

4 25.06.2015

None present for appellant. Notice be repeated to appellant and his counsel for preliminary hearing for 27.7.2015 before S.B.


Chairman

5 27.07.2015

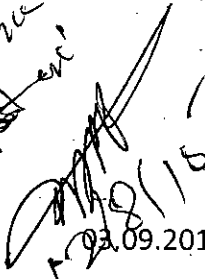
None present for appellant. Record perused according to which the appellant is confined in Sub-Jail Karak. Let notice be issued to the appellant through Incharge Superintendent, Sub-Jail Karak for 10.8.2015.


Chairman


6 10.08.2015

None present for appellant. Since the appellant is confined to Sub-Jail Karak as such notice be repeated for 3.9.2015 before S.B.


Chairman

*Lawyer / Bar
Petitioner
Not here!*

03.09.2015

None present for appellant despite repeated calls. The Court time is about to over. Counsel for the appellant has noted the date and acknowledged the service by signing the margin of the order sheet but non is in attendance on behalf of the appellant. Dismissed for want of prosecution.





Chairman
03.09.15

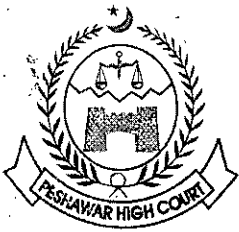
ANNOUNCED
03.09.2015

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 604/2015

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	04/06/2015	<p>The present appellant initially went in Writ Petition before the Hon'ble Peshawar High Court Bannu Bench and the Hon'ble High Court vide its order dated 07.05.2015 while treating the Writ Petition into an appeal and has sent the same to this Tribunal for decision in accordance with law. The same may be entered in the Institution register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	5-6-15	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>9-6-2015</u></p> <p style="text-align: right;"> CHAIRMAN</p>
3	09.06.2015	<p>None present for appellant. Notice to counsel for the appellant be issued for 25.6.2015 for preliminary hearing before S.B.</p> <p style="text-align: right;"> Chairman</p>



THE
PESHAWAR HIGH COURT,
BANNU BENCH

All the Communications should
be addressed to the Additional
Registrar of this Bench.

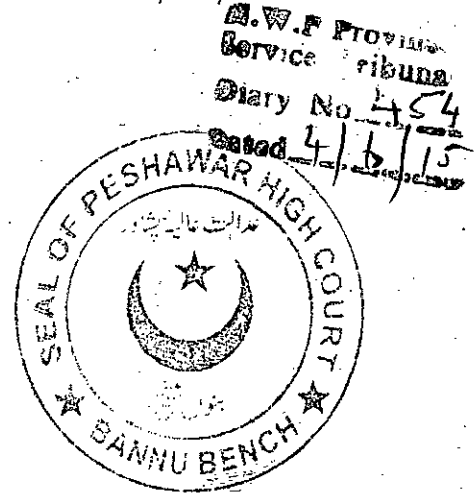
Office: +92-928-9270393
Fax: +92-928-9270394
Email: phcbannubench@yahoo.com

No: 1046-3 WP P.H.C Bannu Bench

Dated: 11/05/2015

From The Additional Registrar,
Peshawar High Court,
Bannu Bench.

To The Registrar,
Service Tribunal,
KPK, Peshawar.



Subject: TRANSMISSION OF W.P NO. 74-B/2015

Din Badshah Petitioner

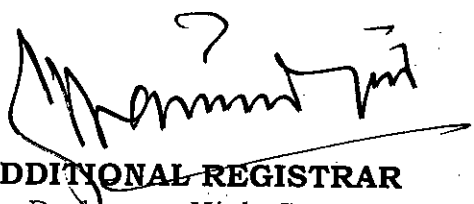
Versus

I.G Police KPK etc. Respondents

Respected sir,

I am directed to send herewith the titled case in original
alongwith spare copy, being treated as appeal of service tribunal vide order
dated 7.5.2015 passed by Hon'ble D.B of Peshawar High Court, Bannu
Bench.

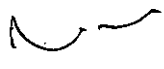
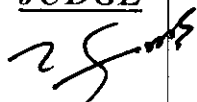
Please, acknowledge receipt of this case file.

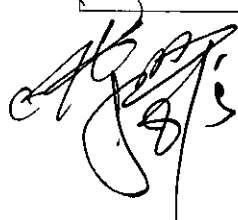

ADDITIONAL REGISTRAR
Peshawar High Court
Bannu Bench

Enclosed:
As above.

PESHAWAR HIGH COURT, BANNU BENCH

FORM OF ORDER SHEET

Date of order or proceedings	Order or other proceedings with signature of Judge(s)
(1)	(2)
07.5.2015.	<p><u>W.P.No.74-B/2015.</u></p> <p><u>Present:</u> Mr. Salamat Shah Mahsood, Advocate for the petitioner. ***</p> <p><u>IKRAMULLAH KHAN, J.-</u> After arguing the matter at a certain length, when learned counsel for the petitioner was confronted with the situation that the instant matter falls within the jurisdiction of Services Tribunal, he requested that the instant petition may be treated as appeal and sent to Services Tribunal.</p> <p>2. As the matter involved in the instant case squarely falls within the purview of terms and conditions of services, therefore, we treat this petition as an appeal and send it to Khyber Pakhtunkhwa Service Tribunal for disposal.</p> <p><u>Announced.</u> <u>Dt:07.5.2015.</u> <u>Habib/*</u></p> <p style="text-align: right;"> <u>JUDGE</u>  <u>JUDGE</u></p>



IN THE PESHAWAR HIGH COURT BANNU BENCH

Service Appeal No. 604/2015

Writ Petition No. 74-B 12014Din Badshah Ex Constable No. 227..... **Petitioner****VERSUS**1. Inspector General of Police KPK etc..... **Respondents****INDEX**

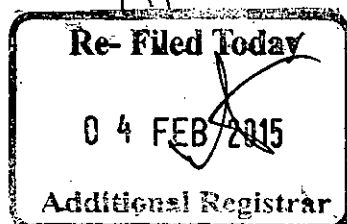
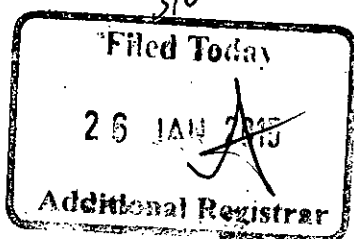
S.No.	Description of Documents	Annex	Pages
1.	Writ Petition	—	1-4
2.	Addresses of the parties	—	5
3.	Affidavit	—	6
4.	Order of respondent No. 2	A	7
5.	Order of respondent No. 3	B	8
6.	Application before respondent No. 1	C	9
7.	Court Fees	—	10
8.	Wakalat Nama	—	11

Petitioner:

Date 24/1/15

Through:

Salamat Shah Mehsood
Advocate,
Peshawar High Court
Bannu Bench.
No. 0302-8029145



IN THE PESHAWAR HIGH COURT BANNU BENCH

Service Appeal No. 604/2015

Writ Petition No. 74-B /2015

Din Badshah Ex Constable No. 227 of Police Department District Karak
S/O Waja Din R/O Tehsil Takhte Nasrati, District Karak now confined in
Sub Jail Karak.....**Petitioner**

VERSUS

1. Inspector General of Police KPK
2. D.I.G. of Police Kohat Region (Kohat)
3. District Police Officer District Karak
4. SDPO Circle Takhte Nasrati District Karak
5. Provincial Govt. through Home Secretary *at Peshawar KPK*
6. Additional Advocate General at Bannu

.....**Respondents**

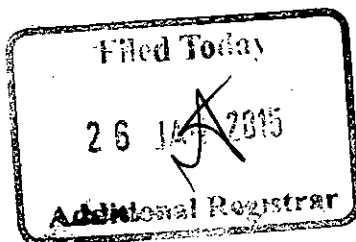
WRIT PETITION AGAINST THE ORDERS OF RESPONDENT No

2 & 3, WHERE IN THE PETITIONER WAS DISMISSED FROM

SERVICE WITHOUT GIVING ANY OPPURTUNITIES OF

HEARING BEFORE INQUIRY OFFICER AS WELL AS BEFORE

RESPONDENT No. 3.



IN THE PESHAWAR HIGH COURT BANNU BENCH

Writ Petition No. _____ 12015

Sub Jail Karak Petitioner
S/O Wajid Din R/O Tarkit Tarkit District Karak now confined in
Dist. Bannu Ex. Constable No 227 of Police Department District Karak

VERSUS

1. Inspector General of Police KPK
 2. D.I.G. of Police Karak Region (Kohat)
 3. District Police Officer District Karak
 4. SDPO Circle Tarkit Tarkit District Karak
 5. Provincial Govt through its Secretary
 6. Additional Advocate General at Bannu
- Respondents

WRIT PETITION AGAINST THE ORDERS OF RESPONDENT NO

5 & 6, WHERE IN THE PETITIONER WAS DISMISSED FROM

SERVICE WITHOUT GIVING ANY OPPORTUNITIES OF

HEARING BEFORE INQUIRY OFFICER AS WELL AS BEFORE

RESPONDENT NO. 3.

Prayer in Writ Petition:

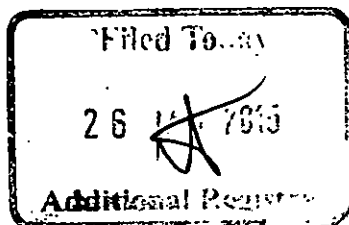
By accepting this Writ Petition both the orders may kindly be set aside and the petitioner may be reinstated in service with benefits from the date of order of respondent No. 3, any other remedy this Honorable Court deem fit may also be passed in the interest of justice in favor of the petitioner.

Documents Annexed with this Writ Petitioner

1. Order of respondent No. 2
2. Order of respondent No. 3
3. Application before respondent No. 1

Facts

That Petitioner was recruited in the police department on 25-30 years back as constable and passed Police Training and he was performing his duties to the entire satisfaction of his seniors and left no stone unturned in his duties and during his service he was awarded commendation certificate and cash reward for bold and excellent performance. Before the present FIR petitioner was also charged in another FIR and was regularly attend the said Court with connection of proceeding, but the relatives of petitioner charge with his son petitioner malafidely with connivance of local police, but after the charge petitioner was on leave but this fact was suppressed by the respondent No. 3 and never mentioned in his order impugned before this Honorable Court, malafidely respondent No. 3 initiate proceeding against petitioner, petitioner was never served with any showcause notice, nor

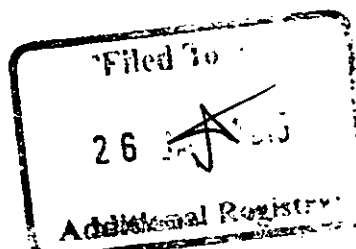


any opportunity was given by the respondent No. 2 & 3 before passing order of dismissal, hence petitioner was too avoided to provide the attested copies or to send the relevant documents, to jail authorities to Karak, because petitioner was surrender before the local police after registration of FIR.

That petitioner having no other alternate and adiquate remedy, hence filed this writ petitioner amongst other on the following grounds.

GROUNDS

- A. That petitioner was never served before iniating proceeding, hence respondent concerned comitted gross miscarriage of justice mandated by constitution 1973 article 10-A.
- B. That respondent concern malafidely passed the order by conceeling relevant proceedings, being well aware that petitioner was configned regarding with connection of FIR.
- C. That petitioner brilliant record was never perused by the concerned respondents before charge sheet.
- D. That the petitioner was never served with show cause notice before charge sheet and was proceeded ex parte hence not sustainable in the eye of law.
- E. That petitioner was never provide a chance of personal hearing, before imposing major penalty of compulsory retirement and dismissal of representation.
- F. That petitioner served for 25/30 years in police department with brilliant service record but petitioner was dismissed from service on hearsay evidence and oral inquiries hence the orders and inquires are to be set aside, not sustainable according to the law.
- G. That report of inquiry officer was overlooked and misread by the respondent No. 2&3 by passing impugned order hence the order impugned are to be set aside.



any opportunity was given by the respondent No. 2 & 3 before passing order of dismissal, hence petitioner was not advised to provide the attested copies or to send the relevant documents to jail authorities to Karak because petitioner was summoned before the local police after registration of FIR.

That petitioner having no other alternate and adequate remedy, hence filed this writ petition amongst other on the following grounds.

GROUND

- A. That petitioner was never served before initiating proceedings, hence respondent concerned committed gross miscarriage of justice mandated by constitution 1973 article 10-A.
- B. That respondent concerned mistakenly passed the order by cancelling relevant proceedings, being well aware that petitioner was confined regarding with connection of FIR.
- C. That petitioner's criminal record was never perused by the concerned respondents before charge sheet.
- D. That the petitioner was never served with show cause notice before charge sheet and was proceeded ex parte hence not sustainable in the eye of law.
- E. That petitioner was never provide a chance of personal hearing before imposing major penalty of compulsory retirement and dismissal of representation.
- F. That petitioner served for 25/30 years in police department with brilliant service record but petitioner was dismissed from service on hearsay evidence and oral inquiries hence the orders and inquiries are to be set aside, not sustainable according to the law.
- G. That report of inquiry officer was overlooked and misread by the respondent No. 2 & 3 by passing impugned order hence the order impugned are to be set aside.

Prayer in Writ Petition:

By accepting this Writ Petition both the orders may kindly be set aside and the petitioner may be reinstated in service with benefits from the date of order of respondent No. 3, any other remedy this Honorable Court deem fit may also be passed in the interest of justice in favor of the petitioner.

Date 29/1/15

Petitioner:

Through:

**Salamat Shah Mehsood
Advocate,
Peshawar High Court
Bannu Bench.
No. 0302-8029145**

Certificate:

Certified that no such Service Appeal has earlier been filed by the Appellant in this honourable Tribunal.

Petitioner:

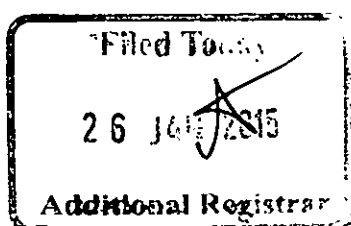
Through Council

List of Books

1. Constitution of Pakistan 1973
2. 2011PLC301
3. 2011SCMR1912
4. Manual of services law

INTERM RELIEF

Pending Adjudication this writ petition proceeding of respondent No. 2 & 3 to be suspended till further order or till disposal of writ petition



Petitioner through

Council

IN THE PESHAWAR HIGH COURT BANNU BENCH

Writ Petition No. 74-B /2015

Din Badshah Ex Constable No. 227 of Police Department District Karak
S/O Waja Din R/O Tehsil Takhte Nasrati, District Karak now confined in
Sub Jail Karak.....**Petitioner**

VERSUS

1. Inspector General of Police KPK
2. D.I.G. of Police Kohat Region (Kohat)
3. District Police Officer District Karak
4. SDPO Circle Takhte Nasrati District Karak
5. Provincial Govt. through Home Secretary
6. Additional Advocate General at Bannu

.....**Respondents**

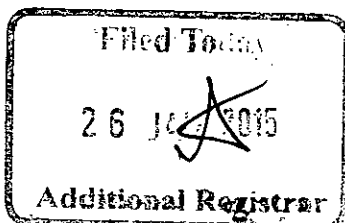
Addresses of the parties:

Date 24/1/15

Petitioner:

Through:

**Salamat Shah Mehsood
Advocate,
Peshawar High Court
Bannu Bench.
No. 0302-8029145**



IN THE PESHAWAR HIGH COURT BANNU BENCH

Writ Petition No. _____ 15015

Sub Jail Karak Petitioner
S/O Wais Din R.O. Tarsai Takht Narsai District Karak now confined in
Cin Bahadur Ex Constable No. 227 of Police Department District Karak

VERSUS

1. Inspector General of Police KPK
 2. D.I.C of Police Kohat Region (Kohat)
 3. District Police Officer District Karak
 4. SDPO Circle Takht Narsai District Karak
 5. Provincial Govt through its Secretary
 6. Additional Advocate General at Bannu
- Respondents

Addresses of the parties

Through
 Advocate,
 Peshawar High Court
 Bannu Bench
 No. 0302-2028145
 Sialkot Sub Division
 Petitioner

Date: _____

IN THE PESHAWAR HIGH COURT BANNU BENCH

Writ Petition No. 74-B/2015

Din Badshah Ex Constable No. 227..... **Petitioner**

VERSUS

1. Inspector General of Police KPK etc..... **Respondents**

Affidavit

I Salamat Shah Mehsood Advocate do hereby solemnly affirm and declare on oath on behalf of Petitioner that the contents of the Writ Petition are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.

Date / /

Petitioner:

Through:

**Salamat Shah Mehsood
Advocate,
Peshawar High Court
Bannu Bench.
No. 0302/8029145**

No 146

Certified that the above was verified on solemnly affirmation before me in office this 26th day of Jan 2015 by Salamat Shah Sr Adv r/o Katak Mehsood who was identified by Self who is personally know to me

[Signature]
Oath Commissioner
Peshawar High Court
Bannu Bench

Filed Today
26 *[Signature]* 2015
Additional Registrar

DM-65
25-1-03

This order will dispose of a representation of Ex: constable Din Badshah No. 227 district Karak received through Superintendent District Jail Karak as presently the appellant is confined in case FIR No. 284 dated 07.08.2013 JJ/Ss 302,324,34 PPC PS Yaqoob Khan Shaheed. The appellant prayed for re-instatement in service as he was dismissed from service vide OB No. 724 dated 09.09.2013.

Facts arising of the case are that the appellant while posted at PS Shahslim deliberately absented himself from duty w.e.f 07.08.2013 vide D.D No. 10 dated 10.08.2013 and subsequently charged in the above criminal case. Proper departmental proceedings were initiated against him by the competent authority (DPO Karak). DSP Takth-e-Nasrati was appointed as enquiry officer to scrutinize the conduct of the defaulter (appellant). Charge Sheet was served at his home address and received by his brother namely Payo Rehman. He was summoned through DFC concerned to join the enquiry proceedings, but did not turn up. Final Show Cause Notice was issued / published in Daily Urdu News "Mashriq" dated 02.09.2013 with the directions to appear / resume his duty within 10 days, but deliberately failed. On completion of all codal formalities the enquiry resulted into his dismissal from service vide DPO Karak above order.

Feeling aggrieved from impugned order, the appellant preferred the instant representation through Superintendent District Jail Karak, wherein he prayed for his re-instatement in service.

As the appellant is confined in Judicial lock-up in the above criminal case and sufficient evidence is available on record to dispose of the representation, therefore, I am of the view that his personal hearing is undesirable in such circumstances.

I have gone through the available record, which indicates that the appellant deliberately absented himself from duty, charged / committed a heinous crime and absconded after the commission of offense. Despite of service process the appellant neither resumed his duty, nor joined the enquiry proceedings within stipulated period. The charge leveled against the appellant was proved beyond any shadow of doubt. Moreover, his service record is found indifferent, hence his retention in a disciplined department is unwarranted and shall earn bad name to the Police.

Keeping in view of the above and conduct of the appellant, I being competent authority came to the conclusion that the order passed by DPO Karak is justified, according to law & rules and upheld, hence the representation is hereby rejected.

This order is exclusively passed in departmental proceedings and shall not be used as evidence in criminal case registered against the appellant.

ATTESTED
[Signature]

(DR. ISHTIAQ AHMED MARWAT)
Dy. Inspector General of Police
Kohat Region, Kohat.

OFFICE OF THE DY: INSPECTOR GENERAL OF POLICE KOHAT REGION KOHAT

No. 1073-74 / EC.

Dated Kohat the 23/01 /2014

Copy of above to the:-

District Police Officer, Karak for necessary action.

Ex: Constable Din Badshah (Appellant) through Superintendent District Jail Karak.

[Handwritten marks]

(DR. ISHTIAQ AHMED MARWAT)
Dy. Inspector General of Police
Kohat Region, Kohat.

ORDER

Anwar B. (18)

This Order is passed on the departmental action taken against Constable Din Badshah No. 227 leading to the present departmental proceedings is as follows:-

According to the charge sheet, Constable Din Badshah No. 227 involved/ charged in case FIR No.284 dated 07.08.2013 u/s 302,324,34 PPC Police Station Yaqoob Khan Shaheed and absented himself w.o from 07.08.2013 till date vide daily diary No 10, dated 10.08.2013. His pay was also stopped to this effect.

Charge Sheet and Statement of allegation based on above allegations were issued to Constable Din Badshah No. 227 and also delivered upon his brother, namely Payo Rehman through SHO Police Station Yaqoob Khan Shaheed (Takht-e-Nasrati) placed on file. Enquiry Officer Mr. Ashraf Khan SDPO Takht-e-Nasrati was appointed for scrutinizing the conduct of Constable Din Badshah No. 227 with reference to the charges leveled against him.

Enquiry Officer reported that the accused constable was time and agains summoned for facing the enquiry process but he is still absconded and did not attend the enquiry process till now. The enquiry Officer suggested in his finding report for issuance of Final Show Notice in the newspaper.

Final Show Notice was issued in the daily newspapers "Mashriq" dated 02.09.2013, with the directions to report before the enquiry officer within ten (10) days from the issuance of press clip for completion of the enquiry process. According to the report of Enquiry Officer, the defaulter Constable failed to report within the stipulated period.

In view of the position explained above, it is evident from the entire proceedings that the accused constable Din Badshah No. 227 is not interested in resuming his official duty. Hence in accordance with the finding, evidence collected and other legal procedure adopted, he is dismissed from service with effect from the day of absence. Kit etc be recovered from accused Constable.

OB No. 724
Dated 19-09-2013

ATTESTED

M. M. Ali
District Police Officer, Karat

Copy to all concerned.

BETTER COPY

P-8

ORDER:

This order is passed on the departmental action taken against Constable Din Badshah No. 227 leading to the present departmental proceedings is as follows.

According to the charge sheet, Constable Din Badshah No. 227 involved/ charged in case FIR No. 284 dated 07.08.2013 u/s 302.324.34 PPC Police Station Yaqoob Khan Shaheed and absented himself w.e from 07.08.2013 till date vide daily diary No. 10 dated 10.08.2013. His pay was also stopped to this effect.

Charge Sheet and Statement of allegation based on above allegations were issued to Constable Din Badshah No. 227 and also delivered upon his brother namely Payo Rehman through SHO Police Station Yaqoob Khan Shaheed (Takhte Nasrati) placed on file. Enquiry officer Mr. Ashraf Khan SPDO Takhte Nasrati was appointed for scrutinizing the conduct of Constable Din Badshah No. 227 with reference to the charges leveled against him.

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Final Show Notice was issued in the daily newspapers "Mashriq" dated 02.09.2013, with the directions to report before the enquiry officer within ten (10) days from issuance of press clip for completion of the enquiry process. According to the report of Enquiry Officer. The defaulter Constable failed to report within the stipulated period.

In view of the position explained above, it is evident, it is evident from the entire proceedings that the accused constable Din Badshah No. 227 is not interested in resuming his official duty. Hence in accordance with the finding. Evidence collected and other legal procedure adopted. He is dismissed from service with effect from the day of absence Kit etc be received from accused Constable.

OD No. 724

Dated 19/2013

District Police Officer Karak

Copy to all concerned.

ATTESTED



Copy to all concerned.

RECEIVED

District Police Officer Kshak

Dated _____

OD No. _____

received from accused Constable.

procedure adopted. He is dismissed from service with effect from the day of absence kit etc be official duty. Hence in accordance with the finding. Evidence collected and other legal proceedings that the accused constable Din Badshah No. 227 is not interested in resuming his
in view of the position explained above, it is evident, it is evident from the entire

detainer Constable failed to report within the stipulated period.

clerk for completion of the enquiry process. According to the report of Enquiry Officer. The the directions to report before the enquiry officer within ten (10) days from issuance of press Final Show Notice was issued in the daily newspapers "Masrati" dated 05.08.2013 with

in the newspaper.

now. The Enquiry Officer suggested in his finding report for issuance of Final Show Cause Notice taking the enquiry process but he is still absconded and did not attend the enquiry process till Enquiry Officer reported that the accused constable was time and again summoned for

Constable Din Badshah No. 227 with reference to the charges leveled against him.

officer Mr. Ashraf Khan SPDO Takhte Masrati was appointed for scrutinizing the conduct of through SHO Police Station Yaqoob Khan Shahrani (Takhte Masrati) placed on file. Enquiry Constable Din Badshah No. 227 and also delivered upon his brother namely Fayal Rehman Charge sheet and statement of allegation passed on above allegations were issued to

was also stopped to this effect.

absented himself was from 07.08.2013 till date vide daily diary No. 10 dated 10.08.2013. His pay No. 284 dated 07.08.2013 vs 305.324.34 PFC Police Station Yaqoob Khan Shahrani and According to the charge sheet, Constable Din Badshah No. 227 involved charged in case FIR

No. 227 leading to the present departmental proceedings is as follows.

This order is passed on the departmental action taken against Constable Din Badshah

ORDER:

حیات النیکر عبد الواسی دام امتالیہ

لنوسا طبت سیرسٹونٹ ٹھانک

حیات عالی

درخواستد محوالہ نمبر WF/229 نور 2014-2-21

رجسٹرڈ نمبر 375 تاریخ 24/2/2014 تا حال عوال کارستار

گزارش قابل غور ہے کہ میں نے مندرجہ بالا درخواست

ارسال کر چکا ہوں۔ لیکن تا حال جواب نہیں ملا۔ نا جائز

میں ایک شریب یو بیس سرورس میں عفا کر مجھ پر مثل کا

دعواہ عوا اور جیل گیا۔ اور عیدی کو عیدی کو عتہ کر دی گئی

پیدا کر عیدے درخواست بردم صرفا کر عید 32 سالہ

سرورس حال صرفا کر عتہ رفر عا میں

دعا گور ہو شگا

D/28/06/2014

سائل، کالینٹیل دین یاد شاہ نمبر 227 وندرو حج الدین

صلح نکرک کھنیل عتی لفرین گاؤں شکی مالٹہ




حال نکرک جیل =

ATTESTED

[Signature]

PESHAWAR HIGH COURT, BANNU BENCH

FORM OF ORDER SHEET

Date of order or proceedings	Order or other proceedings with signatures of Judge (s).
(1)	(2)
19.02.2015	<p><u>W.P No.74-B of 2015.</u></p> <p><u>Present:-</u></p> <p>Nemo for petitioner.</p> <p>*****</p> <p>Learned counsel for petitioner has sent an application for adjournment for the reason mentioned therein. Allowed. Adjourned for a date in office.</p> <p style="text-align: right;"> JUDGE</p> <p style="text-align: right;"> JUDGE</p> <p></p>

IN THE PESHAWAR HIGH COURT BANNU BENCH

Civil Misc. application No. _____/2015

In WP No. 74-B/15

Din Badshah.....Petitioner

VERSUS

(Next date 19-02-2015)

IGP KPKRespondents

**Application for adjournment of above titled writ petition to some other
suitable date.**

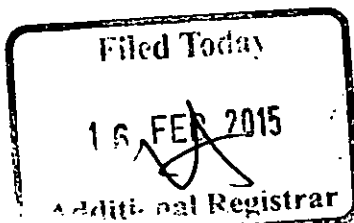
That petitioners beg to submit as under.

1. That the above writ petition is pending in this Honorable Court in which next date is fixed 19-02-2015 in motion.
2. That I petitioner Council will be busy at principal seat Peshawar High Court Peshawar in some cases, therefore, I will be unable to pursue the above writ petition.
3. That the above writ petition to be fixed in some other dates.

Therefore, it is most prayed that by accepting this application the above titled writ petition to be fixed on some other suitable date.

Petitioner

Through



Salamat Shah Mehsood
**Salamat Shah Mehsood
Advocate,
Peshawar High Court
Bannu Bench.
No. 0345-9160086**

16/2/2015

IN THE PESHAWAR HIGH COURT BANNU BENCH

Civil Misc. application No. _____ 12012

In WP No. 74-B/12

..... Petitioner

VERSUS
(Next date 19-02-2012)

..... Respondents

Application for adjournment of above filed writ petition to some other
suitable date.

That petitioners beg to submit as under.

1. That the above writ petition is pending in this Honorable Court in which next date is fixed 19-02-2012 in motion.
2. That I petitioner Council will be busy at principal seat Peshawar High Court Peshawar in some cases therefore I will be unable to appear the above writ petition.
3. That the above writ petition to be fixed in some other date.

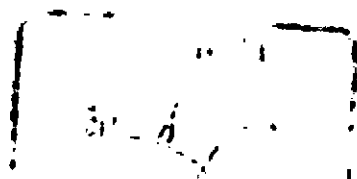
Therefore, it is most prayed that by accepting this application the above filed writ petition to be fixed on some other suitable date.

Petitioner

Through

Salamat Shah Mehsood
Advocate,
Peshawar High Court
Bannu Bench.
/No. 0345-916086

M. I. / 12/12



IN THE PESHAWAR HIGH COURT BANNU BENCH

07057

WRIT PETITION NO. 74-B 2015

This Writ petition has been presented by _____

Salamat Shah Mehsood Adv

On behalf of the petitioner (s).

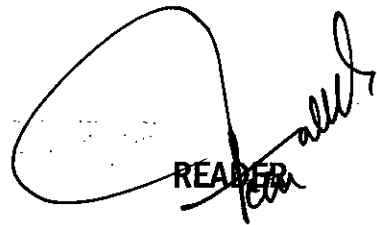
This petition is in proper form copies of all the relevant documents have been attached.

_____ spare copies of Writ Petition have also been attached.

Writ Petition entered in the relevant Register and placed before Hon'able Court S.B./D.B.

for further order on 19.2.15

Dated 04/02/2015

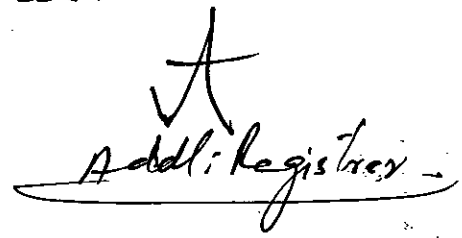

READER

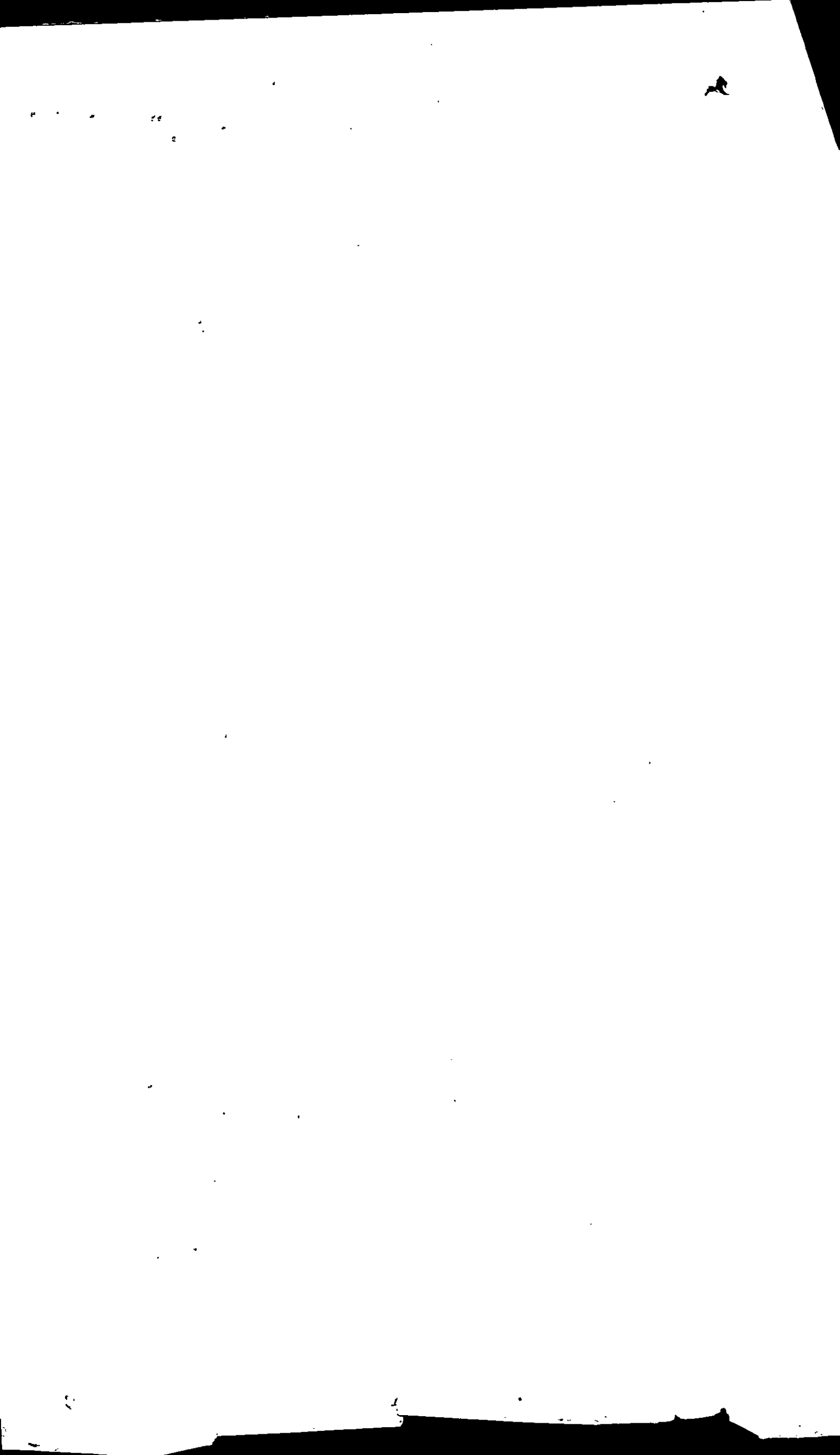
Dated 04/02/2015

COUNTERSIGNED


ADDITIONAL REGISTRAR

14.4.15 — WP 74-B/15 adjourned by HDB from 19/2/15 and is fixed on 07.5.15. Inp Petitioner and his counsel.


Addl Registrar



IN THE PESHAWAR HIGH COURT, BANNU BENCH

OBJECTION SLIP

Din Badshah

VERSUS

IGP KP

1. This petition has been presented by Salamat Shah Mehsod
2. Signature of Council/petition wanted on ADW
3. Enactment under which the petition wanted is not mentioned correct.
4. Approved file cover is not used.
5. Affidavit is not duly attested/appended by the Oath Commissioner of this Hon'able Court.
6. Petition/annexure are not properly paged/flaged according to index.
7. Certified Copies of annexure are _____ filed.
8. Certificate be furnished whether any petition on the subject matter has earlier been filed in this court.
9. ✓ Copies of annexure/Page 08 are not legible in original/attested
_____ 2nd Hon'ble Judge.
10. There should be separate application for each prayer/case.
11. Copy of application is not delivered to A.G.
12. The appeal/revision application is time barred.
13. Value of the purpose of court fee and jurisdiction has not been mentioned in the relevant column of opening sheet.
14. The P/A of the council engaged is not attested/signed by all petitioners/appellants.
15. ✓ Memo of parties name ~~not~~ filed. but the address of respondent No 5 is incomplete
16. No. of referred cases is not given/correct.
17. Petitioner received by post is not entertainable except through Jail.
18. Petition containing overwriting is not entertained. Fair petition be filed.
19. Appeal/Revision is not competent.
20. List of books have not been mentioned at the end of the petition.
21. Case does not relate to
22. Petition should be drafted correctly and by a person competent to do so.
23. _____ spare copies be filed.
24. In what jail the petitioner is confined.
25. Revision/Appeal may be filed on the prescribed form.
26. Copies of annexure _____
27. Court fee stamps are not been affixed.
28. Power of Attorney is not attested by the jail authority.
29. Power of Attorney worth Rs. _____ has not been filed.
30. Certified copies of impugning orders/decree sheets/pleading/evidence/grounds of revision/appeal before District Judge have not been filed.
31. District Judge or any other Judicial Officer cannot be made as respondent on top of the petition.
32. Index has not been filed/incorrect/Incomplete.
33. Check list has not been filed/has been filed but incorrect/incomplete.
34. Any other reasons.

READER

Returned with objection at Sr. No. _____ for removal to be re-submitted on or before _____

ADW
Additional Registrar

IN THE PESHAWAR HIGH COURT BANNU BECNH BANNU.

CHECK LIST

1	Case Title <u>Din Bad Shah - v - IGP - KPK</u>		
2	Case is duly signed	Yes <input checked="" type="checkbox"/>	No
3	The law under which the case is preferred has been mentioned	Yes <input checked="" type="checkbox"/>	No
4	Approved file cover is used	Yes <input checked="" type="checkbox"/>	No
5	Affidavit is duly attested and appended.	Yes <input checked="" type="checkbox"/>	No
6	Case and annexure are properly paged and numbered according to index.	Yes <input checked="" type="checkbox"/>	No
7	Copies of annexure are legible and attested. If not, then better copies duly attested have been annexed.	Yes <input checked="" type="checkbox"/>	No
8	Certified copies of all the requisite documents have been filed.	Yes <input checked="" type="checkbox"/>	No
9	Certificate specifying that no case on similar grounds was earlier submitted in this court, filed.	Yes <input checked="" type="checkbox"/>	No
10	Case is within time.	Yes <input checked="" type="checkbox"/>	No
11	The value for the purpose of court fee and jurisdiction has been mentioned in the relevant column.	Yes <input checked="" type="checkbox"/>	No
12	Court fee in shape of stamp paper is affixed. (For writ Rs. 100. For other as required.)	Yes <input checked="" type="checkbox"/>	No
13	Power of attorney is in proper form	Yes <input checked="" type="checkbox"/>	No
14	Memo of addressed filed.	Yes <input checked="" type="checkbox"/>	No
15	List of books mentioned in the petition	Yes <input checked="" type="checkbox"/>	No
16	The requisite number of spare copies attached. (Writ Petition -3 Nos, Civil Appeal (SB-1, DB-2) Civil Revision (SB-1, SB-2)	Yes <input checked="" type="checkbox"/>	No
17	Case (Revision / Appeal / Petition etc) is filed on the prescribed form.	Yes	No
18	Power of Attorney is attested by jail authority (for jail prisoners only)	Yes <input checked="" type="checkbox"/>	No

It is certified that formalities / documentation as required in column 2 to is above, have been fulfilled.

Name Salamat Gul Mahsood Akh

Signature [Signature]

Date 24/1/15

Dispatcher
Additional Advocate General
Bannu

FOR OFFICE USE ONLY.

Case No _____

Case revised _____

Complete in all respect. Yes/No (If No the grounds _____)

Date in court _____

Signature _____

(Reader)

Date _____

Countersigned by _____

Final Seniority list of BPS-19 officers (Men section)

S# in the Panel	Seniority List #	Name of Officers with Qualifications	D/O Birth/Domicile		Date of 1st; Entry in Edu; Deptt;	Regular appointment / Promotion to the present post			Designation/ Place of Posting	Remarks
						Date	BPS	Method of Recruitment		
1.	4	Mr. Jamshid Ahmad B.Sc/B.Ed.	12-04-1956	D.I. Khan	26-10-85	28-05-99	19	By Promotion	Principal GHS Dagi Swabi	Deffered
2.	12	Mr. Younas Ali Shah MA./B.Ed	05-12-1958	Bannu	01-08-80	17-01-02	19	By Promotion	AEO FR Pesahwar	Deffered
3.	25	Muhammad Salah ud Din Shah MA/M.Ed	21-06-1954	Mansehra	28-11-76	09-02-04	19	By Promotion	Principal GHS No.1 A/Abad	
4.	26	Mr. Meraj-Ud-Din MA/B.Ed	01-05-1954	D.I.Khan	21-12-76	09-02-04	19	By Promotion	I/C Principal GHS (RITE) Male D.I.Khan	
5.	27	Mr. Khurshid Rauf MA/ M.Ed	01-10-1957	Bannu	24-10-81	09-02-04	19	By Promotion	Principal GEC Habib Ullah FR Bannu	
6.	30	Mr. Muzzmail Khan MA/M.Ed	01-09-1957	Bannu	26-01-81	09-02-04	19	By Promotion	Principal GHSS Billitnang Kohat	
7.	31	Mr. Abdul Rahman MA/ B.Ed	30-12-1953	Chitral	11-08-74	09-02-04	19	By Promotion	Principal GHSS Ouch Dir Lower	
8.	32	Mr. Nadar Zaman MA/B.Ed	08-08-1957	Bannu	11-01-88	09-02-04	19	By Promotion	Principal GHS Nawa Sher A/Abad	
9.	33	Mr. Mir Azam MA/ B.Ed	25-05-1955	Bannu	16-01-71	09-02-04	19	By Promotion	Principal GHS Shahbaz Garhi Mardan	
10.	34	Mr. Khalid Mehmood MA/ M.Ed	01-10-1955	Mansehra	03-12-75	09-02-04	19	By Promotion	Principal GHSS Banbidhunban A/Abad	
11.	35	Muhammad Saeed M.A/ B.Ed	30-04-1957	Batagram	20-05-78	09-02-04	19	By Promotion	EDO (E&SE) Batagram	
12.	36	Mr. Dilawar Khan MA/B.Ed	01-02-1960	Bannu	13-09-81	09-02-04	19	By Promotion	Principal GCHS Bannu	
13.	37	Muhammad Ayub MA/M,Ed	01-02-1955	Charsada	27-11-77	13-09-04	19	By Promotion	Principal GHS Pakha Shulam Peshawar	
14.	38	Mr. Asmat Ullah M.Sc/ M.Ed	22-02-1955	Bannu	18-10-83	13-09-04	19	By Promotion	Principal GHS No.1 Bannu	

15.	39	Mr; Attaullah Khan MA/M.Ed	15-10-1954	Lakki	16-11-74	01-04-05	19	By Promotion	Principal GHS Dara Zinda FR D.I. Khan
16.	40	Mr; Jamal Ud Din MA/M.Ed	01-10-1954	Swabi	01-02-78	01-04-05	19	By Promotion	Principal/GT Z Project
17.	41	Mr; Khizar Hayat M.Sc/ M.Ed.	07-05-1954	Dir	05-10-83	01-04-05	19	By Promotion	Principal GHSS Ziarat Talash Dir(L)
18.	42	Mr. Saif-Ur- Rahman MA/M.Ed	11-09-1963	Nowshera	07-05-86	30-09-06	19	By Promotion	Principal GHS No.1, Noshera Cantt
19.	43	Mr; Hashim Khan MA/M.Ed	02-04-1963	Khyber Agency	24-12-84	30-09-06	19	By Promotion	AEO Khyber Agence
20.	44	Mr. Ahmad Jan MA/M.Ed	10-06-1960	Charsad da	04-12-88	30-09-06	19	By Promotion	Principal GHS Charsadda Khass
21.	45	Mr. Fazal Rahim MA/M.Ed	21-08-1957	Bannu	19-11-83	30-09-06	19	By Promotion	Principal/Chi rman BISE, Bannu
22.	46	Mr; Fazli Malik MA/M.Ed	25-05-1958	Mardan	22-09-76	30-09-06	19	By Promotion	Principal GHS Gujrat Mardan
23.	47	Mr. Mushtaq Ahmad MA/M.Ed.	01-04-1962	Malakan d	15-11-83	30-09-06	19	By Promotion	EDO (E&SE) (TC) Malakand
24.	48	Mr. Noor-Ul- Wahab MA/M.Ed.	25-12-1956	Swabi	16-11-80	30-09-06	19	By Promotion	Principal GHS Lahore (Swabi)
25.	49	S.Wajid Ali Shah MA/PHD	14-05-1958	Mardan	28-09-82	30-09-09	19	By Promotion	Principal GHS No.2 B/Gunj Mardan
26.	50	Mr. Hamid Ali MA/M.Ed	01-04-1962	Swabi	13-12-86	30-09-06	19	By Promotion	Principal GHSS Risalpur NSR
27.	51	Mr. Liaqat Ali MA/ M.Ed	12-04-1955	Nowshera	21-01-84	30-09-06	19	By Promotion	Principal GHS Naudeh Payan Peshawar
28.	52	Mr. Said Muhammad MA/M.Ed.	01-06-1958	Bajour	17-05-82	30-09-06	19	By Promotion	Principal GHS Nawa Killi Laman Moh/Agy
29.	53	Mr. Hakeem Ullah MA/M.Ed./ LLB	02-04-1960	Charsad da	21-04-82	05-01-09	19	By Promotion	Principal GHSS Umrzai Chd
30.	54	Mr. Ali Shah MA/M.Ed	01-04-1961	S.W.A	27-09-84	30-09-06	19	By Promotion	AEO, FR D.I, Khan
31.	55	Jamil Akhtar MA/ M.Ed	15-12-1957	Haripur	14-04-86	30-09-06	19	By Promotion	Principal GCMHS No.3, A/Abad
32.	56	Mr; Jamil ur Rahman MA/M.Ed	20-04-1955	Peshawa r	30-04-75	30-09-06	19	By Promotion	Principal GHSS No.1, Peshawar City
33.	57	Mr. Luqman Ali Khan MA/M.Ed.	24-04-1959	Nowshera	04-03-87	30-09-06	19	By Promotion	Principal GCMHS Akora Khattak NSR

34.	58	Muhammad Siddique MA/ M.Ed	14-04-1957	Haripur	01-10-81	30-09-06	19	By Promotion	Principal GHS Khan Pur Haripur
35.	59	Mr. Rehman Ullah MA/M.Ed	01-05-1962	Bannu	12-10-85	30-09-06	19	By Promotion	Principal GHSS Dornel Bannu
36.	60	Mr; Fazl-e-Umar MA/M.Ed	20-05-1959	Lakki	24-04-85	30-09-06	19	By Promotion	EDO (E & SE) Hangu
37.	61	Mr; Zahid Raheed MA/ M.Ed	15-09-1960	Kohat	08-01-86	30-09-06	19	By Promotion	Principal GHSS Gumbat Kohat
38.	64	Muhammad Iqbal, MA M.Ed	12.8.1958	Karak	14.5.198 1	30.9.2006	19	By Promotion	EDO(E&SE) Karak
39.	65	Muhammad Khan, MA M.Ed	20.5.1954	D.I.Khan	20.10.19 73	30.9.2006	19	By Promotion	EDO(E&SE) Charsadda
40.	66	Muhammad Zeb, MA M.Ed	10.5.1961	MKD	16.4.198 3	5.1.2009	19	By Promotion	Principal GHS Dheri Allan Dhand No.1 Malakand
41.	67	Mr. Azizur Rehman, MSc M.Ed	9.12.1960	FATA	1.3.1988	5.1.2009	19	By Promotion	AEO SWA
42.	68	Mr. Asmat Khan, MA M.ED	13.3.1958	FR Peshawa r	31.1.198 3	5.1.2009	19	By Promotion	AEO FR Peshawar
43.	69	Muhammad Bashir Ahmad, MA M.Ed	15.7.1958	Charsad da	18.9.198 2	5.1.2009	19	By Promotion	Principal GHS Rajjar No.1 Charsadda
44.	70	Mr. Hamayun Khan, MA M.Ed	3.2.1960	Dir(L)	9.10.198 2	5.1.2009	19	By Promotion	Principal GHS Shawa Dir (L)
45.	72	Muhammad Hassan, MA M.ED	1.4.1955	Kohat	25.9.198 9	5.1.2009	19	By Promotion	Principal GHSS No.1 Kohat
46.	73	Mr. Saeed Khan, MA M.Ed	7.8.1958	Dir	29.6.197 7	5.1.2009	19	By Promotion	Principal GCHMS Batkhele MKD
47.	74	Mr. Abdul Haq, MA M.Ed	25.5.1960	Mardan	24.10.19 81	5.1.2009	19	By Promotion	Principal GHSS Bughdada Mardan
48.	75	Mr. Mutiullah, MA M.Ed	11.3.1962	Swabi	1.11.198 4	5.1.2009	19	By Promotion	Principal GHS Shedu Nowshera
49.	76	Mr. Hanifullah, MSc M.Ed	8.6.1964	Swabi	21.12.19 86	5.1.2009	19	By Promotion	Principal GHS Topi Swabi
50.	77	Mr. Nadir Khan, MA M.Ed	1.1.1963	Swat	6.2.1988	5.1.2009	19	By Promotion	Principal GHSS Daroshkhela Swat
51.	78	Mr. S.Mehbood Ahmad Shah, MA M.ED	1.1.1963	Kohat	30.9.198 7	5.1.2009	19	By Promotion	Principal GHS Battagram Charsadda
52.	79	Mr. Abdul Latif, MA M.Ed	12.4.1955	Swat	23.8.197 8	5.1.2009	19	By Promotion	Principal GHS Manglawar Swat
53.	80	Muhammad Qadim, MA M.Ed	9.10.1958	Swat	26.11.19 86	5.1.2009	19	By Promotion	Principal GHS Matta Swat

54.	81	Mr. Attaullah, MA M.Ed	1.1.1960	D.I.Khan	24.11.1984	5.1.2009	19	By Promotion	Principal GHS Paharpur No.1 D.I.Khan	
55.	82	Mr. Mir Qalam Khan, MA M.Ed	3.3.1960	Karak	7.12.1987	5.1.2009	19	By Promotion	Principal GHS Mathra Peshawar	
56.	83	Mr. Misal Khan, MA M.Ed	11.3.1962	Mardan	2.7.1984	5.1.2009	19	By Promotion	Principal GHS Toru Mardan	
57.	84	Mr. Akbar Hussain, MA M.Ed	3.1.1957	Swat	25.10.1986	5.1.2009	19	By Promotion	Principal GHS Madyan Swat	
58.	85	Mr. Fida Muhammad, MA M.Ed	12.12.1960	Mardan	26.10.1986	5.1.2009	19	By Promotion	Principal GHS Dhobina Swabi	
59.	86	Mr. Iqbal Anwar, MSc M.Ed	1.12.1956	Mardan	17.11.1983	5.1.2009	19	By Promotion	Principal GHS Lund Khawar Mardan	
60.	87	Muhammad Javed, MSc M.Ed	4.1.1963	Swabi	6.1.1988	5.1.2009	19	By Promotion	Principal GHS Dagai Swabi	
61.	88	Mr. Inayat Ali, MA M.Ed	2.4.1964	Mardan	1.12.1982	5.1.2009	19	By Promotion	Principal GCMHS Mardan	
62.	89	S.Abbas Ali Shah, MA M.Ed	7.2.1955	Kurram Agency	11.8.1975	5.1.2009	19	By Promotion	Principal GHS Israr Shaheed Parachina	
63.	90	Mr. Razaullah, MA M.Ed	6.4.1963	Swabi	16.10.2000	5.1.2009	19	By Promotion	Chief of Education P&D Department	
64.	93	Mr. Ahmad Hussain, MA M.Ed	6.10.1956	Swabi	18.10.1977	5.1.2009	19	By Promotion	EDO(M Mardan)	Dismissed from Service
65.	94	Mr. Nek Nawaz, MA M.Ed	15.2.1958	Bannu	18.11.1984	5.1.2009	19	By Promotion	Principal GHS Ghoriwala Bannu	
66.	95	Mr. Khurshid Anwar, MSc M.Ed	12.6.1956	Swat	1.11.1984	5.1.2009	19	By Promotion	Principal GHS Kabal Swat	
67.	96	Mr. Mir Baz Khan, MSc M.Ed	20.3.1960	Lakki	12.10.1985	5.1.2009	19	By Promotion	Principal GHS Dag Besud Nowshera	
68.	97	Mr. Hussain Ahmad, MSc M.Ed	25.2.1959	Dir	19.3.1986	5.1.2009	19	By Promotion	Principal GHS Wari Dir	
69.	98	Mr. Matiullah, MA M.Ed	20.11.1957	Karak	10.1.1985	5.1.2009	19	By Promotion	Principal GHS Sabir Abad Karak	
70.	99	Mr. Atiqur Rehman, Mphil M.Ed	16.3.1962	Peshawar	6.1.1988	5.1.2009	19	By Promotion	Project Manager FATA	
71.	100	Mr. Siffatullah, MA M.Ed	1.9.1959	Lakki	10.9.1985	5.1.2009	19	By Promotion	Principal GEC(M) Kotka Ayaz FR Bannu	
72.	101	Mr. Tariq Mehmood, MA M.Ed	20.11.1961	Haripur	6.12.1986	5.1.2009	19	By Promotion	Principal GHS TTShip Haripur	
73.	102	Mr. Abdul Wahid, MA M.Ed	17.1.1962	Dir	31.12.1989	5.1.2009	19	By Promotion	Principal GHS Takht Bhai Mardan	

74.	103	Mr. Shah Afzal, MA M.Ed	7.4.1962	Swabi	7.11.1987	5.1.2009	19	By Promotion	Principal GHS Kotha Swabi
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CERTIFICATE

It is certified that the Seniority list is final notified and undisputed

Signature _____



Designation _____

Dated

Deputy Director (Estt.)
Elementary & Secy. Education
Khyber Pakhtunkhwa Peshawar