

**IN FRONT OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

**Service Appeal No.1053/2016**

Date of Institution ... 13.10.2016  
Date of Decision ... 07.02.2018

Rambail Khan,  
Deputy District Education Officer (M)  
Resident of House # 99-B, Faqirabad No. 2,  
Nawaz General Store, Peshawar.

... (Appellant)


**VERSUS**

Province of Khyber Pakhtunkhwa through Secretary Elementary & Secondary  
Education, (E&SE), Civil Secretariat, Peshawar & 04 others.

... (Respondents)

Mr. Shahzada Irfan Zia,  
Advocate

--- For appellant.

 Mr. Muhammad Jan,  
Deputy District Attorney

... For respondents.

MR. GUL ZEB KHAN  
MR. MUHAMMAD HAMID MUGHAL

... MEMBER  
... MEMBER

**JUDGMENT**

GUL ZEB KHAN, MEMBER. The aforesaid appeal dated 13.10.2016 has been lodged by Rambail Khan, DDEO (M) hereinafter referred to as the appellant, under Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974, against the impugned order dated 25.05.2016 whereby major penalty of reduction to lower post for a period of 2 years without accumulative effect was imposed upon him and where against he preferred review petition which was rejected vide order dated 16.09.2016.

3. Learned counsel for the appellant argued that the appellant was charged for paying salary to one Mr. Sami Ullah, PET, without justification in the

capacity of Drawing and Disbursing Officer of the Middle Schools (Male) in D.I.Khan". That an inquiry committee conducted the inquiry and submitted its findings wherein it recommended that the appellants may be warned strictly to avoid such negligence and refrain from the mal-practice in future. That the Inquiry Committee recommended no penalty for the appellant, but, as against it, the competent authority imposed upon him the major penalty of *reduction to a lower post for a period of two years without accumulative effect*. That in case the competent authority was not satisfied with the findings/recommendations of the Inquiry Committee, then the legal way was to conduct a fresh/de-novo inquiry after issuing fresh statement of allegation and show cause notice to the appellant, but unfortunately the competent authority by-passed the legal procedure and rules and passed the impugned order dated 25.05.2016 which is not according to law/rules.

That the appellant had performed his duty which was within the parameters assigned to him according to law and no charge of corruption, inefficiency and misconduct was proved against him. That the inquiry committee has neither recommended any penalty against him, nor has held him guilty of any allegation leveled in the charge sheet. That the inquiry committee submitted in its findings that all the 25 Class-IV servants were appointed by the then EDO in various Middle Schools and the appellant only issued the adjustment orders of these employees in various schools.

4. On the other side learned Deputy District Attorney argued that the appellant being a Drawing & Disbursing Officer was found guilty by the inquiry committee on the charges of illegal payment of Rs. 541,691/- to an absconder/ghost teachers/on account of suspension allowance and paid him regular salary without any justification. That he issued fake & bogus orders of 25-Class-IV employees without the formal sanction of the Finance Department. That the application of the

accused/absconder/ghost teacher namely Sami Ullah Ex-PET GMS Wanda Meher Dil, District D.I.Khan dated 17.06.2014 and his attendance certificate under the signature of Head Master GMS Kat Kachi Paind Khan D.I.Khan was fake & bogus. That the appellant paid Rs. 541691/- to the said ghost/ex-official without getting any clarification/verification, thus causing huge financial losses to the Government exchequer in the capacity of his being a DDO concerned. Further argued that the appellant has been found guilty of illegal payment of monthly salary against the PET Post to the said ghost teacher of being a DDO prior to the directions dated 22.09.2015 of the Honorable Peshawar High Court Peshawar. That in view of the charge sheet, statement of allegation & show cause notice, an enquiry was conducted through competent authority for probing the alleged financial and administrative irregularities and that the appellant has been found guilty of the charges and awarded the punishment which is in accordance with law and rules.

5. We have heard arguments of the learned counsel for the appellant and learned Deputy District Attorney for the respondents and have gone through the record available on file.

6. The charge sheet against the appellant mainly contains two allegations. One pertaining to payment of Rs. 541,691 to a teacher called Mr. Samiullah PET in his capacity of DDO and the second is about fake orders of 25 Class-IV employees without sanction of the Finance Department.

7. The inquiry committee has mentioned in his report that the fake orders of the 25 Class-IV employees was the act of a formal EDO. It may be mentioned the inquiry committee has also given findings that Mr. Sami Ullah PET did not join his

duty after his appointment but received monthly salary regularly; that he was suspended by Ex-EDO (E&SE) due to his absence from official duty and his pay was also stopped due to his absence and he was also served with show cause notice for his absence from official duty and the absence notice was also advertised in daily Aaj; that he applied for his re-instatement while showing himself working at GMS Wanda Mehar dil but he has never performed his duty at the said school; that Mr. Rambail Khan (appellant) re-instated him vide order dated 17.09.2014 and paid to him the salary for suspension period amounting to 541691/-. The inquiry committee also given findings that Mr. Rambail Khan (appellant) is quite raw hand in official matters which caused such a negligence made on his part. The inquiry committee recommended for the disciplinary proceedings against Sami Ullah PET and recovery of amount of Rs. 541691/- from him. The inquiry committee also recommended that the appellant may be warned strictly to avoid such negligence and refraining from malpractice in future and that being raw hand in official matters he may be adjusted in any school instead of working on administration position. In view of the report/recommendations of inquiry committee this Tribunal is of the considered view that the impugned punishment is excessive/harsh. Consequently for the safe administration of justice, the impugned punishment is converted into minor penalty of censure. The present appeal is disposed of in the above terms. Parties are left to bear their own costs. File be consigned to the record room.

**ANNOUNCE**

**07.02.2018**



**(Muhammad Hamid Mughal)**  
**Member**



**(Gul Zeb Khan)**  
**Member**

07.02.2018

Learned counsel for the appellant present. Mr. Muhammad Jan, DDA for the respondents present. Vide separate judgment of today of this Tribunal placed on file this Tribunal is of the considered view that the impugned punishment is excessive/harsh. Consequently for the safe administration of justice, the impugned punishment is converted into minor penalty of censure. The present appeal is disposed of in the above terms. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED

07.02.2018



(Muhammad Hamid Mughal)  
Member



(Gul Zeb Khan)  
Member

19.07.2017

Appellant in person present. Mr. Muhammad Adeel Butt, Additional AG for the respondents also present. Due to strike of the bar learned counsel for the appellant is not available today. Adjourned. To come up for arguments on 01.11.2017 before D.B.

  
(Gul Zeb Khan)  
Member

  
(Muhammad Amin Khan Kundi)  
Member

01.11.2017

Appellant in person and Mr. Usman Ghani, District Attorney for the respondents present. Due to general strike of the bar, counsel for the appellant is not in attendance. Adjourned. To come up for arguments on 17.01.2018 before D.B.

  
Member

  
Chairman

17.01.2018

Learned counsel for the appellant present. Mr. Muhammad Jan, Learned Deputy District Attorney for the respondents present. Arguments heard. To come up for order on 07.02.2018 before D.B

  
(Gul Zeb Khan)  
MEMBER

  
(Muhammad Hamid Mughal)  
MEMBER

15.12.2016

Appellant in person and Mr. Khurshid Khan, SO along with Addl. AG for respondents present. Written reply not submitted. Requested for adjournment. To come up for written reply on 25.01.2017 before S.B.

  
Chairman

25.01.2017

Clerk to counsel for the appellant and Mr. Hameed ur Rehman, AD (Litigation) alongwith Addl. AG for respondents present. Written reply submitted. The appeal is assigned to D.B for rejoinder and final hearing on 20.03.2017.

  
(MUHAMMAD AAMIR NAZIR)  
MEMBER

20.03.2017

Counsel for the appellant and Mr. Ziaullah, GP for the respondents present. Counsel for the submitted rejoinder which is placed on file. To come up for arguments on 19.07.2017 before S.B.

  
Chairman

24.10.2016

Appellant with counsel present. Preliminary arguments heard and case file perused. Learned counsel for the appellant argued that at the relevant time Rambail Khan was performing as DDEO, D.I.K in the Education Department. That he was issued a charge sheet and statement of allegations and an enquiry was conducted ~~was~~ against him in which he was not recommended for any penalty. The learned counsel for the appellant stated that inspite of no recommendation from the enquiry committee for imposition of any penalty, the appellant was astonishingly reduced to lower post which order was arbitrary, whimsical and against rules. The learned counsel dilated upon one by one of the charges of the charge sheet and submitted that suspension allowance was allowed to P.T, Sami Ullah on the certificate of the concerned Head Master to the effect that Sami Ullah had performed duty for the relevant period; that his salary to the said Sami Ullah was paid on the order of the Hon'able High Court, Peshawar dated 22.09.2015; that twenty five(25) Class-IV employees per enquiry report were never appointed by the appellant and the charges thus baseless. The learned counsel further argued that the appellant being freshly posted on Administrative post, he was a raw handed as stated by the enquiry committee in its report. He submitted that no opportunity of personal hearing has been given to the appellant. He urged that the appeal is within time.

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. To come up for written reply/comments on 15.12.2016 before S.B.

Appellant Deposited  
Security & Process Fee



Member



Form- A  
FORM OF ORDER SHEET

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

Case No. 1053/2016

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	13/10/2016	<p>The appeal of Mr. Rambail Khan presented today by Shahzada Irfan Zia 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-	17-10-2016	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>24-10-2016</u></p> <p style="text-align: right;"> member</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR

IN RE:  
Service Appeal No. 1053 / of 2016

Rambail Khan Dy.D.E.O (M) ... Appellant

VERSUS

Province of KPK through Secretary  
Elementary & Secondary Education and others... Respondents

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Through:

Dated: 13.10.2016

*Rambail Khan*  
Appellant  
*IS*  
(Shahzada Irfan Zia)  
Advocate High Court  
13-C Haroon Mansion,  
Khyber Bazar, Peshawar.  
Cell # 0300-9345297

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR

Service Appeal No. 1033 / of 2016

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 1081

Dated 13-10-2016

Rambail Khan,  
Deputy District Education Officer (M)  
resident of House # 99-B, Faqirabad No.2,  
Nawaz General Store, Peshawar. ....

... Appellant

VERSUS

1. Province of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, (E&SE), Civil Secretariat, Peshawar.
2. Director of Education (E&SE), G.T. Road, Peshawar.
3. Chief Minister Khyber Pakhtunkhwa, Chief Minister House, Peshawar. (Competent Authority).
4. Chairman Inquiry Committee through Secretary (E&SE) Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
5. District Education Officer (M) D.I. Khan. .... Respondents

**Filed to-day** APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974  
**Registrar** AGAINST THE IMPUGNED ORDER DATED 25.05.2016 WHEREBY THE MAJOR PENALTY OF REDUCTION TO LOWER POST FOR A PERIOD OF 2 YEARS WITH **OUT** ACCUMULATIVE EFFECT WAS IMPOSED UPON THE APPELLANT BY THE COMPETENT AUTHORITY I.E. RESPONDENT NO.3 (CHIEF MINISTER KHYBER PAKHTUNKHWA) AND HIS REVIEW PETITION AGAINST THE IMPUGNED ORDER WAS REJECTED VIDE ORDER DATED 16.09.2016 BY THE COMPETENT AUTHORITY.

\_\_\_\_\_

Respectfully Sheweth:

FACTS OF THE CASE.

1. That episode which formed the background of this case is that the appellant while holding the post of Deputy District Education Officer (M) BPS-18, D.I. Khan one PET namely Sami Ullah submitted an application for the payment of suspension period, supported with a certificate of concerned Head Master of the School. On perusal of the certificate of the concerned Head Master, the payment was released to the said official as per law. (Annex: A&B).
2. That the departmental proceedings were initiated against the appellant and monthly salary of Mr. Sami Ullah was stopped. However, the said official (Sami Ullah) approached the august High Court in W.P. No. 613-D/2015 for direction to the respondents for the release of his monthly salary. The Honourable High Court D.I. Khan Bench vide Order Sheet dated 22.09.2015 directed the respondents to release the salary of the appellant forthwith. (Annex: C).
3. That the salary of the said official (Sami Ullah) was released on the Court's direction, but it is astonishing that the appellant was served with a Charge Sheet by the competent authority (Chief Minister Khyber Pakhtunkhwa) wherein a charge was framed as under:-

**“You are still paying regular salary to Mr. Sami Ullah, PET without justification being Drawing Disbursing Officer of the Middle School (Male) in D.I. Khan.”**

That the salary of the said official (Sami Ullah) was released on the direction of the august High Court vide order dated 22.09.2015, therefore, the charge framed against the appellant and proceedings initiated are absolutely illegal even in violation of the Court's order, which tantamounts to Contempt of the Court. (Annex: D). However, the appellant submitted his reply to the Charge Sheet which went unheeded. (Copy not available).

4. That Inquiry Committee was constituted to probe into the matter. The Committee conducted inquiry and submitted its findings and recommendations. According to the inquiry report no penalty was recommended against the appellant, however, the Inquiry Committee recommended that Mr. Rambail Khan Dy. DEO (M) D.I. Khan (appellant) may be warned strictly to avoid such negligence and refrain from the mal-practice in future. It further provided in the recommendations that the (appellant) being raw hand in official matters may be adjusted in any School instead of working on administrative positions. (Annex: E).
5. That despite of the fact, the Inquiry Committee recommended no penalty for the appellant but it is lamentable that the competent authority (Chief Minister Khyber Pakhtunkhwa) imposed the major penalty of **“Reduction to a Lower Post for a period of two years without accumulative effect”** vide order dated 25.05.2016. Thus the action of competent authority is illegal and against the rules. (Annex: F). The appellant filed a Review Petition against the order of competent authority but the same was also rejected vide order dated 16.09.2016. (Annex: G&H).
6. That if the competent authority was not satisfied with the findings and recommendations of the Inquiry Committee, the legal way is to appoint another Inquiry Committee for fresh inquiry after issuing a Show Cause Notice to the Civil Servant, but unfortunately the competent authority by-passed the legal procedure and rules and passed the impugned order dated 25.05.2016 according to his own whims, without following the relevant law and rules, hence the action of the competent authority is unsustainable and unwarranted by law.
7. That the appellant had performed his duties in the parameters assigned to him according to law and no charge of corruption, inefficiency and misconduct was proved against him, therefore, the Inquiry Committee neither recommended any penalty against him, nor held him guilty of

any allegation levelled in the Charge Sheet. As per Charge No. (iii) the Inquiry Committee submitted in its findings that, All the 25 Class-IV servants were appointed by the then EDO in various Middle Schools and the appellant only issued the adjustment orders of these employees in various Schools. Marshalling of facts would show that no charge of corruption and misconduct was proved against the appellant, therefore, there is no justification of the impugned order dated 25.05.2016 which is void, illegal and a misuse of power.

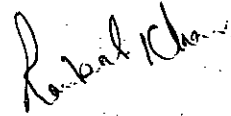
8. That it is strange that in the inquiry report the Inquiry Committee never discussed the order of the august High Court, and despite of the fact entire record was examined by the Committee, the order of Honourable High Court dated 22.09.2015 was concealed and the competent authority (Chief Minister) was mislead, therefore, due to concealment of important facts by the department, charge No. (ii) was framed by the competent authority (Chief Minister).
9. That the basic principle of rule of law and good administration is that administrative actions should be just and fair. The conduct of respondents is highly unjust and spreads a message that **might is right** and not vice versa, which message leading ultimately to a society having no respect for law, justice and fair play. In such like situations it is the duty of the Court to aid the victim of administrative tyranny, to scrutinize the matter and to give relief to the oppressed and victimized persons.
10. That the appellant is a senior incumbent having 28 years meritorious service at his credit and due for promotion in BPS-19 in the near future. The impugned order will definitely affect his future career, therefore, he invoked the ~~Constitutional~~ jurisdiction of this august Court to save him from injustice and victimization.
11. That the appellant seeks permission of this Honourable Tribunal to raise more legal points at the time of arguments.

In view of the aforesaid facts and circumstances of the case it is most humbly prayed that the impugned orders dated 25.05.2016 and 16.09.2016 may kindly be set aside being illegal and void, directing the respondents to restore the appellant to his original post BPS-18 with all consequential benefits.

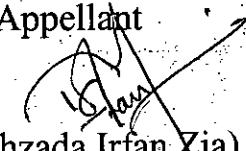
Any other relief though not specifically asked for to which the appellant is found entitled in the circumstances of the case may also be granted to the appellant.

Through:

Dated: 13.10.2016

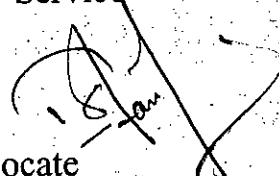


Appellant

  
(Shahzada Irfan Zia)  
Advocate High Court  
13-C Haroon Mansion,  
Khyber Bazar, Peshawar.  
Cell # 0300-9345297

CERTIFICATE:

Certified that as per instructions of my client, no such Service Appeal on behalf of the appellant has earlier been filed in this Honourable Service Tribunal on the subject matter.

  
Advocate

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**  
**PESHAWAR**

C.M. No. \_\_\_\_\_ / of 2016  
IN RE:

Service Appeal No. \_\_\_\_\_ / of 2016

Rambail Khan Dy.D.E.O (M) D.I. Khan... Applicant

VERSUS

Province of KPK through Secretary  
Elementary & Secondary Education and others... Respondents

**APPLICATION FOR INTERIM RELIEF.**

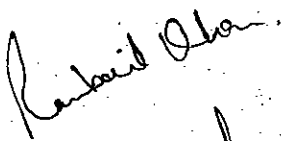
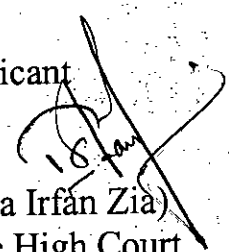
Respectfully Sheweth:

1. That the instant appeal is being filed before this Honourable Tribunal in which no date of hearing has yet been fixed.
2. That the appellant has a good prima facie case and he is sanguine about success of his case.
3. That in case the impugned orders are not suspended the appellant/ applicant will suffer irreparable loss.
4. That the facts of the case may kindly be treated as integral part and parcel of this application.

It is, therefore, humbly prayed that the impugned orders dated 25.05.2016 and 16.09.2016 may very graciously be suspended and the applicant be allowed to perform his statutory functions on his original post BPS-18 till the final decision of the instant appeal.

Through:

Dated: 13.10.2016

  
Applicant  
  
(Shahzada Irfan Zia)  
Advocate High Court  
13-C Haroon Mansion,  
Khyber Bazar, Peshawar.  
Cell # 0300-9345297



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR

C.M. No. \_\_\_\_\_ / of 2016  
IN RE;

Service Appeal No. \_\_\_\_\_ / of 2016

Rambail Khan Dy.D.E.O (M) D.I. Khan... ... Applicant

VERSUS

Province of KPK through Secretary  
Elementary & Secondary Education and others... ... Respondents

AFFIDAVIT

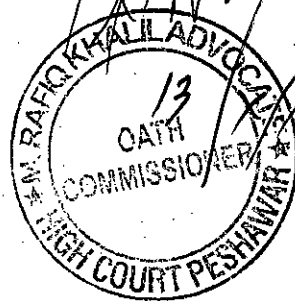
I, Rambail Khan, Deputy District Education Officer (Male), resident of House # 99-B, Faqirabad No.2, Nawaz General Store, Peshawar, do hereby solemnly affirm and declare that the contents of this **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Service Tribunal.

*Rambail Khan*  
Deponent

ATTESTED

IDENTIFIED BY:

*(Shahzada Irfan Zia)*  
Advocate, Peshawar.



جناب عالی ا

مختار ان در - بحالی مڈرنٹ اور سسٹیشن الدولس

دو بارہ استفسار سے کہ سوال گورنمنٹ مڈل سکول  
وانڈر ڈیپارٹمنٹ پر پی ای ای کی پوسٹ پر اہلیات تھا  
جس کو آفس لیٹر نمبر 13-17611 دورہ 2012/11/22 کے تحت سہ ماہی  
(suspense) کیا گیا -

برائے مہربانی محمد علی پورٹ لٹنی مڈرنٹ پر دوبارہ  
بحال کیا جائے اور اس کے ساتھ محمد سسٹیشن الدولس کو  
دیا جائے -

آپ کی عین وزارت سہ ماہی

السلام

سمیع اللہ خان PET گورنمنٹ مڈل سکول وانڈر ڈیپارٹمنٹ

12-6-014

Supp (3)

12/11/11

D.O

4898  
12/11/11

attested  
187

# Attendance Certificate

(Annex. B)

(11)  
(9)

It is certified that Mr. Samiullah  
PET of this school is performing  
his duties with effect from  
01-9-2007 to 15-9-2014 (1st September, 2007  
to fifteenth September, 2014) -

He is regular and punctual.  
The undersigned is fully satisfied  
from his performance -

Attested



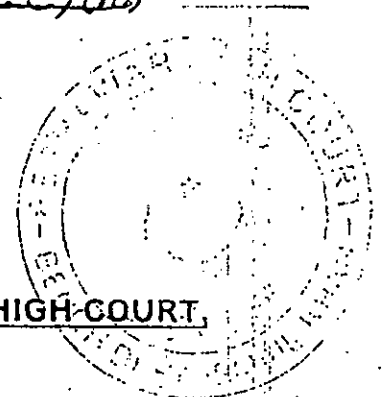
Headmaster  
G.M.S. Kat Kachi Paind Khan  
D.I. Khan.

attested  
18/9

Annex A

(10)

A.



**BEFORE THE HONOURABLE PESHAWAR HIGH COURT,  
DERA ISMAIL KHAN BENCH.**

Writ Petition No. 613 - D of 2015.

Filed today 27.6.2015

Addressed to

Sami Ullah PET GMS Kat Kachi Paind Khan District D.I.khan

15/9/2015

VERSUS

1. Govt. of Khyber Pukhtunkhwa, through Secretary Elementary & Secondary Education Department, Peshawar.
2. Director, Elementary & Secondary Education, Peshawar.
3. District Education Officer (male) D.I.Khan.
4. District Account Officer District D.I.Khan.

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

1. That petitioner was appointed as PET in 2006 and later on adjusted at GMS Kat Kachi Paind khan. Copy of order is Annexure A.
2. That the petitioner after appointment performing his duty to the utmost satisfaction of his high-ups but due to unavoidable circumstances, the petitioner was absent from duty for a period of two days at GMS Wanda Meher Dil so petitioner was suspended. Copy of order is Annexure B.
3. That after <sup>completion of</sup> inquiry and process the petitioner was reinstated w.e.f. <sup>on</sup> the date of suspension and the same day petitioner was adjusted from

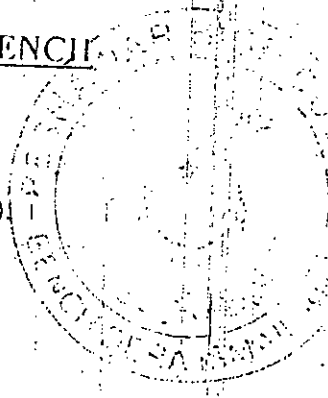
*Annexure*

ATTESTED  
Peshawar High  
D.I.Khan  
16-10

attested  
18/7

IN THE PESHAWAR HIGH COURT, D.I. KHAN BENCH

FORM OF ORDER SHEET



Date of order or proceedings (1)  
22.9.2015

Order or other proceedings with signature of Judge(s) 1

(2)

Interim Relief  
In W.P. No.613-D/2015.

Present:- Mohammad Anwar Awan. Advocate for the petitioner.

\*\*\*

Mr. Kamran Hayat Miankhel, learned Addl: A.G., present in Court in some other case, was put on notice, who accepts the same and stated that petitioner is entitled to be paid under the law for the duties performed. D.E.O. (female) was summoned who also stated the same as by the learned Addl: A.G. So in this view of the matter, respondent concerned is directed to release the salary of petitioner forthwith for the duties which he performed. Be placed before the first available D.B.

*MSA*  
JUDGE

ATTESTED  
*[Signature]*  
EXAMINOR  
Peshawar High Court  
D.I. Khan Bench


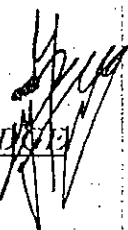
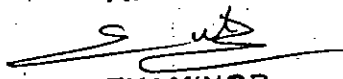
16-10-15

*[Handwritten initials]*  
22/9

attested  
*[Signature]*  
18

IN THE PESHAWAR HIGH COURT, D.I.KHAN BENCH

FORM OF ORDER SHEET

Date of order or proceedings (1)	Order or other proceedings with signature of Judge(s). (2)
14.10.2015	<p><u>W.P. No.613-D/2015.</u></p> <p><u>Present:-</u> Muhammad Anwar Awan. Advocate for the petitioner.</p> <p>Mr. Kamran Hayat Miankhel. Addl: A.G. for the respondents.</p> <p>***</p> <p>Respondents shall file their para-wise comments within a fortnight.</p> <p><u>Interim Relief.</u></p> <p>The order 22.9.2015 in respect of salary of petitioners shall remain in field.</p> <div style="text-align: right; margin-right: 50px;">   <u>JUDGE</u> </div> <div style="text-align: right; margin-right: 50px;">   <u>JUDGE</u> </div> <div style="text-align: center; margin-top: 20px;"> <p><b>ATTESTED</b></p>   <p><b>EXAMINOR</b></p> <p>Peshawar High Court D.I.Khan Bench</p> <p>16-10-15</p> </div>

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G.R.No: 4523  
Application Received on 16-10-15  
Copying Fee deposited Rs —  
No of Papers 03 Papers  
Copying Fee 1.82  
Urgent Fee 2/-  
Total Fee 6.82  
Copy ready for delivery 16-10-15  
Copy delivered on 16-10-15  
Signature of Examiner [Signature]

16-10-15

Certified to be true Copy

[Signature]

EXAMINOR  
Peshawar High Court Bench D I Khan  
Authorized Under Section 97 of  
Qanoon-a-Shahadat-Act  
16-10-15



The  
PESHAWAR HIGH COURT BENCH,  
DERA ISMAIL KHAN

(Attachment) (13)  
Ph No.0966-9280225  
Fax No.0966-9280230  
Email:phedikhabench@yahoo.com

**From:** The Additional Registrar,  
Peshawar High Court Bench,  
Dera Ismail Khan.

No 2482-81 Judl:/AR  
Dt: 29/10/2015

- To:**
1. The Govt. of Khyber Pakhtunkhwa,  
Through; Secretary Elementary & Secondary Education Department,  
Peshawar.
  2. The Director,  
Elementary & Secondary Education,  
Peshawar.
  3. The District Education Officer (M),  
Dera Ismail Khan.
  4. The District Account Officer,  
District D.I.Khan

**Subject:** W.P No. 613-D OF 2015 With Interim Relief  
Sami Ullah vs Govt: of K.P.K etc

I am directed to forward herewith Order dated 14/10/2015, passed  
this Hon'ble Court, in the above noted case for compliance: -

**ORDER OF THE COURT: -**

**Interim Relief:** (it is humbly prayed that  
respondent No.3 kindly be restrain from stopping  
the salary of petitioner or release the salary if  
stopped.)

"The order 22.9.2015 in respect of salary of  
petitioners shall remain in field"

DDBo / ADBo (Lit)

Additional Registrar,  
Peshawar High Court Bench,  
Dera Ismail Khan

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(Annexure #)  
(13)(9)



The

**PESHAWAR HIGH COURT BENCH,  
DERA ISMAIL KHAN**

**From:** The Additional Registrar,  
Peshawar High Court Bench,  
Dera Ismail Khan

Ph No.0966-9280225  
Fax No.0966-9280230  
Email:phcdilkhanbench@yahoo.com

No. 2478-71 /Judl: /AR

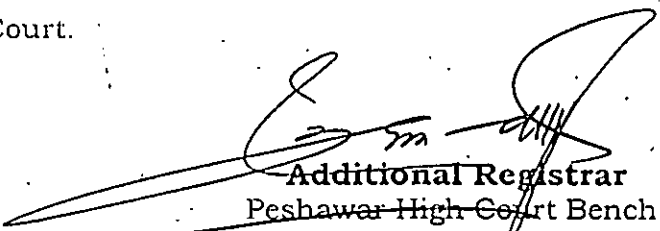
Dt: 29/10/2015

- To:**
1. The Govt. of Khyber Pakhtunkhwa,  
Through; Secretary Elementary & Secondary Education Department,  
Peshawar.
  2. The Director,  
Elementary & Secondary Education,  
Peshawar.
  3. The District Education Officer (M),  
Dera Ismail Khan.
  4. The District Account Officer,  
District D.I.Khan

**Subject:** W.P No. 613-D OF 2015 With Interim Relief  
Sami Ullah vs Govt: of K.P.K etc

I am directed to forward herewith a copy of order dated 14.10.2015,  
passed by this Hon'ble Court, in the above noted case for compliance.

I am further directed to ask you to submit your comments supported  
by an affidavit attested by Oath Commissioner of this Court within a fortnight  
positively, as ordered by Hon'ble Court.

  
Additional Registrar  
Peshawar High Court Bench,  
Dera Ismail Khan

**ANNEXURE:**  
Copy of W.P No. 613-D/2015

attested  


CHARGE SHEET

I, Pervez Khattak, Chief Minister, Khyber Pakhtunkhwa as Competent Authority, hereby charge you, Mr. Rambail Khan, Dy. District Education Officer (M) BS-18 D.I.Khan as follows:-

That you, while posted as Dy. District Education Officer (M) BS-18 D.I.Khan committed the following irregularities:

- i. "You paid Rs. 541691/- for the period from November 2012 to August 2014 to Mr. Samiullah, PET, an absconder/Ghost teacher who neither took over charge of his post nor performed duty anywhere from the date of his appointment.
- ii. You are still paying regular salary to Mr. Samiullah, PET without justification being Drawing Disbursing Officer of the Middle School Male in D.I.Khan.
- iii. Issued fake orders of 25 Class-IV without sanction of Finance Department only to conceal the fact of ghost official thus deceived the District Education Officer and caused huge financial losses to public exchequer."

2- By reason of the above, you appear to be guilty of corruption/ inefficiency and misconduct under Rule-3 of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011 and have rendered yourself liable to all or any of the penalties specified in Rule-4 of the Rules ibid.

3- You are, therefore, required to submit your written defence within seven days of the receipt of this Charge Sheet to the inquiry officer/ inquiry committee, as the case may be.

4- Your written defence, if any, should reach the inquiry officer/ inquiry committee within specified period, failing which it shall be presumed that you have no defence put in and in that case ex-parte action shall be taken against you.

5- Intimate whether you desire to be heard in person.

6- A Statement of Allegations is enclosed.

*Pervez Khattak*  
(PERVEZ KHATTAK)  
CHIEF MINISTER KHYBER PAKHTUNKHWA  
COMPETENT AUTHORITY  
05-10-2015

Mr. Rambail Khan, Dy. District Education Officer (M)  
BS-18 D.I.Khan.

*attested*  
*(18)*

DISCIPLINARY ACTION

I, Pervez Khattak, Chief Minister, Khyber Pakhtunkhwa as Competent Authority, am of the opinion that Mr. Rambail Khan, Dy. District Education Officer (M) BS-10 D.I.Khan has rendered himself liable to be proceeded against, as he committed the following acts/ omissions, within the meaning of Rule-3 of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011.

STATEMENT OF ALLEGATIONS

- I. "He paid Rs. 541691/- for the period from November 2012 to August 2014 to Mr. Samiullah, PET, an absconder/Ghost teacher, who neither took over charge of his post nor performed duty anywhere from the date of his appointment.
  - II. He is still paying regular salary to Mr. Samiullah, PET without justification being Drawing Disbursing Officer of the Middle School Male in D.I.Khan.
  - III. He issued fake orders of 25 Class-IV without sanction of Finance Department only to conceal the fact of ghost official thus deceived the District Education Officer and caused huge financial losses to public exchequer."
- 2- For the purpose of inquiry against the said accused with reference to the above allegations, an inquiry officer/ inquiry committee, consisting of the following, is constituted under Rule 10(1)(a) of the ibid Rules:
- i. Mr. Islam Zeb (PAS: Bs. 18) DG Project FATA
  - ii. Mr. Saif-ur-Rehman (Bs. 20) GHS No. 1 Nowshera
  - iii. \_\_\_\_\_
- 3- The inquiry officer/ inquiry committee shall, in accordance with the provisions of the ibid Rules, provide reasonable opportunity of hearing to the accused, record its findings and make within thirty days of the receipt of this order, recommendations as to punishment or other appropriate action against the accused.
- 4- The accused and a well conversant representative of the department shall join the proceedings on the date, time and place fixed by the inquiry officer/ inquiry committee.

*Pervez*  
*18/11*

*Pervez Khattak*  
 (PERVEZ KHATTAK)  
 CHIEF MINISTER KHYBER PAKHTUNKHWA  
 COMPETENT AUTHORITY 5-10-20

ENQUIRY REPORT OF MR. RAMBAIL KHAN DY: DEO (M) D.I. KHAN.

Preamble

The competent authority has constituted the following enquiry committee to conduct formal enquiry against Mr. Rambail Khan Dy: DEO (M) [BS-19] for the charges mentioned in the Charge sheet and statement of allegations vide Notification No. SO(S/M)E&SED/4-17/2015/Rambail Khan Dy: DEO D.I. Khan Dated 14-10-2015 (Annex-A).

- 1- Mr. Islam Zeb (PAS BS-19), DG, (Projects) FATA.
- 2- Saifur Rahman Principal (BS-20), GHS No.1 [Location] Cantt.

ALLEGATIONS MENTIONED IN THE CHARGE SHEET AND STATEMENT OF ALLEGATIONS.

The allegations mentioned in the charge sheet and statement of allegations is reproduced as under please.

- i- "You paid Rs.541691/- for the period from November 2012 to August 2014 to Mr. Samiullah PET, an absconder/Ghost teacher who neither took over charge of his post nor performed duty anywhere from the date of his appointment.
- ii- You are still paying regular salary to Mr. Samiullah PET without justification being Drawing Disbursing Officer of the Middle School [Location] D.I. Khan.
- iii- Issued fake orders of 25 Class-IV without sanction of Finance Department only to conceal the fact of ghost official thus deceived the District Education Officer and caused huge financial losses to public exchequer" (Annex-B & C).

PROCEEDINGS

In compliance with the above referred Notification from the competent authority, the enquiry committee started the proceeding accordingly. Mr. Rambail Khan Dy: DEO (M) D.I. Khan was directed to submit his written defence/reply to the charge sheet and statement of allegation within Seven (07) days and also attend the office of D.G Projects FATA on 23-11-2015 for the purpose of the enquiry proceedings vide letter No. FS/DoP/1084/Enquiry dated 22-10-2015 (Annex-D): The Dy: Director (F&A) Directorate of E&SE Khyber Pakhtunkhwa (acting as departmental representative) was also requested to attend the meeting on the above mentioned date and provide all the relevant record pertaining to the subject enquiry for the enquiry proceedings. The Dy: Director E&SE KPK has attended the enquiry proceedings held at Directorate of Projects FATA Secretariat Peshawar on dated 09-11-2015. Mr. Rambail Khan Dy: DEO (M) D.I. Khan also appeared before the enquiry committee and submitted his written reply supporting with documentary proof (duly Annexed from A-I to Annex-L) on the date & venue fixed for the purpose (Annex-F). The relevant record was checked thoroughly. However the committee decided to visit Dera Ismail Khan to dig out the factual position and to observe the ground realities.

Mr. Saifur Rahman Principal (BS-20), GHS No.1 [Location] Cantt/ Member of enquiry committee along with Muhammad Idrees S/Clerk, DEO (F) [Location] (a nominee of E&SE Deptt: KPK vide No. 870-

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Saifur Rahman

Signature of Saifur Rahman

A dated 10-11-2014 (Annex-F) visited Dera Ismail Khan on dated 22-11-2015. The committee called upon all the concerned Officers/Officials to appear before the committee and provide the relevant records for thorough checking and confirmation at GHSS No.2 Dera Ismail Khan on dated 23-11-2015 and 24-11-2015. Almost all have appeared before the enquiry committee on the date & venue fixed for the purpose. All were directed to provide history of their services on the prescribed proforma supporting with documentary proof. All have submitted the required information as per detail given below-

MR. SAMIULLAH PET, GMS KAT KACHI DERA ISMAIL KHAN

He was appointed against PET Post at GMS Wanda Khani D.I.Khan by Ex- EDO E&SE D.I.Khan vide office endstt No.10461-65 dated 09-05-2006 (Annex-G). He was required and bound to have taken over charge at the said school but he failed to do so due to unknown reason. His pay was released by the then EDO E&SE Deptt: KPK without any consultation/ confirmation of his duty from the concerned Head Master. The matter was noticed when he was found absent and suspended by the then EDO E&SE D.I.Khan vide office endstt No.17511-13 dated 02-11-2012 (Annex-H). His pay was stopped forthwith due to his absence from duty. He applied for Re-Instatement in service dated 12-06-2014 (Annex-I). From the perusal of available records it was observed that he has shown himself at GMS Wanda Mehar Dil D.I.Khan while neither he had submitted any arrival nor performed duty at GMS Wanda Mehar Dil (Annex-J). It is also astonishing to state that GMS Wanda Mehar Dil has also been reflected both in Suspension as well as Re-Instatement orders issued by the then DEO (M) D.I.Khan which shows that both the orders have been signed & issued blindly. The Head Master, GMS Wanda Mehar Dil stated in black & white that Mr. Samiullah PET has neither attended the school nor physically appeared for duty (Annex-K). He also provided a copy of report submitted by Ex-Head Master of the school wherein he clearly stated that Samiullah PET has neither attended the school nor appeared. They have already informed the concerned Officers in written well Intime (Annex-L). In the light of above mentioned complaints, the DEO (M) D.I.Khan served show cause notice upon Samiullah PET vide office endstt No.23392-93 dated 03-07-2015 (Annex-M).

The Head Master, GMS Wanda Khani appeared before the enquiry committee at GHSS No.2 D.I.Khan on dated 24-11-2015. He stated in black & white that Mr.Samiullah PET has not joined his duty at GMS Wanda Khani i.e his first appointment since appointment till now (Annex-N).

He was re-instated by Mr.Rambail Khan Dy-DEO (M) D.I.Khan vide office endstt No.17471-74 dated 17-09-2014 (Annex-P). He was further adjusted at GMS Kat Kachi Paid Khan by DEO (M) D.I.Khan through a separate order issued vide above mentioned same No. & date (Annex-Q).

In the light of above mentioned adjustment order, he assumed his duty at GMS Kat Kachi Paid Khan from 17-09-2014 (Annex-R). Prior to his adjustment at GMS Kat Kachi Paid Khan, Mr.Kamran Alam was performing his duty as PET in the said school.

The accused teacher has shown himself ~~at~~ at GMS Kat Kachi Paid Khan since his appointment through a fake temporary detailment order shown issued by Ex-EDO E&SE D.I.Khan vide

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Order No. 1055-60 dated 09-05-2006 (Annex-S). However the office record is quite silent in this regard which shows that the said order is quite fake and bogus.

The accused was directed to appear before the enquiry committee and provide the relevant record. He appeared before the enquiry committee on dated 24-11-2015 at GHSS No.2 D.I.Khan. He filled the required proforma given to him on the spot wherein he clearly indicated that he has performing his duty at GMS Kat Kachi Paind Khan since his 1st appointment (Annex-T). He was directed to explain his service position since appointment supporting with documentary proof. He submitted a self made story which carries no weight in the light of available authentic record (Annex-U). He clearly admitted that he is working with a news channel and highlighted the corruption of his superiors of E&SE Deptt: resultantly they are against him. Though he is not allowed to work in any channel and thus violated the Govt rules. He has no right to defame his superiors through press or electronic media.

The Head Master, GMS Kat Kachi Paind Khan was directed to appear before the enquiry committee and provides the relevant record on dated 24-11-2015. However he was on casual leave for two days resultantly he was directed through camp letter dated 24-11-2015 to appear before the enquiry committee at Directorate of Projects FATA Secretariat Peshawar on dated 25-11-2015 (Annex-V). He appeared before the enquiry committee on the date & venue fixed for the purpose. Questionnaire was served upon him (Annex-W). He stated in black & white that Samiullah PET has assumed his duty at GMS Kat Kachi Paind Khan from 18-09-2014 in the light of letter No.1747-74 dated 17-09-2014 (already annexed). He further stated that Samiullah PET has provided a fake & bogus duty certificate to enquiry committee shown signed by Head Master, GMS Kat Kachi Paind Khan (Annex-X). He also declared that another duty certificate provided by Samiullah PET to enquiry committee shown signed by Head Master and PTC Chairperson of GMS Kat Kachi Paind Khan is also fake & bogus (Annex-Y&Z). The Head Master, GMS Kat Kachi clearly stated that neither he has attended the school prior to 18-09-2014 nor performed duty in the said school.

Other staff members namely Mr. Qaisar Nawaz SCT, Ahmad Hussain Ex-SST and Abdur Raheem T.T have also provided copies of their statements wherein they have clearly stated that Samiullah PET has neither attended the school nor performed duty at GMS Kat Kachi Paind Khan prior to his adjustment on 17-09-2014 (Annex-A1 to A3).

The accused teacher has already received his service book from office record in connection with arrear bill amounting to Rs.541691/- after proper acknowledgement (Annex-A4). He was directed to provide original service book but to no avail till the finalization of the enquiry.

#### HISTORY OF 25 CLASS-IV AS PER ALLEGATION NO.iii

The DEO (M) D.I.Khan was engaged in litigation cases and was out of District. However the Dy: DEO (M) D.I.Khan provided the list of these 25 class-IV servants (Annex-A5). All the concerned class-iv and their heads of Institutions were directed to appear before the enquiry committee on 23-11-2015 and 24-11-2015 at GHSS No.2 D.I.Khan. 20 Class-IV Servants amongst 25 were appeared before the enquiry committee (Annex-A6). Two class-IV namely Abdur Rasheed Naib Qasid, GMS Toya Fazal and

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Class IV Sweeper GMS Sheikh Yousaf have been died. All concerned class-IV were directed to fill the required form and provide the relevant record. Detail is as under please.

1- SEAIKAT ABBAS SHAH SWEEPER, GMS WANDA NADIR SHAH

He was appointed against sweeper post at GMS Wanda Nadir Shah by Ex-EDO E&SE D.I.Khan vide order endstt No.12280-84 dated 02-08-2010 (Annex-A7). He has not performed duty at GMS Wanda Nadir Shah for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Wanda Nadir Shah resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Qazi Khokar by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16742-48 dated 10-09-2014 (Annex-A8). He has drawn salary for the intervening period which is amounting to Rs.373420-00 according to office record (Annex-A9). The Head Master of GMS Qazi Khokar stated that he has now performing duty regularly (Annex-A10). Photo copies of Service Book, NIC & Domicile are attached herewith for ready reference as Annex-A11, A12 &A13).

2- KALEEMULLAH NAIB QASID, GMS WANDA BALOCHAN

He was appointed against Naib Qasid post at GMS Wanda Balochan by Ex-EDO E&SE D.I.Khan vide order endstt No.15384-88 dated 01-10-2010 (Annex-A14). He has not performed duty at GMS Wanda Balochan for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Wanda Balochan resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Jhoke Qureshian by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16833-39 dated 10-09-2014 (Annex-A15). He has drawn salary for the intervening period which is amounting to Rs.373420-00 according to office record. The Head Master of GMS wanda Balochan stated that he has now performing duty regularly (Annex-A16). Photo copies of Service Book &NIC are attached herewith for ready reference as Annex-A17 &A18).

3- SANAULLAH SWEEPER, GMS DIN PUR D.I.KHAN

He was appointed against sweeper post at GMS Din Pur D.I.Khan by Ex-EDO E&SE D.I.Khan vide office endstt No.19956-58 dated 26-12-2012 (Annex-A19). As per certificate of Head Master concerned, the official has been performing duty at GMS Din Pur D.I.Khan since his appointment (Annex-A20). Photo copies of Service Book &NIC are attached herewith for ready reference as Annex-A21 &A22). Neither he remained absent from duty nor deputed to any other station.

4- MAZHAR JAMAL SWEEPER, GGMS KHURO WALI D.I.KHAN

He was appointed against Sweeper post at GGMS Khuro wali by Ex-EDO E&SE D.I.Khan vide order endstt No.11623-27 dated 30-06-2010 (Annex-A23). He has not performed duty at GGMS Khuro Wali for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GGMS Khuro Wali resultantly the Ex-EDO E&SE D.I.Khan verbally

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deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS No.2 D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16896-902 dated 10-09-2014 (Annex-A24). He has drawn salary for the intervening period which is amounting to Rs.393680-00 according to office record. The Head Master of GMS No.2 D.I.Khan stated that he has now performing duty regularly (Annex-A25). Photo copies of Service Book & NIC are attached herewith for ready reference as Annex-A26&A27).

5- MALK MISAL NAIB QASID, GMS CHAH KHAN WALA D.I.KHAN.

He was appointed against Naib Qasid post at GMS Chah Khan Wala by Ex-EDO E&SE D.I.Khan vide order endstt No.15405-10 dated 01-10-2010 (Annex-A26). He has not performed duty at GMS Chah Khan Wala for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Chah Wala D.I.Khan resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Chah Roshan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16770-76 dated 10-09-2014 (Annex-A29). He has drawn salary for the intervening period which is amounting to Rs.373420-00 according to office record. The Head Master of GMS Chah Roshan stated that he has now performing duty regularly (Annex-A30). Photo copies of Service Book & NIC are attached herewith for ready reference as Annex-A31 &A32).

6- MUHAMMAD ABID SWEEPER, GMS CHAH ROSHAN D.I.KHAN

He was appointed against Sweeper post at GMS Chah Roshan by Ex-EDO E&SE D.I.Khan vide order endstt No.11723-26 dated 01-07-2010 (Annex-A33). He has not performed duty at GMS Chah Roshan for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Chah Roshan D.I.Khan resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Zafar Abad by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16805-11 dated 10-09-2014 (Annex-A34). He has drawn salary for the intervening period which is amounting to Rs.373420-00 according to office record. The Head Master of GMS Zafar Abad stated that he has now performing duty regularly (Annex-A35). Photo copies of Service Book & NIC are attached herewith for ready reference as Annex-A36 &A37).

7- MUHAMMAD ISHFAQ NAIB QASID, GMS THOA FAZAL D.I.KHAN

He was appointed against Naib Qasid post at GMS Thoa Fazal by Ex-EDO E&SE D.I.Khan vide order endstt No.10288-91 dated 13-06-2006 (Annex-A38). He has not performed duty at GMS Thoa Fazal for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Thoa Fazal resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Taheem Abad by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16826-32 dated 10-09-2014. He has drawn salary for the intervening period which is amounting to Rs.553967-00 according to office record. The Head Master of GMS Taheem Abad stated

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...has not performing duty regularly (Annex-A39). Photo copies of Service Book, Domicile & NIC are attached herewith for ready reference as Annex-A40 to A42).

8- MUHAMMAD ASLAM SWEEPER, GMS GARA RASHEED D.I.KHAN

He was appointed against Sweeper post at GMS Gara Rasheed by Ex-EDO E&SE D.I.Khan vide order endstt No. 3225-39 dated 02-08-2010 (Annex-A43). He has not performed duty at GMS Gara Rasheed for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Gara Rasheed resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Nawab D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16819-25 dated 10-09-2014 (Annex-A44). He has drawn salary for the intervening period which is amounting to Rs.373420-00 according to office record. The Head Master of GMS Nawab stated that he has now performing duty regularly (Annex-A45). Photo copies of Service Book, Domicile & NIC are attached herewith for ready reference as Annex-A46 to A48).

9- ZIAUR RAHMAN SWEEPER, GMS KHANA SHARIF D.I.KHAN

He was appointed against Naib Qasid post at GMS Khana Sharif by Ex-EDO E&SE D.I.Khan vide order endstt No.464-67 dated 14-01-2013(Annex-A49). He has not performed duty at GMS Khana Sharif for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Khana Sharif resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS No.3 D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.17084-90 dated 12-09-2014 (Annex-50). He has drawn salary for the intervening period which is amounting to Rs.110709-00 according to office record. The Head Master of GMS No.3 D.I.Khan stated that he has now performing duty regularly (Annex-A51). Photo copies of Service Book, Domicile & NIC are attached herewith for ready reference as Annex-A52 to A55).

10- GHULAM QASIM NAIB QASID, GMS CHAH PIPPAL WALA D.I.KHAN

He was appointed against Naib Qasid post at GMS Chah Pippal wala by Ex-EDO E&SE D.I.Khan vide order endstt No.20145-49 dated 31-12-2012(Annex-A56). He has not performed duty at GMS Chah Pippal Wala for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS chah pippal wala resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Kala Gorh D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16847-53 dated 10-09-2014 (Annex-A57). He has drawn salary for the intervening period which is amounting to Rs.110709-00 according to office record. The Head Master of GMS Kala Ghar D.I.Khan stated that he has now performing duty regularly (Annex-A58). Photo copies of Service Book, Domicile & NIC are attached herewith for ready reference as Annex-A59 to A61).

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*attested*  
*[Signature]*

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11- MUHAMMAD ASIAM SWEEPER, GMS RAJAN PUR D.I.KHAN

He was appointed against Sweeper post at GMS Rajan Pur by Ex-EDO E&SE D.I.Khan vide order endstt No.1555-04 dated 01-10-2010 (Annex-A62). He has not performed duty at GMS Rajan Pur for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Rajan Pur resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Musa Khar D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16812-18 dated 10-09-2014 (Annex-A63). He has drawn salary for the intervening period which is amounting to Rs.373420-00 according to office record. The Head Master of GMS Musa Khar stated that he has now performing duty regularly (Annex-A64). Photo copies of Service Book, Domicile &NIC are attached herewith for ready reference as Annex-A65 to A67).

12- SAID RASOOL NAIB QASID, GMS UBAH D.I.KHAN

He was appointed against Naib Qasid post at GMS Ubah by Ex-EDO E&SE D.I.Khan vide order endstt No.11727-30 dated 01-07-2010 (Annex-A68). He has not performed duty at GMS Ubah for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Ubah resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Bali Shumali D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16798-804 dated 10-09-2014 (Annex-A69). He has drawn salary for the intervening period which is amounting to Rs.373420-00 according to office record. The Head Master of GMS Bali Shumali stated that he has now performing duty regularly (Annex-A70). Photo copies of Service Book, Domicile &NIC are attached herewith for ready reference as Annex-A71 to A73).

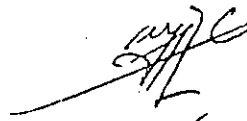
13- ATTAULLAH NAIB QASID, GMS REHMANI KHEL D.I.KHAN

He was appointed against Naib Qasid post at GMS Rahmani Khel by Ex-EDO E&SE D.I.Khan vide order endstt No.11597-02 dated 30-06-2010 (Annex-A74). He has not performed duty at GMS Rahmani Khel for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Rahmani Khel resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Pusha D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16861-67 dated 10-09-2014 (Annex-A75). He has drawn salary for the intervening period which is amounting to Rs.393680-00 according to office record. The Head Master of GMS Pusha stated that he has now performing duty regularly (Annex-A76). Photo copies of Service Book, Domicile &NIC are attached herewith for ready reference as Annex-A77 to A79).

14- ZULQARNAIN NAIB QASID, GMS KACHI KAT GARH D.I.KHAN

He was appointed against Naib Qasid post at GMS Kachi Kat Garh by Ex-EDO E&SE D.I.Khan vide order endstt No.11618-22 dated 30-06-2010 (Annex-A80). He has not performed duty at GMS Kachi Kat Garh for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants

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of the village to perform duty at GMS Kachi Kat Garh resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Wanda Narkani D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16889-95 dated 10-09-2014 (Annex-A81). He has drawn salary for the intervening period which is amounting to Rs.373420-00 according to office record. The Head Master of GMS Wanda Narkani stated that he has now performing duty regularly (Annex-A82). Photo copies of Service Book, Domicile & NIC are attached herewith for ready reference as Annex-A83 to A85).

15- SAIFUR RAHMAN SWEEPER, GGCMS FAIZ ABAD D.I.KHAN

He was appointed against Sweeper post at GGCMS Faiz Abad by Ex-EDO S&L D.I.Khan vide order endstt No.16769-72 dated 01-04-2007 (Annex-A86). He has not performed duty at GGCMS Faiz Abad for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Gara Rasheed resultantly the Ex-EDO S&L D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Kot Essa Khan D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16840-46 dated 10-09-2014 (Annex-A87). He has drawn salary for the intervening period which is amounting to Rs.587313-00 according to office record. The Head Master of GMS Kot Essa Khan stated that he has now performing duty regularly (Annex-A88). Photo copies of Service Book, Domicile & NIC are attached herewith for ready reference as Annex-A89 to A91).

16- S.BAQIR HUSSAIN SHAH CLASS-IV, GMS BALI SHUMALI D.I.KHAN

He was appointed against Class-IV post at GMS Bali Shumali by Ex-EDO E&SE D.I.Khan vide order endstt No.12290-94 dated 02-08-2010 (Annex-A92). He has not performed duty at GMS Bali Shumali for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Bali Shumali resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Toba D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16875-81 dated 10-09-2014 (Annex-A93). He has drawn salary for the intervening period which is amounting to Rs.312640-00 according to office record. The Head Master of GMS Toba stated that he has now performing duty regularly (Annex-A94). Photo copies of Service Book, Domicile & NIC are attached herewith for ready reference as Annex-A95 to A97).

17- MUTTIULLAH NAIB QASID, GMS KOT ESSA KHAN D.I.KHAN

He was appointed against Naib Qasid post at GMS Kot Essa Khan by Ex-EDO E&SE D.I.Khan vide order endstt No.11715-18 dated 01-07-2010 (Annex-A98). He has not performed duty at GMS Kot Essa Khan for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Kot Essa Khan resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Kurrar Shidi D.I.Khan by Mr.Rambail Khan Dy:DEO (M)

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... vide office endstt No.16784-90 dated 10-09-2014 (Annex-A99). He has drawn salary for the intervening period which is amounting to Rs.373420-00 according to office record. The Head Master of GMS Kurrar stated that he has now performing duty regularly (Annex-A100). Photo copies of Service Book, Domicile &NIC are attached herewith for ready reference as Annex-A101 toA103).

18- ABDUR RASHEED NAIB QASID, GMS TOYA FAZAL D.I.KHAN

Mr.Abdur Rasheed S/O Ahmad Nawaz Naib Qasid, GMS Toya Fazal has been died on 13-11-2014 and the chapter has been closed. Death certificate is attached herewith for ready reference please (Annex-104).

19- ASMATULLAH SWEEPER, GGMS KALA GORH D.I.KHAN

He was appointed against Sweeper post at GMS Kala Gorh by Ex-EDO E&SE D.I.Khan vide order endstt No.11603-07 dated 30-06-2010 (Annex-A105). He has not performed duty at GMS Kala Gorh for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Kala Gorh resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Wanda Balochan D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16868-74 dated 10-09-2014 (Annex-A106).He has drawn salary for the intervening period which is amounting to Rs.246300-00 according to office record. The Head Master of GMS Wanda Balochan stated that he has now performing duty regularly (Annex-A107). Photo copies of Service Book, Domicile &NIC are attached herewith for ready reference as Annex-A108 toA110).

20- MUHAMMAD RIAZ SWEEPER, GMS KURRAR D.I.KHAN

He was appointed against Sweeper post at GMS Kurrar by Ex-EDO E&SE D.I.Khan vide order endstt No.11628-32 dated 30-06-2010 (Annex-A111). He has not performed duty at GMS Kurrar for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Kurrar resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS No.1 Band Kurrai D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16749-55 dated 10-09-2014 (Annex-A112).He has drawn salary for the intervening period which is amounting to Rs.393680-00 according to office record. The Head Master of GMS No.1 Band Kurrai stated that he has now performing duty regularly (Annex-A113). Photo copies of Service Book, Domicile &NIC are attached herewith for ready reference as Annex-A114 toA116).

21- ALLAH NAWAZ SWEEPER, GMS SHEIKH YOUSAF D.I.KHAN

Mr.Allah Nawaz S/O Muhammad Ramzan Sweeper, GMS Sheikh Yousaf has been died on 11-10-2014 and the chapter has been closed. Death certificate is attached herewith for ready reference please (Annex-117).

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22- MUHAMMAD TARIQ SWEEPER, GGMS MALANG ABAD D.I.KHAN

He was appointed against Sweeper post at GMS Malang Abad by Ex-EDO E&SE D.I.Khan vide order endstt No.11608-12 dated 30-06-2010 (Annex-A118). He has not performed duty at GMS Malang Abad for either/ unknown reason. According to his verbal statement, he was not allowed by the inhabitants of the village to perform duty at GMS Malang Abad resultantly the Ex-EDO E&SE D.I.Khan verbally deputed him to office. No proof of his detailment was provided to enquiry committee either by himself or Office. He was adjusted at GMS Gomal Kalan D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16763-69 dated 10-09-2014 (Annex-A119).He has drawn salary for the intervening period which is amounting to Rs.373420-00 according to office record. The Head Master of GMS Gomal Kalan stated that he has now performing duty regularly (Annex-A120). Photo copies of Service Book, Domicile &NIC are attached herewith for ready reference as Annex-A121 to A123).

23- GHULAM FARIMD SWEEPER, GMS BUDH D.I.KHAN

Ghulam Farid S/o Sadiq Hussain was appointed against Sweeper post at GMS Budh by EDO E&SE D.I.Khan vide order endstt No.15394-98 dated 01-10-2010 (Annex-A124). He has not performed duty at GMS Budh for either/ unknown reason. He failed to appear before the enquiry committee till finalization of report. He was adjusted at GMS Gandhi Ashiq D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16791-97 dated 10-09-2014 (Annex-A125).He has drawn salary for the intervening period which is amounting to Rs.373420-00 according to office record. The DEO Office provided Photo copy of his Service Book only (Annex-A126).


24- BARKATULLAH SWEEPER, GMS ADIL SIPRA D.I.KHAN

Barkatullah S/o Ahmad Nawaz was appointed against Sweeper post at GMS Adil Sipra by EDO E&SE D.I.Khan vide order endstt No.11613-17 dated 30-06-2010 (Annex-A127). He has not performed duty at GMS Adil Sipra for either/ unknown reason. He failed to appear before the enquiry committee till finalization of report. He was adjusted at GMS Wanda Hissam D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16854-60 dated 10-09-2014 (Annex-A128).He has drawn salary for the intervening period which is amounting to Rs.393680-00 according to office record. The DEO Office provided Photo copy of his Service Book only (Annex-A129).

25- NAIMATULLAH SWEEPER, GMS D.I.KHAN

Naimatullah S/o Qayyum Nawaz was appointed against Sweeper post at GMS D.I.Khan by EDO E&SE D.I.Khan vide order endstt No.10285-89 dated 13-06-2006 as revealed from photo copy of service book (Annex-A130). He has not performed duty at the said school for either/ unknown reason. He failed to appear before the enquiry committee till finalization of report. He was adjusted at GMS Bati Ali D.I.Khan by Mr.Rambail Khan Dy:DEO (M) D.I.Khan vide office endstt No.16756-62 dated 10-09-2014 (Annex-A131).He has drawn salary for the intervening period. However the office record is quite silent in this regard and they verbally stated that the official concerned has been terminated from service.

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STATEMENT OF MR. SHAKEEL AHMAD ADEO (Estab:) DEO (M) OFFICE D.I. KHAN

In the light of job description introduced by Govt of KPK E&SE Deptt: ADEO Estab: is bound to maintain proper record of teaching staff. He was asked to provide complete record of Samiullah PET as well as 25 Class-IV servants. However he failed to provide the relevant record by making lame excuses. He stated that all such kind files are routed through dealing clerk, Supdtt, Dy:DEO or DEO instead of ADEO Estab: and that is why he is quite unaware of the said record (Annex-132).

Mr. Rambail Khan Dy:DEO (M) D.I. Khan was directed to appear before the enquiry committee on dated 25-11-2015 at DG Projects Office FATA Secretariat Peshawar. He appeared before the enquiry committee. Questionnaire was served upon him (Annex-133). He submitted written reply wherein he admitted that he has already paid Rs.541691/- to Samiullah PET for suspension period (Annex-A134). He also provided photo copies of arrear bill, payroll system amendment form( Source), pay roll & detail of salary drawn by Samiullah since his appointment (Annex-135 to 137). He also provided a list of tenure of all the DDOs for Middle Schools D.I. Khan since 01-06-2006 till now (Annex-A138).

FINDINGS.

In the light of above mentioned facts and documentary proof on record the committee reached to the conclusion that:-

- 1- Mr. Samiullah was appointed against PET Post at GMS Wanda Khani by Ex-EDO S&L D.I. Khan vide order endstt No.10461-65 dated 09-05-2006. Neither had he joined his duty at GMS Wanda Khani nor anywhere else while received monthly salary regularly.
- 2- He was suspended by ex-EDO E&SE D.I. Khan due to his absence from official duty vide office endstt No.17611-13 dated 02-11-2012. His pay was also stopped due to his absence.
- 3- The DEO (M) D.I. Khan served show cause notice upon Samiullah PET for his absence from official duty vide endstt No.22638 dated 15-07-2015 (Annex-A139).
- 4- Similarly his absence notice was also advertised in daily Aaj dated 21-08-2015 (Annex-A140)
- 5- He applied for Re-Instatement wherein he shown himself working at GMS Wanda Mehar dil while he has never performed duty at the said school as revealed from the available record.
- 6- Mr. Rambail Khan Dy:DEO (M) D.I. Khan Re-Instated him vide office endstt No.17471-74 dated 17-09-2014.
- 7- The above named officer has drawn his salary for suspension period and paid to him which is amounting to Rs.541691/-.
- 8- The Dy:DEO (M) D.I. Khan further adjusted him against PET Post at GMS Kat Kachi Paid Khan vide office endstt No. 17471-74 dated 17-09-2014.
- 9- As revealed from the available record, it was observed that Mr. Rambail Khan Dy:DEO (M) D.I. Khan is quite raw hand in official matters which caused such a negligence on his part.

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- 10- Mr.Samiullah PET is now performing duty at GMS Kat Kachi Paid Khan after his adjustment since 17-09-2015 while prior to this date, he has never performed duty in any School as revealed from the available record.
- 11- The Head Master, GMS Kat Kachi has disowned the duty certificate provided by Samiullah PET & declared it as fake & bogus.
- ✓ 12- All the 25 class-IV servants were appointed by the then EDO E&SE/S&L D.I.Khan in various Middle Schools. They have not performed duties in their original schools. According to their verbal statements, they were deputed to EDO Office D.I.Khan. However there is no documentary proof of such deputation/detailement and the office record is quite silent.
- ✓ 13- Mr. Rambail Khan Dy:DEO (M) D.I.Khan has adjusted them in various schools through separate adjustment orders as mentioned above.
- ✓ 14- As per written statements of Head Masters of their present schools, all the 20 Class-IV Servants are performing duties regularly since their present adjustment.
- 15- Two Class-IV as mentioned above have been died while the remaining 03 class-IV and their Head Masters were failed to appear before the enquiry committee. Though the DEO (M) D.I.Khan has provided photo copy of their Apptt, adjustment and Service Books. However their present position of duty has not been confirmed as to whether they are now performing duties regularly or otherwise.
- 16- The DEO (M) D.I.Khan has not maintained proper record of all these officials.
- 17- The ADEO Estab: who is the custodian and responsible to maintain such service record is quite unaware.

RECOMMENDATION:-

It is therefore recommended that:-

- 1- The amount of Rs.541691-00 paid to Samiullah PET for his absence/suspension period has been fraudulently drawn on fake attendance certificate may be recovered and deposit in to Govt treasury without further loss of time as required under E&D Rules 2011.
- 2- The DEO (M) D.I.Khan may be directed to finalize the disciplinary proceedings under E&D Rules 2011 as already initiated against Samiullah PET mentioned above without further loss of time.
- 3- Mr.Rambail Khan Dy:DEO (M) D.I.Khan may be warned strictly to avoid such negligence and refrain from the mal practice in future.
- 4- He being raw hand in official matters may be adjusted in any School instead of working on administrative positions..

(MR. ISLAM DEB (PAS BS-19)  
 DG (Projects) FATA.  
 Peshawar.

(MR.SAIFUR RAHMAN)  
 Principal (BS-20)  
 GHS No.1 Nowshera Cantt:

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REGISTERED

GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

Dated Peshawar the May 25, 2016

NOTIFICATION

NO.SO(S/M)E&SED/4-17/2015/Rambail Khan DDEO D.I.Khan/138:

WHEREAS Mr. Rambail Khan, Dy. District Education Officer (Male), BS-18 D.I.Khan was proceeded against under the Khyber Pakhtunkhwa Govt: Servants (Efficiency & Discipline) Rules, 2011 for the charges mentioned in the charge sheet and statement of allegations.

2. AND WHEREAS inquiry committee was constituted comprising the following officers to conduct formal Inquiry against the accused officer, for the charges leveled against him in accordance with the rules.

- i. Mr. Islam Zeb (PAS BS-19), DG, (Projects) FATA.
- ii. Mr. Saif-ur-Rehman, Principal (BS-20), GHS No.1, Nowshera Cantt:

3. AND WHEREAS the Inquiry committee after having examined the charges, evidence on record and explanation of the accused officer has submitted the report.

4. AND WHEREAS a show cause notice was served upon Mr. Rambail Khan, Dy. District Education Officer (Male), BS-18 D.I.Khan dated 01-02-2016 circulated to him on 08-02-2016.

5. AND WHEREAS the Competent Authority (Chief Minister, Khyber Pakhtunkhwa) after having considered the charges and evidence on record, inquiry report, explanation of the accused officer in response to the Show Cause Notice and personal hearing granted to him by Secretary Zakat Ushr, Social Welfare, Special Education and Women Empowerment Department Khyber Pakhtunkhwa on behalf of Chief Minister Khyber Pakhtunkhwa on 27-04-2016 is of the view that the charges against the accused officer have been proved.

6. NOW, THEREFORE, in exercise of the powers conferred under section 14 of Khyber Pakhtunkhwa Govt: Servants (Efficiency & Discipline) Rules, 2011, the Competent Authority (Chief Minister, Khyber Pakhtunkhwa) is pleased to impose major penalty of "Reduction to a lower post for a period of two years without accumulative effect" upon Mr. Rambail Khan, Dy. District Education Officer (Male), BS-18 D.I.Khan with immediate effect.

SECRETARY

Endst: of Even No. & Date:

Copy forwarded to the: -

- 1- Accountant General, Khyber Pakhtunkhwa, Peshawar.
- 2- PSO to Chief Minister Khyber Pakhtunkhwa Peshawar.
- 3- Director, Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.
- 4- District Education Officer (Male), D.I.Khan.
- 5- District Accounts Officer, D.I.Khan.
- 6- Mr. Rambail Khan, Dy. District Education Officer (Male), BS-18 D.I.Khan.
- 7- PS to Chief Secretary Khyber Pakhtunkhwa Peshawar.
- 8- PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
- 9- Office order file.



(MUJEEB-UR-REHMAN)  
SECTION OFFICER (SCHOOLS MALE)

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UNDER REGISTERED COVER:

No: 11653 /

Dated D.I.K the 06 / 06 /2016

To:

The Honourable Chief Minister,  
Khyber Pakhtunkhwa,  
Peshawar.

THROUGH: Proper Channel:

SUBJECT:- DEPARTMENTAL APPEAL/REPRESENTATION

Respected Sir,

With reference the Secretary to the Govt: of Khyber Pakhtunkhwa Peshawar Notification No. SO(S/M)E&SED/4-17/2015 dated Peshawar the 25/05/2016 received on 31/05/2016, showing incorrect decision of the Secretary (Elementary and Secondary Education) and the Chief Minister Khyber Pakhtunkhwa in the light of enquiry conducted by Mr. Islam Zeb (PAS BS-19) DG, (Projects) FATA and Mr. Saif-Ur-Rehman Principal (BS-20) GHS No. 1 Nowshehra Cantt. In the said incorrect and unfair decision the major penalty of "reduction to the lower post for a period of two years without accumulative effect" has been imposed on the appellant exercising the power under rule 14 of KPK Govt: servant (E&SE) Rules 2011.

In the light of above decision, the appellant beg to submit my appeal for seeking justice and sympathetic consideration, please.

1. The entire enquiry proceeding was based on surmise, conjecture and rotated surround the statements of Class-IV servants/PET as well as the prejudicially interference of the then DEO (M) D.I.Khan who was directly involved in the proceeding process and got/obtained the statement from the Headmaster/Head teachers on his sweet will just to damage the dignity and service of the appellant.

The charges leveled against appellant are totally incorrect. The evidence got/obtained, were not tangible and not concerned with the appellant as per recommendation of the inquiry officers.

2. In the finding/recommendation of the said inquiry, the appellant was not found directly involved in this narration. As per Para 1 and 2, (Recommendation of enquiry officer) the recovery of over payment has been imposed upon Mr. Samiullah PET and he has been removed from the services by the present DEO (M) D.I.Khan.

3. The appellant has been performing his duties as a Deputy District Education Officer (M) D.I.Khan since 01/06/2014 and prior to this the appellant worked as principal and Headmaster with great zeal and zest.

4. The appellant had no malafide intention in the adjustment of 25 Class-IV servants; in the previous years all of them were receiving salaries but were not performing their duties in the true sense. After the adjustment, made by the appellant, they are regularly performing their duties. The appellant adjusted them in good faith and in the interest of public service. The enquiry committee has also mentioned it in their report in Para No.14 that all of them are performing their

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duties regularly, which clearly indicates that action taken by the appellant was in good faith brings fruitful results.

5. As far as the case of Mr. Samiullah PET is concerned, the appellant had no malafide intentions. He was appointed on 09/05/2006 and was paid regularly up to 10/2012 by the then EDO/DO/Dy. DEO. He was suspended on 02/12/2012 by the predecessor of the appellant. He submitted an application for the payment for suspension period in arrears. He provided proof of his attendance which made the appellant to release his arrears, as the law on the subject matter is clear that during suspension period, the employee is paid his monthly salary and particularly in case of Mr. Samiullah his suspension period exceeded the stipulated period. At present the recovery is being made from him and he has also been removed from the services.

6. As per Para No.3 and 4, in the recommendation of the enquiry report, no serious nature of irregularities was shown to have been found against the appellant by the enquiry officer and there was no occasion found to impose major penalty i.e. "to reduction to lower post" against the appellant, as no embezzlement/fraud/misappropriation of Govt. money was shown against the appellant.

7. The appellant has rendered 28 years meritorious services in the Education Department and he tried his best to perform his duties very honestly to the entire satisfaction of his superiors.

8. The promotion of the appellant in BPS-19 is due in near future. The unjustifiable and one sided action taken against the appellant will definitely effect on his future career in the service life and will cause great financial loss in this regard.

9. The imposition of major penalty and drastic action did not take harmony with the finding/recommendation of the enquiry officers. The appellant is absolutely innocent and unnecessarily been dragged in the case, which was totally devoid of the legal sanctity and futile exercise to prove him guilty on prejudicially basis.

10. The appellant has already elucidated the real position in the reply of show cause notice vide No. 9261 dated 13/02/2016 (copy attached) but unfortunately the same was not considered and one sided action taken against the appellant requires the consideration of your good-self in the circumstances.

It is, therefore, humbly requested that the order in-question dated 25.05.2016, vide which the appellant has been penalized may be set aside and the appellant may be exonerated from the charges leveled against him and to enable the appellant to continue his services on his previous post without any break with all back benefit...

The appellant wishes to be heard in person.

Thanking you in anticipation.

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(Mr. Rambail Khan)  
Deputy District Education Officer  
(Male) DIKhan

(Annex: H) (39)

REGISTERED

GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

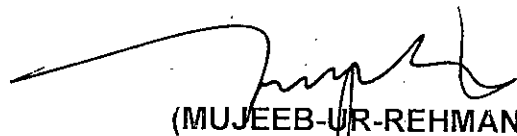
No.SO(S/M)E&SED/4-17/2015/Rambail Khan DDEO(M)D.I.Khan/138  
Dated Peshawar the September 16, 2016

To

Mr. Rambail Khan,  
Dy. District Education Officer (Male),  
D.I.Khan.

Subject: - REVIEW PETITION IN DISCIPLINARY ACTION AGAINST MR. RAMBAIL KHAN, DEPUTY DISTRICT EDUCATION OFFICER (MALE) D.I.KHAN.

I am directed to refer to your review petition dated 06-06-2016 on the subject noted above and to state that the Chief Minister Khyber Pakhtunkhwa/ Competent Authority has considered your review petition and rejected having no valid grounds.



(MUJEEB-UR-REHMAN)  
SECTION OFFICER (SCHOOLS/MALE)

Endst: Even No. & Date:

Copy of the above is forwarded to the:-

- i. PS to Secretary E&SE Department Khyber Pakhtunkhwa.

SECTION OFFICER (SCHOOLS/MALE)

*attested.*  
*18/9*

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.**

Service Appeal No: 1053 /2016

**Rambel Khan Dy: District Education Officer (M) D I Khan.**

.....Appellant

**VERSUS**

**Secretary E&SE Department, Khyber Pakhtunkhwa & others.**

.....Respondents

**JOINT PARAWISE COMMENTS FOR & ON BEHALF OF RESPONDENTS Nos: 1-5.**

Respectfully Sheweth :-

The Respondents submit as under:-

**PRELIMINARY OBJECTIONS.**

- 1 That the Appellant has got no cause of action / locus standi.
- 2 That the instant Service Appeal is badly time barred.
- 3 That the Appellant has concealed material facts from this Honorable Tribunal in the instant service appeal.
- 4 That the instant service appeal is based on mala fide intentions just to put extra pressure on the Respondents for gaining illegal service benefits.
- 5 That the Appellant has not come to this Honorable Tribunal with clean hands.
- 6 That the Appellant is not entitled for the relief he has sought from this Honorable Tribunal.
- 7 That the instant Service Appeal is against the prevailing law & rules.
- 8 That the Appellant has been treated as per law, rules & Policy.
- 9 That the instant appeal is not maintainable in its present form.
- 10 That the appeal is bad for mis-joinder & non-joinder of the necessary parties.
- 11 That the instant Service Appeal is barred by law.
- 12 That the impugned Notification dated 25/5/2016 is legally competent.
- 13 :- i) That the appellant has been found guilty by the enquiry officer on charges of illegal payment of Rs. 541691/- to an absconder / ghost teachers/ appellant on account of suspension allowance. **The Inquiry is Annex-E with main appeal.**
  - ii) Paid regular salary to the ghost teacher without justification being a Drawing & Disbursing Officer.
  - iii) Issued fake & bogus orders of 25-Class-IV without the formal sanction of the Finance Department. **(Copy of the same is already attached with main appeal).**

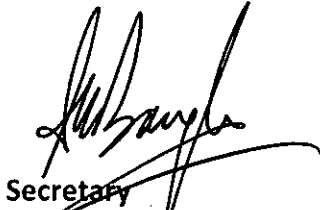
## ON FACTS.

- 1 That Para-1 is incorrect & denied on the grounds that the application for reinstatement in service & grant of suspension allowance for the period 01/9/2007 to 15/9/2014 of the accused / absconder / ghost teacher namely Sami Ullah Ex-PET GMS Wanda Meher Dil, District D I Khan, dated 17/6/2014, was fake & bogus alongwith the attendance certificate under the signature of Head Master GMS Kat Kachi Paind Khan D I Khan & the appellant without any clarification / verification from the quarters concerned has paid Rs. 541691/- to the said Ex-official thus causing huge financial losses to the Govt: exchequer in a capacity of being a DDO concerned. Furthermore, the appellant has also issued 25-fake & bogus appointment orders of Class-IV without DPC & taking on Board the Respondent No: 2 as well as formal sanction of Finance Department, hence he has been proceeded against the E&D Rules, 2011 vide the impugned Notification dated 25/5/2016 with the major penalty of Reduction to a lower post for the period of 2-years without accumulative effect upon the appellant by the competent authority after observing all the codal formalities. (Copies of the application, attendance Certificate, Charge Sheet & Statement of allegations are attached with the Judicial file).
- 2 That Para-2 is correct to the extent that Departmental Proceedings against the appellant have been initiated & has thus found guilty by the enquiry officer whereas, regarding the order sheet dated 22/9/2015 in WP No: 613-D/2015 of the Peshawar High Court Peshawar regarding release of monthly pay was subject to the performance of duty by the Ex-Official & much later than the illegal payment of Rs. 541691/- to the ghost teacher without any verification. **(Copy of the order Sheet is attached with main Service Appeal).**
- 3 That Para-3 is incorrect & denied on the grounds that the appellant has been found guilty of illegal payment of monthly salary against the PET Post to the said ghost teacher of being a DDO prior to the directions dated 22/9/2015 of the Honorable Peshawar High Court Peshawar. Hence Departmental Proceedings under the E&D Rules, 2011 have initiated against the appellant by the Department by observing all codal formalities prior to the issuance of the impugned Notification No: SO(S/M) E&SED/4-17/2015/ Rumbel Khan DDEO(M) D I Khan dated 25/5/2016, issued by Respondent No: 1. Hence the plea of the appellant is without any legal justification.
- 4 That Para-4 is correct to the extent that in view of the Charge Sheet, statement of allegation & Show Cause Notice, an enquiry was conducted through competent authority for probing the alleged financial & Administrative irregularities & the appellant has been found guilty. Hence the impugned Notification dated 25/5/2016 which is legally competent & is liable to be maintained in favour of the Respondents.
- 5 That Para-5 is incorrect & misleading. The appellant has been found guilty of charges & materials available on record by the enquiry officer. Hence major penalty of reduction to a lower post for a period of two years without accumulative effect vide Notification dated 25/5/2016 has been imposed upon the appellant by the Respondent Department after observing all codal formalities against which the appellant has filed a Review Petition but the same was also rejected vide order dated 16/9/2016 by the competent authority. (Copies of the said Notifications are Annexures- A&B).
- 6 That Para-6 is also incorrect. The Respondent Department has acted as per law & procedure in the instant case in view of the materials available on record against the appellant vide the impugned Notification dated 25/5/2016 by the Respondent No: 1.
- 7 That Para-7 is incorrect & denied. The appellant has been found guilty of misconduct & inefficiency & misconduct by the competent authority, hence the impugned Notification of the Respondent No: 1 vide which the appellant has been downgraded to lower Post in view of the facts & circumstances of the case.


- 8 That Para-8 is incorrect & denied to the extent that the appellant has been found guilty of charges by the enquiry officer in his enquiry report & recommended his reduction to lower post in view of the record & materials available on record.
- 9 That Para-9 is incorrect. The act of the Respondent Department with regard to the impugned Notification dated 25/5/2016 against the appellant is within legal sphere & is liable to be maintained in the interest of justice.
- 10 That Para-10 needs no comments being pertains to the Service record of the appellant .
- 11 That Para-11 is legal. However the Respondents further seek leave of this Honorable Tribunal to submit additional grounds & case law /record at the time of arguments.

**In view of the above made submissions, it is prayed that this Honorable Tribunal may very graciously be pleased to dismiss the instant Service Appeal with cost in favour of the Respondent Department.**

**Dated 28/12/2016**



**Secretary**  
E&SE Department Khyber  
Pakhtunkhwa, Peshawar  
(Respondents No:1,3&4)



**Director**  
E&SE Department Khyber  
Pakhtunkhwa, Peshawar.  
(Respondents No:2&5)

**AFFADIVIT**

I, Hameedur Rehman, Asstt: Director (Lit: II) Directorate of E&SE Department Khyber Pakhtunkhwa, Peshawar is hereby solemnly affirm & declare on oath that the contents of the instant reply are true & correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Tribunal.



**Deponent**

REGISTERED



Annexure "A"

(Annex: A) (31)

GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

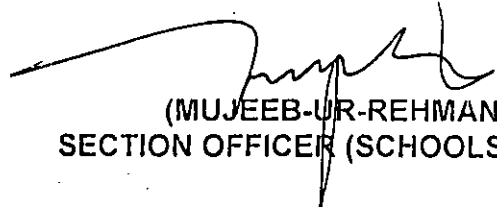
No.SO(S/M)E&SED/4-17/2015/Rambail Khan DDEO(M)D.I.Khan/138  
Dated Peshawar the September 16, 2016

To

Mr. Rambail Khan,  
Dy. District Education Officer (Male),  
D.I.Khan.

Subject: - REVIEW PETITION IN DISCIPLINARY ACTION AGAINST MR. RAMBAIL KHAN, DEPUTY DISTRICT EDUCATION OFFICER (MALE) D.I.KHAN.

I am directed to refer to your review petition dated 06-06-2016 on the subject noted above and to state that the Chief Minister Khyber Pakhtunkhwa/ Competent Authority has considered your review petition and rejected having no valid grounds.

  
(MUJEEB-UR-REHMAN)  
SECTION OFFICER (SCHOOLS/MALE)

Endst: Even No. & Date:

Copy of the above is forwarded to the:-

- i. PS to Secretary E&SE Department Khyber Pakhtunkhwa.

SECTION OFFICER (SCHOOLS/MALE)

REGISTERED



Annexure "B"

(Annex: F) (28)

GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

Dated Peshawar the May 25, 2016

4

NOTIFICATION

NO.SO(S/M)E&SED/4-17/2015/Rambail Khan DDEO D.I.Khan/138:

WHEREAS Mr. Rambail Khan, Dy. District Education Officer (Male), BS-18 D.I.Khan was proceeded against under the Khyber Pakhtunkhwa Govt: Servants (Efficiency & Discipline) Rules, 2011 for the charges mentioned in the charge sheet and statement of allegations.

2. AND WHEREAS inquiry committee was constituted comprising the following officers to conduct formal Inquiry against the accused officer, for the charges leveled against him in accordance with the rules.

- i. Mr. Islam Zeb (PAS BS-19), DG, (Projects) FATA.
- ii. Mr. Saif-ur-Rohman, Principal (BS-20), GHS No.1, Nowshera Cantt:

3. AND WHEREAS the Inquiry committee after having examined the charges, evidence on record and explanation of the accused officer has submitted the report.

4. AND WHEREAS a show cause notice was served upon Mr. Rambail Khan, Dy. District Education Officer (Male), BS-18 D.I.Khan dated 01-02-2016 circulated to him on 08-02-2016.

5. AND WHEREAS the Competent Authority (Chief Minister, Khyber Pakhtunkhwa) after having considered the charges and evidence on record, inquiry report, explanation of the accused officer in response to the Show Cause Notice and personal hearing granted to him by Secretary Zakat Ushr, Social Welfare, Special Education and Women Empowerment Department Khyber Pakhtunkhwa on behalf of Chief Minister Khyber Pakhtunkhwa on 27-04-2016 is of the view that the charges against the accused officer have been proved.

6. NOW, THEREFORE, in exercise of the powers conferred under section 14 of Khyber Pakhtunkhwa Govt: Servants (Efficiency & Discipline) Rules, 2011, the Competent Authority (Chief Minister, Khyber Pakhtunkhwa) is pleased to impose major penalty of "Reduction to a lower post for a period of two years without accumulative effect" upon Mr. Rambail Khan, Dy. District Education Officer (Male), BS-18 D.I.Khan with immediate effect.

SECRETARY

Endst: of Even No. & Date:

Copy forwarded to the: -

- 1- Accountant General, Khyber Pakhtunkhwa, Peshawar.
- 2- PSO to Chief Minister Khyber Pakhtunkhwa Peshawar.
- 3- Director, Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.
- 4- District Education Officer (Male), D.I.Khan.
- 5- District Accounts Officer, D.I.Khan.
- 6- Mr. Rambail Khan, Dy. District Education Officer (Male), BS-18 D.I.Khan.
- 7- PS to Chief Secretary Khyber Pakhtunkhwa Peshawar.
- 8- PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
- 9- Office order file.

(MUJEEB-UR-REHMAN)  
SECTION OFFICER (SCHOOLS MALE)



BEFORE THE KHYBER SERVICE TRIBUNAL, PESHAWAR

IN RE:  
Service Appeal No. 1053 /2016

Rambail Khan  
(Appellant)

...VERSUS...

Province of KPK etc  
(Respondents)

REJOINDER ON BEHALF OF THE APPELLANT.

Respectfully Sheweth:

REPLY OF OBJECTIONS:

All the objections taken by the respondents are factually incorrect and legally untenable. The appellant has legal cause of action and valid locus-standi to file the instant appeal and his appeal is within the statutory period. The appellant appeared before the Court with clean hands, having bonafide claim, hence objections No.3&4 are abortive, futile and without any substance, and the appellant is entitled for the relief claimed. That the appellant has not been treated in accordance with law and his appeal is according to the law, thus maintainable. All the parties have properly been impleaded and the impugned order dated 25.05.2016 is illegal and void. The objections of Serial No. 13(i)(ii)(iii) are misconceived even against the record and based on false statement, therefore, untenable under the law.

ON FACTS:

Para 1. Incorrect. The appellant released the subsistence grant of the suspension period to Mr. Sami Ullah according to the law, as under the law during suspension a Government Servant is entitled for full pay and allowances, therefore, there is no misconduct on the part of the appellant. It is noteworthy to mention that Mr. Sami Ullah was appointed as P.E.T vide order dated 09.05.2006 by the Executive District Officer, D.I. Khan and vide order dated 13.12.2010, he was again adjusted by then

①

E.D.O D.I. Khan against the vacant post of P.E.T, thus the statement of respondents in the reply is astonishing. (Copy attached as R-1 and R-2). So far the appointment of 25 Class-IV is concerned, the appellant never appointed the said Class-IV employees, they were <sup>appointed</sup> by the then E.D.O and the appellant only issued the adjustment orders of the employees in different Schools and this reality has also been admitted by the Inquiry Committee, hence the impugned order is illegal, harsh and void, therefore, unsustainable under the law.

Para 2. Incorrect and misleading. The Inquiry Committee in its findings has not found the appellant guilty, therefore, no penalty was recommended by the Inquiry Committee against the appellant. The respondents are trying to confuse the matter as payment of Rs. 5,41,691/- is amount of subsistence grant of the suspension period which was paid according to law, while the monthly salary was released on the direction of the High Court, thus the reply is mis-statement even concealment of facts.

Para 3. Incorrect. As explained in reply of paras 1&2 above.

Para 4. Incorrect. During inquiry no penalty was recommended by the Inquiry Committee against the appellant, therefore, the impugned order dated 25.05.2016 is illegal and void.

Para 5. Incorrect. As explained in reply of Para 2 above.

Para 6. Incorrect. The impugned order is illegal and void.

Para 7. Incorrect. As explained in reply of Paras 1 & 2 above.

Paras 8 to 10. Incorrect and misleading. The reply is based on false statement.

10. The detailed reply has already been given in paras above. It is worth to mention that total strength of Class-IV employees for Middle Schools was 320, duly sanctioned by the Finance Department according to Budget Book. The fill up posts were

301 while the vacant posts are 19. This fact is very much clear from the letter dated 11.12.2014 issued by the Finance Department Khyber Pakhtunkhwa. (Copies attached as R-3 & R-4).

Para 11. As Court deems appropriate.

It is, therefore, humbly requested that the relief may kindly be granted as prayed for in the appeal.

*Ranbir*  
Appellant

Through:

*18 Jan*  
(Shahzada Irfan Zia)  
Advocate High Court,  
13-C, Haroon Mansion  
Khyber Bazar, Peshawar  
Cell # 0300-9345297

Dated: 20.03.2017

BEFORE THE KHYBER SERVICE TRIBUNAL, PESHAWAR

IN RE:  
Service Appeal No. 1053 /2016

Rambail Khan  
(Appellant)

...VERSUS...

Province of KPK etc  
(Respondents)

AFFIDAVIT

I, Rambail Khan, the appellant, do hereby solemnly affirm and declare that the contents of this **Rejoinder** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Court.

*Rambail Khan*  
Deponent

IDENTIFIED BY:

*(Signature)*  
(Shahzada Irfan Zia)  
Advocate, Peshawar.

20 MAR 2017

ATTESTED  
DAWOOD KHAN ADVOCATE  
NOTARY PUBLIC  
Date \_\_\_\_\_  
High Court Peshawar

(R-1) (4) (15)

OFFICE OF THE EXECUTIVE DISTRICT OFFICER, (SCHOOLS & LIT.)

DIKHAN

APPOINTMENT ORDER:

Consequent upon the approval of Selection Committee and approved by the District Co-ordination Officer, D.I.Khan. The following Fresh (Male) candidate is hereby appointed against vacant post of P.E.T. in the school noted against their name in BPS 09 plus usual allowances being a qualified, fresh candidate as per existing policy in the interest of public service w.e. from the date of taking over charge on the following terms and conditions.

<u>S.No.</u>	<u>Name of Candidate with Father's Name</u>	<u>Schools where posted.</u>
1).	Samiullah S/O Sanauallah R/O Moh: Garriban (DIKhan).	GMS, Wanda Khani

TERMS & CONDITIONS:

1. Charge reports should be submitted to all concerned.
2. No pensionary benefit will be available.
3. The services of the above named candidate is made purely on temporary basis & liable to terminate at any time with out assigning any notice/ reasons.
4. The candidate will produce Health & Age certificate from the M/S concerned.
5. The original documents may be checked/ verified by concerned Board/ University through DDO concerned before handing over charge.
6. No TA/DA is allowed.

Sd/-  
EXECUTIVE DISTRICT OFFICER,  
SCHOOLS & LITERACY DIKHAN

Endst: No. 10461-65 / 1 Dated D.I.Khan the 9/15/2006

Copy to the:-

1. Director Schools & Literacy N.W.F.P. Peshawar.
2. District Co-ordination Officer, D.I.Khan.
3. District Accounts Officer, D.I.Khan.
4. ~~Headmaster~~ / Headmaster concerned.
5. Candidate concerned.

Ma...  
EXECUTIVE DISTRICT OFFICER,  
SCHOOLS & LITERACY DIKHAN

(R-2) -

④ 5

OFFICE OF THE EXECUTIVE DISTRICT OFFICER,  
(ELEMENTARY & SECONDARY EDUCATION) DIKHAN

ORDER:-

Mr. Samiullah PET is hereby adjusted against the vacant post of P.E.T at GMS. Wanda Mehar Dil in the interest of public service with immediate effect as special case.

Note:-

1. No TA/DA is allowed.
2. Charge report should be sent to all concerned.

Sd/-  
EXECUTIVE DISTRICT OFFICER,  
(E & SE) D.I.KHAN

Indst: No. 18745/17

Dated D.I.Khan the 17/11 /2010

Copy for information and necessary action to the:-

1. District Officer, (M) E & SE DiKhan.
2. Head Master concerned.
3. Teacher concerned.
4. Accountant local office

T.M.  
EXECUTIVE DISTRICT OFFICER,  
(E & SE) D.I.KHAN



GOVT: OF KHYBER PAKHTUNKHWA  
FINANCE DEPARTMENT  
NO.BOV/FD/2-31/2014-15/Correction.  
Dated Peshawar 11-12-2014.

To

The Secretary to Govt: of Khyber Pakhtunkhwa,  
Elementary & Secondary Education Deptt: Peshawar.

Subject: - CORRECTION IN BUDGET BOOK IN DISTRICT D.I.KHAN.  
Dear Sir,

I am directed to refer to your Department letter No. SO(B&A)1-6/Budget/Correction of Post dated 24/09/2014 on the subject noted above and to state to insert the following corrections in the Budget Book Demand for Grants (current expenditure)2014-15(Vol-III(Part-H-III) Elementary & Secondary Education Department:-

DI-7059Govt: Middle School (Male).

S#	Designation	As corrected vide letter No.BOV/2-31/2013-14(Corrections) dated 21-11-2013 (Up to 30-06-2013)	Posts Created for up gradation of Government Primary Schools Chara Polad, Kot Zaffar and Jehan Khanian to Middle Status after 01-07-2013 to 30-06-2014(+)	Minus the Posts of GMS Rashid and GHS No.06 up graded to High status (-)	Net position to be notified up to 30-06-2014
1	Senior English Teacher (BPS-16)	131	03	2	132
2	Arabic Teacher (BPS-15)	135	03	2	136
3	Certificated Teacher (BPS-15)	289	06	12	283
4	Drawing Master (BPS-15)	136	03	3	136
5	Physical Education Teacher (BPS-15)	135	03	4	134
6	Theology Teacher (B-15)	122	0	2	120
7	Qari (BPS-12)	05	0		4
8	Behishti (BPS-01)	12	0	1	11
9	Chowkidar (BPS-01)	08	0	1	07
10	Naib Qasid (BPS-01)	150	03	2	151
11	Sweeper (BPS-01)	150	03	2	151
	<b>TOTAL</b>	<b>1273</b>	<b>24</b>	<b>32</b>	<b>1265</b>

PTO

AH...  
Budget & Accounts Officer  
Distt. Edu. Office (M) D.I.Khan

## DI-7060 Govt: Middle Schools (Female):

S#	Designation	As corrected vide letter No. BOV/2-31/2013-14 (Corrections) dated 21-11-2013 (Up to 30-06-2013)	Posts Created for up gradation of GGPS Basti Saydan and Takwara to Middle Status after 01-07-2013 to 30-06-2014(+)	Minus the Posts of Government GGMS Mahra, Madani Town, Lakhara and Wanda Madat up graded to High status (-)	Net position to be notified up to 30-06-2014
1	Senior English Teacher (BPS-16)	85	2	4	83
2	Arabic Teacher (BPS-15)	86	2	4	84
3	Certificated Teacher (BPS-15)	171	4	8	167
4	Drawing Master (BPS-15)	85	2	4	83
5	Physical Education Teacher (BPS-15)	81	2	4	79
6	Theology Teacher (B-15)	74	0	4	70
8	Behishti (BPS-01)	10	0	0	10
9	Chowkidar (BPS-01)	10	0	0	10
10	Naib Qasid (BPS-01)	95	2	4	93
11	Sweeper (BPS-01)	90	2	2	90
	<b>TOTAL</b>	<b>787</b>	<b>16</b>	<b>34</b>	<b>769</b>

Yours faithfully,

(ISRAR AHMAD)  
BUDGET OFFICER-V.Endst: No. & date as above.

Copy forwarded to:-

1. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. The District Education Officer (Male), D.I.Khan
3. The District Education Officer (Female), D.I.Khan.
4. The District Accounts Officer, D.I.Khan
5. The District Officer (Finance) D.I.Khan
6. The Budget Officer-X, Finance Department
7. The Assistant Director FMIU Finance Department.
8. Master File.



BUDGET OFFICER-V.



(R-4)

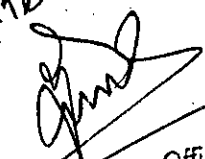
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OFFICE OF THE DEPUTY DISTRICT EDUCATION OFFICER, ( MALE) D.I.KHAN  
DETAIL SUMMARY OF CLASS-IV SERVANTS MIDDLE MALE D.I.KHAN

TOTAL NO. OF MIDDLE SCHOOLS	SANCTIONED POSTS OF CLASS-IV SERVANTS CATEGORY- WISE				
	N/QASID	SWEEPER	BAHI:	CHOWKIDAR	TOTAL
119	151	151	11	7	320
DRAWL FO THE MONTH OF 3/2005 03/2015	144	139	9	9	301
BALACE	7	12	2	-2	19
DETAIL OF CLASWS-IV WORKING IN SCHOOLS	132	133	6	5	276
CLASS-IV WORKING IN OFFICE	6	2	1	1	10
MISSING PERSON	6	4	2	3	15
VACANT POSTS	7	12	2	1	19
<b>TOTAL</b>	<b>151</b>	<b>151</b>	<b>11</b>	<b>7</b>	<b>320</b>

NOTE:

1. Pay of the missing person has been stopped w.e.from 01.03.20015 (Source copy attached)
2. Official working in the office have been directed to report at the original station

Alt. A. D.  
  
Budget & Accounts Officer  
Distt. Edu. Office (M) D.I.Khan