


20.10.2016

Counsel for the appellant present and submitted an a miscellaneous application for interim relief restraining the respondents taking any action detrimental to the service of appellant and suspend the impugned order No. 5886 dated 19.10.2016 issued by Medical Superintendent alongwith fresh proceedings till the decision of main appeal. Notices be issued to the respondents for reply arguments on 24.01.2017, *at Camp Court D.I. Khan.*


(PIR BAKHSH SHAH)
MEMBER.

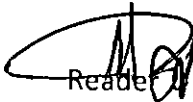
25.01.2017

Junior counsel on behalf of petitioner appeared and submitted application for adjournment on the ground that nephew of appellant had died due to which he could not attend the court. Mr. Muhammad Jamshid, Chief Technician alongwith Mr. Farhaj Sikandar, Government Pleader for respondents also present. To come up for reply and arguments on 29.03.2017 before S.B at Camp Court D.I.Khan.


ASHFAQUE TAJ
MEMBER
Camp Court D.I.Khan

29.03.2017

Since tour is hereby cancelled, therefore, the case is adjourned for the same on 23.08.2017.


Reader

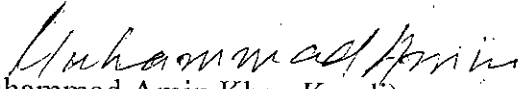
23.08.2017

Appellant in person present. Mr. Farhaj Sikandar, District Attorney for the respondents also present. Appellant submitted application for withdrawal of appeal on the ground mentioned in the application. The application is placed on record.

Keeping in view the aforesaid application the appeal is dismissed as withdrawn. File be consigned to the record rom.

ANNOUNCED

23.08.2017


(Muhammad Amin Khan Kundi)
Member
Camp Court D.I. Khan

حکومت پنجاب جسٹس صاحب سرور سٹریٹ پول فینڈ فنڈخواہ - چشاور

لیٹل ایپل سروسز ایف 2777 کے لئے سال 2016

Khyber Pakhtunkhwa Service Tribunal

420 Diary No.

Dated 22/5/17 KPR

درخواست باہر ادائیگی کے لئے جانے سے پہلے 777 سال 2016

1- معروضی طور پر کہ گفٹہ بالاسروس ایپل ایف ڈی کے مختلف

کورٹ کیس میں بتایا گیا 29/3/2017 کو

put up to the court with relevant appeal

حالیہ عدالت کا ڈیڑھ سہ ماہی میں ٹور کینسل ہونے کا

سے آجاریجیشن ملتوی ہوئی اور with draw سے رکھا

2 یہ کہ گفٹہ بالاسروس ایپل کی کامروائی کے دوران

ڈائریکٹر جنرل صحت سرور سٹریٹ پول فینڈ فنڈخواہ نے حکم

تعمیرات کے لئے فنڈ فراہم کرنے سے انکار کیا ہے

3861-67/AE-VI تاریخ 28/2/2017

5934/AE-VI تاریخ 12/4/2017

3- یہ کہ جس کی رو سے بن سائل کا ملازمت بغیر کسی رکاوٹ

کے regulated ہوئی ہے اور بدیں صورت اب ایپل

کا مقصد پورا تصور ہے۔

۱۵۴ سال - لڑا شروع کیا ۱۲ اپریل ۱۹۵۴ء

جو وہ بالاد اقل دفتر مرمایا جائے۔
۱۹۶۸ء - جیلنگھٹن سائیکلو گرافیا بعد کئی رپورٹ
یا تلفیق کا سنا سنا ہوا۔ تو سن سائل کو
۱۹۶۶ء - ۱۹۶۷ء کے درمیان کے بارے میں
دوبارہ عدالت ہڈا سے رپورٹ کی

۱ - اجازت کئی طرز پر ہے۔

گفتہ بالا لفٹ پر ڈروٹا
۱۹۶۴/۶۵ء کے درمیان
۱۹۶۴/۶۵ء کے درمیان
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**DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA, PESHAWAR.**



Office Ph# 091 - 9210269

Exchange# 091 - 9210187, 091 - 9210196,

Fax #091 - 9210230

All communications should be addressed to the Director General Health Services Peshawar and not to any
Official by name.

OFFICE ORDER.

As approved by the competent authority, the services of Mr. Khalid Mehmood Clinical Technician Pharmacy BPS-12, attached to DHQ: Teaching Hospital D.I.Khan are hereby placed at the disposal of District Health Officer D.I.Khan for further adjustment against the existing vacancy under his control in the interest of public service.

Arrival / Departure report should be submitted to this Directorate for record.

Sd/xxxxxxxxx
DIRECTOR GENERAL HEALTH
SERVICES KPK, PESHAWAR.

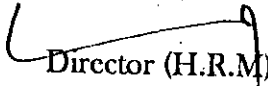
No. 3861-67 /AE-VI

Dated Peshawar the 28/2/2017.

Copy forwarded to the: -

- 1) Hospital Director MTI / DHQ: Teaching Hospital D.I.Khan.
- 2) District Health Officer, D.I.Khan.
- 3) DAO, D.I.Khan
- 4) DHIS Cell DGHS KPK Peshawar.
- 5) Promotion Cell DGHS Office Peshawar.
- 6) DA concerned.
- ✓ 7) Official concerned.

For information and necessary action.


Director (H.R.M)
Directorate General Health Services,
Khyber Pakhtunkhwa, Peshawar.

28/2

2/04/2017 1:15 PM FAX 0919212078

DHS KPK HEALTH DIR

0001

**DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA, PESHAWAR.**



Office Ph# 091-9210269

Exchange# 091-9210187, 091-9210196,

Fax #091-9210230

All communications should be addressed to the Director General Health Services Peshawar and not to any official by name.

No. 5934 /AE-VI


Dated 2/4/2017

To

The District Health Officer,
D.I.Khan.

Subject: - PAYMENT OF SALARY FOR AUGUST, 2014, MARCH 2015 AND JANUARY 2017
TO FEBRUARY, 2017

I am directed to refer to the subject noted above and to enclose herewith an appeal in respect of Mr. Khalid Mehmood CT Pharmacy which is self explanatory and to state to regularize the waiting period against any vacant post on his own pay scale.


DIRECTOR (H.R.M.)
DIRECTORATE GENERAL HEALTH
SERVICES, KPK, PESHAWAR

12/4

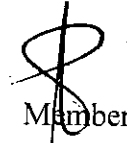
01.08.2016

Appeal No. 777/2016
Khalid Mahmood vs Govt

Counsel for the appellant present. Learned counsel for the appellant stated that the appellant has been reinstated into service. He further submitted that the appellant after resuming charge ~~has~~ performing duty but the respondents ~~are~~ not paying salary to the appellant. Payment of salary when the appellant is performing regular duty ~~is~~ his basic right.

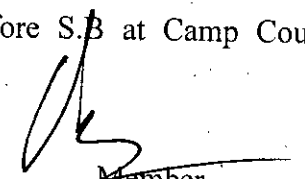
Points raised at the Bar need consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit the security and process fee within 10 days, there-after notices be issued to the respondents for written reply/comments for 27.9.2016 before S.B. Since the appeal pertains to territorial limits of D.I. Khan Division and as such to be heard at Camp Court D. I. Khan. To come up reply/comments on 27.9.2016 at Camp Court D. I. Khan.

Appellant Deposited
Security & Process Fee


Member


27.09.2016

Counsel for the appellant and Mr. Qaiser Nadeem Gul, DPE alongwith Mr. Farhaj Sikander, Government Pleader for the respondents present. Written reply on behalf of the respondents not submitted and requested for time to submit written reply. Request accepted. To come up for written reply/comments on 24.01.2017 before S.B at Camp Court D.I.Khan.


Member
Camp Court D.I.Khan

25.01.2017

Junior counsel on behalf of appellant appeared and submitted application for adjournment on the ground that nephew of appellant had died due to which he could not attend the court. Mr. Muhammad Jamshid, Chief Technician alongwith Mr. Farhaj Sikandar, Government Pleader for respondents also present. Written reply by respondents not submitted and requested for further time. Granted. To come up for written reply/comments positively on 29.03.2017 before S.B at Camp Court D.I.Khan.


ASHFAQUE TAJ
MEMBER
Camp Court D.I.Khan

... the appellant has been ...
... the appellant is performing ...

... at the ...
... subject to all legal objections. ...
... issued to the respondent ...
... on 27.9.2016 before ...
... Court D. N. Khan. To come up ...
... on 27.9.2016 at ...

Member



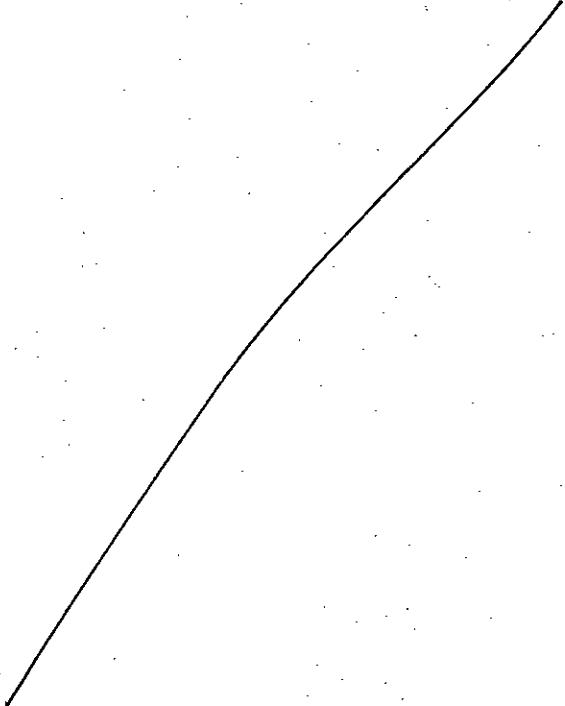
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Form- A

FORM OF ORDER SHEET

Court of _____

Case No. 777 /2016

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	01/08/2016	<p>The appeal of Mr. Khalid Mehmood presented today by Mr. Muhammad Idrees Khan Advocate may be entered in the Institution Register and put up to Learned Member for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on. <u>1-8-16</u></p> <p style="text-align: right;"> MEMBER</p> 

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR

Service Appeal No. 777 /2016

Mr. Khalid Mehmood.....Applicant/Appellant

V/S

Government of Khyber Pakhtunkhwa & others..... Respondents

S.No.	Description or Documents	Annex:	Pages
1	Service Appeal with affidavit		1-5
2	Application for Interim relief with affidavit		6
3	Copy of letter dated: 11-06-2014	A	7-8
4	Copy of departmental appeal dated: 23-06-2014	B	9-10
5	Attested copy of service appeal NO. 1190 / 2014	C	11-14
6	Inquiry Report	D	15-18
7	Re-Instatement order No. 1360-12 dated: 27-03-2015 *	E	19
8	Copy of Arrival Report dated: 02-04-2015	F	20
9	Copy of letter No. 1963 / PF dated: 02-04-2015	G	21
10	Copy of letter dated: 12-08-2015	H	22
11	Copy of Notification dated: 03-02-2016	I	23
12	Copy of withdrawal of appeal <i>2 or be shree</i>	J	24-26
13	Copy of Joining Report dated: 13-04-2016	K	27
14	Departmental appeal dated: 26-04-2016	L	28-29
15	Copy of advertisement of JCT Pharmacy	M	30-30A
	Wakalat Nama		31

Appellant

Through Counsel

Muhammad Idrees Khan
Advocate High Court

Dated: 27 / 07 /2016

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P-1

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR

**Khyber Pakhtunkhwa
Service Tribunal**

Service Appeal No. 777 /2016

Diary No. 776

Dated 01-8-2016

Khalid Mehmood S/o Gulam Sarwer, Caste Segarr, JCT Pharmacy (BPS-12), D.H.Q Teaching hospital, Dera Ismail Khan.

Appellant.....

V/S

1. Government of Khyber Pakhtunkhwa through Secretary Health Peshawar.
2. Director General Health Services of K.P.K Peshawar.
3. Chief Executive / Principal Gomal Medical College / DHQ / MMM Teaching Hospital Dera Ismail Khan.
4. Medical Superintendent / Hospital Authority D.H.Q Teaching Hospital D.I.Khan.
5. District Accounts Officer Dera Ismail Khan.

Respondents

**APPEAL U/S 4 OF THE SERVICE TRIBUNAL ACT, 1974
AGAINST NON-IMPLEMENTATION OF ORDER NO. 1307-12
DATED 27-03-2015 ISSUED BY CHIEF EXECUTIVE
(RESPONDENT NO.3) & ENDORSED / APPROVED BY
RESPONDENT NO. 1 (SECRETARY HEALTH) THROUGH HIS
LETTER NO SOH-III/8-89/2015 (KHALID MEHMOOD /
ENQUIRY REPORT) DATED: 03-02-2016, IN ITS TRUE
LETTER AND SPIRT.**

PRAYER:

Through Service Appeal in hand appellant is beseeching to direct Respondent No.2 & Respondent No. 4 to deal with the appellant in accordance with Law in Compliance of letter no 1307-12 dated: 27-03-2015 approved / endorsed by respondent No. 1 (Secretary Health) by allowing him to perform his duty in D.H.Q Teaching Hospital Dera Ismail Khan and further direct respondent No. 4 & 5 to release the salaries of appellant with back benefits.

Filed to-day

Registrar

1/8/16

Note: The Addresses of the parties are correct and sufficient for the purpose of their services.

Respectfully Sheweth:

Brief Facts:-

1. That being reporting employee to the office of chief executive vide office order No. 1463-66 dated: 23-04-2014, appellant was working as JCT Pharmacy at Gomal Medical College Dera Ismail Khan, respondent No. 4 (Medical Superintendent DHQ Teaching Hospital Dera Ismail Khan.) dismissed the service of appellant vide letter No. 3535-37/PF Dated: 11-06-2014 illegally to suffer the family of Ex-Ms Dr. Aman Ullah as appellant is real nephew of Ex-Dr. Aman Ullah which is predecessor of MS. The copy of letter dated: 11-06-2014 is enclosed as annexure "A".
2. That against which appellant preferred departmental appeal to "competent authority" Chief Executive / Principal Gomal Medical College /DHQ /MMM Teaching Hospital Dera Ismail Khan. Copy of Departmental appeal dated: 23-06-2014 is enclosed as annexure "B".
3. That after statutory period, the appellant preferred service appeal No. 1190/2014 to service tribunal Khyber Pakhtunkhwa, attested copy of service appeal is enclosed as annexure "c".
4. That meanwhile the respondent No. 3 (Chief Executive D.H.Q,T Dera Ismail Khan) conducted an inquiry and re-instated the appellant from date of termination vide his office letter No. 1307-12 dated: 27-03-2015. The copy of inquiry report and re-instatement order dated: 27-03-2015 are enclosed as annexure "D & E".
5. That the appellant approached to respondent No. 4 (Medical Superintendent) for implementation of re-instatement order dated: 27-03-2015 on 02-04-2015, which he decline to accept and straight away rejected through his letter dated: 02-04-2015 and endorse to Director General Health (Respondent No.2). The copy of

- arrival report dated: 02-04-2015 and letter No. 1963 / PF dated: 02-04-2015 are enclosed as annexure "F & G".
6. That the Director General Health Service (Respondent No.2) issue letter No. 9111-12/AE-VI dated: 12-08-2015 to Secretary Health (Respondent No.1) regarding legality of re-instatement by Chief Executive / Principal Gomal Medical College / DHQ (MMM)Teaching Hospital Dera Ismail Khan. Copy of letter dated: 12-08-2015 is enclosed as annexure "H".
 7. Respondent No. 1 Secretary Health through notification No. SOH-III-8/89/2015 (Khalid Mehmood / Inquiry Report) dated: 03-02-2016 endorsed the re-instatement of Chief Executive. Copy of letter dated: 03-02-2016 enclosed as annexure "I".
 8. That after endorsement and confirmation by respondent No. 1 (Secretary Health), the service appeal of appellant become infructuous and therefore appellant withdrawn his service appeal. Copy of withdrawal application is enclosed as annexure "J".
 9. That after with-drawal the appellant submitted joining report to respondent No. 4 for duty, arrival report dated: 13-04-2016 is enclosed as annexure "K".
 10. That respondent No. 4 (Medical Superintendent) after receipt of order of this superior office beside endorsing the same to the appellant concealed the same and remained mum, until and unless the appellant preferred Departmental Appeal dated: 26-04-2016 to respondent No. 2 regarding release of salaries and implementation, the copy of appeal dated: 26-04-2016 is enclosed as annexure "L".
 11. That now respondent No. 1 has advertised the vacancies of JCT Pharmacy wherein post of the appellant is also included against which appellant having no other remedy, approached this Honourable Court. Copy of advertisement is enclosed as annexure "M".

GROUND

- A. That acts and deed in the matter cited above by Respondent No. 2 & 4 are mala-fide in order of create technical hurdles in the way of Service of the appellant, in order to destroy the 26 years undisputed Public Service of the appellant which is very much clear from the conduct of Respondent No. 2 & 4.
- B. That the conduct of the Respondent No. 2 & 4 through noncompliance of the order of Superior office will lead the appellant to the dead ends of her career which he is strictly liable to comply the rule/order made by the Superior Office/ Head of the allied Department to the Respondent No. 1 and the appellant is liable to be dealt in with accordance with Law.
- C. That all the cited mala-fide acts done by Respondent No.2 & 4 are against Law, rules, Natural Justice and are ineffective upon the rights of the appellant and all the unlawful orders are formulated under male fide temptation of (Respondent No. 2 & 4).
- D. That appellant is at verge of the age of retirement i.e. 26 years service and illegal acts against the appellant are nothing but to make the entire service of the appellate a waste.
- E. That the Counsel of the appellant may also be allowed to reise additional grounds during course of hearing.

In wake of submission made above it is humbly prayed that the Respondent No. 2 & 4 may kindly be directed to deal with the appellant in accordance with Law in compliance of office order No. 1307-12 dated: 27-03-2015 issued by respondent No. 3 and endorsement No.SOH-III/8-89/2015 (Khalid Mehmood enquiry report) dated: 03-02-2016 from the Office of Respondent No. 1 (Secretary Health) by allowing him to perform duty in D.H.Q Teaching Hospital D.I.Khan and further to direct the Respondent No. 4 and Respondent No. 5 to release the Salaries of the appellant with back benefits.

Any other relief deemed fit may also be granted to the appellant.

Appellant

Khalid Mehmood

Through
Muhammad Idrees Khan
Advocate High Court

Dated: 27/07/2016

AFFIDAVIT

I Khalid Mehmood S/o Ghulam Sarwar JCT Pharmacy (BPS-12) D.H.Q Teaching Hospital DIKhan do hereby solemnly affirm and declare on oath that the contents of this Service Appeal are true and correct to the best of my knowledge and belief and nothing has been kept concealed from this Hon'ble Court.

Deponent

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR

C.M No. _____/2016

In

Service Appeal No. _____/2016

Mr. Khalid MehmoodApplicant/Appellant

V/S

Government of Khyber Pakhtunkhwa & others..... Respondents

**APPLICATION FOR INTERIM RELIEF
RESTRAINING THE RESPONDENTS TAKING ANY
ACTION DETRIMENTAL TO THE SERVICE OF
APPLICANT / APPELLANT & SUSPEND THE
ADVERTISEMENT OF POST OF JCT PHARMACY
TO THE EXTANT OF APPELLANT TILL FINAL
DISPOSAL OF TITLE SERVICE APPEAL.**

Respectfully Sheweth:

1. That the above titled Service Appeal is being filed before this Honourable Tribunal in which no date of hearing has yet been fixed.
2. That there is much likelihood of the success of the present Service Appeal.
3. That balance of the convenience also tilts in favour of the applicant.

It is, therefore, most humbly prayed that on acceptance of this application, the interim relief as prayed for in heading the application may kindly be granted till final decision of the case.

Appellant

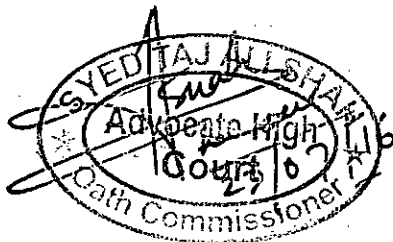
Through Counsel

Muhammad Idrees Khan
Advocate High Court

Dated: 27/07/2016

AFFIDAVIT

I Khalid Mehmood S/o Ghulam Sarwar JCT Pharmacy BPS-12D.H.Q Teaching Hospital DIKhan do hereby solemnly affirm and declare on oath that the contents of this application are true and correct to the best of my knowledge and belief and nothing has been kept concealed from this Hon'ble Court.



Deponent

OFFICE ORDER

Mr. Khalid Mehmood JCT Pharmacy was served with show cause notice under Rule-7 of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline Rules, 2011 which is reproduced as under.

I, Dr. Karim Shah, Medical Superintendent DHQ Teaching Hospital Dikhan as competent authority under the rules ibid do hereby serve you Khalid Mehmood J.C.T Pharmacy as follows

1. (i) Whereas, you, Khalid Mehmood J.C.T Pharmacy, after learning about my posting as a Medical Superintendent, locked the MS Office by force on 25.03.2014. All the important files, Computer, Telephone, Fax machine and DSL were locked up. As such the MS Office remained cut off from the rest of the Country and no communication on important / sensitive issues could be made. This situation remained for complete 03 days. You intentionally and forcibly obstructed the functions of the MS Office which is height of misconduct.
- (ii) Whereas, you, Khalid Mehmood J.C.T Pharmacy, while posted as a technician in Orthopedic Ward obtained Rs.5000/- as illegal gratification from a patient namely Amanullah s/o Qadir Bakhsh admitted as MLC on 25.06.2009 and fraudulently handed over him a forged PTA test, on the basis of which a criminal case U/S 161-420-468-471/PPC/5(2) PC Act was registered against you by the ACE DIKhan dated 14.05.2012. The perusal of the record is sufficient to prove that you are in the habit of committing fraudulent acts and forgery.
- (iii) Whereas, you, Khalid Mehmood J.C.T Pharmacy, were found guilty of making false countersignature of Medical Superintendent namely Dr. Jahanzeb Khan on Bogus Medical Bills, suffice to prove that you have a constant reputation of being corrupt.

From your conduct and on going through the material on record along with other connected papers, I am satisfied that you have committed the following acts / omissions specified in rule 3 of the said rules.

(a) Misconduct

(b) Corruption, as having a reputation of being corrupt.

2. For reasons of the above, I as competent authority have tentatively decided to imposed upon you the major penalty of dismissal from service specified in Rule 4(b)(i) of the rules ibid.
3. You are required to show cause as to why the aforesaid penalty should not be imposed upon you.
4. If you failed to reply to this notice within 07 days of its delivery it shall be presumed that you have no defence to put in and in that case an ex-parte action shall be taken against you.
5. Intimate whether you desire to be heard in person.

Attested
WSP

P-8
~~13~~

6. Meanwhile, you are placed under suspension under Rule 6 of the said Rules.

The official submitted reply to the show cause notice. His reply was without substance to counter the charges. He was also heard in person but he has no defense to put in because the incident of locking of MS office forcibly by him for 03 days long was committed in broad day light, which could not be denied. During personal hearing his attitude was rude and maintained a demeanor, as if he is neither answerable to his superior nor he has any respect for rules.

He has a chequered history of service. He was booked by Anti Corruption Establishment DIKhan u/s 161-420-468-471/PPC/5(2)PC Act, in a case of corruption which is pending adjudication.

He was also found guilty in a departmental enquiry for making forge signature of Ex-MS Dr. JehanZeb Khan on bogus medical reimbursement bills.

The facts on record are sufficient to prove that the official is guilty of gross misconduct and corruption as having a reputation of being corrupt. I am convinced that he is incorrigible. The official is on the pay roll of this Hospital. I therefore being a competent authority impose major penalty upon him and dismiss him from service with immediate effect.

//

COMPETENT AUTHORITY

Copy To:

1. District Accounts Officer DIKhan.
2. Official Concerned.
3. Incharge establishment MS office DHQTH DIKhan.

Kavir Shah 11/06/2014
COMPETENT AUTHORITY

Filed
5/3/14

The Principal / Chief Executive
Gomal Medical College/DHQ/MMM
Teaching Hospital Dera Ismail Khan.

P-9
Annex "B"

SUBJECT: APPEAL AGAINST ORDER OF MEDICAL SUPERINTENDENT DHQ TEACHING HOSPITAL DERA ISMAIL KHAN BEARING NO.3535-37/PF DATED 11/6/2014 VIDE WHICH THE APPELLANT WAS AWARDED WITH MAJOR PUNISHMENT OF DISMISSAL FROM SERVICE.

Respectfully Sir,

Reference to the Office order cited in the head of the Appeal, it is submitted that proper reply was submitted to the show cause dated 23/5/2014, wherein a number of legal objections were raised by the appellant and the authority was requested to withdraw proceeding initiated by him un-lawfully. Legal objections against show cause proceedings are reproduced as under,

1. That being reporting employee to the office of the Chief Executive Gomal Medical College D.I.Khan, M.S DHQ Teaching is not competent authority to initiate any legal proceedings under the rules, but he could complain the matter to the competent authority and then the authority, competent, could lodge any proceedings lawful according to the circumstances, but presuming himself as competent authority, acted illegally under the influence of his allured temptation issued the impugned order.
2. That the impugned show cause was based on surmises and according the para No.1 of the show cause the appellant is held responsible for locking the M.S Office on 25/3/2014, while in reply it was explained that neither the appellant is the custodian of the M.S Office nor in a position or authority to do the alleged activity, and if the alleged activity is presumed to be done the matter can be enquired from the officials who are connected to the M.S Office or from the then person in authority.
3. That for Para No.2 of the show cause notice reference was quoted that as per the verdict of the Honourable Supreme Court of Pakistan in PLD 2003 SC 187, mere involvement in any criminal case is not a justification for departmental proceedings, and when the matter is prejudice in a court of competent jurisdiction, how departmental

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proceedings can be initiated against the appellant, and that the authority issuing show cause is not in legal competence to do so.

- 4. In reply to the Para No.3 of show cause it was submitted that the then M.S Mr.Dr. Jehanzeb Khan had already disposed off the matter and any proceedings on the matter would amount to double jeopardy, which would be un-lawful and again the issuing authority is not in legal competence to issue the same.

That keeping in view the substance of the reply the issuing authority was in obligation to withdraw the proceedings against the appellant, but becoming personal to the appellant under the influence of his allured temptation, the notice issuing authority without any legal competence and against the prevailing rules, without any concrete evidence issued the impugned order, which is illegal / unlawful without any jurisdiction and is liable to be set aside.

That appellant has a good service track record, standing on the verge of retirement, and impugned order without any jurisdiction is against natural justice, and by acceptance of the appeal in hand, impugned order being not competent may graciously be set aside.

Appellant

KHALID MEHMOOD
JCT Pharmacy
Gomal Medical College
D.I.Khan.

13/6/2014

Note: Copy of impugned order dated 11/6/2014, copy of show cause notice dated 23/5/2014, copy of the reply to the show cause dated 30/5/2014, copies of the decision of the case cited in para-2 of the notice by Judicial Magistrate-1 DIKhan are annexed herewith to the appeal.

Copy of this appeal is kept intact for its further use.

D-11
Aves 4 e



BEFORE THE SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA PESHAWAR

S.T.A No. 1190 /2014

Khalid Mehmood S/o Ghulam Sarwer, Caste Segarr, JCT Pharmacy (BPS-09), Gomal Medical College Dera Ismail Khan.

.....Appellant

VERSUS

- W.P. Prov. No. 1215
Dated 25/9/2014
1. Govt. of Khyber Pakhtunkhwa Through Secretary Health Khyber Pakhtunkhwa Peshawar.
 2. Director General Health Services, Khyber Pakhtunkhwa, Peshawar.
 3. Dr. Karim Shah, Medical Superintendent D.H.Q Teaching Hospital Dera Ismail Khan.

.....Original Respondents

4. Chief Executive / Principal Gomal Medical College / DHQ / MMM Teaching Hospital Dera Ismail Khan.
- Obligatory Respondent
5. District Comptroller of Accounts, Dera Ismail Khan.
- Proforma Respondent

APPEAL U/S 4 OF SERVICES TRIBUNAL ACT 1974 AGAINST
IMPUGNED ORDER VIDE 3535-37 / PF DATED 11-06-2014 PASSED
BY RESPONDENT NO. 3, VIDE WHICH SERVICES OF THE
APPELLANT AS JCT PHARMACY WERE DISMISSED BY
AWARDING MAJOR PUNISHMENT WITH IMMEDIATE EFFECT.

20
25/9/14
PRAYER:-

By declaring impugned order passed by Respondent No. 3 as without lawful authority and of no legal effect as respondent No. 3 is not competent authority under E&D Rules 2011 and Impugned order may graciously be set aside along with interim relief through suspension of operation of impugned order dated 11-06-2014, till the disposal of main appeal.

ATTACHED

[Signature]

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal

Appellant alongwith other grounds respectfully submits as under,

BRIEF FACTS:-

1. That being reporting employee to the office of the Chief Executive vide office order No. 1463-66 dated 23-04-2014, appellant was working as JCT Pharmacy at Gomal Medical College Dera Ismail Khan. Copy of officer order dated 23-04-2014 is enclosed as Annexure-A.
2. That respondent No. 3 vide letter No. 3085/PF dated 23-04-2014 issued a show cause notice against appellant, which was legally objected by the appellant, being incompetent and unlawful, but respondent No. 3 beside adopting legal channel for his desired activity, issued impugned order dated 11-06-2014, against which an appeal to "Competent Authority" (Chief Executive Gomal Medical College/DHQ Teaching/MMM Teaching D.I.Khan) was submitted, which was formally forwarded for necessary action to D.G Health Services D.I.Khan on 23-06-2014. Copies of show cause dated 23-05-2014, reply / objection to notice dated 30-05-2014, impugned order dated 11-06-2014, and departmental appeal dated 23-06-2014 are annexed as Annexure- B, C, D, & E.
3. That after having no response from respondent / competent authorities, appellant proffered this appeal supported though following grounds.

GROUND:

- a) That respondent No. 3, being under the administrative control of Chief Executive Gomal Medical College/ DHQ Teaching Hospital D.I.Khan / MMM Teaching Hospital Dera Ismail Khan, Head of the attached office to the Director General Health Services (Respondent No. 2), time to time communicated to all attached offices including respondent no. 3 through number of office order and notifications, issued impugned order in violation to the delegation of powers vide departmental notification No. SOH-III/8-90/10 (Delegation of Powers) dated 24-09-2010, issued without lawful authority and hence having no legal effects on the rights of the appellant, copies of orders and notifications are jointly enclosed as Annexure-F.
- b) That respondent No. 3 vide issuing impugned show cause notice was not in authority to do so, as Medical Superintendent is not "Competent Authority" in light of E & D Rules 2011 to initiate any legal proceedings under the rule, but

TESTED

EXAMINER
Khyber Pakhtunkhwa
Tribunal,
Peshawar

he could complain the matter if any to the concerned competent authority i.e. "Chief Executive declared as competent authority", (delegated the powers under delegation of powers departmental notification No. SOH-III/8-90/10 (Delegation of Powers) dated 24-09-2010), who was competent enough to lodge enquiry on the complaint, but respondent No. 3 presuming himself as above the law, by passed the competent authority by issuing show cause notice without any enquiry or complaint has exposed himself through his ulterior motives and self temptations. Copy of departmental notification No. SOH-III/8-90/10 (Delegation of Powers) dated 24-09-2010 is annexed as **Annexure-G.**

c) That the alleged illegal proceedings through show cause, lodged was legally objected and was requested to be withdrawn and respondent No. 3 was further requested to acquire legal pathway against appellant for his grievances if any, which are reproduced para wise as under:-

i) That the impugned show cause was based on malafide surmises and according the para No. 1 of the show cause the appellant is held responsible for locking the M.S Office on 25-03-2014, while in reply it was explained that neither the appellant is the custodian of the M.S Office nor in a position or authority to do the alleged activity, and if the alleged activity is presumed to be done the matter can be enquired from the officials who are connected to the M.S Office or from the then person in authority.

ii) That for para No. 2 of the show cause notice reference was quoted that as per the verdict of the Honourable Supreme Court of Pakistan in PLD 2003 SC 187, mere involvement in any criminal case is not a justification for departmental proceedings, and when the matter is prejudice in a court of competent jurisdiction, how departmental action can be initiated against the appellant, and that the authority issuing show cause is not in legal competence to do so.

iii) In reply to the Para No. 3 of show cause it was submitted that the then M.S Mr. Dr. Jehanzeb Khan had already disposed off the matter and any proceedings on the matter would amount to double jeopardy (دوہری سزا), which would be un-lawful and again the issuing authority is not in legal competence to issue the same.


ATTESTED

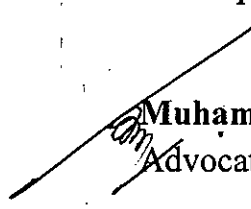
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MANAGER
[Illegible text]

- d). That Respondent No. 3 while issuing impugned proceeding, had interfered into the powers of his superior authority (حاکم مجاز) which is accountable (لائق) (مواخذہ) and impugned order is liable to be set aside.
- e). That impugned order and proceeding initiated by respondent No. 3 are an outcome of malafide and arbitrary behavior (من مانا رویہ) and counter blast (انتقامی کاروائی) against his predecessor Mr. Dr. Amanullah, where the appellant is real nephew to his predecessor, are liable to be condemned and discouraged.
- f). That appellant is at verge of the age of retirement i.e. 25 years service and impugned proceedings against the appellant are nothing but to make the entire service of the appellant a waste.
- g.) That Counsel for the appellant may graciously be allowed to raise additional grounds at the time of arguments.

Dated: 20-09-2014

Appellant 
Khalid Mehmood
Through Counsel


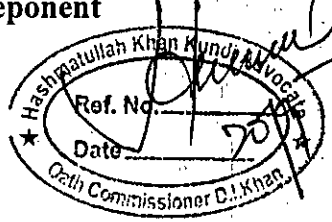

Muhammad Idrees Khan
Advocate High Court

Certified to be true copy

EXAMINER
K. Sarwer JCT Pharmacy
Peshawar

AFFIDAVIT

I, Khalid Mehmood S/o Ghulam Sarwer JCT Pharmacy, do hereby solemnly affirm and declare on oath that the contents of the appeal are true and correct to the best of my knowledge, and nothing has been concealed.

Date of Presentation of Application	26-4-2016
Number of Words	2200
Copying Fee	180
Urgent	20
Total	2000
Date	26-4-2016
Date	26-4-2016


Deponent

Hashmatullah Khan Kundi
Advocate
Ref. No. _____
Date 20/9/14
Oath Commissioner D.I. Khan.

Annex D P-15

OFFICE OF THE PRINCIPAL /CHIEF EXECUTIVE GOMAL MEDICAL COLLEGE /DHQ/MMM TEACHING HOSPITAL DERA ISMAIL KHAN

Exchange # 0966-9280338-39
Fax:# 0966-9280340

Office # 0966-9280341
Email: gmc.principal@yahoo.com

No.GMC/Estab/ 2185-87

Dated 05.06.2015

To,

- 1) Prof. Dr. Amin Jan HOD Pathology GMC DIKhan
- 2) Dr. Javed Hussain Chief Provost GMC DIKhan.

Subject:- ENQUIRY

Memo:-

Reference this office, office order No. 1307-12 dated 27/03/2015, on the subject cited above.

You are advised to please conduct/probe an enquiry in r/o Mr. Khalid Mehmood JCT Pharmacy attached to DHQ Teaching Hospital DIKhan, and submit detail report to the undersigned within 07 days after receipt of this letter.

PRINCIPAL/CHIEF EXECUTIVE

CC

Mr. Khalid Mehmood JCT Pharmacy attached to DHQ teaching Hospital DIKhan is hereby directed to appear before the above mentioned enquiry officers within 03 days after receipt of this letter.

PRINCIPAL/CHIEF EXECUTIVE

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P 116



To
The Principal/Chief Executive,
Gomal Medical College,
Dera ismail khan.

Subjects:- Enquiry report

Sir,

Respectfully it is submitted that an enquiry was conducted by the undersigned committee on 9/6/2015 and 10/06/15. Mr.Khalid Mehmood personally came to the office of the undersigned and submitted all the relevant record. He was also thoroughly investigated. The record provided by the college was also examined thoroughly.

Initially Mr. Khalid Mehmood was appointed as dispenser on 30-02-90 and later on his post was adjusted into JCT pharmacy by the DHO D.I.Khan. Initially he was appointed on contract basis for two years but later on regularized. He was dismissed from the service by M.S (Dr. Karim shah) as he(M.S) considered/claimed himself as competent authority. M.S put following allegations upon him in show cause notice

- 1)He locked the M.S office
- 2)He obtained Rs. 5000/= from a patient as illegal gratification
- 3) He made false signature of Previous M.S(Dr Jahanzeb)

Mr. Khalid Mehmood in reply to show cause notice defended himself as

- 1) ^(Mr. Khalid) He does not have authority to lock the M.S office
- 2) Allegation about obtaining Rs.5000, he says that the case has been decided by the complainant on the request of their elders.

(Handwritten signature)

3) About 3rd allegation he says that matter had been resolved between him and Previous M.S (Dr. Jahanzeb). However a warning letter was issued by Dr Jahanzeb at that time.

Later on Mr. Khalid mehmoood was reinstated by you (as Chief Executive Gomal Medical College Dera Ismail Khan) being competent authority . Mr Khalid Mehmoood filed suit against M.S (Dr. Karim shah) but the case was withdrawn after the order of reinstatement.

Presently he is posted in DHQ hospital Dera Ismail Khan but he is not liked by the existing M.S due to some reasons.

Keeping all the above facts, Our enquiry committee joint opinion is that dismissal order is not justifiable as M.S (Dr. karim Shah) is not competent authority.

According to ESTA code 2011 competent authority is defined as the person who is appointing authority (page 360 ESTA code). M.S Dr. Karim Shah does not fit in this rule. As Chief Executive has been declared by Govt of KPK as competent authority therefore in our opinion M.S can not dismiss Mr. Khalid Mehmoood.

Allegation number 1 is also not valid because no proof or evidence has been submitted about the locking of M.S office.

Allegation Number 2 and Allegation Number 3 were of course resolved by the complainant and the then M.S (Dr. Jahan zeb) but Mr. Khalid Mehmoood was involved in these two allegations. Allegation No 2 was resolved after intervention of the elders of the complainant while allegation No 3 was resolved after issuance of warning notice by the then M.S Dr. Jahan Zeb.

It is recommended that according to the ESTA code page Number 363 minor penalty may be imposed upon him due to Allegation No 2&3 which may be "withheld of increment of the pay for one year duration."

Allosh

It is further recommended as he has been reinstated by the Chief Executive (Competent authority), therefore he may be transferred to MMM teaching hospital Dera Ismail Khan so that the cold war between Khalid Mehmmod and M:S may resolve for ever.

Report is hereby submitted for further necessary action.

Dated: 10-06-15

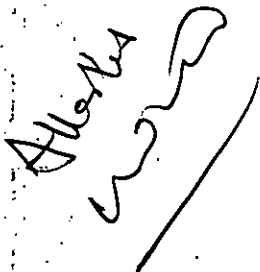
Yours
Sincerely,



Prof Dr. Amin Jan Mahsid (BS-20)



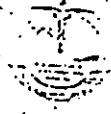
Associate Prof Dr. Javaid Hussain (BS-19)



TO BE SUBSTITUTED WITH LETTER No. 1261-66/PF dated 24/03/2015
OFFICE OF THE PRINCIPAL /CHIEF EXECUTIVE GOMAL MEDICAL
COLLEGE /DHQ/MMM TEACHING HOSPITAL DERA ISMAIL KHAN

P-19

Amey "B"



Exchange # 0966-9280338-39
Fax # 0966-9289340

Office # 0966-9280341

No GMR/ : 1307-12

Dated 27/03/2015

OFFICE ORDER

In Partial modification of this office letter No. 1261-66/PF dated 24/03/2015, As desired by the Minister for Revenue & State Khyber Pakhtunkhwa vide his DO letters dated 17/03/2015 & dated 20/03/2015, Mr. Khalid Mehmood JCT Pharmacy (BIPS-09) at DHQ Teaching Hospital DIKhan is hereby re-instated in service from the date of termination of his original post with immediate effect. An enquiry has been constituted to probe into the matter and submit the detailed report to the undersigned.

CHIEF EXECUTIVE/PRINCIPAL

Copy to the:-

- 1- The Director General Health Services Khyber Pakhtunkhwa Peshawar.
- 2- Medical Superintendent DHQ Teaching Hospital DIKhan.
- 3- District Accounts Officer DIKhan.
- 4- PS to Ali Amin Khan Gandapur Minister for Revenue & State Khyber Pakhtunkhwa, vide his DO letters referred above.
- 5- Professor Dr Fazal Rehman Vice Principal Admn: (Enquiry Officer)
- 6- Professor Dr Amin Jan Mahsud HOD Pathology (Enquiry Officer) for information and directed to conduct a complete enquiry and submit detailed report to the undersigned within 10 days after receipt of this letter.
- 7- Official Concerned.

Ali Amin Khan
PS

CHIEF EXECUTIVE/PRINCIPAL

To

D-20

Medical Superintendent

DHBT Hospital

D. I. Khan,

Amer, F

Subject: Arrival Report

In pursuance of order of

Competent Authority Chief Executive

General Medical College DHBT Muz Road

Hospital D. I. Khan No GMC/PR 1307-12

dated 27/03/2015, I Khalid Mahmood

DCI/Pharmacy (BPS-09) hereby submit

my arrival report today (Encl)

- Copy of order no GMC/PR 1307-12 dated 27/03/2015 is hereby enclosed.

Dated: 2/4/2015

Khalid Mahmood

DCI Pharmacy (BPS-09)
DHBT Hospital D. I. Khan

Copy to Chief Executive
DHBT/Muz Road Hospital
for information

Amer, F

Alex C P-21

Office of the Medical Superintendent

DHQ Teaching Hospital DIKhan

No. 1963 / PF

Dated 2 / 4 / 2015

To

The Chief Executive / Principal
Gomal Medical Collège DIKhan

Subject: OFFICE ORDER

Memo:

Reference your office order No. GMC/PF/1307-12 dated 27.03.2015 (copy enclosed).

You are requested to send the copy of your office letter No.1261-66/PF dated 24.03.2015 referred in the subject noted order to the see the legal aspect of the case.

It is to inform your good self that the accused has already filed a departmental appeal (copy enclosed) before DGHS, the appellant authority in this case, which is pending decision and the same matter is also sub-judice in Civil Judge V/Judicial Magistrate DIKhan and Service Tribunal KPK.

Since you are neither appellate authority nor has the authority to by-pass the authority of the appellant authority and prescribed procedure of appeal by reinstating the said official with unceremonious haste. The illegal and unauthorized politically motivated order of reinstatement of Khalid Mehmood JCT (Pharmacy) is straight away rejected. He will remain dismissed from service till his case is finally decided by the appellate forum or court of law under the rules.

Kasim Shah
Competent Authority /
Medical Superintendent
DHQ Teaching Hospital DIKhan

No. 1964 - 69 / PF
Copy forwarded to the:-

1. PS to Secretary Health Government of Khyber Pakhtunkhwa Peshawar.
2. Director General Health Services Khyber Pakhtunkhwa Peshawar.
3. District Accounts Officer DIKhan.
4. Professor Dr. Fazal Rehman Vice Principal Admn GMC DIKhan.
5. Professor Dr. Amin Jan Mahsud HOD (Pathology) GMC DIKhan.
6. Khalid Mehmood Ex-JCT (Pharmacy).

Kasim Shah
Competent Authority /
Medical Superintendent
DHQ Teaching Hospital DIKhan

P-22

Anex, H³

**DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR**

No 9111-12 / AE-VI

Dated 12/08/2015

To

The Secretary to Govt. of Khyber Pakhtunkhwa
Health Department Peshawar.

Subject: APPLICATION/ ENQUIRY REPORT.


Memo:


Kindly refer to the subject noted above and to state that one Mr. Khalid Mehmood JCT-Pharmacy of DHQ Hospital DI Khan was dismissed from service by the MS DHQ Hospital DI Khan under E&D Rules 2011 (Annexure-A) and the applicant has also suit filed in the Court against his dismissal (copies attached).

On 27.03.2015, the Chief Executive GMC/DHQTH/MMT Hospital DI Khan has issued re-instatement order of the above official (Annexure-B).

It is, therefore, requested that necessary advice of the Government regarding legality of re-instatement by Chief Executive GMC DI Khan may please be conveyed so as to proceed further.

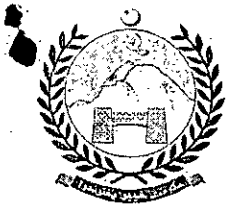
Your faithfully;


DIRECTOR GENERAL HEALTH
SERVICES NPK, PESHAWAR.


c.c
Medical Superintendent, DHQ Hospital DI Khan.

12/08/2015

P-23



GOVT. OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

No. SOH-III/8-89/2015(Khalid Mehmood/Enquiry report)

Dated the Peshawar 03rd February, 2016

Annex I


To

The Director General,
Health Services Khyber Pakhtunkhwa,
• Peshawar.

SUBJECT: APPLICATION/ENQUIRY REPORT.

I am directed to refer to your letter No. 1643-44/E-V, dated: 27-01-2016 on the subject noted above and to state that the Chief Executive/Principal, Gomal Medical College/DHQ/MMM Teaching Hospital, D.I Khan has already re-instated Mr. Khalid Mehmood JCT Pharmacy of D.I Khan. It is added that Medical Superintendent, DHQ is not implementing the said order. Now the said hospital has already been declared MTI.

I am further directed to state that in light of the above the case may be resolved as per rules/policy.

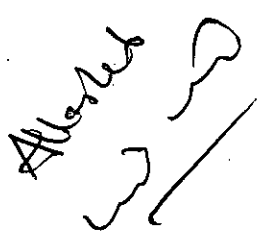

(Muhammad Tariq)
Section Officer-III

Endst: even no & date.

Copy forwarded to:-

PS to Secretary Health, Khyber Pakhtunkhwa.


Section Officer-III

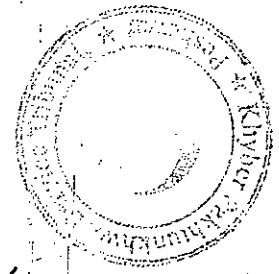
Attached


original

1190
2014
Aves

سال 2014

خالد محمود : جناب : حکومت KPT



جناب عالی!

موضوع ثبوت کہ لفظ "یا" میں "ی" کی کاسٹی

کے عدالت کی طرف سے 4 کے حکم قضیاتی/جالی

ملازمت حق میں درج ذیل مسائل کو حل نہیں کیا

1307-12 فرمایا کہ جس کو مسئلہ الیم او 2
2703.15

پر دوئے لکھنا / endorse فرمایا۔ اگرچہ

کا جو سے من مسائل کی ملازمت لکھ کر رکاوٹ

درمیانی کے مجال کرنا ہے۔ کہ عدالت

رب اپیل کے کا مقدمہ کو رد فرمایا ہے۔

Q

کریٹیا
کریٹیا

کہہ کر ایسٹ ایبلنگ - ایسٹ ایبلنگ یا

کو موجودہ ماہ داخل دفتر فرمایا جاوے۔

جس کے لئے من مسائل کو حالہ لکھ کر رکاوٹ

یا تکلف کا سامنا ہوا۔ تو من مسائل

کو دوبارہ عدالت کے لئے رجوع کرنے کی

اجازت بخش کر جاوے۔

کوتہ! جس کے لئے احکام لکھنا

لکھ کر فرمایا گیا ہے۔

ATTESTED

EXAMINER
Education Department
Lahore

خالد محمود (ایڈوائزر) 18/12/2014

**BEFORE THE SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA PESHAWAR**



S.T.A No. 1196 / 2014

Khalid Mehmood S/o Ghulam Sarwer, Caste Segarr, JCT Pharmacy (BPS-09), Gomal Medical College Dera Ismail Khan.

Appellant

VERSUS

BY P. PRO...

1. Govt. of Khyber Pakhtunkhwa Through Secretary Health Khyber Pakhtunkhwa Peshawar.
2. Director General Health Services, Khyber Pakhtunkhwa, Peshawar.
3. Dr. Karim Shah, Medical Superintendent D.H.Q Teaching Hospital Dera Ismail Khan.

1215
25/9/14

Original Respondents

4. Chief Executive / Principal Gomal Medical College / DHQ / MMM Teaching Hospital Dera Ismail Khan.
5. District Comptroller of Accounts, Dera Ismail Khan.

Obligatory Respondent
Proforma Respondent

Handwritten notes: "Ahsan" and "25/9/14"

**APPEAL U/S 4 OF SERVICES TRIBUNAL ACT 1974 AGAINST
IMPUGNED ORDER VIDE 3535-37 / PF DATED 11-06-2014 PASSED
BY RESPONDENT NO. 3, VIDE WHICH SERVICES OF THE
APPELLANT AS JCT PHARMACY WERE DISMISSED BY
AWARDING MAJOR PUNISHMENT WITH IMMEDIATE EFFECT.**

PRAYER:-

By declaring impugned order passed by Respondent No. 3 as without lawful authority and of no legal effect as respondent No. 3 is not competent authority under E&D Rules 20:1 and Impugned order may graciously be set aside along with interim relief through suspension of operation of impugned order dated 11-06-2014, till the disposal of main appeal.

ATTESTED

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Witness signature

P-28

29.3.2016



Counsel for the appellant and Mr. Farhaj Sikandar, GP for the respondents present. Counsel for the appellant submitted an application for withdrawal of the appeal. Application placed on file. As such the appeal is dismissed as withdrawn. File be consigned to the record room.

ANNOUNCED

29.03.2016

member

comp count D.I. Khan

Certified to be true copy
D. I. Khan
Member
Peshawar District Court
Peshawar

Amal
D

the Medical Superintendent
DHS Hospital
D. I. Khan

Subject: Arrival Report

In pursuance of order of competent Authority Chief Executive General Medical College/DHS/ Mumtaz Hospital D. I. Khan No GMC/PR/307-12 dated 27/03/2015 & duly endorsed by Health Deptt. Notification No SOH-11/3-29/2015 (Khalid Mahmood/ Supervisory report) dated 3/2/2016, I Khalid Mahmood JCT Pharmacy hereby submit my arrival report today (F. Noon). please accept my arrival & oblige
- copy of order No GMC/PR/307-12 dated 27/3/2015
copy of notification dated 3/2/2016 are hereby enclosed.

AMK
12/4/15

dated: 12/4/2015

Yours obediently
Khalid Mahmood
JCT Pharmacy
DHS Hospital
D. I. Khan

- copy to Chief Executive/DHS
 - copy to Director General Health Services
- for information please.

محکمیت حساب ڈائریکٹر جنرل میٹروپولیٹن کونسل لاہور جسٹس ڈی ایچ ڈی

گھانہ ایس/درخواست برائے تھو ایس/محررہ 2014/18/1 تا تاریخ موجودہ

حساب مالی

1۔ گزارہ سے کم قدری کے پرمانہ ACT جاری ہے۔
- قدری کو میٹروپولیٹن کونسل میں ڈسٹریکٹ کے ذمائی عساکر کی بنیاد پر
کوڑی سے Dismiss کیا گیا۔

2۔ قدری کو چیف ایگزیکٹو آفیسر گول میٹروپولیٹن کونسل نے بحال کر دیا
گیا۔ لہذا انکو ان کی تھی جس میں قدری کے گناہ ثابت
ہوئے۔ بحالی آرڈر لف ہے۔

3۔ قدری کے بحالی کے آرڈر کو سیکرٹری میٹروپولیٹن کونسل نے بھی
Endorsed کیا گیا۔ Endorsed آرڈر لف ہے۔

محکمیت حساب

4۔ قدری نے اپنی Dismiss کو سروس میں ٹرانسفر ہو کر ڈسٹریکٹ
میں چیلنج کیا گیا۔ چونکہ عدالت کارروائی چیف ایگزیکٹو
آفیسر گول میٹروپولیٹن کونسل / ڈسٹریکٹ میٹروپولیٹن کونسل نے قدری کو
Dismiss کی تاریخ سے ہی کوڑی پر بحال کر دیا تھا۔

لہذا اسے سیکرٹری میٹروپولیٹن کونسل نے Endorsed کر دیا تھا۔

کئی دن سے سروس میں اس کا مقصد پورا ہو گیا۔

لہذا قدری نے اپنی داخل دفتر گزارے کی درخواست

سروس میں ٹرانسفر میں گزاری۔ جو حکم منظور ہوا۔ لف ہے۔

5۔ قدری نے 2016/13/1 کوڑی

اللہ! استدعا ہے کہ فدوی کی سبھی اہلیوں کو تھوڑے دنوں میں
سے نیکو بنی آدمیوں میں جیاری کی جگہ لیا جائے تاکہ فدوی
بڑے اہل ایمان اور نیکوں کی طرح شریعت کرے۔

پورہ 26/4/2016

العمار

صاحب
فادر کوو آئی فارسی ڈسٹریکٹ ہیر کواری میں
مقامی ڈسٹرکٹ ہیر کواری میں

دورہ 26/4/2016

پیرا میڈیکل سٹاف کی آسامیاں خالی ہیں

Page 30

حکومت خیبر پختونخواہ کے مختلف ڈسٹرکٹ ہیلتھ ایجنسیوں اور ہسپتال کے میڈیکل سپرنٹنڈنٹ اور ایجنسی کے ذریعہ نگرانی مختلف مراکز صحت سے متعلقہ ذیل پیرا میڈیکل سٹاف کی آسامیاں خالی ہیں جن پر تقرری کے لئے متعلقہ اصلاحی سے تعلق رکھنے والے اہل امیدواروں سے درخواستیں مطلوب ہیں۔ متعلقہ ضلع میں اہل امیدوار دستیاب نہ ہونے کی صورت میں دوسرے ضلعوں سے اہل امیدوار کی تقرری ہو سکتی ہے۔

Requirements:-

For Clinical Technician, PHC Technician (Multi Purpose): (BPS-12): Age 18 to 30 2. Diploma in the relevant Paramedical Technology from Khyber Pakhtunkhwa Medical Faculty or Diploma in the

Qualification:- 1. Secondary School Certificate atleast 2nd Division in Science from recognised Board & Relevant Paramedical Technology from any other recognized institution provided the same is registered by the

Medical Faculty Khyber Pakhtunkhwa Peshawar. For PHC Technician (MCH): (BPS-12):- Age 18 to 30

Qualification:- 1. Secondary School Certificate with Science atleast 2nd Division from recognised Board &

Diploma of LHV and Midwifery from recognized Nursing Examination Board

Sr	District	Facility	Clinical Technician Dental	Clinical Technician Pharmacy	Clinical Technician Radiology	Clinical Technician Pathology	Clinical Technician Anesthesia	Clinical Technician Cardiology	Clinical Technician Surgical	Clinical Technician Dialysis	Clinical Technician Physiotherapy	Clinical Technician Pulmonology	Clinical Technician Gastroenterology	Clinical Technician Ophthalmology / Otorhinolaryngology	PHC Technician (Multi Purpose)	PH Technician (MCH)
1	Abbottabad	DHO	1	4	6	10	4	-	5	-	-	-	-	-	11	-
	do	DHQ	-	-	-	-	-	-	-	-	-	-	-	-	-	-
2	Bannu	DHO	1	1	2	1	1	-	1	-	-	-	-	-	4	-
	do	DHQ	-	-	-	-	-	-	-	-	-	-	-	-	-	-
	do	W&C Teaching Hospital Bannu	1	2	1	1	-	2	-	-	-	-	-	-	-	-
3	Battagram	DHO	-	-	2	2	1	-	-	-	-	-	-	-	25	-
	do	DHQ	-	-	3	-	3	1	5	1	3	-	-	2	-	-
4	Buner	DHO	-	5	-	-	3	-	-	-	-	-	-	-	6	-
	do	DHQ	1	1	-	-	2	1	1	-	-	-	-	-	-	-
5	Charsada	DHO	-	-	11	-	4	1	11	-	1	-	-	1	-	-
	do	DHQ	-	1	2	-	-	1	1	-	-	-	-	-	4	-
6	Chitral	DHO	2	5	5	2	2	1	1	-	-	-	-	-	-	-
	do	DHQ	-	1	-	-	-	-	-	-	-	-	-	-	18	-
7	D.I.Khan	DHO	-	-	1	-	2	-	1	-	-	-	-	-	-	-
	do	DHQ	-	7	8	5	3	1	-	-	1	-	-	-	-	-
	do	MMMT, DIKhan	-	2	2	7	-	7	1	-	-	-	-	1	-	-
8	Dir Lower	DHO	2	3	3	2	5	1	-	-	-	-	-	1	8	-
	do	DHQ	-	-	-	-	5	-	-	-	-	-	-	-	-	-
9	Dir Upper	DHO	2	-	3	3	3	2	2	-	-	-	-	-	2	-
	do	DHQ	-	-	2	-	5	-	-	-	-	-	-	-	-	-
10	Gangū	DHO	1	-	1	-	-	-	-	-	-	-	-	-	-	-
	do	DHQ	-	2	-	1	1	-	-	-	-	-	-	1	-	-

مسئلہ حل کرو

تعمیراتی سکول، کالج، کے سٹاف اداغلیا کرشل اشتہارات انگشنگی

کاغذات و سامان کا پیغام ہزاروں لوگوں تک بذریعہ SMS

(Saeedjobdik) پہنچانے کیلئے رابطہ کریں 0333.996.8040

تین مار کے نمبر پر ٹیکسٹنگ پر اہلہم کی وجہ سے (Twitter) کی طرف سے SMS

نہیں آ رہے آپ سے التماس ہے کہ (FOLLOW SAEEDJOBDIK)

تاکہ آپ کو دوسرے نیٹ ورک سے 40404 پر Send کریں Replay میں نام

Send کریں ID فالو نہ ہونے کی صورت میں اس نمبر رابطہ کریں 0333.996.8040

انجمن ماہرین پاکستانی طبی اہلکار

Regulations:

For Clinical Technicians, PNC Technician (MPhil Purpose): (BPS-12L, Ann. 12 to 30)

Qualification: (1) Secondary School Certificate at least 2nd division in Science from recognized board & (2) Diploma in the relevant Paramedical Technology from any other recognized institution provided the candidate is registered by the relevant Faculty/College/Institution/Institute.

Qualifications: Secondary/ Senior Certificate with Science at least 2nd division from recognized board & Diploma of LHM and Midwifery from recognized Nursing Examination Board.

Sr	Sl No	Qualification	Faculty	Clinical Technician (MPhil)	Clinical Technician (PNC)	Clinical Technicians (MPhil)	Clinical Technicians (PNC)	Clinical Technicians (MPhil)	Clinical Technicians (PNC)	Clinical Technicians (MPhil)	Clinical Technicians (PNC)	Clinical Technicians (MPhil)	Clinical Technicians (PNC)	Clinical Technicians (MPhil)	Clinical Technicians (PNC)	Clinical Technicians (MPhil)	Clinical Technicians (PNC)	Clinical Technicians (MPhil)	Clinical Technicians (PNC)
1	1	Apprentice	DH-2	1	4	6	19												
2	2	Barber	DH-2	1	4	6	19												
3	3	Barber	DH-2	1	4	6	19												
4	4	Barber	DH-2	1	4	6	19												
5	5	Barber	DH-2	1	4	6	19												
6	6	Barber	DH-2	1	4	6	19												
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87	87	Barber	DH-2	1	4	6	19												
88	88	Barber	DH-2	1	4	6	19												

Undertaking By The Applicant:

I _____ d/s/w of _____ do hereby solemnly declare and affirm that I have read and understood the instructions and conditions for appearing in the NTS Test, and I have filled-up the application form as per instructions given below. In case of any information contained herein is found at any stage to be missing, untrue, false or forged, my candidature can be canceled at any stage (even after employment, if so revealed later), and I shall be liable to legal action.

Date: _____

Signature of the Candidate _____

Picture 2

Affix your recent passport size color photograph with Stapler

تصویر لازماً منسلک کریں بصورت دیگر فارم عمل میں نہیں لایا جائیگا۔

Check List: Provide the following documents other wise Application Form will not be entertained

- Original Bank Deposit Slip (NTS Copy)
- 2 Passport size color photograph to be attached in the picture box area on page (1 & 3)
- Copy of CNIC

General Instructions / Information

- By Hand submission of Application Form is not allowed.
- Mobile Phones are not allowed in Test Center premises.
- Use separate envelop and separate application form for each post you are applying for.
- **Last date for submission of application form is Friday 28 August, 2015.**
- **Application received on or after Saturday 29 August, 2015 will be rejected.**
- Application should reach NTS office latest by last date of submission of Application Form.
- NTS will not be responsible for late receiving of application through courier / Pakistan Post etc.

HELP LINE:

UAN : +92-51-844-444-1
Website: www.nts.org.pk

Please Send Application Forms to:

ESED KP (Project)
National Testing Service
1-E, Street No. 46, Sector I-8/2,
Islamabad.



IDRESS BALOCH
Advocate High Court
bc-09-1918
Date of Issue: 09-09-2013
Valid upto: 09-09-2016

Secretary
KP Bar Council



وکالت نامہ

کورٹ
فیس

بجاعت مہرویس نزل مول صبر کنو واہ لہادر

منجانب عدالت

نام گوگندہ بھوانی دھارمپور

خالد محمود

مہرویس نزل

تفصیل دعویٰ یا جرم

باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے بیرونی وجوہات کے پیش یا تفسیر مقدمہ منجانب

محمد اجمل خان ایڈووکیٹ کورٹ

کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں پیشی پر خود یا بڑا بڈریو رو برو عدالت حاضر ہوتا رہوں گا اور ہر دقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا اگر پیشی پر منظر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ یا پکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل بیرونی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ صدر پکھری کے علاوہ اور جگہ سماعت ہونے یا بروز تعطیل یا پکھری کے اوقات کے آگے یا پیچھے پیش ہونے پر منظر کوئی نقصان پہنچے تو اس کے ذمہ دار یا اسکے واسطے کسی معاوضہ کے ادا کرنے یا محنت نہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے مجھ کو کل ساختہ پر داخستہ صاحب موصوف مثل کردہ ذات خود منظور قبول ہو گا اور صاحب موصوف کو عرض دعویٰ یا جواب دعویٰ یا درخواست اجراء اسمائے ذمیری نظر ثانی اپیل گمرانی و ہر قسم درخواست ہر قسم کے بیان دینے اور پر تالی یا راضی نامہ و فیصلہ برخط کرنے اقبال دعویٰ کا بھی اختیار ہو گا اور بصورت مقرر ہونے تاریخ پیشی مقدمہ مذکور بیرون از پکھری صدر بیرونی مقدمہ مذکور نظر ثانی اپیل و گمرانی و برآمدگی مقدمہ یا منسوفی ذمیری ایک طرف یا درخواست حکم امتناع یا قرتی یا گرفتاری قبل از فیصلہ اجراء ذمیری بھی صاحب موصوف کو بشرط ادا ایسی علیحدہ محتاج بیرونی کا اختیار ہو گا اور تمام ساختہ پر داخستہ صاحب موصوف مثل کردہ از خود منظور و قبول ہو گا اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہو کہ مقدمہ مذکورہ یا اس کے کسی جزو کی کارروائی یا بصورت درخواست نظر ثانی اپیل گمرانی یا دیگر معاملہ و قدمہ مذکورہ کسی دوسرے وکیل یا بیرٹر کو اپنے بجائے یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانون کو بھی ہر امر میں وہی اور ایسے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ میں جو کچھ ہر جانہ التواء پڑے گا وہ صاحب موصوف کا حق ہو گا مگر صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہو گا کہ مقدمہ کی پردی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا

لہذا وکالت نامہ لکھ دیا ہے تاکہ سند رہے
27 مورخہ 27 جولائی 2016

مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے

Accepted Khan

2016-4-27

خالد محمود

حسن کا بیر سٹرائٹروں میں زر مارکیٹ بال تقابل جائز ہوں ذریعہ سائمن خان