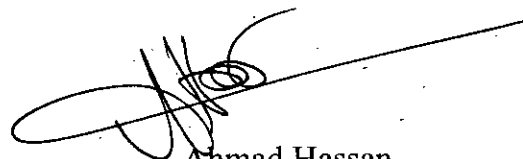


31.10.2017

None present for appellant. Addl: AG alongwith Mr. Yar Gul, Senior Clerk for respondents present. The court time is about to over but non-appeared on behalf of the appellant nor the appellant was present in person despite issuance of the notice to appellant and his counsel, therefore, the instant appeal is hereby dismissed in default. File be consigned to the record room.

Announced:
31.10.2017



Ahmad Hassan
(Member)

09. 18.07.2017

No one present on behalf of appellant. Mr. Muhammad Adeel Butt, Additional AG alongwith Mr. Yar Gul, Assistant for the respondent present. Written reply not submitted. Requested for adjournment. Adjourned. Another last opportunity granted. To come up for written reply/comments and cost of Rs. 1000/- on 23.08.2017 before S.B.




(Muhammad Hamid Mughal)
Member

23/8/2017

No one is present on behalf of the appellant. Mr. Ziaullah, Deputy District Attorney for the respondents present. Learned Deputy District Attorney requested for adjournment. Adjourned. To come up for written reply/comments and costs of Rs. 1000/- on 3/10/2017 before SB.




(GUL ZEB KHAN)
MEMBER



03.10.2017

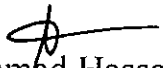
None present on behalf of the appellant. Mr. Kabirullah Khattak, Assistant AG alongwith Mr. Yar Gul, Senior clerk for the respondents present. Notice be issued to appellant and his counsel for attendance for 31.10.2017 before S.B.



(Muhammad Amin Khan Kundi)
Member

26.04.2017

Counsel for the appellant and Addl. AG for the respondents present. Written reply not submitted despite grant of last opportunity. Requested for further adjournment. Last opportunity is further extended subject to payment of cost of Rs. 500/- which shall be borne by respondents from their own pockets. To come up for written reply/comments on 30.05.2017 before S.B.


(Ahmad Hassan)
Member

30.05.2017

Clerk to counsel for the appellant and Mr. Yar Gul, Senior Clerk alongwith Addl. AG for the respondents present. Written reply not submitted despite extension of last opportunity and cost of Rs. 500/-. Another last opportunity is extended subject to payment of further cost of Rs. 500/- which shall be borne by the respondents from their own pockets. To come up for written reply/comments and cost of Rs. 1000/- on 31.07.2017 before S.B.


Registrar

18.01.2017

Clerk to counsel for the appellant and Addl. AG for respondents present. Written reply not submitted. Requested for adjournment. To come up for written reply/comments on 23.02.2017 before S.B.


(ASHFAQUE TAJ)
MEMBER

23.02.2017

Clerk to counsel for the appellant and Mr. Yar Gul Senior Clerk alongwith Addl: AG for respondents present. Written reply not submitted. Requested for further adjournment. To come up for written reply/comments on ~~30.03~~ 2017 before S.B.


(MUHAMMAD AAMIR NAZIR)
MEMBER

30.03.2017

Counsel for the appellant and Addl: AG for the respondents present. Written reply not submitted. Requested for further adjournment. To come up for written reply/comments on 26.04.2017 before S.B.


Charima

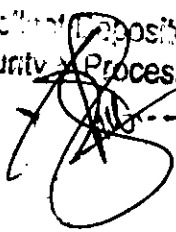
A.No. 1089/2016
Faridullah vs Govt


24.11.2016

Learned counsel for the appellant argued that identical service appeals including serving appeal No. 940/2016 titled Gul Nawaz Versus Government of Khyber Pakhtunkhwa through Secretary Health Department have already been admitted for regular hearing vide order dated 07.09.2016.

In view of the above the instant appeal is also admitted to regular hearing. Appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to the respondents. To come up for written reply/comments on 19.12.2016 before S.B. In the meanwhile the impugned order shall remain under suspension and appellant shall report to the office of Director General Health Services, Khyber Pakhtunkhwa, Peshawar who shall ensure arrangements for payment of salary to the appellant as per rules.

Appellant Deposited
Security & Process Fee




Chairman

19.12.2016

Clerk to counsel for the appellant and Mr. Yar Gul. Senior Clerk alongwith Assistant AG for respondents present. Written reply not submitted. Requested for adjournment. Request accepted. To come up for written reply/comments on 18.01.2017 before S.B.


Member

07.11.2016

Counsel for the appellant present and requested for adjournment. Adjournment granted. To come up for preliminary hearing on 15.11.2016 before S.B.

(PIR BAKHSH SHAH)
MEMBER

15.11.2016

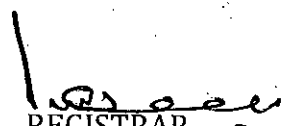

Counsel for the appellant present. Counsel for the appellant requested for adjournment. Request accepted. To come up for preliminary hearing on 28.11.2016 before S.B.

Member

Form- A
FORM OF ORDER SHEET

Court of _____


Case No. 1089/2016

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	25/10/2016	<p>The appeal of Mr. Faridullah resubmitted today by Mr. Shumail Ahmad Butt Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	26-10-2016	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>07-11-2016</u></p> <p style="text-align: right;"> CHAIRMAN</p>

The appeal of Mr. Faridullah Sanitary Petrol received today i.e. on 24.10.2016 is returned to the counsel for the appellant with the direction to submit one spare copy/set of the memorandum of appeal along with annexures i.e. complete in all respect within 15 days.

No. 1756/S.T,


Dt. 25-10-2016


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Shumail Ahmad Butt. Adv. Pesh.

Resubmitted

Respected Sir, one spare copy of the memorandum of appeal is also provided so that the appeal may kindly be processed.


G-B-S
etc

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No 1089/2016

Farid Ullah

Versus

The Govt. of KPK and Others

INDEX

S. No.	Description of documents	Annex	Page #
1.	Memo of Service Appeal + Application for Interim Relief		1- 12
2.	Copies of appellant service record	A	13-15
3.	Copy of the impugned transfer order dated 12.05.16	B	16-17
4.	Copy of the Relieving order dated 24.05.2015	C	18
5.	Copy of the Medical Superintendent dated 25.05.16	D	19
6.	Copy of order of PHC Mingora Bench	E	20-21
7.	Copy of the Judgment and Order of the PHC	F	22-25
8.	Copy of Departmental Appeal dated: 25/05/2016	G	26-27
9.	Copies of the ESTA Code provisions	H	28-29
10.	Copy of the DG letter to Secretary Health Dept	I	30
11.	Copy of the cancellation of the transfer order	J	31
12.	Copy of minutes of the meeting	K	32
13.	Wakalatnama		

APPELLANT

Through


Shumail Ahmad Butt,

& 
H Bilal Khan

Advocates, Peshawar

TF-39, Deans trade Center,

Cell#03018580077

(1)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 1089 /2016

Farid Ullah, Sanitary petrol
Mian Rashid Hussain Memorial Hospital,
Pabbi, District Nowshera.

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1116

Dated 24-10-2016

.....Appellant

Versus

1. Government of Khyber Pakhtunkhwa,
Through Secretary, Health Department,
Civil Secretariat, Peshawar.
2. Directorate General Health Services,
Through Director General,
Attached Department Complex,
Khyber Road, Peshawar.
3. District Health Officer,
Nowshera.
4. Medical Superintendent,
Saidu Group of Teaching Hospitals,
Saidu Sharif, Swat.

.....Respondents

Filed to-day

Registrar
Registrar

24/10/16
SERVICE APPEAL UNDER SECTION-4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 AGAINST THE
IMPUGNED TRANSFER ORDER. NO. 3905-17/PERSONNEL/NSR
DATED 12/05/2016 WHEREBY THE APPELLANT HAS BEEN
ILLEGALLY AND UNLAWFULLY TRANSFERRED FROM DISTRICT
NOWSHERA TO SAIDU GROUP OF TEACHING HOPITALS, SAIDU
SHARIF SWAT BY DIRECTOR GENERAL HEALTH SERVICES AND
ALL SUBSEQUENT ORDERS CONSEQUENT THERE TO OR
ARISING THERFROM.

May it please this Honorable Court

1. That the Appellant is a Class-IV civil servant appointed against a vacant post of sanitary pool at Mian Rashid Hussain Memorial Hospital, Pabbi, district Nowshera vide appointment order dated 01.11.1990 and has been serving on the said post. It is pertinent to mention here that at the time of his appointment district Nowshera was under the administrative control of district health officer in respect of health and later in the year 2001 Nowshera was given the status of a district in this respect.

(Copies of appellant service record are annexure "A")

2. That the Appellant started his career with zeal, dedication and excellence on the given position and served the public under direct control of Respondent No. 3 at Mian Rashid Hussain Memorial Hospital, Pabbi, district Nowshera to the best of his abilities and full satisfaction of his superiors therefore since over two decades he is performing his duties neither giving any chance of complaint to his seniors nor to the general public.
3. That a very influential political figure wanted to adjust his own party men and local voters of his area in the health sector of district Nowshera, without bothering that what will be the fate of appellant and other Class-IV who has spent almost a life span serving people of Nowshera, directed Respondent No. 2 to transfer the appellant along with thirteen other Class-IV employees from district Nowshera to create vacant posts for his men.
4. That while seized of an opportunity to get rid of some class-IV employees and while actuated with clear mala fide and political agenda, Respondents chose to victimize low-paid employees to get into the good books of top political figure of this province and in this regard, appellant and some other class-IV employees thus become an easy fall guys were thus ordered to be transferred and he was illegally and unlawfully transferred by Respondent No. 2 vide impugned transfer

order. No. 3905-17/Personnel/NSR dated 12.05.2016, the appellant was transferred from the mentioned hospital and directed to report to Saidu Group of Teaching Hospitals situated in far flung area of Swat utterly against the policy and consideration of public interest.

(Copy of impugned transfer order dated 12.05.16 is annexure "B")

5. That Respondent. No. 3, while showing more loyalty to the political figure, issued an office order bearing No. 4912-17/ DHO NSR, dated 24.05.2016 wherein he relieved the appellant of his duty in absolute ignorance and violation of attending law and circumstances. It is important to point out that the appellant is a permanent civil servant and cannot be left at the mercy of Respondents and their most influential political figure who have no authority to issue any order or treat the appellant in any manner, in grave infraction and defiance of the law on question.

(Copy of the Relieving order dated 24.05.2015 is annexure "C")

6. That without prejudice to his right to approach competent authority against this illegal transfer order, and despite his grievance, he being an abiding civil servant obeyed the impugned transfer order and relieving order while on a very next morning he reached Saidu Group of Teaching Hospitals, Saidu Sharif, Swat to report there but the Appellant along with other class - IV employees were refused by Respondent No.4 and wrote a letter No. 7440/C-6/R-3 dated 25.05.2016 to Respondent No. 2 that a case has been pending before the Honorable Peshawar High Court Mingora Bench/Darul Qaza against the appointment/ filling of posts of class - IV employees in Swat and restraining order has been issued by the Honorable Peshawar High Court while stating that *"In the meanwhile the questioned posts shall not be filled through transfers"*.

(Copy of the Medical Superintendent and order of PHC Mingora

Bench are annexure "D"& "E")

7. That this led the affected Class-IV employees to approach the Honorable Peshawar High Court, Peshawar by way of Writ Petition No. 1998-P/2016, wherein the appellant along with other Class-IV employees have challenged the impugned transfer order made by Director General Health Services. However the writ petition was dismissed in limine by the Divisional Bench of the Honorable Peshawar High Court, Peshawar on 01.06.2016 while pointing out that Article 212 of the Constitution of Islamic Republic of Pakistan has put a clear bar on High Court that they lack jurisdiction while entertaining the cases of civil servants as the aggrieved persons have the remedy to knock the door of the Honorable Service Tribunal.

(Copy of the Judgment and Order of the PHC is annexure "F")

8. That in the meanwhile appellant has also filed departmental appeal to the Respondent. No.1 dated 25.05.2016 while hoping that he will get relief from that forum but in vain as ninety days have been passed and yet no fruitful order has been conveyed to the appellant as still his Departmental Appeal/Representation is pending before the Departmental Authority who is under legal obligation to decide the same within statutory period, hence this appeal.

(Copy of the Departmental Appeal is annexure "G")

9. That while momentarily parting from the sequence of events, it is also worthwhile to point out that as per prevalent government policy, Class IV employees are not transferrable outside their home district while Respondent No. 2 issued Transfer and Posting Order of Appellant while ignoring the transfer policy and settled legal position qua class - IV employees, posted the Appellant to a far-flung place of Saidu Group of Teaching Hospital, Swat.

(Copies of the ATP Rules etc are Annexure "H")

10. That while reverting back to the facts of the appeal, Director General health Services further intimated the letter of Medical Superintendent and stay order of the Peshawar High Court, Mingora Bench to Respondent No.1 vide letter No. 4444-45/Personnel/DHO Nowshera Staff dated 21.06.2016 and informed him that the posts where Appellant and other Class - IV employees were transferred, have been stayed by the Honorable Peshawar High Court.

(Copy of the DG letter to Secretary Health Dept. is annexure "I")

11. That when the Appellant and other Class - IV employees were sent back by the medical superintendent of Saidu Group of Teaching Hospitals, approached Respondent No. 2 for cancelling their impugned transfer orders and to keep them on their posts Respondent No. 2 issued an office order No. 4456-64/Personnel/NSR dated: 24.06.2016 whereby he has cancelled impugned transfer order. No. 3905-17/Personnel/NSR dated 12.05.2016 however Respondent No. 3 straight away refused to accept the cancellation order and stated that they cannot be accommodated as there is no vacant post.

(Copy of the cancellation of the transfer order is annexure "J")

12. That after arising such situation when the appellant enquired about the reality whereby he and other Class-IV employees came to know that a powerful political figure of Nowshera who is in power nowadays has appointed some blue eyed persons of him on the posts vacated due to transfer of the appellant and his other Class-IV colleagues.

(Copy of the minutes of the meeting is annexure "K")

13. That in the meanwhile not only the appellant and his other colleagues are left high and dry with no clarity at all that what would be their fate and where are they supposed to serve, their salaries are also stopped pushing them towards virtual starvation and thoughts of suicide.

(5)

14. That feeling gravely dissatisfied and aggrieved of the impugned transfer order which is illegal, unlawful and without lawful authority.

Hence this appeal inter-alia on the following grounds:-

Grounds warranting this Appeal:

- a. *Because* the impugned transfer order and proceedings consequent thereto are illegal, unlawful, without lawful authority and thus of no legal effect.
- b. *Because* the impugned transfer order and proceedings consequent thereto are passed without any legal or plausible justification and is therefore liable to be reversed.
- c. *Because* the impugned transfer order is clearly actuated with political considerations and was issued only to create vacant slots where blue eyed persons of a political wasp of Nowshera could be accommodated.
- d. *Because* the impugned transfer order and proceedings consequent thereto are fraught with partiality and is scant and scrimpy in material particulars.
- e. *Because* Respondents have not treated appellant in accordance with law, rules and policy on subject and acted in violation of Article 4 of the Constitution of Islamic Republic of Pakistan, 1973 and unlawfully issued the impugned transfer order and proceedings consequent thereto, which are all unjust, unfair and hence not sustainable in the eyes of law.
- f. *Because* the Respondent No.2 while accepting his earlier mistake of issuing impugned transfer order which was issued under pressure of a political figure of Nowshera has later on recalled his impugned order but

in vain as those posts were hurriedly filled up by the blue eyed persons of that political figure.

- g. *Because* the Respondent. No. 3 kept Siraj sweeper who is at Serial. No. 9 in the impugned transfer order however his name cannot be found in the relieving order as he is the blue eyed person of Respondent. No. 3 which is clear and glare violation of article 4 and 25 of the constitution of Islamic Republic of Pakistan.
- h. *Because* neither the APT Rules nor the transfer policy of the Government mandate transfers on such political considerations.
- i. *Because* even otherwise, as is apparent on the face of records, impugned transfer order is actuated with intent mala se as the Respondents are hell bent to get rid of the appellant at any costs solely on political considerations.
- j. *Because* the appellant is left with no remedy at all as neither he is allowed to work on his original position of posting nor is he allowed to join at the place of transfer. This virtually amounts to throwing out the appellant out of his employment without the due process of law and has put in a lurch and state of confusion for no fault on his part.
- k. *Because* the very act of transferring the appellant is not only smacked with partiality, unfairness and nepotism but is a clear violation of Article 4, 5, 25, 37 and 38 of the Constitution.
- l. *Because* since the Petitioners are admittedly low-paid Class IV employees who cannot be transferred out of their home district/district of domicile as per Government Policy.
- m. *Because* the impugned transfer order is clearly motivated with mala fide rather than made in public interest. As the record suggests, the appellant and his colleagues are victimized for ulterior motives of a political figure


related to District Nowshera.

- n. *Because* despite the impugned transfer order the appellant approached Respondent. No. 4 for assuming charge where they were told that Class-IV posts have been stayed by the Honorable Peshawar High Court that the vacant posts shall not be filled through transfers but still Respondents are reluctant to adjust the appellant and acting in a manner clearly reeking highhandedness, caprice and victimization.
- o. *Because* the impugned transfer order is arbitrary, despotic and whimsical without having any legal or factual basis.
- p. *Because* the Respondents are hell bent to illegally discriminate the appellant and his colleagues without any reasonable justification or classification.
- q. *Because* the appellant is serving as a civil servant since last 20 years and is at the verge of his retirement so he cannot be left like this in glare violation of laws, rules and codes.
- r. *Because* in similar circumstances, the Honorable Peshawar High Court has allowed interim relief in aid of justice. Appellant is also similarly placed and deserved similar treatment by this Honorable Tribunal.
- s. *Because* the impugned transfer is made in violation of dicta laid down by the superior judiciary especially the apex Supreme Court of Pakistan wherein consideration for transfer have been elaborately dealt with and transfer on political consideration have been strongly deprecated.
- t. *Because* appellant will raise any other grounds at the time of arguments with the prior permission of this Honorable Tribunal.


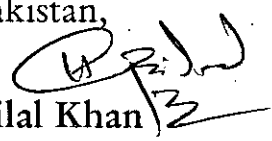
It is therefore most humbly prayed that on acceptance of the instant appeal, the impugned transfer order. No. 3905-17/Personnel/NSR dated

12.05.2016 may graciously be set aside and all orders, proceedings, actions and omissions consequent thereto and arising therefrom, and appellant be given their old postings or be adjusted somewhere in district Nowshera with all back benefits.

Any other relief not specifically asked for may also be granted to the appellant if deemed fit, just and appropriate.


Appellant

Through


Shumail Ahmad Butt,
Advocate Supreme Court
of Pakistan,
& 
H Bilal Khan
Advocate High Court,
Peshawar.

Dated: 30/08/2016

AFFIDAVIT

I Farid Ullah, Sanitary Patrol do hereby solemnly declare that the accompanying Appeal is true and correct to the best of my Knowledge and belief and nothing has been concealed from this Honorable Tribunal.


DEPONENT

ATTESTED



Handwritten signature and date: 30/8/16

(15)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No _____/2016

Farid Ullah

Versus

The Govt. of KPK and Others

ADDRESSES OF PARTIES

Appellant

Farid Ullah, Sanitary Pool,
R/O Kanday yousaf abad, Arbab Landi,
P.O and tehsil Peshawar, district Peshawar.

Respondents

1. Government of Khyber Pakhtunkhwa,
Through Secretary, Health Department,
Civil Secretariat, Peshawar.
2. Directorate General Health Services,
Through Director General,
Attached Department Complex,
Khyber Road, Peshawar.
3. District Health Officer,
Nowshera.

4. Medical Superintendent,
Saidu Group of Teaching Hospitals,
Saidu Sharif, Swat.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No _____/2016

Farid Ullah

Versus

The Govt. of KPK and Others

Application for Interim Relief

Respectfully Sheweth:

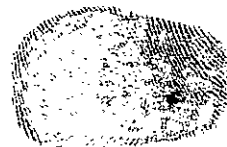
The Applicant/ Plaintiff very earnestly submit as follows:

- 1) That the Applicants/ Plaintiff is filing the instant appeal in this Honorable Service Tribunal wherein no date of hearing has yet been fixed.
- 2) That the contents of the accompanying appeal may kindly be considered as an integral part of this application.
- 3) That the Applicant/ Appellant has got a prima facie case in his favor and the balance of convenience has also got a clear tilt in favor of the Applicant/ Appellant.
- 4) That the Respondents are not paying the salaries of the Applicant/Appellant and have literally pushed them towards virtual starvation and thoughts of suicide and if the Respondents

are not restrained, the Applicant/Appellant would suffer an immeasurably and irreparable loss.


It Is Therefore most humbly prayed that on acceptance of this application, the operation of the impugned transfer order No. 3905-17/Personnel/NSR dated 12.05.2016 may kindly be suspended till final disposal of the appeal and in the meanwhile Respondents may kindly be directed to release the salaries of the Applicant/ Appellant.

Any other remedy not specifically asked for may also be granted if deemed Just, fit and appropriate in the circumstance of the case.



Appellant

Through

Shumail Ahmad Butt,
Advocate Supreme Court
of Pakistan,
& 
H Bilal Khan
Advocate High Court,
Peshawar.

Affidavit

It is hereby solemnly affirmed on oath that the contents of this application are true and correct and nothing contained therein is false or concealed from this Honorable Tribunal.



Deponent

ATTESTED



10/11/16

12-A

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No _____/2016

Farid Ullah

Versus

The Govt. of KPK and Others

Application for Condonation of delay

Respectfully Sheweth:

The Applicant/ Petitioner very humbly submit as under:

- 1) That the Applicant/ Petitioner has been filing the above-titled Appeal before this honorable Tribunal today in which no date of hearing has yet been fixed.
- 2) That the Applicant/ Petitioner has got a prima facie case and is very much sanguine of its success.
- 3) That balance of convenience has got a clear verge in favor of the applicant/ Petitioner.
- 4) That content of the accompanying Appeal may kindly be considered as integral part and parcel of this application.
- 5) That the appellant had filed Departmental Appeal on 25.05.2016 however it's time for appeal to this honorable Tribunal was completed on 25.08.2016 as per the limitation of service laws however the appellant had applied to department for providing the copy of the Departmental Appeal so as to file appeal before this honorable forum however the departmental authorities delayed it for almost couple of months, hence, this application.
- 6) That appellant was transferred along with other Class-iv employees however this honorable tribunal was kind enough to allow interim relief to other Class-iv employees transferred on the same order, therefore case of the appellant needs same treatment.
- 7) That even otherwise the transfer order made by the Respondents is against the law.

- 8) That as per superior Court lis between the parties should be decided on merits by affording full opportunity to the parties to prove their case.
- 9) That the delay was neither contumacious nor willful but due to above reasons.
- 10) That delay can be condoned if it will occurred due to the bonafide mistake or the circumstances which are beyond the control of the applicant, as in the present case appellants were totally at the disposal of the respondents.

It is therefore most humbly prayed that on acceptance of this application, any delay in filing of the appeal may kindly be condoned in the circumstances of the case. Any other relief not specifically asked for may also be granted if deemed Just, fit and appropriate in the circumstances of the case.



APPLICANT/ PETITIONER

Through

[Handwritten signature]

Shumail Ahmad Butt,
Advocate Supreme Court
Of Pakistan

&

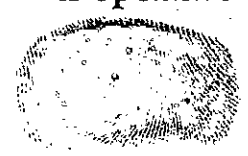
[Handwritten signature]

Hazrat Bilal Khan
Advocate High Court

Affidavit

It is solemnly affirmed on oath that the contents of this application are true and correct and nothing has been concealed from this Honorable Tribunal.

Deponent



Identified by 1/6
[Handwritten signature]
Hazrat Bilal Khan
Attic



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

1. Name *MR. FARID ULLAH*

2. Race *MAUSLIM*

3. Residence *Village & P.O. Cauai Aruade
Tehsil & District Peshawar.*


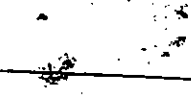
4. Father's name and residence *HABIB ULLAH*

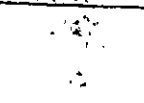
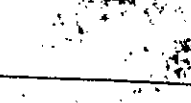
5. Date of birth by Christian era as nearly as can be ascertained *20-2-1969*

6. Exact height by measurement *5-6"*

7. Personal marks for identification *Mole on left side face.*

8. Left hand thumb and finger impression of (non-gazetted) officer

Little Finger.  Ring Finger 

Middle Finger.  Fore Finger 

Thumb. 

9. Signature of Government servant

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

[Signature]
[Illegible text]

[Signature]
[Signature]

1	2	3	4	5	6	7	8
Name of post	Whether substantive or officiating and whether permanent or temporary	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. It.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of appointment	Signature of Government servant
60013-860 S/Petrol DHO office R.	Temp.		Pay Rs. 600/-			01/11/90 PM	
L. Sade	D.H. Mat.		Pay Rs. 600/- pm			17	
			Pay Rs. 1024/- pm			01/6/91	
			Pay Rs. 1024/- pm			01/7/91	
							A. H. A. S.

Office of the Accountant
N. W. P. P.
Pay fixed in the Revised
of Rs. 92.4.26-1310
with next increment of 1-12-1991

Accountant
Pay Fixed
N. W. P. P. Head

A. H. A. S.

9	10	11	12	13		14	15
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer	Period	Government to which debitable	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government of the Government Servant

Appointed as Sanitary Panel
 at DHO office Peshawar vide
 DHO order NO. 14732-35/DHO
 dated 30-10-1990.

24/11/90

24/11/90

30/11/90 Transferred to DHO Charsadda.
 Vide DHO Peshawar order
 No. 30083-86/DDHS dt: 24/11/90.

Signature verified
 dt: 30-11-90

24/11/90

24/11/90

24/11/90
 PESHAWAR

24/11/90

Signature

30/11/90 Transferred to DHO Peshawar
 vide DHO DDHS Peshawar No
 6373-75/DDHS dt: 15/11/90

Signature verified
 dt: 30/11/90

Office order is hereby
 cancelled and pay fixed
 as per record dt: 15/11/90

Signature

Signature

Signature

Amra B

ant post

16



DIRECTORATE GENERAL HEALTH SERVICES KHYBER PAKHTUN KHWA PESHAWAR.

OFFICE ORDER

As approved by the competent authority, the following posting/ transfer order of Class-IV. employees are hereby ordered in the interest of public service with immediate effect:

S.No.	Name and Designation	From	To	Remarks
1	Mst. Yasmeen Bibi Dai	District Nowshera	District Charsadda	Against the vacant post
2	Mst. Pari Zadgi Dai	-do-	-do-	-do-
3	Mst. Gul Nargas Dai	-do-	-do-	-do-
4	Mst Fukraj Dai	-do-	District Peshawar	-do-
5	Mst. Waheeda Bano Dai	-do-	-do-	-do-
6	Mr. Gulab Porter	-do-	Saidu Group of Teaching Hospitals Swat	-do-
7	Mr. Ikramullah Porter	-do-	-do-	-do-
8	Mr. Nazir Khan X-Ray Attendant	-do-	-do-	-do-
9	Mr. Siraj Sweeper	-do-	-do-	-do-
10	Mr. Faridullah Sanitary Petrol	-do-	-do-	-do-
11	Muhammad Adnan Sweeper	-do-	-do-	-do-
12	Mr. Amanullah Dental Attendant	-do-	-do-	-do-
13	Mr. Rizwanullah Chowkidar	-do-	-do-	-do-
14	Mr. Salih Noor Ward orderly	-do-	-do-	-do-
15	Mr. Gul Nawaz Ward orderly	-do-	-do-	-do-

Arrival/ departure report should be submitted to this Directorate for record.
Sd/*****

DIRECTOR GENERAL HEALTH
SERVICES KHYBER PAKHTUNKHWA,
PESHAWAR

No. 3905-17 /Personnel/NSR

Dated 12/05/2016

01. P.S to Secretary to Government of Khyber Pakhtunkhwa Health Department Peshawar.
02. DHO Nowshera.
03. DHO Charsadda.
04. DHO Peshawar.
05. M.S Saidu Group of Teaching Hospitals Swat.
06. DAO Nowshera.
07. DAO Charsadda.
08. DAO Peshawar.
09. DAO Swat.
10. PA to DGHS, Khyber Pakhtunkhwa Peshawar.
11. PA to Director (Admn) DGHS, KPK Peshawar.
12. Officials concerned.
13. Master File.

DIRECTOR GENERAL HEALTH
SERVICES KHYBER PAKHTUNKHWA,
PESHAWAR

12/5/2016

PTO

Attested
[Signature]

ant)

Attendant)
Patrol)

Orderly

Signature

Signature

Signature



OFFICE OF THE DISTRICT HEALTH OFFICER NOWSHERA

Phone & Fax: 0923-580759

E-Mail: nowshera.edoh@gmail.com

No. 4719-16 DHO NSR

Date: 19 / 5 / 2016

Copy forwarded to the:

1. Director General Health Services Khyber Pakhtunkhwa.
2. Medical Superintendent MRHSMH Pabbi, Nowshera.
3. Incharge Civil Hospital Akora Khattak.
4. Incharge RHC Akbarpura / Pirpai / Kheweshgi Nowshera.
5. Officials concerned.

For compliance

[Handwritten signature]

District Health Officer
Nowshera

(17)

[Handwritten signature]

OFFICE OF THE DISTRICT HEALTH OFFICER
Nowshera

1. Director General Health Services Khyber Pakhtunkhwa.
2. Medical Superintendent MRHSMH Pabbi, Nowshera.
3. Incharge Civil Hospital Akora Khattak.
4. Incharge RHC Akbarpura / Pirpai / Kheweshgi Nowshera.
5. Officials concerned.



OFFICE OF THE DISTRICT HEALTH OFFICER NOWSHERA

Phone & Fax: 0923-580759

E-Mail: nowshera.edoh@gmail.com

Annex C
18

RELIEVING ORDER

0333 9272079

Reference Director General Health Services, Khyber Pakhtunkhwa Office Order bearing endorsement No. 3905-17/Personnel/NSR, dated 12-05-2016 (Copy attached). The following Class-IVs employees working under the control of undersigned at District Nowshera are hereby relieved with immediate effect.

S. No	Name	Designation	Place of Posting
1	Yasmin Bibi	Dai	MRHSMH Pabbi
2	Pari Zadgai	Do	CH Akora Khattak
3	Gul E Nargis	Do	--do--
4	Fukhraj Begum	Do	MRHSMH Pabbi
5	Waheeda Begum	Do	MRHSMH Pabbi
6	Gulab Khan	Porter	RHC Akbarpura
7	Ikram Ullah	Porter	DHO office NSR
8	Nazir Khan	X-Ray Attendant	MRHSMH Pabbi
9	Farid Ullah	Sanitary Patrol	--do--
10	Muhammad Adnan	Sweeper	RHC Kheweshgi
11	Amanullah	Dental Attendant	RHC Akbarpura
12	Rizwanullah	Chowkidar	RHC Pirpai
13	Salih Noor	Ward Orderly	MRHSMH Pabbi
14	Gul Nawaz	Do	--do--

3/3/85
Admit Adly
20/5

Sd
District Health Officer
Nowshera

Date: 20/5/2016

No. 4912-17 / DHO NSR

Copy forwarded to the:

1. Director General Health Services Khyber Pakhtunkhwa for information w/r office order No. noted above.
2. District Accounts Officer Nowshera for information and stoppage of salary (source attached).
3. Medical Superintendent MRHSMH Pabbi Nowshera.
4. Incharge CH Akora Khattak, RHC Akbarpura, Kheweshgi, Pirpai.
5. Incharge Accounts Section DHO office Nowshera.
6. Officials concerned for information & compliance.

District Health Officer
Nowshera

Attested
2

Amir D³

OFFICE OF THE MEDICAL SUPERINTENDENT

SAIDU GROUP OF TEACHING HOSPITAL SAIDU SHARIF SWAT

Ph: 0946-9240126-27, Fax: 0946-9240122

No. 7440/1 C-6/R-3

Dated Saidu Sharif the 25/5 /2016

To

The Director General Health Services,
Khyber Pakhtunkhwa, Peshawar

Subject:

OFFICE ORDER

Dear Sir,

Reference your Office Order bearing Endst: No. 3905-17/Personnel/NSI dated 12-05-2016

It is stated that 10 Class-IV employees have been posted at Saidu Group of Teaching Hospitals, Swat vide your Office Order referred above. A case in the Peshawar High Court Mingora Bench/Darul Qaza is pending against appointment/filling of posts of Class-IV (from BPS-01 to 04), under Writ petition No 450/2015 Habib ur Rahman etc ...VS.... Govt: of Khyber Pakhtunkhwa, Health Department and Stay Order has been issued by the honourable High Court.

It is, therefore, requested that aforesaid Office Order may kindly be cancelled to avoid contempt of court or guide this office to proceed further please.

MEDICAL SUPERINTENDENT

S.G.T.H Saidu Sharif, Swat

Attended
D

BEFORE THE PESHAWAR HIGH COURT PESHAWAR

BENCH / DARUL QAZA, SWAT

W.P. No. 652 of 2015

- 1) Habib Ur Rehman S/o Nemat Khan (2) Aziz Ur Rehman S/o Gul Rehman
(3) Abdullah Shah S/o Rehmat Shah (4) Mohammad Wakil S/o Darvesh (5)
Fazal Karim S/o Shakeel (6) Mian Said Jalal S/o Mian Said Waheed (7) Zaid
Gul S/o Feroz Gul (8) Amroo Iqbal S/o Shehzada (9) Noor Hussain S/o
Mohammad Hussain (10) Khaisat Mohammad S/o Juma Gul (11) Ashraf Ali
S/o Akhtar Ali (12) Gul Muhammad S/o Shabir (13) Nisar Ahmad S/o Har
Gul (14) Fazal Chafar S/o Bahri Boston (15) Saifullah Khan S/o Feroz Gul
(16) Shahid Dawood S/o Ghulam Jan (17) Muhammad S/o Aqal Wazir (18)
Muhammad Israr S/o Mir Salim Khan (19) Fazal Wahid S/o Haji Nurgah
(20) Majnun Riaz S/o Wahid Zaman (21) Amir Zeb S/o Shahi Rehman
(22) Farman Ali S/o Usman Ali (23) Shujat Ali S/o Sherin Hashar (24)
Fardul Khan S/o Kaki Jan (25) Muhammad Sajjad S/o Muhammad Rahim
(26) Mirza Ali S/o Muhammad Raziq (27) Shoukat Ali S/o Ashraf (28)
Muhammad Razaq S/o Midinunnah Afzal (29) Noorul Hayat S/o Ziaul Gul
(30) Juman Ali S/o Toti Khan (31) Adnan S/o Amir Ghous (32) Sherin Beg
S/o Gul Muhammad (33) Ziaullah Khan S/o Bacha Khan (34) Hameed S/o
Dilwan Khan (35) Sajidullah S/o Feroz Gul (36) Amir Rashid S/o Zarghoon
Khan (37) Amirullah S/o Dilwan Khan (38) Amirullah Khan S/o Raza
Nawab (41) Bacha Khan S/o Sahib Jan (42) Lingat Ali S/o Batorey (43) Mst.
Rawan S/o Bakht Razaq (44) Mst. Jehan Pari D/o Amir Muhammad (45)
Mst. Asma Begum

Residents of Saidu Teaching Hospital at Saidu
(Petitioner)

Sharif District SWAT.

VERSUS

1. Govt. of K.P.K through Secretary Health, civil Secretariat Peshawar
2. Director General Health Services K.P.K Peshawar
3. Medical Superintendent, Saidu group of Teaching Hospital Saidu
Sharif Swat.
4. Departmental selector committee Saidu Teaching Hospital
Swat, through chairman.
5. Chief Executive Saidu Teaching Hospital Swat.
6. District Account officer Swat.

(Respondent)

FILED 15/04/2015
15/04/2015

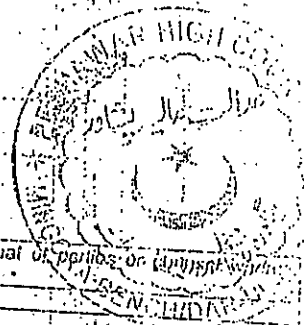
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PESHAWAR HIGH COURT, MINGORA BENCH
(DAR-UL-QAZA), SWAT

FORM OF ORDER SHEET

Court of

Case No. of



Serial No. of order or proceeding	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge and that of parties or any other person necessary.
1	2	3
	20.06.2016	<p><u>W.P. No. 50-M/2015</u> <u>With Interim Relief</u></p> <p>Present: Mr. Rashid Ali Khan, Advocate for the petitioners.</p> <p>Office is directed to club this writ petition with other cases of the identical nature. Adjourned to a date in office.</p> <p><u>Interim Relief</u></p> <p>Notice. In the meanwhile the questioned posts shall not be filled through transfers.</p> <p>Sd. Lal Jan Khattak Sd. Muhammad Younis Tisher</p> <p>Certified to be true copy</p> <p>EXAMINER Peshawar High Court, Mingora/Dar-ul-Qaza, Swat Authorized Under Article 177 of Constitution of Pakistan 20/6/16</p> <p>2723</p> <p>Name of Applicant: <u>Ball NADAL</u></p> <p>Date of Presentation of Applicant: <u>20.6.16</u></p> <p>Date of Completion of Copies: <u>20/6/16</u></p> <p>No of Copies: <u>2</u></p> <p>Urgent Fee: <u>---</u></p> <p>Fee Charged: <u>---</u></p> <p>Date of Delivery of Copies: <u>20/6/16</u></p>

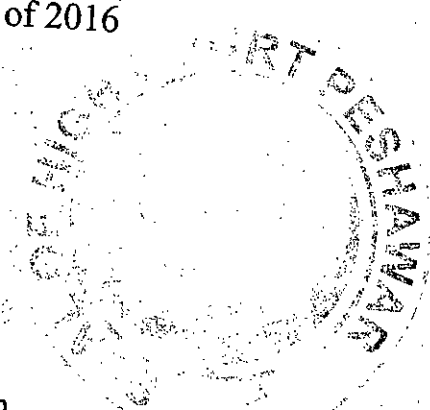
21/6

Attended
12

Annex "F" (22)

IN THE PESHAWAR HIGH COURT PESHAWAR

Writ Petition No. 1998P of 2016



1. Gulab, Porter, Rural Health Centre
Akbarpura District Nowshera.
2. Muhammad Adnan, Sweeper
Office of the EDO Health Pirpaii
District Nowshera.
3. Siraj, Sweeper, Office of the EDO Health
Pirpaii, District Nowshera.
4. Rizwan Ullah, Chowkidar,
Office of the EDO Health, Pirpaii,
District Nowshera.
5. Ikram Ullah, Porter
Office of the EDO Health Pirpaii
District Nowshera.
6. Aman Ullah, Dental Attendant
Rural Health Centre Akbarpura
District Nowshera.
7. Farid Ullah, Sanitary Petrol
Mian Rashid Hussain Memorial
Hospital Pabbi, District Nowshera.
8. Saleh Noor, Ward Orderly,
Mian Rashid Hussain Memorial
Hospital Pabbi, District Nowshera.
9. Gul Nawaz, Ward Orderly,
Mian Rashid Hussain Memorial
Hospital Pabbi, District Nowshera.
10. Nazir Khan, X-Ray Attendant
Mian Rashid Hussain Memorial
Hospital Pabbi, District Nowshera.
11. Mst. Yasmeen Bibi, Dai
Kashmir Ghari NTC,
Pushtoon Ghari, District Nowshera.

Attended
2

ATTESTED
EXAMINER
Peshawar High Court
13 JUN 2016

FILED TODAY
Deputy Registrar
21 MAY 2016

12. Mst. Farizadgai, Dai
Civil Hospital Akora Khattak
District Nowshera.

13. Mst. Gul-e-Nargas Dai
Civil Hospital Akora Khattak
District Nowshera....

Petitioners

VERSUS

1. Government of Khyber Pakhtunkhwa
through Secretary Health,
Civil Secretariat, Peshawar.

2. Director General Health
Khyber Pakhtunkhwa, Peshawar.

3. District Health Officer (DHO) Nowshera.

4. District Health Officer Peshawar.

5. District Health Officer Charsadda

6. Saidu Group of Teaching Hospitals
at Saidu Sharif, Swat....

Respondents

**WRIT PETITION UNDER ARTICLE 199
OF THE CONSTITUTION OF ISLAMIC
REPUBLIC OF PAKISTAN, 1973.**

Respectfully Sheweth:

1. That the petitioners are the permanent residents of District Peshawar as their addresses have been mentioned therein in the heading of the petition.

2. That the petitioners were appointed in different Hospitals and Rural Health Centres of the Health department as Class-IV and have been serving on the posts as mentioned against their names in the heading of the petition.

ATTESTED

FILED TODAY

EXAMINER
Peshawar High Court.

Deputy Registrar

13 JUN 2016

21 MAY 2016

PESHAWAR HIGH COURT, PESHAWAR.

**FORM 'A'
FORM OF ORDER SHEET**

Date of order.	Order or other proceedings with the order of the Judge
1.6.2016	<p><u>W.P. 1998-P of 2016 with interim relief.</u></p> <p>Present: Ghulam Nabi, advocate for petitioners.</p> <p>-----</p> <p><u>MUSARRAT HILALI, J.-</u> Petitioners, through instant petition, seek setting aside of the impugned transfer order dated 12.5.2016 being unlawful and without jurisdiction.</p> <p>2. The petitioners were appointed as Class-IV employees in different hospitals and Rural Health Centre of the Health Department and they were performing their duties in the same capacity since the last 32/33 years. However, vide order dated 12.5.2016, they were transferred to various Districts including Swat and Charsadda. Feeling aggrieved, they filed Departmental Appeals/Representations before the Departmental Appellate Authority but the same has not been decided as yet, hence this petition.</p> <p>3. Heard. Admittedly, the petitioners are civil servants and the relief sought with regard to</p>

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ATTEST

EXAMINER
Peshawar High Court

13 JUN 2016

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cancellation of impugned transfer order dated 12.5.2016 is a matter relating to terms and conditions of their service, thus, in view of barring provision of Article 212 of the Constitution of Islamic Republic of Pakistan, 1973 this court has no jurisdiction to entertain instant petition. The remedy under Article 199 of the Constitution is invoked only where there is no other adequate remedy available but when Service Tribunal is specially constituted for the redressal of specified grievances of a person in service matters and when the same is functioning, then the petitioners cannot invoke the extra ordinary jurisdiction of this court abandoning the special remedy available.

Resultantly, this petition is not maintainable, which is accordingly dismissed in limine. As the Departmental Appeals/Representations of the petitioners are pending, therefore, the Departmental Appellate Authority is under legal obligation to dispose of the same within the statutory period.

Sd/ Waqar Ahmad Seth - J

Sd/ Masarat Hali - J JUDGE

CERTIFIED TO BE TRUE COPY

Examiner
Peshawar High Court, Peshawar
Authorized Under Article 27 of
The Bench-e-Shahadat Order 1984

JUDGE

Sadiq Shah PS

13 JUN 2016

Ahmed
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11450
Date 25.5.16
Secretary

To: The Secretary Health Services
Government of Khyber Pakhtunkhwa,
Civil Secretariat, Peshawar

Subject: DEPART MENTAL APPEAL AGAINST THE OFFICE
ORDER NO. 3905-17/PERSONNAL/NSR DATED
12.05.2016 WHEREBY THE APPELLANT HAS BEEN
TRANSFERRED FROM MIAN RASHID HUSSAIN
MEMORIAL HOSPITAL PABBI DISTRICT
NOWSHERA TO *Saidu Sharif Swat*

Respectfully Sheweth:

1. That the appellant was appointed at the post of *Sanitary* ^{*petrol*} and has been serving on the above said post since the date of his appointment.
3. That it is pertinent to mention here that when the appellant was appointed at that time when Peshawar and Nowshera were the same District Peshawar, however, in the year 2000 Tehsil Nowshera was given the status of District Nowshera.
4. That the appellant has served the Department very honestly and utmost skill.
5. That unfortunately the appellant has been handed over his transfer order from Mian Rashid Hussain Memorial Hospital Pabbi District Nowshera to *Saidu Sharif Swat*
6. That the appellant is serving in Grade-IV, hence he cannot be transferred outside his home station/District Nowshera, however, he has been thrown to a far flung area District *Saidu Sharif Swat*.
7. That transfer of the appellant is on malafide intention and ulterior motive just to vacate the posts for the blue eyed persons of the political figures.
8. That the appellant has served for a long tenure and his more than half service has been done at the above noted station and is about at the verge of his retirement, has been transferred to a far flung District.

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9. That the transfer/posting of Class-IV outside their home District is illegal and unlawful and not warranted in any rule/law.

It is, therefore, humbly prayed that the transfer order of the appellant may please be cancelled and he be allowed to complete his service at his home station i.e. Nowshera.

Appellant

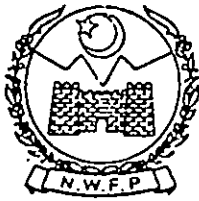
Dated: 21.05.2016

[Handwritten signature]

*Fazid ullah Sanitary Petrol
Mian Rashid Hussain Memorial
Hospital Pabbi Nowshera*

[Handwritten signature]
[Handwritten mark]

شیرازستان



Handwritten notes: (SD), (S), Annex "A", (28)

ESTACODE

ESTABLISHMENT CODE NWFP 2000

VOLUME-I

A COMPENDIUM OF LAWS, RULES AND
INSTRUCTIONS RELATING TO THE TERMS AND
CONDITIONS OF PROVINCIAL CIVIL SERVANTS

COMPILED BY:
(O&M) SECTION
SERVICES & GENERAL ADMINISTRATION DEPARTMENT

Attested
Advocate
D

Attested
D

ATTESTED

29

Section-17

Posting and Transfer

Statutory Provision.

Sl.No.1

Section 10 of the NWFP Civil Servants Act, 1973.

Posting and Transfer. Every civil servant shall be liable to serve anywhere within or outside the Province, in any post under the Federal Government, or any Provincial Government or Local authority, or a Corporation or body set up or established by any such Government:-

Provided that nothing contained in this section shall apply to a civil servant recruited specifically to serve in a particular area or region;

Provided further that, where a civil servant is required to serve in a post outside a service or cadre, his terms and conditions of service as to his pay shall not be less favourable than those to which he would have been entitled if he had not been so required to serve.

Transfer of low paid Government Servants from their home Districts.

Sl.No.2

The Government has decided to continue existing policy regarding posting of class-III and Class-IV Government Servants in their Home Districts except on complaint and in the public interest. It has also been decided that the office bearers of the Association should not ordinarily be transferred for the year they are office bearers as such.

(Authority: S&GAD's letter No. SO:III(S&GAD)1-57/73, dated 18.3.1973)

Attested
Advocate
2

Attested
2

ATTESTED

Amca I

30

**DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUN KHWA PESHAWAR**



E-Mail Address: nwfpdghs@yahoo.com office PH# 091-9210269 Exchange# 091-9210187, 9210196 Fax# 091-9210230
No. 4444-45 /Personnel/DHO Nowsherra Staff Dated: 21/06/2016

To,

The Secretary to Government of,
Khyber Pakhtunkhwa Health Department
Peshawar.

Subject: OFFICE ORDER/ SUMMARY.
Dear Sir,

Kindly refer to this Directorate letter No.4098/Personnel/DHO NSR dated 01.06.2016 on the subject noted above and to state that the MS Saidu Group of Teaching Hospital Swat vide his letter No. 7440/C-6/R-3 dated 25.05.16 has informed that the Peshawar High Court Mingora Bench/ Darul Qaza has already issued stay order regarding appointment/ filling of vacant posts of Class-IV (copy attached).

It is therefore, requested that necessary advise of the Government may kindly be conveyed so as to proceed further in the matter.

Cc:
Master File.

DIRECTOR GENERAL HEALTH
SERVICES KHYBER PAKHTUNKHWA PESHAWAR

[Handwritten Signature]
21/6/16

20/6/2016

[Handwritten Signature]

2

Amna J (31)

DIRECTORATE GENERAL HEALTH SERVICES KHYBER PAKHTUN KHWA PESHAWAR



E-Mail Address: nwfdgsh@yahoo.com office Ph# 091-9210269 Exchange# 091-9210187, 9210196 Fax # . 091-9210230

OFFICE ORDER

As approved by the competent authority the posting/ transfer order in respect of Mr. Gul Nawaz Ward Orderly from District Nowshera to Saidu Group of Teaching Hospital Swat issued vide this Directorate office order bearing endst: No.3905-17/Personnel/NSR dated 12.05.2016 is hereby cancelled in the interest of public service.

Sd/xx xx xx
DIRECTOR GENERAL HEALTH
SERVICES, NWFP, PESHAWAR.
Date: 24/6/2016

NO 4456-64/Personnel/NSR

Copy forwarded to the:-

1. PSO to Chief Minister Khyber Pakhtunkhwa CM Secretariat Peshawar.
2. P.S. Secretary to Government of Khyber Pakhtunkhwa Health Department Peshawar.
3. DHO Nowshera.
4. MS. Saidu Group of Teaching Hospital Swat.
5. DAO Swat/ Nowshera.
6. P.A to DGHS Khyber Pakhtunkhwa Peshawar.
7. P.A to Director Administration, DGHS Khyber Pakhtunkhwa Peshawar.
8. Official concerned.

For information and necessary action.

Handwritten notes:
 office DGHS
 cancelled
 can't be allowed
 as per
 draft
 No
 24/6/16
 2

DIRECTOR GENERAL HEALTH
SERVICES KHYBER PAKHTUNKHWA
PESHAWAR.

MINUTES OF MEETING

A constituted committee for the purpose has assembled on 23-05-2016 in the office of Nowshera to scrutinize the applications received for the posts of Ward Orderlies & X-Ray Dental Attendant /Sanitary Patrol/Behishti/Chowkidars/Porter.

The committee thoroughly checked the documents and found the following valid, so the committee agreed to appoint the below mentioned named applicants on the vacant posts.

- | | | |
|-----|--|--------------------|
| 1. | Mr. Rahmat Ali S/O Sardar Amin | (Ward Orderly) |
| 2. | Mr. Muhammad Kamran Khan S/O Khair Ul Bashir | (Ward Orderly) |
| 3. | Mr. Imran Akhtar S/O Sohail Akhtar | (Ward Orderly) |
| 4. | Mr. Muhammad Asif S/O Sherven Khan | (Ward Orderly) |
| 5. | Mr. Tannoor Ahmad S/O Riaz Ahmad | (Ward Orderly) |
| 6. | Mr. Khan Baz S/O Dilawar Khan | (Ward Orderly) |
| 7. | Mr. Shahbaz Ahmad S/O Khyal Muhammad | (Dental Attendant) |
| 8. | Syed Pervaiz Shah S/O Mufarig Shah | (Chowkidar) |
| 9. | Mr. Zakria S/O Rasheed Khan | (Behishti) |
| 10. | Mr. Yousaf Ali Khan S/O Haslam Ali Khan | (Porter) |
| 11. | Mr. M. Irfan S/O Jangraiz Khan | (X-Ray Attendant) |
| 12. | Mr. Tariq Khan S/O Wali Muhammad | (Sanitary Patrol) |
| 13. | Mr. Muhammad Amin (Chowkidar) Post Change | (Porter) |
| 14. | Mr. Ali Akbar (Behishti) Post Change | (Ward Orderly) |

- | | | | |
|----|---|----------|-----------------|
| 1. | Dr. Arshad Ahmad Khan
DHO Nowshera | Chairman | Signature _____ |
| 2. | Dr. Tariq Khan
Deputy DHO Nowshera | Member | Signature _____ |
| 3. | Dr. Abu Zar
Coordinator DHHS / PH
Nowshera | Member | Signature _____ |
| 4. | Dr. Abdul Jalil
Coordinator LHWs Program
Nowshera | Member | Signature _____ |

Attested
2

Memorandum of Authorization For Representation as Legal Counsel/Lawyer (Agreement for Legal Services)

عقد توكيل اتفاقية خدمات قانونية
وكالت عامه

BEFORE THE Honorable Justice (Judge) K.A.

Judicial Stamp (Court Fees), if Required
(Attach Here)

Parties of the Proceedings
(if Applicable)

	PETITIONER(S)
	PLAINTIFF(S)
	COMPLAINANT(S)
	OBJECTOR(S)
	APPELLANT(S)
V E R S U S	
	RESPONDENT(S)
	DEFENDANT(S)
Nature of the Proceedings or Legal Services to be rendered	ACCUSED

I/We, the Appellant (Executants on margins) hereby appoint and constitute Mr. Ahmad Bhatt, BSC and Hafiz Bilal Khan Att.

as my/our attorney(s)/counsel for me/us and on my/our behalf, to appear, plead in the said proceedings with powers to sign, file pleadings and all kinds of applications including appeal/revision, execution etc. up to apex court/forum to withdraw and receive documents, to withdraw or compromise in the said proceedings or to refer to arbitration, bind me/us by oath, withdraw or receive any money(s) on my/our behalf and to give valid receipts and discharges, to do himself/themselves or through appointment of other lawyer(s)/counsel for me/us & in my/our name and on my/our behalf, to do all acts, deeds, matters and things relating to the proceeding(s) in all its stages that I/we personally could do if this instrument had not been executed. The appointment is subject to the following special terms and conditions:

1. The fee paid, or agreed to be paid, to the aforesaid counsel is for his/their work at this forum alone. The retainer, however, shall continue and remain in the courts or fora through out; I/We shall however make separate arrangements as to his/their fees in respect of appeals revisions, transfer proceedings and execution of decree or orders.
2. Unless the whole amount of fee is paid, the said counsel is/are not bound to prosecute my case nor is/are he/they bound to do so (unless especially under separate arrangement) at any place other: the courthouse/place of proceedings/beyond the usual court hours, on public holiday or customary expenses incurred while providing services for me/us.
3. No part of the said counsel's fee is returnable under any circumstances and cost of adjournments payable by the opposite party will be received and retained by him/them in addition to his/their fees payable by me/us.
4. At any time the said counsel is/are unable to attend the court/forum of proceedings because of illness, absence from station or other unavoidable reasons or preoccupation, he/they will make alternate arrangements for appearance on his/their behalf. But he/they shall not be responsible for any loss caused to me/us should these arrangements fail.
5. I/we shall make my/our own arrangements for attending the court/forum on every hearing; to inform my/our said counsel when the case/proceeding is called. The counsel shall in no way be responsible for any loss caused to me/us through my/our failure so to inform him/them owing to a decision ex parte for any reason.
6. I/We also undertake to pay his full professional fees as per stipulation. In case his/their full professional fees are not paid the counsel can withdraw and/or suspend his/their services at any time. Additionally the said counsel enjoy(s) a lien over my assets in case of non-payment.
7. I/We have been told, recognize and understand that said counsel have made NO GUARANTEE promising the success or outcome of the proceedings in a particular way.
8. I/We have read/understood the contents of this document in full and thus put my/our respective hands to empower the

said counsel as stated on this 13 day of October 2018 at PKA

I/We accept this Assignment

Executant(s)

