that the appellant was not qualified for appointment and also hired on fixed pay. That the appellant does not

ATTESTED

ATTESTED

EXAMINER
Khyber Pakhtunkhwa

49

fulfill the criteria given in the Sacked Employees Act for reinstatement. He was reinstated in 2012 without observance of codal formalities. All codal formalities were observed before terminating the services of the appellant

CONCLUSION.

6. Careful perusal of record would reveal that as appointment of the appellant was not made on merit so his services were terminated vide order dated 26.06.1997. Thereafter, through another order and on the recommendation of DSC he was reinstated/appointed vide order dated 31.12.2012. This order was not only issued with the approval of DCO, Charsadda but in para-4 of the appointment order it was clearly mentioned that appointment was made under Sacked Employees (Appointment) Act, 2012. It clearly manifests that the appellant was eligible for appointment as T.T and their initial appointment was made according to invogue policy. On the allegations of illegal appointment an enquiry was conducted against Mr. Attaullah Khan, Ex-EDO (Education), Charsadda. Resultantly, upon the recommendations of the enquiry officer respondents vide impugned order dated 22.07.2014 withdrew his appointment order being not covered under Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012. As regards recommendations of inquiry officer regarding Mr. Zahid it is mentioned restatement order dated 31.12.2012 and termination order were not available so his reinstatement is irregular. First it has not been termed as irregular and any conclusion finding without backing of relevant record has not legal effect. Both the documents are available on record and were repeatedly discussed during the hearing of appeal. Contention of the learned counsel for the appellant that his appointment was made on fixed pay is not based on facts. Perusal appointment order dated 31.10.1996 shows that he was appointed BPS-09 on fixed pay alongwith usual

~~ATTESTED~~

ATTESTED

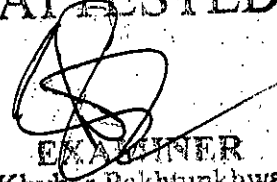
ATTESTED
Khyber Pakhtunkhwa

(41)

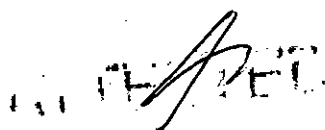
allowances. Hence, it cannot be termed as appointment on fixed pay. Moreover, his appointment was made according to the invogue policy. It has not been contested by the respondents in their comments. Even the Finance Department vide order dated 30.10.2009 allowed annual increment/running pay scale to untrained teachers who were subsequently regularized upon acquiring requisite training. So far as the issue that his appointment is not covered under 2012 Act, it has adequately been explained in judgment of Peshawar High Court dated 24.12.2014 rendered in Writ petition no. 1662-P/2013. Para-8 of the judgment is reproduced below:-

Learned AAG argued with vehemence that the petitioners' case is not covered by the Act as its provisions in unequivocal terms postulate that relief under the Act will be given only to those sacked employees who were appointed on regular basis to a civil post possessing the prescribed qualification (emphasis supplied). According to the learned AAG, as at the time of their appointments, the petitioners were not equipped with the professional qualification, therefore, they cannot be considered under the Act. We are afraid to be in agreement with the learned AAG on his above submission because at the time of appointment of the petitioners as un-trained teachers pursuant to which petitioner were taken into service where-after they had performed their duties for years and services of some of them were later on regularized.

ATTESTED


EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

7. There cannot be two opinions that after reinstatement/appointment vide order dated 31.12.2012 appellant being a civil servant was required to be dealt with according to prevailing rules and by following prescribed procedure. However, with one stroke of pen appointment order was unilaterally withdrawn on the basis of inquiry conducted against Ex-EDO Charsadda Appellant was not treated according to Article-4 and 10(A) of the constitution, hence, he was condemned unheard. Treatment meted out to the appellant is also against the principles of natural justice and numerous judgment of superior courts on fair trial and due process of law.



42

8. It has also been mentioned in the said judgment that similarly placed colleagues of the petitioners have been reinstated by the department in pursuance the judgment of this Tribunal. As such it is a cardinal principal of law that similarly placed persons should be treated equally and without any discrimination, as enshrined in Article-4 and 25 of the Constitution.

9. As a sequel to above, the appeal is accepted and impugned order dated 22.07.2014 is set aside and the appellant is reinstated in service. The intervening period may be treated as leave of the kind due. Parties are left to bear their own costs. File be consigned to the record room.

Announced
16.10.2017

SD/ Ahmad Hassan,
Member




SD/ M. Hamid Mughal,
Member

Certified to be true copy
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Presentation of Application	08-12-17
Number of Words	2000
Copying Fee	12.00
Urgent	2.00
Total	14.00
Name of Copyist	
Date of Completion of Copy	08-12-17
Date of Delivery of Copy	08-12-17

ATTESTED

43

قیمت 50 روپے	29558	  
ایڈویکٹ: <u>سیال احمد شہزاد</u> بار کونسل ایسوسی ایشن نمبر: <u>bc-10-</u> رابطہ نمبر: <u>0300-9021228</u>		
پشاور بار ایسوسی ایشن، خیبر پختونخواہ		

بعدالت جناب: کے پی سرورس ٹریسٹ

مخائب: <u>ایپیل</u>	دعویٰ: <u>APPEAL</u>
<u>مخائب</u>	علت نمبر: <u>/</u>
<u>بنام</u>	مورخہ: <u>/</u>
<u>D-E-O (male)</u>	جرم: <u>/</u>
<u>Charsadda</u>	تھانہ: <u>/</u>
باعث تحریر آنکہ	

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

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

المرقوم: 14/2019

مقام پشاور کے لیے منظور ہے۔

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

accepted by

محمد زاہر اور

Handwritten signature

Handwritten signature