

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

Appeal No. 1515/2013

Date of Institution ... 21.02.2013

Date of Decision ... 10.10.2017

Rizwanullah son of Attaullah, R/O Hayat Khel, Lakki Marwat. ... (Appellant)

VERSUS

1. The Secretary, Education (E&amp;SE) Khyber Pakhtunkhwa, Peshawar and 2 others. ... (Respondents)

MR. MUHAMMAD ASIF YOUSAFZAI,  
Advocate

--- For appellant.

MR. ZIAULLAH,  
Deputy District Attorney

... For respondents.

MR. NIAZ MUHAMMAD KHAN,  
MR. GUL ZEB KHAN,... CHAIRMAN  
... MEMBERJUDGMENTNIAZ MUHAMMAD KHAN, CHAIRMAN.- Arguments of the learned  
counsel for the parties heard and record perused.FACTS

2. The appellant is aggrieved from the impugned order of removal from service dated 16.08.2013 against which he filed a departmental appeal on 04.09.2013 which was not responded to and thereafter the present service appeal was filed by the appellant on 13.11.2013.

ARGUMENTS

3. The learned counsel for the appellant argued that the appellant was appointed on 14.09.2012 and he then reported for duty on 03.10.2012. That another claimant with the

same name Rizwanullah son of Rahmatullah started litigation, challenging the appointment of the appellant on the ground that land for the school was donated by him and that the appellant was not entitled for the appointment. That due to this litigation, law and order situation was created and the DEO (M) Lakki Marwat in his wisdom ordered for the detailment of the appellant in his own office on 08.05.2013. That the appellant was performing his duties in the DEO office when the DEO started enquiry against the appellant on the basis of his alleged absence from duty. Ultimately, the enquiry etc. culminated into the impugned order of removal from service. That the show cause notice (undated) does mention the holding of enquiry but this enquiry is not the regular enquiry as no charge sheet or statement of allegations were issued to the appellant. That the said show cause notice also does not mention the dispensing with of the regular enquiry. That in the preliminary enquiry, some statements were record on two occasions of the persons employed in the office of the DEO who had stated that the appellant had been performing his duty in the office of DEO (M) Lakki Marwat.

4. On the other hand, the learned Deputy District Attorney argued that the appellant never reported for duty and as per para-8 of the terms and conditions of his appointment order, he was obliged to report for duty within 15 days, failing which he was liable to be terminated. He further argued that the appellant was on probation and there was no need even of show cause notice. He added that during the enquiry proceedings, two statements of Headmaster and Principal were recorded and according to these statements, appellant never assumed the charge or performed the duties.

### CONCLUSION.

5. This fact has not been denied rather admitted by the DEO that the appellant had been receiving his salary for so many months and the very show cause notice while proposing penalty had added the words that the pay and allowances paid to the appellant also be recovered. It means that the appellant did report for duty and his service book was maintained by the department alongwith his medical fitness certificate which is dated

26.09.2012. The very transfer order dated 08.05.2013 shows that the appellant was working in the office of DEO (M) Lakki Marwat wherefrom he was transferred to GMS Multan Majiwala and then was retained in the office of DEO on detailment basis. Arguments of the learned Deputy District Attorney has got no force regarding probation period because in probation period there is no need of imposing penalty under the disciplinary rules but was simply to be terminated if his work was not found satisfactory and secondly if he had not reported for duty his appointment order should have been cancelled. The holistic scenario emerging from the circumstances is that the appellant did report for duty. He was working in the office of DEO and then he was retained in his office on detailment basis. If he was absent from his duty, the appropriate procedure was to have issued charge sheet and statement of allegations to the appellant and then a regular enquiry should have been conducted but as pointed out by the learned counsel for the appellant that neither charge sheet or statement of allegations have been issued to the appellant nor regular enquiry has been dispensed with. No penalty can be imposed in the manners and in the mode on the basis of some preliminary enquiry and without dispensing with the regular enquiry or conducting a regular enquiry. The whole proceedings are therefore, illegal.

6. In view of the above discussion, the appeal is accepted, the impugned order is set aside and the appellant is reinstated in service. However, the department is at liberty to hold denovo enquiry in accordance with law and rules within a period of three months from the date of receipt of this judgment. Parties are left to bear their own costs. File be consigned to the record room

  
(GUL ZEB KHAN)  
MEMBER

  
(NIAZ MUHAMMAD KHAN)  
CHAIRMAN


1515/2013

10.10.2017

Counsel for the appellant and Mr. Ziaullah, Deputy District Attorney alongwith Akram Marwat for the respondents present. Arguments heard and record perused.

This appeal is accepted as per our detailed judgment of today. Parties are left to bear their own costs. File be consigned to the record room.

  
Member

  
Chairman

ANNOUNCED  
10.10.2017

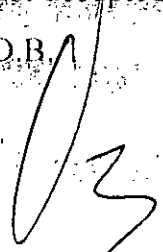
07.12.2016

Appellant with counsel for appellant and Mr. Ziaullah, GP for the respondents present. One of the Member (Judicial) Mr. Muhammad Aamir Nazir is on casual leave therefore, the Bench is incomplete, hence adjourned. To come up for arguments on 9.3.17 before D.B.

  
(ASHFAQUE TAJ)  
MEMBER

09.03.2017


Junior to counsel for the appellant and Mr. Sharifullah, (ADEO) alongwith Mr. Usman Ghani, Senior GP for respondents present. Junior to counsel for the appellant requested for adjournment. Request accepted. To come up for arguments on 22.06.2017 before D.B.

  
(MUHAMMAD AAMIR NAZIR)  
MEMBER

  
(ASHFAQUE TAJ)  
MEMBER

22.06.2017

Counsel for the appellant and Mr. Ziaullah, Deputy District Attorney for the respondent present. Counsel for the appellant requested for adjournment. Adjourned. To come up for arguments on 10.10.2017 before D.B.

  
(Muhammad Amin Khan Kundi)  
Member

  
(Gul Zeb Khan)  
Member

25.03.2016


Counsel for the appellant and Mr. Ziaullah, GP for respondents present. Arguments could not be heard due to shortage of time. Therefore, the case is adjourned to 25.05.2016 for arguments.

  
MEMBER

  
MEMBER

25.05.2016

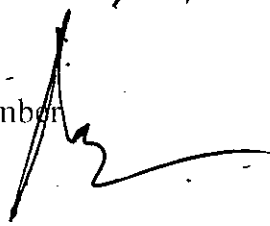
Appellant with counsel and Hameed-ur-Rehman, AD (Litigation) alongwith Addl. AG for respondents present. Learned Addl. AG seeks adjournment for production of certain documents including enquiry report. Adjourned for such record and final hearing to 7.9.2016 before D.B.

  
Member

  
Chairman

07.09.2016

Counsel for the appellant and Addl. AG for respondents present. Counsel for the appellant requested for adjournment. Requested accepted. To come up for arguments on 7-12-16.

  
Member

  
Member

24.03.2015

Appellant with counsel, M/S Mosam Khan, AD for respondent No. 2 and Sharifullah, ADO for respondent No. 3 alongwith Addl: A.G for all respondents present. Informed the court that the NAB has just given the record. Therefore, last opportunity is extended. Written statement be submitted on 3.4.2015 before S.B.

  
Chairman

3

03.04.2015

Appellant with counsel, M/S Khurshid Khan, SO for respondent NO. 1, Javed Ahmed, Supdt. for respondent No. 2 and Salah-ud-Din, Headmaster for respondent No. 3 alongwith Addl: A.G present. Written reply not submitted. Requested for adjournment. Another chance is given for written reply/comments for 2.7.2015 before S.B.

  
Chairman

02.07.2015

Appellant with counsel and Mr. Sharifullah, ADO alongwith Addl: A.G for respondents present. Written statement submitted. The appeal is assigned to D.B for rejoinder and final hearing for 25.11.2015.

  
Chairman

25.11.2015

Counsel for the appellant and Mr. Sharifullah, ADO alongwith Asst: AG for respondents present. Rejoinder submitted on behalf of the appellant which is placed on file. To come up for arguments on 25/3/16

  
Member

1515/13

2.2.2015

Appellant with counsel, and Mr. Muhammad Adeel Butt, AAG with Sharifullah, ADO and Khursheed Khan, SO for the respondents present. It was submitted by the learned AAG that application for setting aside of the ex-parte proceedings against respondents was timely submitted, with cogent reason. On the other hand, the learned counsel for the appellant replied that the respondents are deliberately and willfully avoiding to join the proceedings which is evident from the fact that reply has not yet been submitted despite lapse of sufficient time. During the course of arguments, the learned counsel for the appellant stated at the bar that the instant application of the respondents may be conditionally allowed that on the next date the respondents department will submit reply without fail. For the stated position the ex-parte proceedings against the respondents are set aside. Last opportunity is given to the respondents-department to submit reply failing which it shall be presumed that the respondents-department is deliberately avoiding to contest the appeal. File to come up for written reply on 16.3.2015.



MEMBER

16.3.2015

Appellant with counsel, and Mr. Muhammad Jan, GP with Khursheed Khan, SO, and Javed Ahmad, Supdt. and Sharifullah, ADEO for the respondents present and submitted that the record is in the custody of NAB due to which further time was requested to be granted to the respondents for filing of written reply. Extension in time is granted with last opportunity to the respondents for submission of written reply. To come up for the same on 24.3.2015.



MEMBER



27.05.2014

Appellant in person AAG present. None is available on behalf of the respondents despite the fact that on previous date, Javed Ahmad, Supdt. was present on behalf of the respondents. Fresh notices be issued to all the respondents postively for written reply on main appeal as well as reply/arguments on stay application on 18.8.2014.

MEMBER

18.08.2014

Counsel for the appellant and Mr. Muhammad Jan, GP present. None is available on behalf of the respondents nor their written reply received despite proper service, hence they are placed ex-parte. To come up for ex-parte arguments on 17.10.2014.

MEMBER

17.10.2014

Appellant with counsel. Mr. Muhammad Adeel Butt, AAG alongwith Sharifullah, ADEO Lakki Marwat appeared on behalf of respondent No. 3 and submitted application for setting aside ex-parte proceedings. Copy handed over to the learned counsel for the appellant for reply/arguments on 18.12.2014.

MEMBER

18.12.2014

Appellant with junior counsel, Mr. Muhammad Jan, GP for the respondents present. The Tribunal is incomplete. To come up for the same on 02.02.2015.

READER

1515/13

11.2.2014

Counsel for the appellant and Mr. Muhammad Jan, GP with Khursheed Khan, SO, Sajjad Rashid, AD and Sadiqullah, SET for the respondents present and requested for time. To come up for written reply on main appeal as well as reply/arguments on application on 18.3.2014.

MEMBER

MEMBER

18.3.2014

Junior to counsel for the appellant and Mr. Muhammad Jan, GP with Khursheed Khan SO, Javed Ahmad, Supdt. and Sadeequllah, SET for the respondents present. Respondents need further time. To come up for written reply on main appeal as well as reply/arguments on stay application on 18.4.2014.

MEMBER

MEMBER

18.4.2014

Counsel for the appellant and Mr. Muhammad Jan, GP with Javed Ahmad, Supdt. for respondents No. 1 & 2 present and requested for time. Fresh notice be issued to respondent No.3. To come up for written reply on main appeal as well as reply/arguments on stay application on 27.5.2014.

MEMBER

MEMBER

Appeal No. 1515/2013.

Mr. Rizwanullah,

06.12.2013

Counsel for the appellant present and requested for

adjournment. To come up for preliminary hearing on 13.12.2013.

Member

13.12.2013

Counsel for the appellant present. Preliminary arguments

heard and case file perused. Through the instant appeal under Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974,

the appellant has impugned order dated 16.08.2013, vide which the appellant was removed from service on ~~summary~~ ground of absence with recovery of 50% pay and allowances, against the impugned

order he filed departmental appeal which is available on file since

the departmental appeal was not responded within the statutory period of 90 days <sup>hence the instant appeal.</sup> Points raised at the Bar need consideration. The

appeal is admitted to regular hearing subject to all legal objections.

The appellant is directed to deposit the security amount and process fee within 10 days. Thereafter, Notice be issued to the respondents

for submission of written reply on 11.02.2014. The appellant has

also filed an application for suspension the impugned operation of recovery order dated 16.08.2013 till the disposal of main appeal.

Notice of application should also be issued to the respondents for

reply/arguments on the date fixed.

Member

Member

13.12.2013

This case be put before the Final Bench for further proceedings.


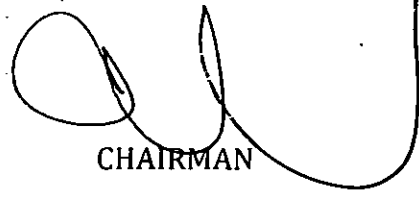
Chairman

Appellant deposited  
Process fee & Security  
RS. 180/- Bank Receipt  
attached with file.

Form A  
FORM OF ORDER SHEET

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

Case No. 1515/2013


S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	18/11/2013	<p>The appeal of Mr. Rizwanullah resubmitted today by Mr. M. Asif Yousafzai Advocate may be entered in the Institution register and put up to the Worthy Chairman for preliminary hearing.</p> <p align="right">   REGISTRAR </p>
2	19-11-2013	<p>This case is entrusted to Primary Bench for preliminary hearing to be put up there on <u>6-12-2013</u>.</p> <p align="right">   CHAIRMAN </p>

This is an appeal filed by Rizwanullah today on 13/11/2013 against the order dated 16.8.2013 against which he preferred a departmental appeal on 04.09.2013 which is premature as laid down in an authority reported as 2005-SGMR-890.

As such the instant appeal is returned in original to the appellant/counsel. The appellant would be at liberty to resubmit fresh appeals after maturity of cause of action.

No. 1641 /ST,

Dt. 18/11 /2013

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. M. Asif Yousafzai Adv. Pesh

Sir, In Rule - 19 of E & D Rules 2011 the period of 60 days is specified to wait for decision of departmental appeal. Therefore, the appeal is mature.  
Re-submitted with the request to place before proper bench.



18-11-13

**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.**

APPEAL NO. 1515/2013.

Rizwanullah.

VS

Education Deptt:

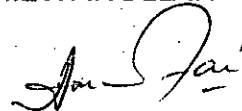
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APPELLANT

RIZWANULLAH

THROUGH:



M.ASIF YOUSAFZAI

ADVOCATE.

**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.**

APPEAL NO. 1515 /2013.

Rizwanullah S/O Attaullah,

R/O Hayat Khel, Lakki Marwat.....Appellant..

E.W.P. Peshawar  
1556  
13-11-13

VERSUS

- 1- The Secretary Education (E&SE) KPK Peshawar.
- 2- The Director Education (E&SE) KPK Peshawar.
- 3- The Distt: Education Officer (male), Lakki Marwat.

.....Respondents.

**APPEAL UNDER SECTION 4 OF THE KPK SERVICE TRIBUNALS ACT 1974 READ WITH RULE- 19 OF THE KPK E&D RULES 2011 AGAINST THE ORDER DATED. 16.8.2013 WHEREBY THE APPELLANT HAS BEEN REMOVED FROM SERVICE ON FLIMSY GROUNDS OF ABSENCE WITH RECOVERY OF 50% OF PAY AND ALLOWANCES AND AGAINST NOT TAKING ANY ACTION ON THE APPEAL OF THE APPELLANT WITHIN STATUTORY PERIOD.**

**PRAYER:** That on acceptance of this appeal the order dated. 16.8.2013 may be set-aside and the appellant may be re-instated with all back benefits with refund of recovered amount if any. Any other remedy which this august Tribunal deems fit that may also be awarded in favour of appellant.

re-submitted to  
and filed

18/11/13

EX-PARTE  
18-8-14  
Restore  
2-2-2015

**R.SHEWETH.**

- 1- That the appellant was appointed as Chowkidar in BPS-1 by the competent authority vide order dated. 24.9.2012, after fulfilling all required codal formalities and creation of post vide letter dated. 8.8.2012. Copies of order and letter are attached as Annexure – A&B.
- 2- That after obtaining medical fitness, when the appellant went to the concerned school for taking over charge, the said school was closed by one Rizwanullah S/o Niamatullah forcibly for the reason being the land owner. The FIR was also lodged on 26.9.2011 to that effect and a civil suit is also pending to that effect in the court of Civil Judge Lakki Marwat. Copies of the FIR , suit and order are attached as Annexure – C,D&E.
- 3- That the appellant forthwith brought the matter into the notice of the then DEM(male) Lakki Marwat ( Mir Azam Khan), who keeping in view the strained situation of the issue, verbally ordered the appellant to report at DEO Office and perform his duty there. Thus the appellant had continuously performed his duties at DEO Office till removal from service. Copies of charge report accepted by Mir Azam Khan DEO and medical fitness are attached as Annexure – F&G.
- 4- That the performance of the duty of appellant at DEO Office Lakki Marwat is also evident from the order dated. 8.5.2013 in which the appellant was shown transferred to Multan Majiwala from the office of DEO but on that order it was endorsed that the appellant to be detailed in Office. Secondly certificates of the senior clerks also proved that the appellant was never remained absent from duty. Copies of the order and certificates are attached as Annexure – H,I&J.
- 5- That on 30.7.2013 a letter was issued to appellant with the direction to appear before the fact finding inquiry committee. The appellant did appear before that committee. Copy of letter is attached as Annexure – K.



- 6- That then all of sudden, a show cause notice was issued to the appellant based on the report of the inquiry officer (Moinuddin). The appellant, however, filed his reply to the show cause notice and denied all the allegations. Copies of the show cause notice, findings and reply are attached as Annexure – L,M&N.
- 7- That on the basis of the report of the Moinuddin, the appellant was removed from service on 16.8.2013 on flimsy grounds of absence with the direction to recover 50% pay and allowances from the appellant. The appellant filed appeal before the respondent No.2 on 4.9.2013 and waited for statutory period but no reply has been received by the appellant so far. Hence the present appeal on the following grounds amongst the others. Copies of order and appeal are attached as Annexure – O&P.

**GROUND:**

- A- That the order dated. 16.8.2013 and not deciding the appeal of the appellant within statutory period is against the law, rules, norms of justice and material on record, therefore not tenable and liable to be set-aside.
- B- That the appellant has not been treated according to law and rules and has been made to suffer in an arbitrary acts of the respondents.
- C- That on one hand the appellant has been held accused for absence while on the other hand, the competent authority has not observed the given procedure under Rule -9 of the E&D Rules 2011. Thus the whole action is void ab-initio.
- D- That neither the charge sheet/ statement of allegation issued to appellant by the competent authority nor the competent authority appointed any inquiry officer to conduct regular inquiry. This means that no regular inquiry was conducted under the rules.

- E- That even no order in writing has been passed for dispensing with the holding of regular inquiry by the competent authority which was necessary under Rule-5 of the E&D Rules 2011. Thus the whole action has been taken on the basis of report of the fact finding inquiry which is not tenable in the eyes of law.
- F- That the competent authority had never appointed Mr. Moinuddin as inquiry officer, therefore any action taken on his report is the total violation of law and rules.
- G- That neither the statement of the then DEO (Mir Azam Khan) nor of the senior clerks have been recorded to ascertain the actual fact regarding the appellant's absence because one has deputed the appellant at DEO Office and clerks have given the certificate of performance of duty.
- H- That even Mr. Moinuddin ( so called inquiry officer) had also not recorded the statements in presence of the appellant nor the appellant was allowed to cross examine them. Thus the appellant has been condemned unheard.
- I- That the dispute of school and appointment of the appellant was well in knowledge of the respondents and even the appellant's detailment at DEO Office was also in their knowledge, but despite of that the appellant was termed as absent, whereas, the appellant fully performed the duty till his removal from service. Thus the whole action against the appellant is based on malafide and the appellant has been punished for no fault on his part.
- J- That the appellant seeks permission to advance other grounds and proofs at the time of hearing.

It is therefore most humbly prayed that the appeal of the appellant may be accepted as prayed for.

APPELLANT

*رزوان اللہ*

RIZWANULLAH

THROUGH:

*M. Asif Yousafzai*

M.ASIF YOUSAFZAI

ADVOCATE.

**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.**

APPEAL NO. \_\_\_\_\_/2013.

Rizwanullah.

VS

Education Deptt:

**APPLICATION FOR SUSPENDING THE  
OPERATION OF RECOVERY ORDERED IN THE  
ORDER DATED. 16.8.2013 TILL THE DISPOSAL  
OF MAIN APPEAL.**

**R.SHEWETH.**

- 1- That the appellant has filed an appeal along with this application in which no date has yet been fixed.
- 2- That the penalty of recovery of 50% of recovery of pay and allowances has also been imposed along with the removal from service order.
- 3- That if the recovery is made then the appeal of the appellant would become infructuous.
- 4- That the appellant has a good prima facie case and all the necessary ingredients are in favour of appellant.
- 5- That the grounds of main appeal may also be considered as integral part of this application.
- 6- It is therefore most humbly prayed that the recovery of 50% pay and allowances ordered in order dated. 16.8.2013 may be suspended till the disposal of main appeal.

APPELLANT

RIZWANULLAH

THROUGH:

M.ASIF YOUSAFZAI

ADVOCATE.

AFFIDAVIT

It is affirmed that the contents of this application are true and correct.

A handwritten signature in black ink, appearing to be in Arabic script, located above the word 'DEPONENT'.

DEPONENT

A (8)

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (E&S) EDUCATION LAKKI MARWAT.

APPOINTMENT ORDER:-

Consequent upon the recommendation of District Selection Committee, the appointment of below named candidate is hereby ordered as Chowkidar in BPS-01 (4800-150-9300) plus usual allowances as admissible under the rules on regular basis, under the provision of Establishment & Administration Department circular bearing No.SOR-6 (E&AD) 13-01/2005 on the terms & conditions given below in the interest of Public service from the date of taking over charge.

S.No	Name	Father's Name & Address	Post	To be posted at	Remarks
1	Rizwan Ullah Khan	Atta Ullah Khan R/O Hayat Khei	Chowkidar	GMS, Hayat Khei	Against Newly created post

TERMS & CONDITION:-

1. His appointment will be considered regular without pension and gratuity in terms of section 19 of NWFP, Civil servant 1973, as amended vide NWFP, Servant (Amendment) act 2005. He will however be entitled to contributory provident fund in such in manner and at such a rate as may be prescribed by the Govt.
2. His services will be liable to termination on one month notice from either side. In case of resignation without notice two months pay/allowances will be refunded to the Govt.
3. His services will be governed by such rules as the Govt. may issue regulations as from time to time.
4. His services will be terminated at any time in case his performance is found un-satisfactory during probationary period, in case of misconduct proceeded against the NWFP removal from service (special power) ordinance. 2000 and the rules framed from time to time.
5. Charge reports should be submitted to all concerned.
6. No TA/DA is allowed.
7. The undersigned will check and verify the certificates/ Degrees of the above named candidate from the concerned Board/ University before the drawl of pay.
8. The appointment is liable to termination if the appointee failed to take over charge-within fifteen days of the commencement date.
9. The undersigned reserves the right of amendment in the appointment order in case of a mistake.
10. He is required to produce his health and age certificate from the Medical Superintendent DHQ, Hospital Lakki Marwat.

(Mir Azam Khan)  
Executive District Officer,  
(E&S) Education Lakki Marwat.

Endst: No. 7490-95 Dated 24/09/2012.

- Copy to the:-
1. Director (E&S) Education Khyber Pakhtunkhwa, Peshawar.
  2. District Coordination Officer, Lakki Marwat.
  3. District Accounts Officer, Lakki Marwat.
  4. District Officer (M) Local Office.
  5. Head Master GMS, Hayat Khei..
  6. Candidate concerned.

*[Signature]*  
Executive District Officer,  
(E&S) Education Lakki Marwat.

*Start the pay from 15/09/12  
D/O taking over charge*

**ATTESTED**

*[Signature]*  
EXECUTIVE DISTRICT OFFICER (E&S)  
EDUCATION LAKKI MARWAT



B  
⑨

**GOVERNMENT OF  
KHYBER PAKHTUNKHWA**  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

No. SO(B&A)2-41/09/Lakki  
Dated Peshawar, 08.08.2012

**SANCTION**

**No. SO(B&A)2-41/Lakki:-** Sanction of the Government of Khyber Pakhtunkhwa, is hereby accorded to the creation of posts of Chowkidar at GMS Hayat Khail, on temporary basis in District Lakki w.e.f. 01.07.2012 at a total cost of Rs. 120,000/- as per detail given below, subject to the condition that the newly created post are to be filled in strictly accordance to the Government laid down policy and observance of all codal formalities.

**CREATION OF POST OF CHOWKIDAR AT GMS HAYAT KHAIL DISTRICT LAKKI MARWAT.**

**Details of posts**

C-057-Chowkidar (BPS-1) (01)

A01151- Basic Pay of other Staff	58,000/-
A01202-House Rent Allowance	11,000/-
A01203-Conveyance Allowance	10,000/-
A01207-Washing allowance	1,200/-
A01208-Dress Allowance	1,200/-
A01217-Medical Allowance	12,000/-
AO121A-Adhoc Allowance2011	8,600/-
Total: -	<u>120,000/-</u>

2. The expenditure involved is debitable to the Functional-cum-object classification 09-Education Affairs and Services 092-Secondary Education Affairs and Services 0921-Secondary Education Affairs and Services 092101-Secondary Education A01-Employees Related Expenses and shall be met out from within the District Account-IV concerned.

**SECRETARY TO GOVT: OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECY: EDU: DEPTT**

Copy of the above is forwarded to District Accounts Officer, Lakki.

**BUDGET OFFICER-V**

**Endst. Of even Number & Date.**

Copy of the above is forwarded to:-

1. The Budget Officer V, Finance Department.
2. Master File.

**ATTESTED**

(NOOR ALAM KHAN WAZIR)  
SECTION OFFICER (B&A)

08/08/2012





بتو رہا ہے و جب ہم سے کہ سکول ہوائے آسمانی جو نبرد ار پست فرشتوں ان اللہ و رزق طاب اللہ  
 سندھ مہاش فیضی لسمانی موصی ہے اس میں پراپر انہوں نے سکول ہوا کو بنا لیا تو انہوں نے  
 میں نے عورتوں EDO کے حکم تعلیم کو فروخت اطلاع دی تو انہوں نے حتمی پولیس کو بلانے  
 کیلئے کہا پولیس چوٹی شہار فیضی نے کارروائی کرتے ہوئے 45:00 بجے پولیس کو دورانہ  
 کھولے اور تمام مادیات حاکم میں پولیس کے لئے روپوش ہوئے رپورٹ غرض سے دستخط  
 اندر لڑی شعیب خان جو ریفٹ ہوئی اسکول شہار فیضی کا ہوا ہے پولیس میں کمرہ می  
 رپورٹ دفعہ باہر ہو کر اس باہر سے لے کر اس کے ترائی سے تمام کوئی لڑے حاصل کی  
 جا رہی ہیں صورت باہر کے گھر و سٹار و راج عدت حاکم کی ہوئی سر دست کارروائی  
 اس کے لئے درپیش ہے حاکم عالی نقول مسلمان نقول  
 MHC

دستخط

عہدہ

اطلاع کے نچے اطلاع دہندہ کا دستخط ہوگا۔ یا اس کی مہر یا نشان لگایا جائیگا۔ اور اس پر تحریر کنندہ ابتدائی اطلاع کا دستخط بطور تصدیق ہوگا۔

# بیت الخیرات جناب مسٹر سولنج صاحب مددیت

28/9/12

رحمات اللہ فلاں لعل اللہ سنہ حیات کل صلی و سلم لکھنؤ

## بنام

- 1 حکومت حویہ فیبر پٹیو کواد بڈالیم مسٹر ٹری ایجوکیشن لٹنار
- 2 ڈائریکٹر ایجوکیشن حویہ فیبر پٹیو کواد لٹنار
- 3 ایجوکیشن ڈسٹرکٹ آفیسر ایجوکیشن فنڈ لکھنؤ
- 4 ڈپٹی ایجوکیشن آفیسر (سرپرڈائنٹ) ایجوکیشن فنڈ لکھنؤ
- 5 ڈسٹرکٹ لٹنار ایجنٹ آفیسر (D.E.O) فنڈ لکھنؤ
- 6 ڈسٹرکٹ انٹنڈنٹ آفیسر فنڈ لکھنؤ
- 7 سٹیڈنٹس گورنمنٹ سڈل سکول (سرپرڈائنٹ) حیات لکھنؤ
- 8 رحمان اللہ فلاں لعل اللہ سنہ حیات کل صلی و سلم لکھنؤ

بڈالیم مسٹر ٹری ایجوکیشن لٹنار

عالم علی

خبر آلف دہلی جیل ڈگری اسٹریٹ برہمن فٹبال لہ آڈرڈ 7494-95

حوالہ 24/9/2012 جاری کردہ جناب عالم علی کے نام پر مکتوب نمبر 8

گوٹا سکیم و مسوخ فرم بڈالیم لکھنؤ کی گورنمنٹ سڈل سکول حیات لکھنؤ کی طرف سے پیش کی گئی ہے جو لکھنؤ لکھنؤ کے حکم کے ذریعہ پابجا ہے۔ کیونکہ اس حوالے سے وہ لکھنؤ کے دروازے و تک و دو اور کادریوں سے حوالہ لکھنؤ لکھنؤ لکھنؤ لکھنؤ لکھنؤ لکھنؤ

اور حوالے کے لئے برائے تعیناتی رضوان اللہ علیہ (درہ لکھنؤ) دی

جس پر EDO نے لینڈ اد نٹر کے پالیسی تحت consider کرنے کی تجویز کی

تعمیراتی Advancement لکھنؤ کی لئے لکھنؤ لکھنؤ لکھنؤ لکھنؤ لکھنؤ لکھنؤ

ATTESTED

Handwritten signature

نہ اسٹریٹ ڈسٹریکشن کمیٹی APP عہدہ لکھنؤ تعیناتی حوالے

کے حقوق پر قائم اور لکھنؤ لکھنؤ لکھنؤ لکھنؤ لکھنؤ لکھنؤ

عالم علی لکھنؤ لکھنؤ لکھنؤ لکھنؤ لکھنؤ لکھنؤ

نہ لکھنؤ لکھنؤ لکھنؤ لکھنؤ لکھنؤ لکھنؤ  
7494-95  
لکھنؤ لکھنؤ لکھنؤ

Handwritten notes and date 28/9/12

Handwritten signature

خبر دہلی میں لکھی گئی کہ حکیم حسن علی دہلوی نے تائید کیا ہے

۹۵-۹۶ء کے دوران میں

۲۶/۹ء صدر بہار الف کو مسووع کر دیا گیا

کو تکرار کی آوازوں سے باز و مسووع دیا ہے اور حد تک

حکیم حسن علی دہلوی نے اس سے کوئی تعلق نہیں

سے باز و مسووع دیا ہے

جا علی ، دہلی میں ڈی ہے

۱) یہ کہ گاؤں میں فیصلہ ہو گیا ہے اور اس سے پہلے

یہ کہ صدر کو اس کے بارے میں کوئی اطلاع نہیں تھی کہ

چارم کے صدر زمین لینڈ اور اس کے بارے میں کوئی اطلاع

۲) یہ کہ صدر کو اس کے بارے میں کوئی اطلاع نہیں تھی

جو تکرار کی گئی ہے اور اس کے بارے میں کوئی اطلاع

کی تکرار کی گئی ہے اور اس کے بارے میں کوئی اطلاع

۳) یہ کہ صدر کو اس کے بارے میں کوئی اطلاع نہیں تھی

۹۵-۹۶ء کے دوران میں صدر کو اس کے بارے میں کوئی اطلاع

۲۶/۹ء کو صدر کو اس کے بارے میں کوئی اطلاع نہیں تھی

۹۵-۹۶ء کے دوران میں صدر کو اس کے بارے میں کوئی اطلاع

۲۶/۹ء کو صدر کو اس کے بارے میں کوئی اطلاع نہیں تھی

۹۵-۹۶ء کے دوران میں صدر کو اس کے بارے میں کوئی اطلاع

۲۶/۹ء کو صدر کو اس کے بارے میں کوئی اطلاع نہیں تھی

۹۵-۹۶ء کے دوران میں صدر کو اس کے بارے میں کوئی اطلاع

دو یوم سے ہفت روزوں میں

۴) یہ کہ صدر کو اس کے بارے میں کوئی اطلاع نہیں تھی

ATTESTED

۲۶/۹

تقریرت پیدائشوا پس دعویٰ ہذا اور رعیت اور قاضی سہادت کے تحت حیات ۱۸۸۵ء  
۶) یہ کہ مالیت کے لئے کوئی ٹیس اور رعیت سہادت دعویٰ میں حیات ۱۸۸۵ء کا یہ  
کوئی ٹیس کا حلاق ہوتا ہے کوئی ٹیس ہے اس کے لئے

سید احمد علی کے کہ درگاہی سند علیہ حق حیات پر خلاف  
سید علیہ کے کہ وہ حق ہے اور اس کا ذکر ہے

حورفہ ۲۸/۹

رشدوان اللہ خان دکن لغت اللہ منہ حیات علیہ موت  
رشدوان اللہ خان

تقریرت پیدائشوا پس ۲۸/۹

یہ کہ رعیت اور حیات کے بیان کے لئے  
فقہ حیات کے حقیقی حیات اور  
درست کے لئے ہے

رشدوان اللہ خان  
رشدوان اللہ خان

۶۱۵  
اللہ  
۲۸/۹

ATTESTED

✶

تقریرت پیدائشوا پس  
دعویٰ ہذا اور رعیت  
اور قاضی سہادت  
کے تحت حیات ۱۸۸۵ء  
کا یہ کوئی ٹیس  
کا حلاق ہوتا ہے  
کوئی ٹیس ہے اس  
کے لئے

حورفہ ۲۸/۹  
۶۱۵  
اللہ  
۲۸/۹  
ATTESTED  
✶  
۱۹۱۰

F  
19

نقل آڈر سیک لہذا الت صاحبہ کے

کلیئر ہونے پر 238/1 جو عمر 28/9/13 سے 2/13

مہوالہ اللہ علیہ وسلم

Os.....09  
29.01.2013.

Parties present.

My this order is going to decide an application brought by plaintiff on 28/09/2012. Defendants by filing replication contested the application in hand.

Plaintiff submitted an application for grant of ad-interim injunction so that defendant No 8 be restrained from taking charge of the post of Chowkidar of Govt Middle School Mayat Khel mail and for cancellation of appointment order of defendant No 8.

Arguments heard and record perused which shows that plaintiff had filed instant suit for cancellation of appointment of defendant No 8 as being appointed without any advertisement, test/interview and with out order of District Selection Board. Plaintiff also prayed for his appointment on the post.

Mrs. Zahida Hashmi  
Civil Judge - Lakh Magsal

ATTESTED

*[Signature]*

ATTESTED

*[Signature]*

Deputy District Judge  
Lakh Magsal

3/11

The court holds the view that appointment on any post in lieu of land given illegal declared through worthy case law SCMR 2003 "Policy of making appointments against land grants would amount to sale of public office for property. Such policy was not only against the Constitutional law applicable to public office but was also not conducive to public interest. So without touching the merits of the case it is evident that no prime facie case exists in favour of plaintiff while as for the question of appointment order of defendant No 8, being challenged is concerned, it needs pro and contra evidence to be decided.

While Balance of convenience and irreparable loss also do not tilts in favour of plaintiff so got no force it stands dismissed.

Coming towards second application filed by defendant No 8 on 8/11/2012 under Order 7 Rule 11. Replication submitted by plaintiff and arguments heard. In this application defendant questioned the issue of demanding any post on account of land owner as illegal so the suit of the plaintiff is liable to be dismissed while as given above that plaintiff had also challenged the appointment order of defendant No 8 on other grounds also, so Order 7 Rule 11 is not applicable to this extent hence application stands dismissed. File to come up on 11-2-13 for framing of issues.

Application No. 503  
 Application received on 30-1-13  
 Copying fee Deposited on \_\_\_\_\_  
 Next Date for Delivery of Copies \_\_\_\_\_  
 File received for copying 30-1-13  
 No of sheets 25 sheets  
 Copying fee \_\_\_\_\_  
 Search fee \_\_\_\_\_  
 Urgent fee 14/-  
 Name of copyst \_\_\_\_\_  
 Copy completed on 30/1/13  
 Copy delivered on \_\_\_\_\_  
 Signature of applicant [Signature]  
30/1/13

[Signature]  
 (TANIA HASHMI)  
 Civil Judge, Lakki Marwat.

RECEIVED  
 30/1/13

میں سہی رضوان انڈسٹریز کے ڈائریکٹر اور علامہ انور خان نے آج نوٹس 2012-10-3

میں از دہا امر کورپوریشن اور انڈسٹریز کے سیکرٹری آفٹیس اور انڈسٹریز

سکینڈری انجینئرنگ کالج آف آرٹس 95-7490

نوٹس 2012-10-24 گورننگ کونسل سکول صیانت میں اپنے

عہدے کا چارج سنبھال لیا ہے

نوٹس 2012-10-3

چارچہ گریڈ

چارچہ ریفرنس

رضوان انڈسٹریز

TESTED  
A

9 (16)

MEDICAL FITNESS CERTIFICATE.

Name of Official Rizwanullah Khan

Religion Muslim

Father/Husband Name A. Taullah Khan

Residence Project Lakki Marwat

Dated of Birth 10/3/1994 (NIC No. 11201-92-7438-9)

Exact Height by measurement 5-5"

Personal Mark of Identification Scar on R wrist joint

Signature of Official [Signature]

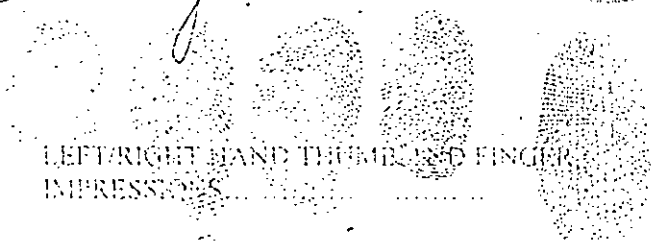
Signature of Head of Office

Seal of Office

I do hereby certify I have examined Rizwanullah Khan a candidate for employment in the office of the ED & B.S. Lakki Marwat and can not discover that he/she had any diseases communicable or other constitutional affection or bodily infirmity except

I do not consider this as disqualification for employment in the office of the ED & B.S. Education, Lakki Marwat His/her age according to his own Statement 18 years and by appearance about Eighteen years

LEFT/RIGHT HAND THUMB AND FINGER IMPRESSIONS



Medical Superintendent  
DHO Hospital Lakki Marwat  
[Signature] 26/9/12

**ATTESTED**  
[Signature]



(17)  
H

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) LAKKI MARWAT

OFFICE ORDER

The adjustment of the following Class-IV is hereby ordered in the interest of public service with immediate effect.

S.No	Name/ Designation	From	To
1.	Dil Jan Water Carrier	GMS Multan Manjiwala	DEO (Male) Office
2.	Rizwan Ullah Chowkidar	GMS Hayat Khel working in this office	GMS Multan Majiwala

NOTE:- Charge report should be submitted to all concerned.

Endst: No 2832-34

Dated. 08/07/2013

District Education Officer  
(Male) Lakki Marwat

Copy to the:-

1. Deputy District Education Officer (M) Local Office.
2. Head Master GMS, Multan Manjiwala.
3. Superintendent Establishment.

→ Rizwan Ullah  
To be detailed to  
office Lakki Marwat

Lay Ali  
District Education Officer

REGISTERED

حیات ڈی - ای - او صلب (وردان) ضلع بک مرچ -  
حیات عالی -

گزارش ہے کہ مسی رضوان اللہ خان جو کبھی

گورنمنٹ عدل سکول حیات صکی نے آزمودہ 03/10/2012  
تا 31/5/2013 دفترین باقاعدہ ڈپوٹی سی ہے

کبھی رپورٹ عرض ہے -

10/7/2013

فرید اللہ خان کنسٹیبل

دفتر ڈی - ای - او (وردان)

ضلع بک مرچ -

ATTESTED

*(Signature)*

صنعت ڈیولپمنٹ اور (موز) کمپنی

حکومت

نیشنل ایئر لائنز کورپوریشن (پرائیویٹ) لمیٹڈ

30-6-2013 تا 30-6-2013

ڈیولپمنٹ اور (موز) کمپنی

13/11/2013

S/C  
(220) موز

ARRESTED

~~Handwritten mark~~

K (20)

No 4824

Dated 30-07 /2013.

From:-

The District Education Officer,  
(M)Lakki Marwat.

To:-

The Mr, Rizwan Ullah Khan S/O Atta Ullah Khan  
Chowkidar GMS-Hayat Khel Teh:&Distt:Lakki Marwat.

Subject:- REPORT IN OFFICE.

Memo:-

In this connection it is stated that the under-  
signed has been constituted Committee of the following Officer  
for hearing as charges fixed against You.

You are directed to attend the Office of the  
undersigned on 07-8-2013 in Office working time.

It may be treated as most urgent.

<u>S/No:</u>	<u>Name &amp; Desig:</u>	<u>Desig:in Committee.</u>
1.	Haji Taj Ali Khen DEO(M)Lakki Marwat.	Chairman..
2.	Haji Khalid Wahab Khan Dy:DEO(M)Lakki Marwat.	Member.
3.	Haji Nasrullah Jan DDEO(M)Lakki Marwat	Member.
4.	Head Master GMS-Hayat Khel	Member.

District Education Officer  
(M)Lakki Marwat.

Endst:No: \_\_\_\_\_

Copy to the:-

- Haji Khalid Wahab Khan DDEO(M)Lakki Marwat.
- Haji Nasrullah Jan SDEO(M)Lakki Marwat.
- Head Master GMS-hayat Khel Lakki Marwat.

District Education Officer  
(M)Lakki Marwat.

TESTED

SHOW CAUSE NOTICE.

I, (Taj Ali Khan) District Education Officer (Male) Lakki Marwat), as competent authority, under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, do hereby serve you, Mr. Rizwan Ullah Khan Chowkidar BPS-01 GMS, Hayat Khel Lakki Marwat, as follows:-

(1) (i) That consequent upon the completion of inquiry conducted against you by the inquiry officer/inquiry committee for which you were given opportunity of hearing and

(ii) On going through the finding and recommendations of the inquiry officer/inquiry committee, the material on record and other connected papers including your defiance before the inquiry officer/inquiry committee,-

(2) I am satisfied that you have committed the following acts/commissions specified in rule 3 of the said rules:-

(a) That from the date of appointment till date you remained absent from duty.

(b) That the order implementation prior is at least one month and you failed to resume the charge in GMS, Hayat Khel with limited period.

(c) The function days in the office of the DEO (Male) also are considered as absentee.

(3) As a result thereof, I, as competent authority/Enquiry Officer have decided to impose upon you the penalty of **cancellation of your appointment order from the date of appointment, and the drawl amount on account of pay and allowances may also be recovered from you, as well as appointing authority** under rule 4 of the said rules.

(4) You are thereof, required to show cause as to why the aforesaid penalty should not be imposed upon you and also intimate whether you desire to be heard in person.

(5) If no reply to this notice is received within seven days or not more than fifteen days of its delivery, it shall be presumed that your have no defence to put in and in that case in ex-part action shall be taken against you.

(6) A copy of finding of the Enquiry officer/Enquiry committee is enclosed.

*Taj Ali Khan*  
(Taj Ali Khan)  
District Education Officer  
(Male) Lakki Marwat  
Competent Authority  
**District Edu. Officer**  
(Male) Lakki Marwat

Rizwan Ullah Chowkidar  
Govt. Middle School Hayat Khel Lakki Marwat.

**ATTESTED**  
*[Signature]*

OFFICE OF THE PRINCIPAL  
LAKKI

40

M  
22

NAME OF ENQUIRY OFFICER. MOIN UD DIN PRINCIPAL BPS-19.  
 AUTHORISED DESIGNATION OFFICER DIRECTOR OF EDUCATION  
 TITLE OF ENQUIRY. ILLEGLE APPOINTMENT OF CL-IV.  
 ACCUSED DEO(M)E&SE DISTT: LAKKI  
 REZWANULLAH KHAN S/O ATTAULLAH  
 KHAN.  
 PLACE & DATE. DEO(M) LAKKI/GMS HAYAT KHEL LAKKI.

INTRODUCTION:- I-Mr. Moin ud Din Principal BPS-19 GHSS Bogara  
 Karak visited DEO(M) E&SE Distt: Lakki & GMS  
 Hayat Khel Distt: Lakki in c/w the Enquiry  
 Regarding Apptt: of Rezwanullah Khan S/O  
 Attaullah Khan vide Director of Education E&SE  
 KPKmPeshawar NO \_\_\_\_\_ dt \_\_\_\_\_

PROCEDURE:- The undersigned visited GMS Hayat Khel Lakki  
 During the duty hours of the school & enquir  
 Regarding Rezwanullah Khan S/O Attaullah Khan  
 Appointment.  
 He ~~supplied~~ stated that there is no Rezwanullah Khan  
 S/O Attaullah Khan Class-IV in this institution  
 And no one reported to the undersigned for duty  
 So far verbally and also in written.  
 Secondly he provided me staff statement of the  
 School and which he mentioned the post vacant.  
 Thirdly the undersigned asked from the school staff  
 Verbally and they hatted the statement of the Head  
 Master concerned.  
 The next day the undersigned visited DEO E&SE  
 Lakki office in this respect.  
 There the following documents of Apptt: of Rezwan  
 Ullah Khan S/O Attaullah Khan.

- 1. Application Annx-I
- 2. Service Book Annx-II
- 3. Charge Report Annx-III
- 4. H&Age Certificate Annx-IV
- 5. Attendance Annx-V
- 6. Apptt Order Annx-VI
- 7. Pay Release Certificate Annx-VII
- 8. Employment Exchange card Annx-VIII

Third day the undersigned call Mr.Rezwanullah  
 S/O Attaullah Khan in this respect & put several  
 Question verbally. In the response he submitted  
 The following documents:-

- 1. Mutation
- 2. Application/Employment Exchange card
- 3. SLC
- 4. Efforts for creation of post

FINDINGS:- The both parties applied for the same post on the same way.  
 It is pointed out that Appointed one namly Rezwanullah

**TESTED**  
*[Signature]*

517

Khan S/O Attaullah Khan is not the land owner nor the Deceased son neither Ex-service Employee son. It is further stated that the Applicant/Appellant is the land Owner and the permanent residential of the Hayat Khel Lakki and his grand father made Mutation 7k-1/2m for GMS Hayat Khel free of cost.

The post lying vacant at GMS Hayat Khel Lakki while the Official performing his duties in the office of the DEO(M) E&SE Dist: Lakki without any dire need to office. He Never attended the school for a single minute.

Secondly Service Book of the Rezwanullah Khan S/O Attaullah Khan maintained by EDO E&SE Lakki instead of District Officer being DDO. It seems there is some thing Wrong in the bottom.

Charge report etc. also signed by the Head Master Concerned which is documentary proof for absenty.

**CONCLUSION:-**

- i. The Apptt: one consider absent from the date of Apptt:
- ii. The Order implementation prior is at least one month so he failed to resume the charge in the mentioned school with in limited period.
- iii. The function days in the office also be considered absentce.

**RECOMMENDATION/ DECISION**

The service of Mr. Rezwanullah Khan S/O Attaullah Khan May be treated as cancelled from the date of Apptt: and the Drawl amount on a/c of pay & allowance may also be recovered from Rezwanullah S/O Attaullah Khan and Appointing Authority.

(MOIN UD DIN)  
PRINCIPAL  
GHSS BOGARA KARAK.

**TESTED**

N (24)

The District Education Officer (M),  
District Lakki Marwat.

Subject: REPLY IN RESPONSE TO THE SHOW CAUSE NOTICE

Sir,

Most humbly it is stated that all the allegations which were leveled against me in the above mentioned show cause notice are totally false and baseless. Moreover, I was appointed by the then EDO (E&SE) Lakki Marwat as Chowkidar at GMS Hayat Khel against the newly created post on the recommendation of proper departmental selection committee vide order dated 24.9.2012. That in compliance when I came to the concern school for submission of my charge report one Mr. Rizwanullah S/O Niamatullah forcefully did not allow me to submit my charge report at GMS Hayat Khail. That felling aggrieved I visited office of EDO(E&SE) Lakki Marwat to give directions to the concerned school Headmaster to allow me to submit my charge report but in response EDO. tolled me verbally to took over the charge of the post of Chowkidar at his office.

That subsequently I took over the charge at the office of EDO (E&SE) Lakki Marwat vide dated 3.10.2012 and I started performing my duty at your goodself office quit efficiently and up to the entire satisfaction of your goodself till 10-7-2013

That in the meanwhile one Rizwanullah S/O Niamatullah knocked the door of Civil Court against my appointment order dated 24.9.2012 which is still pending for adjudication. That it is very pertinent to mention that I have submitted my Medical Certificate and charge report and Service Book has also been prepared by your goodself department. Moreover I have received nine months salary without any breakup, therefore, a legal right has been accrued to me.

That I had never been absented myself from my duty and I efficiently performing my duty right from my appointment till date quite efficiently and up to the entire satisfaction to my superior. Moreover, the allegations which were leveled against me are totally false and flimsy and based on malafide intentions.

It is therefore most humbly prayed that on acceptance of this reply to the show cause notice I may very kindly be exonerated from the above mentioned charges. Any other remedy which your goodself deem fit that may also be awarded in favour of me, including personal hearing.

Dated 12.7.2013

Yours Faithfully,

Encls as Above:

**ATTESTED**

12-7-2013

عبدالرشيد خان  
(Rizwanullah)

S/O Attaullah Chowkidar



0  
1  
(25)

OFFICE OF THE DISTRICT EDUCATION OFFICER, MALE LAKKI MARWAT

OFFICE ORDER

In exercise of the power conferred upon me under Rule 14 read with Rule 4 of the Khyber Pakhtunkhwa Govt Servants (E&D) Rules, 2011 and on the recommendation of Principal GHSS Bogara District Karak / Enquiry Officer vide his No. 03/Enquiry dated 19.4.2013, received vide Director E&S Khyber Pakhtunkhwa letter No. 1803/A-20/C-IV/Karak-2, dated 19.6.2013, personal hearing opportunity was given to Mr. Rizwanullah s/o Attaullah Chowkidar GMS Hayat Khel on 07.8.2013 but the undersigned (competent authority) dis-satisfied from his reply therefore, the above named official is hereby removed from service with immediate effect in the interest of public.

50% pay and allowances drawn for the entire period shall be recovered from the accused official and deposited into government treasury immediately.

District Education Officer (M)  
Lakki Marwat  
16/08/2013.

Encls: No. 4972-77 Dated Lakki Marwat, the  
Copy forwarded to:-

1. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar for information with reference to his no cited above.
2. The Deputy District Education Officer (Male) Local Office with the directions to recover 50% pay and allowances for the entire period and deposit the same into government treasury on proper challan and copy of the same may be sent to this office for record.
3. The District Accounts Officer Lakki Marwat for necessary action please.
4. Principal GHSS Bogara now DEO (Male) Charsada for information with reference to his no cited above.
5. Headmaster GMS Hayat Khel for necessary action.
6. Rizwanullah s/o Attaullah R/O Hayat Khel District Lakki Marwat.

*Lay Ali*  
District Education Officer (M)  
Lakki Marwat  
16/8/13  
16/8

**TESTED**  
*[Signature]*

خدمت جناب ڈائریکٹر ایف ڈی ایم حکومت پاکستان، ضلع کراچی، کراچی۔  
عنوان: ایف ڈی آر نمبر 77-4972 مورخہ 2013ء کا منسوخ کردہ پورٹا کیس کا جواب  
منسوخ شدہ ایف ڈی آر نمبر 77-4972 مورخہ 2013ء کا منسوخ کردہ پورٹا کیس کا جواب

1803/A-2013-17  
Karachi-2

جناب عالی!  
ڈائریکٹر ایف ڈی ایم  
Removal آف کوریجس جنرل ایف ڈی آر کی

مورخہ 19/4/2013ء کی جو عدالت درج ذیل ہائیکورٹ میں فیصلہ صادر ہوا ہے

1) یہ کہ سائل باقاعدہ قواعد و ضوابط کے تحت مزایع آف ایف ڈی آر (بیل لٹریچر 24-95 dt 7490-95) میں کوئی بھی چیز داخل نہیں کی جائے گی۔

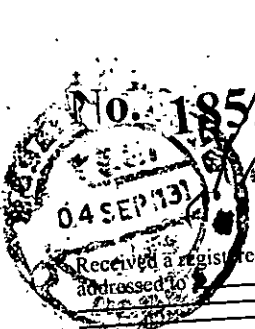
2) یہ کہ سائل نے عدالت میں عدالت کے فیصلے کے خلاف اپنی اپنی کاپیوں کو جمع کر کے عدالت میں پیش کیا ہے۔  
3) یہ کہ سائل نے عدالت میں عدالت کے فیصلے کے خلاف اپنی اپنی کاپیوں کو جمع کر کے عدالت میں پیش کیا ہے۔

4) یہ کہ سائل نے عدالت میں عدالت کے فیصلے کے خلاف اپنی اپنی کاپیوں کو جمع کر کے عدالت میں پیش کیا ہے۔

5) یہ کہ سائل نے عدالت میں عدالت کے فیصلے کے خلاف اپنی اپنی کاپیوں کو جمع کر کے عدالت میں پیش کیا ہے۔  
6) یہ کہ سائل نے عدالت میں عدالت کے فیصلے کے خلاف اپنی اپنی کاپیوں کو جمع کر کے عدالت میں پیش کیا ہے۔  
7) یہ کہ سائل نے عدالت میں عدالت کے فیصلے کے خلاف اپنی اپنی کاپیوں کو جمع کر کے عدالت میں پیش کیا ہے۔  
8) یہ کہ سائل نے عدالت میں عدالت کے فیصلے کے خلاف اپنی اپنی کاپیوں کو جمع کر کے عدالت میں پیش کیا ہے۔  
9) یہ کہ سائل نے عدالت میں عدالت کے فیصلے کے خلاف اپنی اپنی کاپیوں کو جمع کر کے عدالت میں پیش کیا ہے۔  
10) یہ کہ سائل نے عدالت میں عدالت کے فیصلے کے خلاف اپنی اپنی کاپیوں کو جمع کر کے عدالت میں پیش کیا ہے۔

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9/13/13

# VAKALAT NAMA

NO. \_\_\_\_\_/20

IN THE COURT OF Service Tribunal Peshawar

Rizwanullah (Appellant)  
(Petitioner)  
(Plaintiff)

VERSUS

Education Dept. (Respondent)  
(Defendant)

I/We Rizwanullah (Appellant)

Do hereby appoint and constitute **M.Asif Yousafzai, Advocate, Peshawar**, to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate/Counsel on my/our costs.

I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter. The Advocate/Counsel is also at liberty to leave my/our case at any stage of the proceedings, if his any fee left unpaid or is outstanding against me/us.

Dated \_\_\_\_\_/20

(Signature)  
( CLIENT )

ACCEPTED

(Signature)  
**M. ASIF YOUSAFZAI**  
Advocate

**M. ASIF YOUSAFZAI**  
Advocate High Court,  
Peshawar.

**OFFICE:**  
Room No.1, Upper Floor,  
Islamia Club Building,  
Khyber Bazar Peshawar.  
Ph.091-2211391-  
0333-9103240

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHWAR**

**SA NO.1515/2013**

(1) Rizwan ullah s/o Atta ullah R/o Hayat Khel Tehsil & District Lakki  
Marwat

**Appellant**

**Versus**

1. The Secretary of Education (E & SE) Khyber Pakhtunkhwa Peshawar.
2. The Director Education (E & SE) Khyber Pakhtunkhwa Peshawar.
3. The District Education Officer (Male) Lakki Marwat.

**Respondents**

**Preliminary Objections**

1. That the appellant has come to the Service Tribunal with unclean hands.
2. That the appellant has not impleaded the necessary parties.
3. That the appeal in hands is not maintainable in the present form.
4. That the appellant has deliberately concealed the real facts from Honourable Service Tribunal.
5. That the appellant is removed from Service after completing all codal formalities.

**Respectfully sheweth**

Respondents Humbly submit the parawise comments as under.

**Facts:**

1. That Para (1) pertains to record.
2. That Para (2) is incorrect. The appellant had not taken over charge in GMS Hayat Khel in due date. The appellant was not forcibly stopped by landowner from taking over charge. Therefore No FIR was lodged by the appellant.
3. That Para (3) is incorrect. Without taking over charge in GMS Hayat Khel, the appointment order of the appellant become null and void. Any kind of duty in the DEO Office with taking over charge is illegal.
4. That Para (4) is incorrect. When the appointment order of the appellant becomes null & void then duty of the appellant in the office, transfer and detailment is illegal.

*[Handwritten signatures and initials]*

5. That Para (5) pertains to record.
6. That Para is incorrect. Show Cause notice was issued to the appellant in the light of Moin-ud-Din enquiry and personal hearing by the enquiry committee by chairman Taj Ali Khan (DEO) Lakki Marwat./
7. That Para (7) is incorrect. the appellant was removed from service on 10/08/2013 in the light of final enquiry as lead by Chairman Taj Ali Khan DEO offer completing all codal formalities.(Copy of final enquiry and removal order is annexed as (A &B).

**Grounds:**

- A. That order dated 16/08/2013 was issued in the light of final enquiry recommendation. All the Codal formalities have been observed.
- B. That Para (B) is incorrect. The appellant was treated according to enquiry recommendation.
- C. That Para (C) is incorrect; the competent has completed all the codal formalities before issuing removal order of the appellant.
- D. That Para (D) is also incorrect. Charge sheet/statement of allegation was issued to the appellant by the Moin-ud-Din enquiry officer in the preliminary enquiry.
- E. That Para (E) is incorrect preliminary enquiry has been completed by Principal GHSS Bogara Karak Moin-ud-Din as enquiry officer. The appellant was recommended for termination along with recovery of salaries. Final Enquiry was headed by Taj Ali Khan DEO Lakki as a chairman of the final enquiry. After personal hearing and show cause notice, the enquiry committee headed by Taj Ali Khan Maintained the decision of the Principal Moin-ud-Din enquiry officer along with 50% relaxation in the recovery of salaries. Removal order of appellant is issued by Taj Ali Khan DEO Lakki Marwat as a competent authority vide order no 4972-77 dated 16/08/2013. (Show Cause, Reply and removal order is annexed as C, D& E).
- G. That Para (G) is incorrect. The statement of the Head Master is clear regarding his charge report. The appellant was illegally deputed to the DEO office without taking charge in the GMS Hayat Khel.(Copy of statement of GMS Hayat Khel is annexed as F).
- F. That Para (F) is incorrect. Principal Moin-ud-Din was appointed as enquiry officer by Director Education (E&SE) Peshawar for preliminary enquiry.

41  
10/10/13  
10/10/13

- H. That Para (H) is incorrect the enquiry officer Moin-ud-Din recorded the statement of the appellant. He also recorded the statement of Head Master GMS Hayat Khel in the presence of whole staff of the said School.
- I. That Para (I) is also incorrect. The appellant had not taken charge in the School. Where he was appointed, his appointment order become null & void Appellant, detailment order is illegal without taking over charge in the Said School.
- J. No Comments.

It is therefore humbly solicited that on acceptance of the Para wise comments the appeal in hands may graciously be dismissed with cost.

**Respondents**

Secretary  
Elementary & Secondary Education  
Khyber Pakhtunkhwa Peshawar

Director  
Elementary & Secondary Education  
Khyber Pakhtunkhwa Peshawar

District Education Officer  
(Male) Lakki Marwat.

**Affidavit**

I Mr. Sharif Ullah Khan Assistant District Education Officer Litigation BPS-17 Office of the District Education Officer (Male) Lakki Marwat is hereby solemnly declare that the contents of Parawise comments is true to the best my knowledge and belief and nothing has been concealed from this Honourable court.

DEPONENT

Sharif Ullah Khan  
Assistant District Education Officer  
Litigation BPS-17  
(Male) Lakki Marwat

Annex: (A)

57

OFFICE OF THE DISTRICT EDUCATION OFFICER, MALE LAKKI MARWAT

OFFICE ORDER

In exercise of the power conferred upon me under Rule 14 read with Rule 4 of the Khyber Pakhtunkhwa Govt Servants (E&D) Rules, 2011 and on the recommendation of Principal GHSS Bogara District Karak / Enquiry Officer vide his No. 03/Enquiry dated 19.4.2013, received vide Director E&S Khyber Pakhtunkhwa letter No. 1803/A-20/C-IV/Karak-2, dated 19.6.2013, personal hereing opportunity was given to Mr. Rizwanullah s/o Attaullah Chowkidar GMS Hayat Khel on 07.8.2013 but the undersigned (competent authority) dis-satisfied from his reply therefore, the above named official is hereby removed from service with immediate effect in the interest of public.

50% pay and allowances drawn for the entire period shall be recovered from the accused official and deposited into government treasury immediately.

District Education Officer (M)  
Lakki Marwat  
16/08/2013.

Endst: No. 4972-77 / Dated Lakki Marwat, the  
Copy forwarded to:-

1. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar for information with reference to his no cited above.
2. The Deputy District Education Officer (Male) Local Office with the directions to recover 50% pay and allowances for the entire period and deposit the same into government treasury on proper challan and copy of the same may be sent to this office for record.
3. The District Accounts Officer Lakki Marwat for necessary action please.
4. Principal GHSS Bogara now DEO (Male) Charsada for information with reference to his no cited above.
5. Headmaster GMS Hayat Khel for necessary action.
6. Rizwanullah s/o Attaullah R/O Hayat Khel District Lakki Marwat.

No. 396

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Name and address of sender \_\_\_\_\_

*Sayal*  
District Education Officer (M)  
Lakki Marwat  
16/8/13



Annexure: (B)

40

OFFICE OF THE PRINCIPAL GOVT HIGHER SECONDARY  
KARAK

NAME OF ENQUIRY OFFICER. MOIN UD DIN PRINCIPAL BPS-19.  
AUTHORISED DESIGNATION OFFICER DIRECTOR OF EDUCATION  
TITLE OF ENQUIRY. ILLEGLE APPOINTMENT OF CL-IV  
ACCUSED DEO(M)E&SE DISTT: LAKKI  
REZWANULLAH KHAN S/O ATTAULLAH  
KHAN.  
DEO(M) LAKKI/GMS HAYAT KHEL LAKKI.

PLACE & DATE.

INTRODUCTION:-

PROCEDURE:-

*Report copy*

I Mr. Moin ud Din Principal BPS-19 GHSS Bogara Karak visited DEO(M) E&SE Distt: Lakki & GMS Hayat Khel Distt: Lakki in c/w the Enquiry Regarding Apptt: of Rezwanullah Khan S/O Attaullah Khan vide Director of Education E&SE KPKmPeshawar NO \_\_\_\_\_ dt \_\_\_\_\_

The undersigned visited GMS Hayat Khel Lakki During the duty hours of the school & enquir Regarding Rezwanullah Khan S/O Attaullah Khan Appointment.

He ~~stated~~ <sup>reported</sup> that there is no Rezwanullah Khan S/O Attaullah Khan Class-IV in this institution And no one reported to the undersigned for duty So far verbally and also in written.

Secondly he provided me staff statement of the School and which he mentioned the post vacant. Thirdly the undersigned asked from the school staff Verbally and they hatted the statement of the Head Master concerned.

The next day the undersigned visited DEO E&SE Lakki office in this respect. There the following documents of Apptt: of Rezwan Ullah Khan S/O Attaullah Khan.

- |    |                          |           |
|----|--------------------------|-----------|
| 1. | Application              | Annx-I.   |
| 2. | Service Book             | Annx-II   |
| 3. | Charge Report            | Annx-III  |
| 4. | H&Age Certificate        | Annx-IV   |
| 5. | Attendance               | Annx-V    |
| 6. | Apptt Order              | Annx-VI   |
| 7. | Pay Release Certificate  | Annx-VII  |
| 8. | Employment Exchange card | Annx-VIII |

Third day the undersigned call Mr. Rezwanullah S/O Attaullah Khan in this respect & put several Question verbally. In the response he submitted The following documents:-

1. Mutation
2. Application/Employment Exchange card
3. SLC
4. Efforts for creation of post.

FINDINGS:-

The both parties applied for the same post on the same way. It is pointed out that Appointed one namly Rezwanullah

Khan S/O Attaullah Khan is not the land owner nor the Deceased son neither Ex-service Employee son. It is further stated that the Applicant/Appellant is the land Owner and the permanent residential of the Hayat Khel Lakki and his grand father made Mutation 7k-1/2m for GMS Hayat Khel free of cost.

The post lying vacant at GMS Hayat Khel Lakki while the Official performing his duties in the office of the DEO(M) E&SE Dist: Lakki without any dire need to office. He Never attended the school for a single minute. Secondly Service Book of the Rezwanullah Khan S/O Attaullah Khan maintained by EDO E&SE Lakki instead of District Officer being DDO. It seems there is some thing Wrong in the bottom.

Charge report etc. also signed by the Head Master Concerned which is documentary proof for absenty.

**CONCLUSION:-**

- i. The Apptt: one consider absent from the date of Apptt:
- ii. The Order implementation prior is at least one month so he failed to resume the charge in the mentioned school with in limited period.
- iii. The function days in the office also be considered absentee.

**RECOMMENDATION/  
DECISION**

The service of Mr. Rezwanullah Khan S/O Attaullah Khan May be treated as cancelled from the date of Apptt: and the Drawl amount on a/c of pay & allowance may also be recovered from Rezwanullah S/O Attaullah Khan and Appointing Authority.

(MOIN UD DIN)  
PRINCIPAL  
GHSS BOGARA KARAK.

Annex =

(e)

44

## SHOW CAUSE NOTICE.

I, (Taj Ali Khan) District Education Officer (Male) Lakki Marwat, as competent authority, under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, do hereby serve you, Mr. Rizwan Ullah Khan Chowkidar BPS-01 GMS, Hayat Khel Lakki Marwat, as follows:-

(1) (i) That consequent upon the completion of inquiry conducted against you by the inquiry officer/inquiry committee for which you were given opportunity of hearing and

(ii) On going through the finding and recommendations of the inquiry officer/inquiry committee, the material on record and other connected papers including your defiance before the inquiry officer/inquiry committee,-

(2) I am satisfied that you have committed the following acts/commissions specified in rule 3 of the said rules:-

(a) That from the date of appointment till date you remained absent from duty.

(b) That the order implementation prior is at least one month and you failed to resume the charge in GMS, Hayat Khel with limited period.

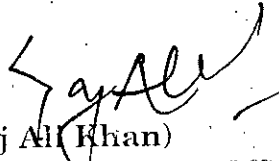
(c) The function days in the office of the DEO (Male) also are considered as absence.

(3) As a result thereof, I, as competent authority/Enquiry Officer have decided to impose upon you the penalty of **cancellation of your appointment order from the date of appointment, and the drawl amount on account of pay and allowances may also be recovered from you, as well as appointing authority** under rule 4 of the said rules.

(4) You are thereof, required to show cause as to why the aforesaid penalty should not be imposed upon you and also intimate whether you desire to be heard in person.

(5) If no reply to this notice is received within seven days or not more than fifteen days of its delivery, it shall be presumed that you have no defence to put in and in that case in ex-parte action shall be taken against you.

(6) A copy of finding of the Enquiry officer/Enquiry committee is enclosed.

  
(Taj Ali Khan)  
District Education Officer  
(Male) Lakki Marwat  
Competent Authority.

Rizwan Ullah Chowkidar  
Govt. Middle School Hayat Khel Lakki Marwat.

ذریعہ بابت پرسن صدرتت رضوان اللہ علیہ وعلیٰ آئندہ وولیدار عیسیٰ صاحبہ چیل چلورٹ  
 بدد رضوان اللہ علیہ وولیدار نے نوکاز کے جواب میں کوئی تسلی بخش جواب نہ دیا  
 اور نہ ڈیفنڈنٹ عدالت سکول صاحبہ چیل میں چارج لیکے کا بیویہ پستیں کیا  
 علم 2: صدر مالک صاحب سکول پیرار کی رپورٹ پلمطابق رضوان اللہ نے سیکسٹم  
 کی حاضری میں کی اور ان میں باقاعدہ چارج دیا ہے۔

حکامہ

رضوان اللہ نے نوکاز کے مطابق کوئی تسلی بخش جواب نہ دیا اور ٹال سکول  
 بائیں ڈیوٹی کے فریقین دوئم چھ سکول آئے ہیں دیتے ہوئے اس کے EDO  
 نے دفتر میں چارج / ڈیوٹی کرنے کا حکم دیا۔  
 ریگڈو کے مطابق رضوان اللہ کا کوئی بیان اور حکم نامہ بابت ڈیوٹی دفتر  
 کے ریگڈو میں نہیں ہے۔

(1) XXXXXXXXXX اک. P. Supl.

(2) XXXXXXXXXX لفرانشر جان (SDEO (M)

(3)

(4) XXXXXXXXXX تاج علی خان (SDEO (M) 7/8/13

Handwritten notes: "red", "Exam", "Process the case"

47

Handwritten notes: "Saleem S/C", "Exam", "Process the case", "Aul", "RSP"

Official stamp: "D.No. 1114", "Date 02/10/13", "Lakki Marwat"

To: The District Education Officer (M),  
District Lakki Marwat.

Subject: REPLY IN RESPONSE TO THE SHOW CAUSE NOTICE

Sir,

Most humbly it is stated that all the allegations which were leveled against me in the above mentioned show cause notice are totally false and baseless. Moreover, I was appointed by the then **EDO (E&SE)** Lakki Marwat as Chowkidar at GMS Hayat Khel against the newly created post on the recommendation of proper departmental selection committee vide order dated 24.9.2012. That in compliance when I came to the concern school for submission of my charge report one Mr. Rizwanullah S/O Niamatullah forcefully did not allow me to submit my charge report at GMS Hayat Khail. That felling aggrieved I visited office of EDO(E&SE) Lakki Marwat to give directions to the concerned school Headmaster to allow me to submit my charge report but in response EDO tolled me verbally to take over the charge of the post of Chowkidar at his office.

That subsequently I took over the charge at the office of EDO (E&SE) Lakki Marwat vide dated 3.10.2012 and I started performing my duty at your goodself office quit efficiently and up to the entire satisfaction of your goodself *till 10-7-2013.*

That in the meanwhile one Rizwanullah S/O Niamatullah knocked the door of Civil Court against my appointment order dated 24.9.2012 which is still pending for adjudication. That it is very pertinent to mention that I have submitted my Medical Certificate and charge report and Service Book has also been prepared by your goodself department. Moreover I have received nine months salary without any breakup, therefore, a legal right has been accrued to me.

That I had never been absented myself from my duty and I efficiently performing my duty right from my appointment till date quite efficiently and up to the entire satisfaction to my superior. Moreover, the allegations which were leveled against me are totally false and flimsy and based on malafide intentions.

It is therefore most humbly prayed that on acceptance of this reply to the show cause notice I may very kindly be exonerated from the above mentioned charges. Any other remedy which your goodself deem fit that may also be awarded in favour of me, *including personal hearing*.

Dated 11.7.2013

Yours Faithfully,

Encls as Above:

Handwritten signature: "Rizwanullah" with date "17/13"

S/O Attaullah Chowkidar

GMS Hayat Khel

Annex = "E"

57

OFFICE OF THE DISTRICT EDUCATION OFFICER, MALE LAKKI MARWAT

OFFICE ORDER

In exercise of the power conferred upon me under Rule 14 read with Rule 4 of the Khyber Pakhtunkhwa Govt Servants (E&D) Rules, 2011 and on the recommendation of Principal GHSS Bogara District Karak / Enquiry Officer vide his No. 03/Enquiry dated 19.4.2013. received vide Director E&S Khyber Pakhtunkhwa letter No. 1803/A-20/C-IV/Karak-2. dated 19.6.2013, personal hereing opportunity was given to Mr. Rizwanullah s/o Attaullah Chowkidar GMS Hayat Khel on 07.8.2013 but the undersigned (competent authority) dis-satisfied from his reply therefore, the above named official is hereby removed from service with immediate effect in the interest of public.

50% pay and allowances drawn for the entire period shall be recovered from the accused official and deposited into government treasury immediately.

District Education Officer (M)  
Lakki Marwat  
16/08/2013.

Endst: No. 4972-77 / Dated Lakki Marwat, the  
Copy forwarded to:-

1. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar for information with reference to his no cited above.
2. The Deputy District Education Officer (Male) Local Office with the directions to recover 50% pay and allowances for the entire period and deposit the same into government treasury on proper challan and copy of the same may be sent to this office for record.
3. The District Accounts Officer Lakki Marwat for necessary action please.
4. Principal GHSS Bogara now DEO (Male) Charsada for information with reference to his no cited above.
5. Headmaster GMS Hayat Khel for necessary action.
6. Rizwanullah s/o Attaullah R/O Hayat Khel District Lakki Marwat.

No. 396

For Insurance Notices see reverse. Stamps affixed except in case of uninsured letters of not more than the initial weight prescribed in the Post Office Guide or on which no acknowledgement is due.

Rs. 20/-  
Ps. 5/-

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Initials of Receiving Officer \_\_\_\_\_ \*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Insured for Rs. (in figures) \_\_\_\_\_ (in words) \_\_\_\_\_  
Insurance fee Rs. \_\_\_\_\_ Ps. \_\_\_\_\_ Weight \_\_\_\_\_ Kilo Grams \_\_\_\_\_

If insured, Name and address of sender \_\_\_\_\_

*[Signature]*  
District Education Officer (M)  
Lakki Marwat  
16/8/13

Amret = «F»

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تحریر کا بیان

آج مورخہ 07/08/2013 میں مسی بدو ملک پاکستان میں واقعہ جہاں فعل یہ تحریر کی  
 بیان دے رہے ہیں۔ کہ 16/04/2013 کو میں نے پرنسپل اور منڈی کے سربراہی  
 سکول بوگرہ گریڈ میں الدخان کچھو الیم راجوان اللہ ولد عطاء اللہ خان  
 جو کھداری سے بارے میں جو بیان دیا تھا۔ آج بھی اسی بیان کو تمام سکولوں  
 کہ وہ تاحال سکول خدو اور خارج لینے اور ڈیوٹی دینے کے لئے  
 جا رہے ہیں۔

Dated: - 07/08/2013

H.M  
 G.M.S Hoyat khel  
 Kohli Marwar

Attested  
 Gayle

گھریبی بیان

② ↓

آج مورخہ 16/04/2013 معین الدین پرنسپل گورنمنٹ ماڈرن سائنس ہائی اسکول

بوگڑہ کمرک، ادارہ ہذا میں انکوائری کے سلسلے میں کثیر تعداد میں

ان کے درکار معلومات کے سلسلے میں درج ذیل تحریر ثبت کر رہی

تاکہ سند رہے۔

ایم ریحان اللہ ولد علی وراثتہ جو کہ ۱۱.۵ بلوچیا ضلع میں مورخہ ۱۶/۰۹/۲۰۱۳

کو چھوٹی اور کچی پوسٹ پر کھرتی ہوا ہے لیکن آج تک مذکورہ چوکیدار

سکول میں خارج لینے اور ڈیوٹی سرانجام دینے کے لئے حاضر نہیں ہوئے

سکول کے لئے ملکیت کا انتقال نعمت اللہ کے والد فیض اللہ کی ہے۔

Head Master  
16/04/2013

AVM  
CASE



KHYBER PAKHTUNKWA SERVICE TRIBUNAL, PESHAWAR

No. 2197 /ST Dated 11 /10 / 2017


To

The District Education Officer M,  
Government of Khyber Pakhtunkhwa,  
Lakki Mrwat.

Subject: - JUDGMENT IN APPEAL NO. 1515/2013, MR. RIZWAN ULLAH.

I am directed to forward herewith a certified copy of Judgement dated 10.10.2017 passed by this Tribunal on the above subject for strict compliance.

Encl: As above

  
REGISTRAR,  
KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL  
PESHAWAR.