

Form- A

FORM OF ORDER SHEET

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

Case No. 1590/2013

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	09/12/2013	<p>The appeal of Mr. Qismat Ali Shah resubmitted today by Mr. Inayatullah Khan Advocate may be entered in the Institution register and put up to the Worthy Chairman for preliminary hearing.</p> <p style="text-align: right;"><i>[Signature]</i> REGISTRAR</p>
2	<i>12-12-2013</i>	<p>This case is entrusted to Primary Bench for preliminary hearing to be put up there on <u>31-1-2014</u>.</p>
	31.01.2014	<p>Counsel for the appellant present and requested for withdrawal of the appeal. In this respect his statement also recorded. As such the appeal is dismissed as withdrawn in limine. File be consigned to the record.</p> <p style="text-align: right;"><i>[Signature]</i> CHAIRMAN</p> <p style="text-align: right;"><i>[Signature]</i> Member</p> <p><u>ANNOUNCED</u> 31.01.2014.</p>


The instant appeal has been withdrawn with the permission of the Honble Tribunal to present it before the Honble

The appeal of Mr. Qismat Ali Shah Qari r/o Pir Khel O. O. Kakki distt. Bannu received today i.e. on 27.11.2013 is incomplete on the following scores which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Annexures C and E of the appeal are illegible which may be replaced by legible/better one.
- 2- The authority to whom the departmental appeal was preferred has not been arrayed/made a necessary party

No. 1692 /S.T.

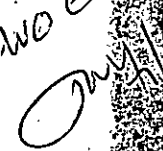
Dt. 28/11 /2013

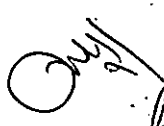
  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Inayatullah Khan Adv. Pesh.

Note - In fact respondent no. 2 i.e. executive District officer is the authority to whom departmental appeal has been preferred before as evident from Annex "E".

Resubmitted today after necessary corrections

Advocate  
  
09/12/2013

As regard better/legible copies the same will be provided within the prescribed time.  
  
Inayatullah Khan  
Advocate  
Phc.  
04/12/2013

BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK, PESHAWAR.

Service Appeal No. 1590 /2013

Qismat Ali Shah ..... Appellant

**Versus**

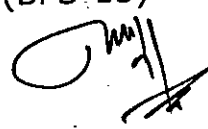
Secretary E&S and another..... Respondents

**I N D E X**

S.No.	Description of documents.	Annexure	Pages.
1	Grounds of appeal.		1-5
2	Affidavit.		6
3	Addresses of the parties.		7
4	Service Card and service book	A	8-10
5	Copy of application form and advertisement.	B-C	11-12
6	Copy of vide letter.	D	13
7	Copy of representation	D/1	14
8	Copy of reply.	E	15
9	Attested copy of the degree along with transcript.	F-G	16-17
10	Copy of certificate of equivalence issued by HEC	H	18
11	Copy of certificate of equivalence issued by Allama Iqbal Open University	I	19
12	Copy of departmental appeal.	J	20-21
13	Wakalatnama.		22

Appellant  
Qismat Ali Shah  
Qari (BPS-15)

through

  
**Inayat Ullah Khan**  
Advocate High Court  
LL.M (U.K)  
Cell: 0333-9227736

Dated: 27.11.2013



BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK, PESHAWAR.

Service Appeal No. 1590/2013

~~1590~~  
1590  
27-11-13

**Qismat Ali Shah** (Qari) son of Jalil Shah  
R/O Pir Khel, P.O. Lakki Tehsil and District Bannu..... Appellant  
**Versus**

- 1) Secretary Elementary & Secondary Education, Civil Secretariat, Peshawar.
- 2) District Education Officer (E&S), Bannu..... Respondents

Appeal u/s 4 of the N.W.F.P Service Tribunal Act, 1974 preferred departmental appeal on 20.08.2013 vide dispatched No.1176 before the respondent No.2, but the same has not been responded despite the lapse of statutory period of 90 days, hence, presents the instant appeal before this Hon'ble Tribunal with in 30 days.

Prayer:

On acceptance of this appeal, the respondents may kindly be directed to declare the successful result of the appellant and accordingly appoint him on the post of theology teacher w.e.f. the date of interview with further prayer that he should also be given his due place in the seniority list and any back benefit accrued to him as a consequence of the appointment.

re-submitted to  
and filed.

~~1590~~  
1590  
9/12/13

***Respectfully Sheweth;***

Brief facts giving rise to the instant appeal are as under:-

- 1) That the appellant was appointed on 01.09.2006 as Qari and currently working in BPS-15. (Service Card and service book is attached as Annexure "A").
- 2) That the appellant applied for the post of Theology Teacher advertised in Daily Mashriq. (Copy of application form and advertisement are attached as Annexure "B & C" respectively).
- 3) That the appellant duly appeared in the test and interview for the post of Theology teacher by issuing him Roll No.179/A, which is evident from the application Form.
- 4) That as per information disclosed by the Appellant he successfully cleared/ passed the prescribed test and interview but the result was withheld without assigning any reason or cause.
- 5) That feeling aggrieved the appellant filed representation before the Secretary Elementary and Secondary Education, Peshawar, which was forwarded to the office of Executive District Officer, E&S, Bannu for comments vide letter enclosed as Annexure "D and representation is Annexure "D/1").
- 6) That the office of respondent No.2 replied to the effect that the Bachelor of Arts degree i.e. AL-SHAHADAH-AL-ALIYAH obtained from Allama Iqbal Open University, Islamabad has not been included in the list of notified Tanzeem-ul-Madaris/ Individual Wafaq-ul-Madaris/ Tanzeemat. (Copy of reply is attached as Annexure "E").
- 7) That the appellant obtained degree mentioned in para-6 from Allama Iqbal Open University, Islamabad appearing under Roll

No.K-4275651 in the year 2002. (Attested copy of the degree along with transcript is attached as Annexure "F" & G").

- 8) That the appellant obtained equivalency of degree mentioned in para-6 from Higher Education Commission, Islamabad, Pakistan to declare the two years Bachelor of Arts degree of the appellant as similar to two years Bachelor of Arts (Dars-E-Nizami) degree involving 14 years study as awarded by other chartered universities/ institutions. (Copy of certificate is attached as Annexure "H").
- 9) That the appellant also obtained equivalency certificate from Allama Iqbal Open University to declare the degree mentioned in para-6 as equivalent to the degree of Ashahada-tul-Aaliya and degree holder (appellant) is eligible for recruitment in teaching in any school as Arabic or Theology Teacher. (Copy of certificate is attached as Annexure "I").
- 10) That page-12 of the prospectus issued by the Allama Iqbal Open University enumerate all those Deeni Madaris, which are recognized by the HEC are as under:
- i. Wafaq-ul-Madaris Al-Arabia, Multan, Pakistan
  - ii. Tanzeem-ul-Madaris, Ahl-e-Sunat, Lahore, Pakistan
  - iii. Wafaq-ul-Madaris Al-Safia Ahl-e-Hadis, Faisalabad, Pakistan.
  - iv. Wafaq-ul-Madaris Shia Lahore, Pakistan.
  - v. Jamia Islamia Minhaj-ul-Quran, Lahore.
  - vi. Rabta Al-Madaris, Lahore, Pakistan.
  - vii. Jamia Taleemat Faisalabad.
  - viii. Dar-ul-Uloom Mahammadia Ghosia, Sargodha.
  - ix. Jamia Ashrafia, Lahore.
  - x. Dar-ul-Uloom, Pakistan.

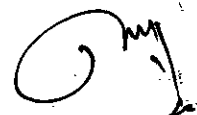
It is pertinent to mention here that the Bachelor of Arts Degree mentioned in para-6 is equivalent to the Bachelor of Arts Degrees obtained from the list mentioned above.

*Qm*

- 11) That the appellant finally after knocking the doors of concerned quarters preferred his departmental appeal dated 20.08.2013 dispatch No.1176 (**Annexure "J"**) before the respondent No.2 but the same has not been responded despite the lapse of statutory period of 90 days, hence present the instant service appeal before this Hon'ble Tribunal within 30 days on the following amongst other grounds:

GROUPS FOR APPEAL:

- a) That the appellant is fully eligible and qualified for the post of Theology Teacher as per the certificates issued by HEC, Islamabad and by Allama Iqbal Open University, Islamabad, therefore, the stance taken and advanced by the respondent No.2 is illegal, unjustified by ignoring the certificates issued by the concerned as mentioned in the above paras.
- b) That this issue has also been decided by various courts of this country and declared the degree obtained by the appellant as equivalent to the degree mentioned in the list notified by the provincial government as mentioned in the reply of respondent No.2.
- c) That the appellant duly appeared in test on 04.11.2008 and interview on 10.11.2008 for the post of theology teacher, which according to his information successfully cleared/ passed the same so therefore, the result withheld arbitrarily by the respondents is against the law and facts on record and that too without assigning any reason or cause, which act is violative of section 24-A of General Clauses Act.
- d) That the respondents as per the successful result of the appellant were bound to appoint him as theology teacher in accordance with law.



- e) That no opportunity of personal hearing was afforded to the appellant to redress his grievance and advance his cause.
- f) That principle of consistency also demands that similar treatment should be given to the appellant as this relief was extended by courts in past.
- g) That the appeal in hand involves the question of eligibility of the appellant, hence this hon'ble Tribunal has jurisdiction to entertain the same, which relates to terms and conditions of service.

Keeping in view, what has been stated above, it is, therefore, humbly requested that the respondents may kindly be directed to declare the successful result of the appellant and accordingly appoint him on the post of theology teacher w.e.f. the date of interview with further prayer that he should also be given his due place in the seniority list and any back benefit accrued to him as a consequence of the appointment.

Any other relief, which has not been specifically asked for and to whom the appellant found entitled may also be granted.

Dated: 27.11.2013




Appellant  
**Qismat Ali Shah**  
(Qari) PBS-15

through



Inayat Ullah Khan  
Advocate High Court  
LL. M (U.K)





BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK, PESHAWAR.

Service Appeal No. \_\_\_\_\_/2013

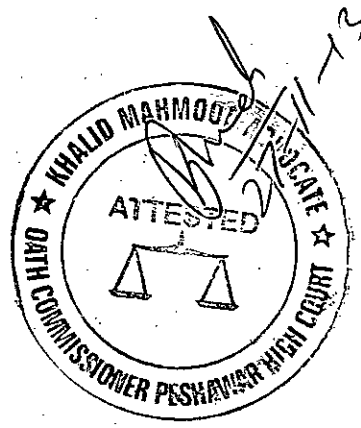
**Qismat Ali Shah** ..... Appellant

**Versus**

Secretary E&S and another..... Respondents

**AFFIDAVIT**

I, **Qismat Ali Shah** (Qari) son of Jalil Shah R/O Pir Khel, P.O. Lakki Tehsil and District Bannu do hereby affirm and declare on oath that the contents of the application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



*Qismat*  
Deponent

*Q*

BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK, PESHAWAR.

Service Appeal No. \_\_\_\_\_/2013

**Qismat Ali Shah** ..... Appellant

**Versus**

Secretary E&S and another..... Respondents

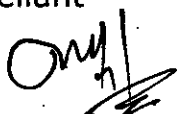
ADDRESSES OF THE PARTIES

APPELLANT:

**Qismat Ali Shah** (Qari) son of Jalil Shah  
R/O Pir Khel, P.O. Lakki Tehsil and District Bannu

RESPONDENTS:

- 1) Secretary Elementary & Secondary Education, Civil Secretariat, Peshawar.
- 2) Executive District Officer (E&S), Bannu

Appellant  
through 

Inayat Ullah Khan  
Advocate High Court  
LL.M (U.K)

Dated: 27.11.2013



Annex "A"  
(copy of service book "page 1") 8

1. Name (ت) QISMAT ALI SHAH
2. Nationality and Religion Islam Pakistani  
(قومیت اور مذہب)
3. Residence village pinkhal Kakki P/O Kakki  
(مستقل رہائش) TEA-5 DIST- BANNU
4. Father's Name and Residence JALIL SHAH  
(والد کا نام اور پتہ)
5. Date of birth Christian era as nearly as can be ascertained 04-05-1978  
(تاریخ پیدائش مطابق سن عیسوی) (4th May N.H. 5 Seventy eight)
6. Exact height by measurement 5-6  
(قد و قامت)
7. Personal mark of identification A wound on forehead  
(نشان شناخت)

8. Left hand/right hand thumb and finger impressions of (Non-gazetted officer)

(بروز کی صورت میں بائیں اور عورت کی صورت میں دائیں ہاتھ کی انگلیوں کے نشانات)

Little Finger (چھنگلیا) Ring Finger (چھنگلیا کے ساتھ کی انگلی) Middle Finger (انگشت مابین)

Fore Finger (انگشت شہادت) Thumb (انگوٹھا)

9. Signature of Govt. Servant (سرکاری ملازم کے دستخط)

10. Signature and designation of the Head of the Officer or other Attesting Officer

(تصدیق کنندہ افسر کے دستخط اور مہر)

Head Master  
G.H.S. Toor Kakki  
Ghazimar Jan Bannu

Note: The entries in this page should be renewed or re-aggested at least every five years and the signatures in lines 9 and 10 should be dated. Finger prints need not be taken after every 5 hears under this rule.

اس صفحہ کے مندرجہ کم از کم پانچ سال بعد تصدیق ہونا ضروری ہیں اور نمبر 9 اور 10 میں دستخطوں کے نیچے تاریخ لکھنی چاہیے۔  
انگلیوں کے نشانات کے لئے ہر پانچ سال کے بعد تصدیق کی ضرورت نہیں۔

Attested by  
Advocate  
H.C.

1 Name of Post	2 Whether Substantive of officiating any whether permanent or temporary	3 It officiating state. (1) substantive appointment of (ii) whether service counts for pension under rule 3-20 C.S.R. (Pb) Volume II	4 Pay in substantive position		5 Additional pay for officiating		6 Other emoluments falling under the term pay	7 Date of appoint. Ment	8 Signature of government servant
			Rs.	Ps.	Rs.	Ps.			
درجہ ملازمت	عارضی مستقل قائم مقام	روا کے مطابق پیشکش کا مستحق ہے					ماسوائے تنخواہ دیگر الاؤنس	تاریخ تقرری	دستخط سرکاری ملازم
<p>Am Post pay ratified Departmentally sanctioned vide Distt. Edu. Officer (M) Banni</p> <p>Endst no 337-LS/DEO (M) dt: 29/1/2013</p> <p>at S.No. 21</p> <p>BPS-19 Rs=9500/pm</p> <p>BPS-15 Rs=9900/pm + 700</p> <p>Rs=10600/pm</p> <p>28/1/2013</p> <p>29/1/2013</p> <p>Hand Master G.H.S. Toot Kakki Ghazimur Jan Bannu</p>									

Signature design the Ho office attest in attor color

ظ  
جاز

Original

MH-2013

2013

8	9	10	11	12	13	14	15				
Signature and designation of the Head of the office or other attesting officer in attestation of column 1 to 8	Signature of the Head of the office or other attesting officer in attestation of column 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer, dismissal etc.)	Signature of the head of the office or other Attesting Officer	Nature and duration of leave taken	Signature of the Head of the office or other attesting officer	Reference to any recorded punishment of censure, or reward, or praised of the Government servants				
دستخط سرکاری ملازم	دستخط افسر مجاز	تاریخ اختتام ملازمت	وجوہات انتقال ملازمت ترقی یا تبادلہ یا برطرفی	دستخط افسر مجاز	<p>Allocation of period of leave of average pay up to four months (or earned leave not exceeding 120 days) to which leave salary is debitable to another Government</p> <p>پاراہنگ کی رخصت کے لئے اوسط خراجہ کا تعین</p> <table border="1"> <tr> <th data-bbox="848 616 931 683">Period</th> <th data-bbox="931 616 1047 683">Government to which debitable</th> </tr> <tr> <td></td> <td></td> </tr> </table>	Period	Government to which debitable			دستخط افسر مجاز	سزایا جزا یا غیر مناسبت کارکردگی کا ریکارڈ
Period	Government to which debitable										
					<p>Promoted &amp; appointed of post from BPS-12 to BPS-15. Sanctioned vide KPK policy vid notification No. Sc(B/SAD) 1-18/ESSF/2612 dt: 11/7/2002 and DPC meeting dated 23/1/2013 and sanctioned via Dist. Education officer (Male) Bannu Endst No 337-B/DEO(M) dated 29/1/2013 at 9/NO (21)</p>						
							<p>Head Master B.H.S. Toor Kakki Ghazimar Jan Bannu</p>				
					<p>TRD 26 43-13</p> <p>Drawn Ar Rs 1233/- pay of all on etc of post appointed (B.12615)</p> <p>upto 29/1/2013 to 28/2/2013</p>						

**(Application form) "T.T Post"**

Annex "B"  
Page no (11)

OFFICE OF THE EXECUTIVE DISTRICT OFFICER SCHOOLS & LIBRARY BANBU  
APPLICATION FORM FOR THE POST OF QARI/QARIA/AT/TE

ROLL NO. 179/A

Post T.T

1. Name of Applicant in Block Letters:
2. Father Name in Block Letters:
3. Date of Birth (As per SSC)
4. Age on 12.03.2008

**QISMAT ALI SHAH**  
**JALL SHAH**

Year 29 Months 04-05 Days 1978  
08

**QUALIFICATION**

S/No	Examination Passed	Roll No	Date of Declaration of Result	Total Marks	Marks Obtained	Merit Position
A	SSC	52569	1995	850	575	
B	FA/FSc	53269	1997	1100	683	
C	SANAD	44275651	2003	900	514	17-13
D	BA/BSc	9887	2002	550	378	
E	MA/MSc	4471	2005	1100	684	5-25

Checked and  
found correct  
Signature  
Principal  
Principal  
Principal  
Principal  
Principal

5. Whether a fresh or in-service candidate. In Service
6. If in-service then Regular/Contract. Mention exact date of appointment 1.9.2006
7. Service/Experience marks (Two marks for One Year, Three marks for Two years and five marks for Three years. two year - Three marks)
8. over All Merit 56.27
9. Permanent Address: village Arkhel KAKKI AOKAKKI DISTI BANBU.
10. Contact No. (Tel. OR Mob: 9744657 / 9744657)
11. Name of institution if in Service. Education Qari Post, Ghuss Doreel Banbu.
12. Certified that the particulars/information mentioned above are correct in all respect. No 348

For use only in EDO (S&L) for Consideration of App. 56.27

Principal Q. Ma... Signature of Candidates Q. Ma...

**INSTRUCTIONS.**

- I. Allested copies of Domicile, Matric, Academic/Professional Certificates & DMC of all passed exams must be attached.
- II. Score out words/columns/ serial number not applicable.
- III. Tick mark the relevant words/columns/ serial number e.t.c.
- IV. Determine your merit against each certificate/degree under the columns merit position by the formula given below:

Name of Vacancy	SSC	FA/FSc	BA/BSc	MA/MSc	Sanad	Experience	Total
AT/TT/Qari/Qaria	25	20	10	10	30	5	100

Merit Formula: Marks Obtained in Exam X Fixed Marks for Exam: Total marks:

**FOR OFFICE USE ONLY**

Checking Committee

1. Name \_\_\_\_\_ Signature \_\_\_\_\_

2. Name \_\_\_\_\_ Signature \_\_\_\_\_

Attached by Q. Ma...


Annex "C"

12

Sl. No.	Subject	Code	Category	Gender	Age	Remarks
1	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
2	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
3	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
4	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
5	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
6	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
7	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
8	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
9	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
10	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
11	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
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13	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
14	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
15	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
16	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
17	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
18	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
19	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
20	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
21	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
22	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
23	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
24	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
25	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
26	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
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31	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
32	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
33	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
34	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
35	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
36	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
37	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
38	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
39	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
40	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
41	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
42	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
43	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
44	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
45	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
46	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
47	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
48	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	
49	PHYSICS	30-3-03	GHS No 1 (Male)	Male	16-18	
50	PHYSICS	30-3-03	GHS No 1 (Female)	Female	16-18	

مقررین مکلفہ و دیگرین + سہ ماہیہ المعالیہ  
 یا  
 (بی. اے. سی ای او + اسٹڈی میٹریک + سہ ماہیہ المعالیہ)  
 منظم اعداد میں + نتائج المدارس سے یا میں ملے۔

M.A  
 B.A  
 F.A  
 S.S.C

Accepted by  


better copy

ردیف	نام	نمبر کارڈ	تاریخ پیدائش	نمبر شناختی	شعبہ	تفصیلات
1	سید نازت (مرد)	33-11	30-3-08	16-3-46	9	GGHS No 1 (Male) GGHSS Ghala Mandi (Female)
2	سید DM (مرد)	33-11	30-3-08	16-3-06	9	GGHS No 1 (Male) GGHSS Ghala Mandi (Female)
3	سید PET (مرد)	33-11	30-3-08	16-3-06	9	GGHS No 1 (Male) GGHSS Ghala Mandi (Female)
4	سید Qazi (مرد)	33-11	30-3-08	17-3-08	7	GGHS No 1 (Female) GGHSS Ghala Mandi (Female)
5	سید کبیر (مرد)	30-11	30-3-08	23-3-08	10	GGHS No 1 (Male) Morning Time
6	سید AT (مرد)	33-11	30-3-08	17-3-08	13	GGHS No 1 (Female) Morning Time
7	سید TT (مرد)	33-11	30-3-08	17-3-08	14	GGHS No 1 (Male) GGHS No 1 (Female) Evening Time
8	سید JC (مرد)	30-11	30-3-08	23-3-08	07	GGHS No 1 (Male) Evening Time
9	سید بی بی	30-11	15-4-08	10-4-08	09	GGHS No 1 Balam City (Male) GGHSS Ghala Mandi (Female)

مطلوبہ قابلیت =

T-I =

B.A =

بہتر کاپی =

مطلوبہ قابلیت =

(1) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔ (2) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(3) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(4) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(5) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(6) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(7) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(8) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(9) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(10) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(11) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(12) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(13) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(14) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(15) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(16) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(17) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(18) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(19) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(20) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(21) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(22) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(23) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(24) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔

(25) لیٹی کے تھیل لیٹل بلڈنگ اور ہارٹ بیلڈنگ میں سے 25 سے زیادہ نمبر پانچ پانچ نمبر کے امتحان میں حاصل کیے۔



Letter Addressed to EDO "D"

Annex

D  
13

GOVERNMENT OF NWFP  
ELEMENTARY & SECONDARY  
EDUCATION DEPARTMENT  
NO. SO (PE)4-5/SSRC/05  
Dated Peshawar the, 3-12-2008

The Executive District Officer,  
Elementary and Secondary Education,  
Bannu.

SUBJECT: EQUIVALENCY OF SHAHADATUL ALIA OF WILAYAH  
MADARIS AND ALLAMA IQBAL OPEN UNIVERSITY  
ISLAMABAD.

I am directed to forward herewith a self explanatory application  
in respect of Mr. Qismat Ali Shah S/O Jalil Shah r/o Pir Khel Kakki Tehsil  
& District Bannu on the subject noted above.

The grievances of the applicant may please be looked into and  
comments submitted to this department within a week positively.  
Encl. As above.

SECTION OFFICER (PRIMARY)

ADO Bannu (M/S)

Necessary Reply/Comments  
be sent to the querist concerned  
with in stipulated time, etc.

Put up on file  
and prepare the comments  
9/12

3747  
6/12/08

DD (M/S)  
5/12/08

Attested by  
[Signature]

خدمت جناب سیکرٹری صاحب ایگزیکیوٹو ایڈ سیکنڈری ایجوکیشن ایسٹ

14

عنوان :- علامہ اقبال اوپن یونیورسٹی کا شہادۃ العالیہ برائے رفاق المدارس کے شہادۃ العالیہ کے

جناب عالی!

مؤربانہ گزارش ہے۔ کہ فزوی قلع بنوں سے تعلق رکھتا ہے۔ اور فزوی نے 2002-2003 میں علامہ اقبال اوپن یونیورسٹی اسلام آباد سے اول نمبر K4275651 کے تحت بی۔ اے (درس نظامی) مساوی شہادۃ العالیہ پاس کیا۔

فی الوقت مجھے مندرجہ ذیل مسائل اس سلسلے میں درپیش ہے۔

(1) فزوی نے مذکورہ شہادۃ العالیہ کی بناء پر قلع بنوں کے محکمہ تعلیم کے مشیر اسامیوں میں سے علم دینیات کیے کاغذات جمع کئے۔

(2) مذکورہ اشتہار میں علم دینیات کے کوالیفیکیشن وفاق المدارس کے شہادۃ العالیہ + مسٹر کس مانگے ہیں۔ جبکہ فزوی کے ساتھ علامہ اقبال اوپن یونیورسٹی کی (ایگزیکیوٹو) بھی ہے۔

(3) محکمہ تعلیم بنوں میں مذکورہ ڈگری شہادۃ العالیہ کے طور پر تسلیم نہیں کرتے ہیں۔ اور مجھ سے وفاق المدارس کی شہادۃ العالیہ کی ضرورت پر زور دیتے ہیں۔

حالات تک

(4) حتمی طور پر علامہ اقبال اوپن یونیورسٹی کی شہادۃ العالیہ پر عدالت نے حکم اقسامی جاری کیا ہے۔ (اخباری تراشہ صحراہ درخواست لف ہے)

(5) علامہ اقبال اوپن یونیورسٹی کے پرائیویٹ میں یونیورسٹی کے اسناد وفاق المدارس اور دیگر تنظیمات المدارس کے اسناد کے ساوی ہے۔ (تراشہ صحراہ درخواست لف ہے)

لہذا آپ صاحبان صحراہی فرما کر فزوی کے درخواست پر حتمی طور پر

مقرر فرمائیں۔ اور اس سلسلے میں مذکورہ دفتر کو فزوی صحراہی ارسال فرمادگی

میں توازن ہوگی۔

6-11-2008

سائل: قسمت علی شاہ ولد جیل شاہ  
سکنہ پیر فیصل کی راجانہ کی تحصیل قلع بنوں

Attest  
Secretary

Reply to letter dated 5/12/2008

(Phone No. 0928-615515)

(Fax No. 0928-010340)

Annex "E"

15

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (E.S. EDUCATION) BANNU

No. 8456 PE: Qismat Ali Shah/Bori/Dated Bannu the 18/12/2008.

To:-

The Section Officer (Primary Education),  
Elem. & Secondary Education Department,  
Govt. of N.W.F.P; PESHAWAR.

SUB:-

EQUIVALENCY OF SHAHADATUL ALIA OF WIFAQUL MADRES  
AND ALLAMA IQBAL OPEN UNIVERSITY

REF:-

Kindly refer to your kind office Memo No. 90(PH)4-5/0,  
SSC/dated 03/12/2008, on the subject cited above, (Copy attached).

It is stated for your kind honour that:-

- 1)- That the Prescribed qualification for the post of SS  
TEOS per your office Notification No. 50(PH)4-5/008/08  
dated 18/9/2008 are as under:-
- i)- SSC with Shahadul Alia at least Second division from  
any one of the recognized Tanzimatul Wifaqul Madaris.  
Or
  - ii)- B.A 2nd division with Islamic Studies and Arabic and \*  
Shahadul Khosa from any one of the recognized Tanzim-  
-ul Wifaqul Madaris

(2)-

The recognised Tanzimatul Wifaqul Madaris/Boards/  
Individual Madaris have also been Notified by the  
Govt. of NWFP: (WSS:2-Dept: Peshawar Notification  
No. 90(B&A)S&I/4-12/2006/dated 11-12-2006 and No. S-0  
(B&A)4-12/2007/TE & AE/dated 22/10/2008 (Copy att.)).

But Allama Iqbal Open University has not yet been  
included in the list of Notified Tanzimatul Madaris/Individual Wifaq  
ul Madaris/Tanzimat.

Hence report/comments are submitted for your kind  
perusal and further Guidance of the undersigned please.

Encl: (As Above).

*S. Khan*  
EXECUTIVE DIST. OFFICER  
Elementary & Secy. Education  
BANNU

Attended  
*[Signature]*

15

Better copy

(Phone No.0928-615515)

(Fax No.0928-610346)

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (E&S:EDUCATION) BANNU.

No. 8456 /PF:Qismat Ali Sheh/Qari/Dated Bannu the, 18/12/2008.

To:-

The Section Officer (Primary Education),  
Elem: & Secondary Education Department,  
Govt: of N.W.F.P; P E S H A W A R.

SUB:-

EQUIVALENCY OF SHAHADATUL ALIA OF WIFAQUL MADRES  
AND ALLAMA IQBAL OPEN UNIVERSITY ISLAMABAD/GUIDANCE.

MEM:-

Kindly refer to your kind office Memo: No.SS(EE)4-5/0,  
SSRC/dated 03/12/2008, on the subject cited above, (Copy attached).

It is stated for your kind honour that :-

1)-

That the Prescribed qualification for the post of XT  
TT as per your office Notification No.SS(PL)4-5/SSRC/05  
dated 18/9/2006 are as under :-

- i)- SSC with Shahadul Alia at least Second-Division from any one of the recognized Tanzimatul Wifaqul Madaris.
- OR
- ii)- B.A 2nd division with Islamic Studies and Arabic and Shehadul Khase from any one of the recognized Tanzimatul Wifaqul Madaris.

(2)-

The recognized Tanzimatul Wifaqul Madaris/Boards/  
Individual Madaris have also been Notified by the  
Govt: of NWFP: (E&S: Deptt: Peshawar Notification  
No.SS(B&A)S&L/1-12/2006/dated 11-12-2006 and No. S.O.  
(B&A)1-12/2007/TT & AT/dated 22/10/2008 (Copy att:).

But Allama Iqbal Open University has not yet been  
included in the list of Norified Tanzimat Madaris/Individual Wifaq  
ul Madaris/Tanzimat.

Hence report/comments are submitted for your kind  
perusal and further Guidance of the undersigned please.

Encl:(As Above).

*Shahaji*  
EXECUTIVE DIST. OFFICER  
Elementary & Secy: Education  
BANNU

Serial No 0073

0073 نمبر شمارہ

Allama Iqbal Open University



علامہ اقبال اوپن یونیورسٹی

Regn No 97-NUI-0662

Roll No K-4275651

Ghismat Ali Shah

غیسمت علی شاہ

son/daughter of Jalil Shah

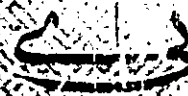
پدر/بیت

having completed the prescribed requirements Spring, 2002

۶۰۹ میں مطلوبہ شرائط تکمیل کرنے پر مارچ 2002ء

is awarded the degree of

BACHELOR OF ARTS



Handwritten signature on the left margin

Stamp: 11-5-2002

Vice-Chancellor

Controller of Examination

This Degree is to be read in conjunction with the Transcript bearing the name of

16 (circled)

Annex "F"

B.A AL-SHAHADAH - AL-ALYAH

Annex "G"

17

(Transcript) B.A

Serial No. 072

# ALLAMA IQBAL OPEN UNIVERSITY



## TRANSCRIPT

This is to certify that Mr./Ms. GISMAT ALI SHAH  
 Son/Daughter of JALIL SHAH  
 Registration No. 97-IBU-0662 Roll No. K-4275651 has  
 completed all the requirements ~~of~~ IN SPRING, 2002 SEMESTER.

### BACHELOR OF ARTS (Al-Shahadah-al-Aliyah)

The details of courses passed is as under:

<u>Code/Course</u>	<u>Marks obtained</u>	<u>Grade</u>
<u>Compulsory:</u>		
417-Pakistan Studies	68	B
435-Functional English	59	B
472-Quraan-e-Hakeem	50	C
473-Hadith	61	B
474-Islami Fiqah-I	60	B
<del>474-Islami Fiqah-II</del> 475-USUL-AL-FIQH	65	B
476-Philosophy of Islamic Shariah	52	C
-Islamic Juris Procedure	XXXXX	XXX
<u>Elective:</u>		
437-ISLAMIAAT (E)	47	C
487-XXXXXXXXXXXXXXXXXXXXXXXXX CHILD DEVELOPMENT	52	C
XXXXXXXXXXXXXXXXXXXXXXXXXXXX	XXXXXX	XXXX
XXXXXXXXXXXXXXXXXXXXXXXXXXXX	XXXXXX	XXXX

*Ali Shah*  
*Muzammar*  
 Head Master  
 Govt. High School  
 Painsda Khel, Bannu

Total: 514/900

He/She has secured 57 % marks and cumulative grade is B

Islamabad SEP. 16, 2003.

Prepared by: .....

Checked by: *Pf*

*Headmaster*  
*by*  
*Muzammar*



(Equivalence certificate)

ہائر ایجوکیشن کمیشن Annex: "H"

## HIGHER EDUCATION COMMISSION

Sector H-9, Islamabad, (Pakistan). Phone: + 92-51-9257508, 9040708  
Fax: + 92-51-9040713. URL: <http://www.hec.gov.pk>

18

**MUHAMMAD JAVED KHAN**  
Director General (Attestation & Accreditation)  
mjkh@hec.gov.pk

No.8-61/HEC/A&A/2009 / 675  
February 14, 2009

Mr. Qismat Ali Shah,  
Village Pir Khel Kaki, P/O Kaki,  
Tehsil & District Bannu.

Subject:- **Equivalence of Bachelor of Arts (Dars-E-Nizami) degree awarded  
by Allama Iqbal Open University, Islamabad.**

Dear Sir,

With reference to your application dated February 12, 2009 on the subject, it is informed that Allama Iqbal Open University is a chartered university in public sector. The 2-year Bachelor of Arts (Dars-E-Nizami) degree held by you from Allama Iqbal Open University, Islamabad is the same as of a similar 2-year Bachelor of Arts (Dars-E-Nizami) degree involving 14-year study as awarded by other chartered universities/institutions.

However, grant of admission for higher education and determination of suitability in relation to job requirement rests with the admitting university and the employing agencies respectively.

Yours faithfully,

*(Signature)*  
16.2.09  
(Muhammad Javed Khan)

Attested  
by  
*(Signature)*

( Certificate of Equivalence  
AIOU Islamabad ) Annex "1"



19

# Allama Iqbal Open University

2002 - Year of Allama Muhammad Iqbal  
(Dean's Office, Faculty of Arabic and Islamic Studies)


Dated: 11.3.2008

## TO WHOM IT MAY CONCERN

It is certified that Mr. Qismat Ali Shah S/O Jalil Shah Roll No. K 4275651 Registration No.97-NBU-0662 has completed his B.A. in Dars-e-Nizami. This program is equivalent to the degree in Ashahadatul-Aaliya and degree holder is eligible for recruitment and teaching in any school as Arabic or theology teacher.

He studies three full credit subjects as Islamic Studies (elective).

- |    |                |       |
|----|----------------|-------|
| 1. | Qurān-ē-Hakēem | (472) |
| 2. | Hadith         | (473) |
| 3. | Fiqh           | (474) |


  
(Prof. Dr. Muhammad Baqir Khan Khakwani)  
Dean

Sector H-8 Islamabad Pakistan Tel:

Res:

Fax:

email:

Attested  
by  




# Departmental Appeal

Annex: "J"

To,

The District Education Officer, Bannu.


20

SUBJECT: DEPARTMENTAL REPRESENTATION / GRIEVANCE PETITION

Respected Sir,

The Applicant humbly submitted as under;

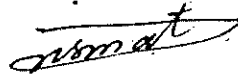
- 1) That on 02/03/2008 your good office has advertised various posts including Tialogy Teachers to which the applicant applied for being eligible and qualified for the post of T.T.  
(Copies of Advertisement and Degree are hereby attached)
- 2) That your Honour has not appointed the applicant on the ground that the degree of B.A (Shahadttul Alia) of Alama Iqbal Open University is not equal to Shahadttul Alia of Wafaq ul Madaras.
- 3) That the applicant made so many representation to your Honour as well as Secretary Education to the effect that the degree of Alama Iqbal Open University is equal as degree of others universities. But your Honour has not considered the request of applicant.  
(Copy of application is hereby attached)
- 4) That the Secretary Education calls for comments from Executive District Officer Bannu on the application of applicant within a week but no redressal of grievance was made by your Honour. And your Honour has given many dates for the redressal of grievance of the applicant but invain.  
(Copy of the order of Secretary is hereby attached)
- 5) That the applicant has also brought the equivalence certificate from Higher Education but even then the applicant was not appointed by your good office.  
(Copy of which is hereby attached)

Attended  
by  


- 6) That the contention of your Honour of non equivalence is totally wrong and violation of the judgments of Peshawar High Court as well as Supreme Court of Pakistan. Because it was time and again held by Superior Courts that the degree of Alama Iqbal Open University is equal as degree of other universities.
- 7) That the applicant submits the last application/grievance petition before your Honour and if the applicant is not considered then the applicant will knock the door of law courts. It is therefore, requested that the grievance petition may kindly be accepted and appoint the applicant as T.T.

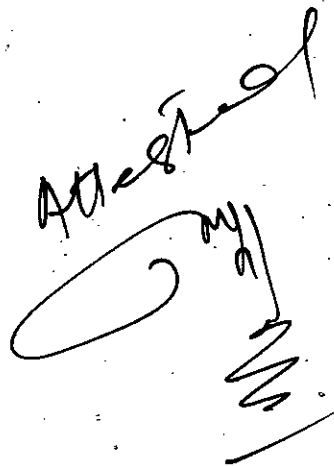
Yours Obediently

Dated 20-08-2013



Qismat Ali Shah

Village Pir Khel Kaki, P/O Kaki,  
Tehsil & District Bannu.



22

VAKALATNAMA

Before the

Provincial Service Tribunal

Civil/ Criminal/ Constitutional/ Appeal/  
Review/ Petition/  
Application/ Plaint/ Case No.

K.P.K. Peshawar

Appeal

of 2013

Dismat Ali Shah

Petitioner/ Applicant  
Plaintiff  
Appellant  
Decree-Holder  
Objector

VERSUS

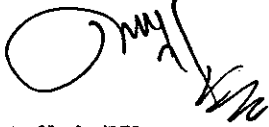
Secretary E & S and  
another.

Respondent/  
Opponent  
Defendant  
Judgment-Debtor

I/ we Dismat Ali Shah in the above noted <sup>appeal</sup> case,

do hereby appoint and constitute INAYATULLAH KHAN, Advocates, as my/our counsel in the above proceedings and authorize them to appear, plead, defend, act, compromise, withdraw, negotiate or refer to arbitration for me/us as my/our advocates/ legal attorneys in the above mentioned matter, without any liability for their default and with the authority to engage/ appoint any other Advocate/ Counsel on my/ our behalf.

Attested & Accepted



**Inayatullah Khan**  
Advocate, Peshawar High Court  
LLM (UK)



Dismat Ali Shah

Des: Qari. Gps Torikallei  
(CLIENT) Bannu.

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