

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
CAMP COURT, ABBOTTABAD.

Service appeal No. 598/2016

Date of institution ... 07.06.2016
Date of decision 17.12.2018

Shakeela Naz d/o Sareen Khan, GGPS Banda Akhoon, R/o Village Chari, Tehsil & District, Battagram. ... (Appellant)

Versus

The Government of Khyber Pakhtunkhwa through Secretary (E&SE) Department, Khyber Pakhtunkhwa, Peshawar and two others. ... (Respondents)

Mr. Muhammad Arshad Khan Tanoli,
Advocate

For appellant.

Mr. Usman Ghani,
District Attorney

For respondents.

MR. HAMID FAROOQ DURRANI
MR. AHMAD HASSAN,

CHAIRMAN
MEMBER.

JUDGMENT

HAMID FAROOQ DURRANI, CHAIRMAN:-

1. At the outset learned District Attorney raised objection regarding the appeal being barred by time. In the said context he referred to the impugned order which was passed on 21.01.2015, where upon the departmental appeal was preferred on 02.03.2015 which was decided on 30.04.2015. Ultimately, the Service Appeal in hand was submitted on 07.06.2016. In view of learned District Attorney not only the departmental appeal of the appellant was brought beyond the period of limitation prescribed for the purpose but the appeal before this Tribunal was equally delayed.


2. When confronted with the preliminary objection, learned counsel attempted to argue that delay and non-presence of appellant in the departmental proceedings

was owing to the fact that she had proceeded to perform Hajj and subsequently, had stayed for another couple of months in Saudi Arabia where her husband was in employment. Learned counsel for the appellant further stated that the appellant would be satisfied if she is given an opportunity to appear before the departmental authorities and explain her alleged absence as she remained unassociated with the disciplinary proceedings, all along, for reasons beyond her control. The appellant would not press the present appeal in such eventuality.

3. To explain her defence is a valuable right of the appellant which the respondents are expected to acknowledge by extending her an opportunity for the purpose. Her disciplinary issue may, therefore, be re-decided also keeping in view the defence of the appellant. The appeal is disposed of accordingly. Parties are left to bear their respective costs. File be consigned to the record room.


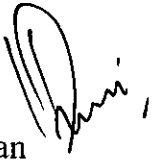


(AHMAD HASSAN)
Member



(HAMID FAROOQ DURRANI)
Chairman
Camp Court, Abbottabad.

ANNOUNCED
17.12.2018

S.No.	Date of Order or proceedings	Order or other proceedings with signature of Judge or Magistrate and that of parties where necessary.
1	2	3
	17.12.2018	<p><u>Present.</u></p> <p>Mr. Muhammad Arshad Tanoli, Advocate .. For appellant Mr. Usman Ghani, District Attorney .. For respondents</p> <p>Vide our detailed judgment of today, this appeal is disposed of and the matter is remitted to the respondents for re-decision. The appeal is disposed of accordingly. Parties are left to bear their respective costs. File be consigned to the record room.</p> <p> Member</p> <p> Chairman Camp Court, A/Abad.</p> <p><u>ANNOUNCED</u> 17.12.2018</p>

18.09.2018

Neither the appellant nor her counsel present. Mr. Usman Ghani learned District Attorney for respondents present. Adjourned. To come arguments on 17.12.2018 before D.B at Camp Court A/Abad



Member

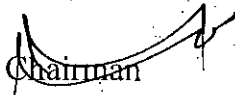


Chairman
Camp Court A/Abad

15.1.2018

Clerk of counsel for the appellant and Mr. Muhammad Bilal, Deputy District Attorney alongwith Muhammad Jamil, Supdt. for the respondents present. Due to general strike of the bar, counsel for the appellant is not in attendance. To come up for arguments on 16.04.2018 before the D.B at camp court, Abbottabad.


Member


Chairman
Camp court, A/Abad.

16.04.2018

Clerk of counsel for the appellant and Mr. Usman Ghani District Attorney alongwith Amir Muhammad, ADO for the respondents present. Seeks adjournment as his counsel is not in attendance. To come up for arguments on 16.07.2018 before the D.B at camp court, Abbottabad.


Member


Chairman
Camp court, A/Abad

16.07.2018

Mr. Muhammad Daud, Clerk of counsel for the appellant Mr. Muhammad Arshad Khan Tanoli, Advocate present. Mr. Amir Muhammad ADO on behalf of the respondents alongwith Mr. Usman Ghani, District Attorney present. Due to general strike of the K.P Bar Council, arguments could not be heard. To come up for arguments on 18.09.2018 before the D.B at camp court, Abbottabad.



Member


Chairman
Camp Court, A/Abad

598/2016


16.02.2017

Clerk of counsel for the appellant and Mr. Amir Muhammad, ADO alongwith Mr. Muhammad Siddique, Sr.GP for the respondents present. Written reply submitted by respondents. The appeal is assigned to D.B for rejoinder and final hearing for 17.07.2017 at camp court, Abbottabad.


MEMBER
Camp Court, A/Abad

7. 17.07.2017

Clerk to counsel for the appellant and Mr. Muhammad Bilal, DDA alongwith Mr. Ameer Muhammad, ADO for the respondents present. Clerk to counsel for the appellant requested for adjournment to file rejoinder. Adjourned. To come up for rejoinder and arguments on 20.09.2017 before D.B at camp court, Abbottabad.

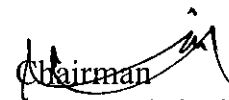

Member


Chairman
Camp court, A/Abad

20.09.2017

Clerk of the counsel for appellant and Mr. Muhammad Bilal, Deputy District Attorney alongwith Muhammad Jamil, Superintendent for the respondents present. Clerk of the counsel for appellant seek adjournment as counsel for the appellant is not in attendance. Adjourned. To come up for rejoinder and arguments on 15.01.2018 before D.B at camp court, Abbottabad.


Member


Chairman
Camp court, A/Abad.

18.08.2016

Counsel for the appellant present. Learned counsel for appellant argued that the appellant was appointed as PST vide appointment order dated 30.11.2006. That during her service she secured earned leave w.e.f. 01.09.2014 to 30.11.2014 and gone abroad to Saudi Arabia. That after performing Hajj she returned to Pakistan on 30.1.2015. That she was dismissed from service on willful absence vide impugned order dated 21.01.2015 communicated to the appellant on 23.2.2015 where-against she preferred departmental appeal on 02.03.2015 which was rejected on 30.4.2015 and communicated to the appellant on 28.5.2016 and hence the present appeal on 07.06.2016.

That the appellant was afforded no opportunity of hearing and that the prescribed procedure for enquiry was not adhered to.

Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply/comments for 25.11.2016 before S.B.

Appellate Deposited
Security/Process Fee

Chairman
Camp court, A/Abad.

25.11.2016

Clerk of counsel for the appellant and Mr. Amir Muhammad, ADO alongwith Mst. Bushra Bibi, Government Pleader for respondents present. Requested for adjournment. To come up for written reply/comments on 16.02.2017 at camp court, Abbottabad.

Chairman
Camp Court, A/Abad

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 598/2016

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	07/06/2016	<p>The appeal of Mst. Shakeela Naz received today by Post through Mr. Muhammad Arshad Khan Tanoli 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;"><i>[Signature]</i> REGISTRAR</p>
2	10-6-16	<p>This case is entrusted to Touring S. Bench /for preliminary hearing to be put up there on <u>22-6-2016</u></p> <p style="text-align: right;"><i>[Signature]</i> CHAIRMAN</p>
22.06.2016		<p>Agent of counsel for the appellant present. Counsel for the appellant was stated busy before the august Peshawar High Court, Abbottabad Bench. Requested for adjournment. Adjourned for preliminary hearing to 18.08.2016 before S.B at camp court, Abbottabad.</p> <p style="text-align: right;"><i>[Signature]</i> Chairman Camp court, A/Abad,</p>

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

Service Appeal No. 598 /2016

Shakeela Naz daughter of Sareen Khan, GGPS Banda Akhoon, resident of Village Chari, Tehsil & District, Battagram.

....APPELLANT

VERSUS

Govt. of Khyber Pakhtunkhwa, through Secretary Elementary & Secondary Education (E&SE), Khyber Pakhtunkhwa, Peshawar & others.

....RESPONDENTS

SERVICE APPEAL

INDEX

<i>S.#</i>	<i>Description</i>	<i>Page No.</i>	<i>Annexure</i>
1.	Service appeal along with affidavit	1 to 8	
2.	Copy of appointment order dated 30/11/2006	9 to 11	"A"
3.	Copy of the application for grant of leave for performance of "Hajj" dated 20/08/2014	12	"B"
4.	Copy of impugned order dated 21/01/2015	13	"C"
5.	Copy of departmental appeal	14	"D"
6.	Copy of rejection letter dated 28/05/2016	15	"E"
7.	Wakalatnama	16	

Shakeela
....APPELLANT

Through

Dated: _____/2016

(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

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

Service Appeal No. 598 /2016

Shakeela Naz daughter of Sareen Khan, GGPS Banda Akhoon, resident of Village Chari, Tehsil & District, Battagram.

....APPELLANT

Khyber Pakhtukhwa
Service Tribunal

Diary No. 576

Dated 07-6-2016

VERSUS

1. Govt. of Khyber Pakhtunkhwa, through Secretary Elementary & Secondary Education (E&SE), Khyber Pakhtunkhwa, Peshawar.
2. Director, Elementary & Secondary Education (E&SE), Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Female), District Battagram.

....RESPONDENTS

SERVICE APPEAL UNDER SECTION 4 OF
KPK SERVICE TRIBUNAL ACT, 1974, FOR
DECLARATION TO THE EFFECT THAT THE
APPELLANT GOT EMPLOYMENT IN
EDUCATION DEPARTMENT AS PST ON
30/11/2006 AND SERVED THE DEPARTMENT
WITH COMPLETE DEVOTION AND

Filed to-day

Registrar

7/6/16

DEDICATION. THE APPELLANT APPLIED FOR EARNED LEAVE W.E.F 01/09/2014 TO 30/11/2014 ON 20/08/2014 FOR HAJJ AND SHE WAS VERBALLY TOLD BY RESPONDENT NO. 3 THAT HER EARNED LEAVE HAS BEEN SANCTIONED. SHE HAS PERFORMED HAAJ IN SAUDIA ARABIA AND CAME TO PAKISTAN ON 30/01/2015. IN THE MEANWHILE, THE APPELLANT WAS SHOWN ABSENT W.E.F 01/06/2014 AND FINALLY RESPONDENT NO. 3 WITHOUT ISSUING SHOW CAUSE NOTICE, EXPLANATION, OPPORTUNITY OF PERSONAL HEARING, AS DURING THE SAID PERIOD SHE WAS IN ABROAD, REMOVED THE APPELLANT FROM SERVICE VIDE IMPUGNED REMOVAL FROM SERVICE ORDER ENDST NO. 261-66 DATED 21/01/2016 WHICH IS ILLEGAL, AGAINST THE LAW AND THE SAME IS LIABLE TO BE SET ASIDE.

PRAYER: ON ACCEPTANCE OF THE INSTANT SERVICE APPEAL, RESPONDENT

NO. 3 MAY GRACIOUSLY BE DIRECTED TO REINSTATE THE APPELLANT WITH EFFECT FROM THE DATE OF REMOVAL FROM SERVICE I.E 21/01/2015, WITH ALL SERVICE BACK BENEFITS IN TERMS OF PAY ETC.

Respectfully Sheweth: -

1. That the appellant was appointed as PST teacher vide appointment order No. 2989-961AE-11/Apptt: PS(F) dated 30/11/2006. Copy of appointment order dated 30/11/2006 is attached as Annexure "A".
2. That the appellant served the department with complete devotion and dedication to the entire satisfaction of her superiors.
3. That the appellant applied for grant of earned leave w.e.f 01/09/2014 to 30/11/2014 for performance of "Hajj" vide application dated 20/08/2014. Copy of the application for grant of leave for performance of "Hajj"

dated 20/08/2014 is attached as Annexure "B".

4. That husband of the appellant is residing in Saudi Arabia and he was not feeling well after performance of "Hajj". Therefore, Appellant looked after her husband till 30/01/2015.
5. That the appellant returned to Pakistan on 30/01/2015 and came to know that she had been removed from service vide order Endst No. 261-66 dated 21/01/2015. Copy of impugned order dated 21/01/2015 is attached as Annexure "C".
6. That appellant received removal from service order on 23/02/2015 and filed departmental appeal against the impugned order on 02/03/2015. Copy of departmental appeal is attached as Annexure "D".
7. That respondent No. 2 rejected appeal of the appellant on 30/04/2015 which was addressed to respondent No. 3. The

appellant received rejection letter on 28/05/2016. Copy of rejection letter dated 28/05/2016 is attached as Annexure "E".

8. That feeling aggrieved, the instant service appeal is filed, inter-alia, on the following grounds;-

GROUND:

- a) That the appellant remained abroad for performance of "Hajj" w.e.f 01/09/2014 to 30/01/2015 and the impugned removal from service order issued by respondent No. 3 on 21/01/2015 in the absence of appellant. Hence, impugned removal from service order dated 21/03/2015 is liable to be set aside.
- b) That the appellant has never been issued explanation, show cause notice, opportunity of personal hearing. Therefore, the appellant did

not participate in the inquiry conducted in the absence of the appellant. Hence, removal from service order is illegal on the plea that no prescribed procedure required for conducting inquiry against the appellant has been followed. Therefore, removal from service order is liable to be cancelled.

- c) That it has now been settled that no one should be condemned unheard and removal from service order of appellant is a result of Audi-Altrum-Paltrum.
- d) That when law prescribe something which is to be done in a particular manner that should be done in that manner and not otherwise. Respondent No. 3 was supposed to adopt modus of operandi required for conducting of inquiry.

- e) That there is no other remedy available to the appellant except the invocation of jurisdiction of this Honourable Tribunal.
- f) That other legal and factual points involved in this case shall be agitated before the Honourable Tribunal at the time of arguments.

It is, therefore, humbly prayed that on acceptance of the instant service appeal, respondent No. 3 may graciously be directed to reinstate the appellant with effect from the date of removal from service i.e 21/01/2015, with all service back benefits in terms of pay etc.

Shakeela Naz
...APPELLANT

Through

Dated: _____/2016

(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

VERIFICATION: -

Verified on oath that the contents of forgoing appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.

Shakeela Naz
...APPELLANT

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

Service Appeal No. _____/2016

Shakeela Naz daughter of Sareen Khan, GGPS Banda Akhoon, resident of Village Chari, Tehsil & District, Battagram.

....APPELLANT

VERSUS

Govt. of Khyber Pakhtunkhwa, through Secretary Elementary & Secondary Education (E&SE), Khyber Pakhtunkhwa, Peshawar & others.

....RESPONDENTS

SERVICE APPEAL

AFFIDAVIT

I, Shakeela Naz daughter of Sareen Khan, GGPS Banda Akhoon, resident of Village Chari, Tehsil & District, Battagram, do hereby solemnly affirm and declare that the contents of forgoing appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.

Identified by;


(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad



Shakeela
Naz
DEPONENT

4/10/16

P-9

ANNEX

"A"

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (SCHOOLS & LITERACY) BATTAGRAM.

ORDER

Consequent upon the approval of the District Selection Committee, the Competent authority is pleased to appoint the following trained/Untrained eligible (Fresh) PST female, Open merit and Union Council wise candidates purely on Merit/Policy in BPS No as mentioned in terms and condition plus usual allowances as admissible under the rules, posted in the Schools as noted against each w.e.f the date of taking over charge, in the interest of public service subject to the following Terms and Conditions.

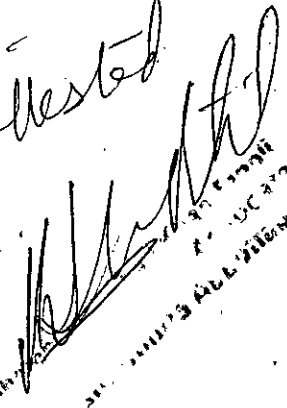
Open Merit 75 %

S.No	Name of Candidate	Father's Name	Address	S/Status	Place of Posting	Remarks
1	Abida	Dilfraz Khan	Tikri	GGPS	Pirhari	Ag:VI Post
2	Alia Bibi	Syed Sadar Shah	Pagora	GGPS	Moh:Atangir	Ag:VI Post
3	Alia Oazi	Oazi Muhammad Zahid	Battagram	GGPS	Sosal Seri	Ag:VI Post
4	Amina Jehanzaib	Jehanzaib Khan	Biari	GGPS	Biari	Ag:VI Post
5	Asia Bibi	Mian Jamal	Pora	GGPS	Cheeran Matak	Ag:VI Post
6	Asia Bibi	Gul Muhammad Khan	Batamori	GGPS	Kadlo	Ag:VI Post
7	Asia Shaikh	Muhammad Saeed	Kushgram	GGPS	Biari	Ag:VI Post
8	Aysha Hanif	Muhammad Hanif	Gantar Allai	GGPS	L/Kalay Ganther	Ag:VI Post
9	Bakht Bibi	Zabit Khan	Bagh	GGPS	Huthal Deshan	Ag:VI Post
10	Bakht Meena	Aurang Zaib	Akhter Abad	GGPS	Wara Banna	Ag:VI Post
11	Balqoosa Bibi	Sultan Room	Battagram	GGPS	Chunnil	Ag:VI Post
12	Bibi Abida Hussain	Anwar Hussain Shah	Saidra	GGPS	Kund S/Akbar	Ag:VI Post
13	Bibi Mussarat	Dost Muhammad	Tikri	GGPS	Shalkhay	Ag:VI Post
14	Bibi Naila	Muhammad Ismail	Arghashori	GGPS	Sultan abad	Ag:VI Post
15	Bibi Nergus	Muhammad Asghar	Tikri	GGPS	Gangwal	Ag:VI Post
16	Bibi Sarja	Abdul Wadood	Neher	GGPS	Palang	Ag:VI Post
17	Bibi Samina	S/ Muhammad Shah	Ajmera	GGPS	Ranja Pazang	Ag:VI Post
18	Bibi Shabnum	Sohrab Khan	Kharari	GGPS	Civil Line.	Ag:VI Post
19	Bibi Sofia	Aslam Khan	kakarshang	GGPS	Joze	Ag:VI Post
20	Bibi Wahida	Muhammad Usman	Tikri	GGPS	Akhter Abad	Ag:VI Post
21	Bushra Luqman	Luqman Husain	Landai	GGPS	Talootabad	Ag:VI Post
22	Farah Naz	Nadir Khan	BandaBala	GGPS	Wara Bana	Ag:VI Post
23	Farzana	Shafee Ahmad	Landi	GGPS	Garang	Ag:VI Post
24	Fehmeeda	Ghani Gul	Battagram	GGPS	Shamlar	Ag:VI Post
25	Gul Bibi	Ummer Zareen	Battagram	GGPS	Nala Rashang	Ag:VI Post
26	Gul Nahida	Noor Habib	Chapper Gram	GGPS	Kucha Maidarmula	Ag:VI Post
27	Gul Sad Bar	Muhammad Jan	Matta J/ Khan	GGPS	Kara Nara	Ag:VI Post
28	Gul Shahida	Gul Dad Khan	Karg Allai	GGPS	Karg	Ag:VI Post
29	Gul Shahroon	Amir Muhammad	Tikri	GGPS	Rabbat	Ag:VI Post
30	Hafsa	Muhammad Afzal	Batamori	GGPS	Kadlo	Ag:VI Post
31	Hameeda Begum	Molvi Abdullah	Battagram	GGPS	Talootabad	Ag:VI Post
32	Husana Bibi	Syed Farooq Shah	Balamon	GGPS	Kadlo	Ag:VI Post
33	Hussan Pari	Juma Khan	Sakargah	GGPS	Desher S/Gah.	Ag:VI Post
34	Iffat Bibi	Hakim Khan	Cham Qilla	GGPS	Chanrt	Ag:VI Post
35	Iffat Dildar	Dildar Khan	Qilla	GGPS	Qilla Behram Khan	Ag:VI Post
36	Iqbal Begum	Saad Malook	Jesol	GGPS	Kuz Bazargai	Ag:VI Post
37	Jan e Tabah	Sher Afzal Khan	Kuza Banda	GGPS	Sohna Mian Huthal	Ag:VI Post
38	Khalida Bibi	Muhammad Ilyas	Tikri	GGPS	Nogram	Ag:VI Post
39	Lubna Khatak	Amirur Rehman	Asim Colony	GGPS	Tummai	Ag:VI Post
40	Mehnaz Yusuf	Muzaf Yusuf	Battagram	GGPS	Tags Afarin	Ag:VI Post

Atsod

M. Muhammad Afzal Khan
Dist: Couns Adm S&L

41	Musarrat Shaheen	Aurnag Zeb	Mandarwali	GGPS	Dabaper	Ag:V/Post
42	Naeema Bibi	Seebab	Arghashori	GGPS	Kakarshang	Ag:V/Post
43	Naeema Shaheen	Munawar Khan	Kanai	GGPS	Mulyano Peza.	Ag:V/Post
44	Naila Sherazi	Syed Shafiaullah Shah	Maidan	GGPS	Shahtoot	Ag:V/Post
45	Naseem Akhler	Muhammad Ikram	Batamori	GGPS	Iqbal Abad.	Ag:V/Post
46	Naseem Begum	Muhammad Jan Khan	Matta J/ Khan	GGPS	Khurshidabad	Ag:V/Post
47	Naseem Bibi	Aziz Ur Rehman	Battagram	GGPS	Nala Rashang	Ag:V/Post
48	Nazia Bibi	Liaqat Ali Khan	Zareen Abad	GGPS	G/Zarinabad	Ag:V/Post
49	Nazik Gul	Muhammad Anwar	Chermang	GGPS	Rabbat	Ag:V/Post
50	Nelum Khan	Muhammad Ummer Khan	Kuza Banda	GGPS	Karag	Ag:V/Post
51	Nergis Naz	Qasim Khan	Battagram	GGPS	Wadood Abad.	Ag:V/Post
52	Nezakat Bibi	Gul Muhammad Khan	Kharari	GGPS	Jatyai	Ag:V/Post
53	Nigat Bano	Qasim Khan	Battagram	GGPS	Wadood Abad.	Ag:V/Post
54	Noreen Bibi	Doraj Khan	Kuza Band	GGPS	Kangri	Ag:V/Post
55	Nusrat Shaheen	Hazrat Ummer	Batamori	GGPS	Kadio Bala	Ag:V/Post
56	Perveen Begum	Abdul Tawab	Manu Mera	GGPS	Kund S/Akhar	Ag:V/Post
57	Rahat Naz	Haslam Khan	Shamrad	GGPS	Masoom abad	Ag:V/Post
58	Rahat Shaheen	Abdul waris	Shaker Bagh	GGPS	Sokar	Ag:V/Post
59	Raheela Matin	Abdul Matin	Jesol	GGPS	Seri Ishaq	Ag:V/Post
60	Rafal Naz	Muhammad Alam	Kuz Banda	GGPS	Bar Huthal	Ag:V/Post
61	Rehana Bibi	Alam Zaib	Batamori	GGPS	Kadio Bala	Ag:V/Post
62	Robina Naz	Dost Muhammd	Battagram	GGPS	Karwar	Ag:V/Post
63	Roobi Sultan	Sultan Muhammad	Korwal	GGPS	Nathoo	Ag:V/Post
64	Rooma Khan	Zialet Khan	Pomang	GGPS	Seri Mian Sadar	Ag:V/Post
65	Rukhsana Bibi	Babo Khan	Bajmera	GGPS	Bandigo	Ag:V/Post
66	Rukhsana Bibi	Behram Syed	Landai	GGPS	Seri Mian Dadar	Ag:V/Post
67	Ruqia Bibi	Mian Jamal	Pora	GGPS	Gangwal	Ag:V/Post
68	Saadia Bibi	Hafiz Ullah	Rajmira	GGPS	Rajmira	Ag:V/Post
69	Saeed Bibi	Zarif Khan	Kuza Banda	GGPS	Rabbat	Ag:V/Post
70	Saeeda Begum	Muhammad Iqbal	Tikri	GGPS	Nogram	Ag:V/Post
71	Saeeda Bibi	Shair Muhammad Khan	Ajmera	GGPS	Kandi Peshora.	Ag:V/Post
72	Sahera Gul	Gul Bahadar Khan	Kuza Banda	GGPS	Dehri Mashakhail	Ag:V/Post
73	Saima Gul	Shad Muhammad	Battagram	GGPS	Surgai	Ag:V/Post
74	Saima Salar	Salar Khan	Batamori	GGPS	Battamori	Ag:V/Post
75	Saiqa	Abdul Majeed	Jesole	GGPS	Kuz Bazargai	Ag:V/Post
76	Saira Ahmad	Ali Ahmad Khan	Battagram	GGPS	Huthal Kandow	Ag:V/Post
77	Sajida Khan	Alif Jan Khan	Chermang	GGPS	Pokal	Ag:V/Post
78	Sajida Khan	Anwar Khan	Kuz Banda	GGPS	Zareenabad	Ag:V/Post
79	Salma Rani	Taj Muhammad Khan	Batamori	GGPS	Banser	Ag:V/Post
80	Sameena Naz	Raheem Said	Saidra	GGPS	Saidra	Ag:V/Post
81	Sameena Saeed	Saeedur Rehman	Mera Tikri	GGPS	Gichkote	Ag:V/Post
82	Samina Khan	Idrees Khan	Batangi D/Khan	GGPS	Andarwali	Ag:V/Post
83	Shad Begum	Zar Nosh	Sharif Abad	GGPS	Sharif Abad	Ag:V/Post
84	Shaista Bibi	Muhammad Ashraf	Kanai	GGPS	Kanai	Ag:V/Post
85	Shakeela Bibi	Muhammad Ayub	Tikri	GGPS	Asharay	Ag:V/Post
86	Shakil Aslam	Aslam Khan	Battagram	GGPS	Shamlai	Ag:V/Post

Attested

 District Officer
 District Office
 District of Faisalabad

87	Shakila Naz	Gul Muhammad	Pokal Allai	GGPS	Karg	Ag:VI/Post
88	Shakila Naz	Sareen Khan	Chapri	GGPS	D/Sakargah	Ag:VI/Post
89	Shakra	Haji Spain Khan	Thakot	GGPS	Colony Thakot	Ag:VI/Post
90	Shamaila Afzal	Afzal Ali Khan	Battagram	GGPS	Kalota	Ag:VI/Post
91	Shamal Pari	Haji Muhib Khan	Chraqmar	GGPS	Chraqmar	Ag:VI/Post
92	Shazia	Abadur Rehamn	Bajmera	GGPS	Gijbori Kandi	Ag:VI/Post
93	Shazia Rahim	Rahim Khan	Kuza Banda	GGPS	Matta Sofian	Ag:VI/Post
94	Shoukal Naz	Muhammad Siraj Khan	Chapri H/ Khan	GGPS	Kalota	Ag:VI/Post
95	Sidra	Malik Aman	Battagram	GGPS	Kanai	Ag:VI/Post
96	Sumaira Tehseen	Tehseen Khan	Qilla	GGPS	Kakarshang	Ag:VI/Post
97	Tabasum Shahzadi	Attaur Rehman	Charbagh	GGPS	Trand	Ag:VI/Post
98	Tamanna Bibi	Gul Muhammad Khan	Tikri Kharari	GGPS	Kass Gujer Khan	Ag:VI/Post
99	Tanzeela Bibi	Abdur Rehman	Mera	GGPS	Zareen Abad	Ag:VI/Post
100	Tasleem Husain	Ghulam Husain	Ajmera	GGPS	Moh:Baikhal	Ag:VI/Post
101	Yasmin Gul	Nadir Khan	BandaBala	GGPS	Haji Abad	Ag:VI/Post
102	Zahra Bibi	S. Muzafar Husain Shah	Landai	GGPS	Kushgram	Ag:VI/Post
103	Zakia Naz	Gohar Aman	Kuza Banda	GGPS	Peshora	Ag:VI/Post
104	Zeenat Begum	Taj Malook	Balamori	GGPS	S/Sum Banda	Ag:VI/Post
105	Zeenat Bibi	Abdur Rehman	Geroli Bazar	GGPS	Talootabad	Ag:VI/Post
106	Zenab Bibi	Noor Habib	Chapper Gram	GGPS	Chappargram	Ag:VI/Post

P-11

Terms & Conditions:

- 1 They are entitled to get all benefits as admissible under the rules in civil servant Act except pension/ gratuity. They should however be entitled to receive such amount contributed by them toward the contributory Provident fund along with contribution made by the provisional government to their accounts in the said fund in the prescribed manner. Provided further that in the event of death of civil servant whether before or after retirement their families should be entitled to receive the said amount if it has already not been received by the concerned.
- 2 Charge reports should be submitted to all concerned
- 3 The candidates are required to produced Age and Health certificate from the Medical Supdt: DHO Hospital Battagram.
- 4 The candidates should join their posts within fifteen days of the issue of this order; otherwise appointment order will be cancelled.
- 5 Age below 18 and above then 33 years not acceptable
- 6 The DDO (F) S&L is directed to verify and confirm the Domicile Certificates from the concerned Authority
- 7 The candidates who are FA/FSc, PTC/ Diploma in Elementry Education or SSC/ PTC with three year Diploma in Elementry Education will draw their pay in BPS - 7 @ 2555 - 140 - 6755 per months + usual allowances as admissible under the rules
- 8 The candidates who are FA/FSc, will draw their salaries in BPS - 6 @ 2485 per month fixed + usual allowances as admissible under the rules.
- 9 The candidates who are SSC, will draw their salaries in BPS - 5 @ 2415 per month fixed + usual allowances as admissible under the rules.

نوٹ: سف سلی کاپی جس پر سبیل کے لئے درخواستیں کی جائیں۔ کارآمد۔

Executive District Officer
School & Literacy Battagram

Dated Battagram the 30/11/2006.

Endst: 2988 - 96 /AE-III/APPTT:PST(F)

Copy To The:-

- 1 P.S To Secretary Schools & Literacy Deptt; NWFP Peshawar.
- 2 Director Schools & Literacy NWFP Peshawar.
- 3 District Nazim Battagram
- 4 District Co-Ordination Officer Battagram
- 5 District Accounts Officer Battagram
- 6 Dy. District Officer (Female) Primary Battagram
- 7 A.D.O. (B & A) Local Office.
- 8 Candidate Concerned.
- 9 O.O.File.

Attested
Muhammad Ahsan
Distt: Courts Abbottabad

[Signature]
District Officer (Female)
Schools & Literacy Battagram.

اسٹریٹجک امور

محکمہ صحت ای او صاحبہ زنانہ عدالت

جناب عالیہ

خودمانہ گزارش سے کہ سائلہ سے سال عارضین

حم کیلئے حرمین شریفین جارہی ہے۔

یہ کہ سائلہ یکم ستمبر 2014 سے 30 نومبر 2014 تک کی وقت

(جھٹی) کی درخواست کر رہی ہے۔

یہ کہ سائلہ کو یکم ستمبر سے 30 نومبر تک جھٹی عنایت فرما کر عارضین حج

کی سعادت حاصل کرنے کے اجازت دیا جائے۔

یہ کہ سائلہ صاحبہ دعا گو رہے گی اور یہ سائلہ ان ممبر

مقامات میں آکر کوآرڈر کی فیصلگی کو سنبھال دیا جائے

میں یاد رکھی جائے۔

یہ کہ سائلہ کو یہ جھٹی عنایت فرما دیا جائے

العارضین

محکمہ صحت ای او صاحبہ زنانہ عدالت اور کالج جھٹی

Shahzad
26/08/2014

Received
26/8/2014

ASD

Muhammad Arshad
Distt: Courts Abotabad

ANNEX "C"



OFFICE OF THE DISTRICT EDUCATION OFFICER (F)
NEAR SKY HAWK PUBLIC HIGH SCHOOL
AND COLLEGE BATTAGRAM
PH#. 0997-310461

P-13

NOTIFICATION.

WHEREAS, You Mstt: SHAKILA BIBI PST GGPS Banda Akhoun Zaogem have been willfully absent from your duty since long. An absence notice was served upon you by the Circle-ASDEO but you did not respond.

AND WHEREAS, A show cause notice was also served upon you by the undersigned vide this office Endstt: No, 2031-34 Dated 9/17/2014

AND WHEREAS, according to rule 9 of Khyber Pakhtunkhwa Government Servants (Efficiency & discipline) Rules 2011, a final show cause notice was also published in daily "Express" Dated 21.12.2014 wherein you were directed to resume your duty at the earliest and also attend office of the undersigned for personal hearing within 15 days of the publication of this notice and put forward your written defense if any as to why you may not be proceeded under the (E&D) rules 2011 failing which an ex-parte decision shall be taken against you but you have neither resumed your duty nor submit any reply in this regard so far.

NOW, THEREFORE, In the exercise of powers conferred under section 4, of the Khyber Pakhtunkhwa government servants removal from service (E&D) Rule 2011, I the undersigned being competent authority please to impose major penalty of removal from service upon your with immediate effect in the larger public interest.

Rehana Yasmin.
District Education Officer (F)
Battagram.

Dated Battagram the 21/01/2015

Endstt: No. 211-66

Copy forwarded to the:-

1. Director (E&SE) Khyber Pakhtunkhwa Peshawar.
2. Deputy Commissioner Battagram
3. District Accounts Officer Battagram.
4. SDEO (F) Local Office.
5. Heads of all Concerned Schools.
6. PSTs Concerned.

Rehana Yasmin.
District Education Officer (F)
Battagram.

Attested
Muhammad
Distt: Courts

ANNEX "D"

P-14

اپیل

بھنخور جناب ڈائریکٹر صاحب محکمہ ایلمنٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخواہ

بحالی برائے P.S.T پوسٹ سروس B.P.S 12

عنوان:

جناب عالی!

درخواست ذیل عرض ہے کہ سالانہ شکلیہ نازدختر سرین خان گاؤں چھپڑی بالا جی جی پی ایس بانڈہ اخونزادگان تحصیل اینڈ ڈسٹرکٹ بنگرام سرحد کی پوسٹ پر باقاعدگی سے اپنی ذیولگی کے فرائض

سرا انجام دیتی رہی ہے۔

یہ کہ سالانہ 30.11.2006 کے بعد سے اپنی ذیولگی میں کوئی کوتاہی نہیں کی اور نہ ہی اس کی تنخواہ کسی وجوہات کے بنا پر بند ہوئی۔

یہ کہ سالانہ 2.9.2014 کو فریضہ حج ادا کرنے تین ماہ کے لیے خاوند کے بھیجے ہوئے وزٹ ویزے پر سعودی عرب چلی گئی۔ حج کی ادائیگی کے بعد سالانہ خاوند

کی تیار داری کے لیے ویزے میں توسیع کی۔ اور 29 دسمبر 2015 تک خاوند کے پاس رہائش پزیر ہوئی۔

یہ کہ سالانہ نے جانے سے پہلے تین ماہ یعنی 1.9.2014 سے 30.11.2014 تک چھٹی کی درخواست ایجوکیشن آفس میں جمع کروائی تھی جسکی کاپی لف ہے

یہ کہ سالانہ 30.1.2015 کو واپس پاکستان آئی۔

یہ کہ سالانہ کو واپس آکر پتہ چلا کہ غیر حاضری کی وجہ سے اس کی PST پوسٹ سے Removal ہو گئی ہے۔

یہ کہ سالانہ کے ہم ایڈریس۔ کوئی شوکارہ وصول نہیں ہوا۔ اور نہ ہی یہاں پر پہاڑی علاقہ کی وجہ سے کوئی اٹنڈر آتا ہے۔

یہ کہ سالانہ نے ڈسٹرکٹ ایجوکیشن آفیسر زمانہ بنگرام کو بھی اپیل کی ہے۔

یہ کہ سالانہ کے چھوٹے بچے ہیں اور ایک پسماندہ علاقے سے تعلق رکھتی ہے۔

استدعا کی جاتی ہے کہ

سالانہ فریضہ حج کی خاطر اپنی پوسٹ پر دوبارہ بحال کیا جائے تاکہ سالانہ بنگالی سے ان مشغلہ دور میں اپنی اس اوقات بہتر طریقے سے لڑے۔ اور اپنے بچوں کی پیٹ

پالنے کے ساتھ ساتھ ان کو بہتر تعلیم دے سکے۔

سالانہ ہمیشہ دعا گو رہے گی اور اپنی ذیولگی ایمانداری سے سرا انجام دے گی۔

عین نوازش ہوگی

العارض!

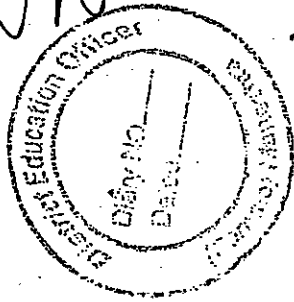
شکلیہ نازدختر سرین خان گاؤں چھپڑی بالا جی جی پی ایس بانڈہ اخونزادگان تحصیل اینڈ ڈسٹرکٹ بنگرام سرحد

Signature

02-03-2015

Muhammad Ahmad Khan Talpuri
Advocate
District Courts Abbottabad

ANNEX "E" P-15



DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION KHYBER PAKHTUNKHWA PESHAWAR

NO. 7672 TF.No.25/F/Enquiry Battagram

DATED PESHAWAR THE: 30/4/2015.

To

The District Education Officer (Female) Battagram

Subject: - Appeal

Memo:-

I am directed to refer to your letter No.536 dated 19/3/2015 on the subject cited above and to inform you that, Director Elementary & Secondary Education Khyber Pakhtunkhwa has agreed with the report of the SDEO (F) Battagram in the case of Mst. Shakila Naz PST GGPS Akhoon Zadgan. Hence the case may be seen and filed please.

No. it. Misc. to DEC Battagram

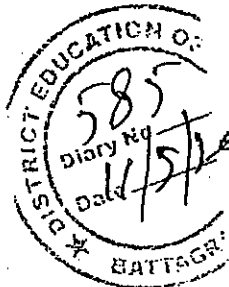
DEC

Deputy Director (Female) Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar

Endst: No.

Copy to the:

- 1. PA to Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.



Deputy Director (Female) Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar

Handwritten notes and signatures: 'D SDEO of PA', 'case is filed as per decision of Director', 'Muhammad Arshad Khan Tanoli Advocate High Court Office No. 33 Adjacent Distt Bar Peshawar', 'Shakila Naz', '28/5/2015', '26', '11/5/15'.

وکالت نامہ

Before The Service Tribunal, KPK, Peshawar بعدات

Shakeela Naz vs Govt of KPK & others
(Appellant) منجانب:

Service Appeal نوعیت مقدمہ:

باعث تحریر آنکہ

مقدمہ مندرجہ میں اپنی طرف سے واسطے پیروی و جواب دہی کل کارروائی متعلقہ آس مقام

Muhammad Arshad Khan Tanoli Advocate High Court

کو وکیل مقرر کر کے اقرار کرتا ہوں کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا نیز وکیل صاحب موصوف کو کرنے راضی نامہ و تقرر ثالث و فیصلہ بر حلف و دینے اقبال دعویٰ اور بصورت دیگر ڈگری کرانے اجراء وصولی چیک روپیہ و عرضی دعویٰ کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور کی کل یا کسی جزوی کارروائی کے لئے کسی اور وکیل یا مختار صاحب قانونی کو اپنے ہمراہ اپنی بجائے تقرر کا اختیار بھی ہوگا اور صاحب مقرر شدہ کو بھی وہی اور ویسے ہی اختیارات ہوں گے اور اس کا ساختہ پرداختہ مجھ کو منظور و قبول ہوگا۔ دوران مقدمہ جو خرچ و ہرجانہ التوائے مقدمہ کے سبب ہوگا اس کے مستحق وکیل صاحب ہوں گے۔ نیز بقایا رقم وصول کرنے کا بھی اختیار ہوگا۔ اگر کوئی پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب موصوف پابند ہوں گے کہ پیروی مقدمہ مذکورہ کریں اور اگر مختار مقرر کردہ میں کوئی جزو بقایا ہو تو وکیل صاحب موصوف مقدمہ کی پیروی کے پابند نہ ہوں گے۔ نیز درخواست بمراد استجارت نالش بصینہ مفلسی کے دائرہ کرنے اور اس کی پیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

لہذا وکالت نامہ تحریر کر دیا تاکہ سند رہے۔

المقوم:

بمقام: Advocate

Accepted

(Signature)

Shakeela Naz

BEFORE THE HONORABLE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA CAMP COURT ABBOTTABAD

Service Appeal No. 598/2016

Mst: Shakeela NazAppellant

VERSUS

**Government of Khyber Pakhtunkhwa through Secretary Education and
others.....Respondents**

Index

S. No	Description /Documents	Annexure	Pages
1	Comments		1.2 &3
2	Vetted copy		4
3	Affidavit		5
4	(copy of Absent report of the SDEO (f))	A	6&7
5	Attendance register	B	8 to 13
6	Ist Show cause & 2 nd Show Cause	C&D	14&15
7	Termination order	E	16
8	Appeal Director	F	17
9	Copy of Appellant authority rejection	I	18 to 21

Respondent

①

BEFORE THE HONORABLE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA CAMP COURT ABBOTTABAD

Service Appeal No. 598/2016

Mst: Shakeela NazAppellant

VERSUS

Government of Khyber Pakhtunkhwa through Secretary Education
and others.....Respondents

**Joint Para-wise comments /Reply on behalf
of Respondents No: 1. 2&3**

Respectfully Sheweth:

Preliminary Objections

1. The appellant has got no cause of action / locus standi to file the instant appeal.
2. The appellant has not come to this Honorable Service Tribunal with clean hands.
3. That the appellant has concealed the material facts from the honourable service tribunal. Hence not entitled for any relief and the appeal is liable to be dismissed.
4. That the appellant has filed the instant appeal on Malafidy.
5. The Appeal of the appellant is against the prevailing law and rules.
6. The Appellant is estopped by her own conduct to file instant appeal.
7. The instant appeal is not maintainable in its present form and also in the present Circumstances of the issue
8. That the appeal is time barred by law, hence liable to be dismissed on this score alone.
9. That the appeal is liable to be dismissed due to misjoinder and non- joinder of necessary parties.

- ②
10. That the competent authority has been don all the proceeding according to law and rules hence appeal is liable to be dismissed.

Facts:

1. Para NO.1 relates to record.
2. Para No. 2 is incorrect as stated the appellant was found absent from duty further stated that she was duty bound to perform her duty for which she was paid but she failed to perform her duty hence the action was taken against him by the competent authority as per law and rules.
3. In reply to Para No.03 It is submitted that the appellant remained absent from 1st June 2014 to 21/01/2015 i.e. (Till her termination order). Her application for leave is baseless and not presented properly at proper time. Therefore the competent authority rightly held that she was will full absent. (her application for leave was submitted through unknown source)

(Absent report Annexure	“A”)
(Register attendance Annexure	“B”)
(First show cause notice Annexure	“C”)
(Second show cause notice Annexure	“D”)
4. In reply to Para No.4 It is submitted that Record reveals that she was absent from 1st June 2014. Her excuse is just a cover-up for her will full absent.
5. In reply to Para No. 5 It is submitted that Appellant was removed from service on 21/01/2015 after show cause notices & proper checking record in which she was found absent, therefore rightly removed from service.

(Termination order Annexure	“E”)
(Appeal Director Annexure	“F”)
6. Relate to record.
7. The appeal rightly rejected by competent authorities.
(Copy of appellant authority rejection Annexure “I”)

8. Appeal is baseless as well as the grounds.

Ground:

- a. Incorrect due to prolong absence & living aboard. The applicant was rightly removed from service.
- b. Incorrect as stated in fact two show cause notices were send but appellat living abroad did not turn up in time nor she was interested in job therefore rightly removed.
- c. Incorrect the facts of the case are that appellat was found absent from 01-06-2014 to 21-01-2015 period. Therefore rightly removed under the rules /law.
- d. Incorrect competent authority & Appellant authority rightly acted against the appellat. No need for further inquiry etc.
- e. No comments, legal treated as per law.
- f. That the respondent seeks further grounds at the time of arguments.

Therefore it is humbly prayed that the appeal of the appellat may graciously be dismissed with cost.

RESPONDENTS

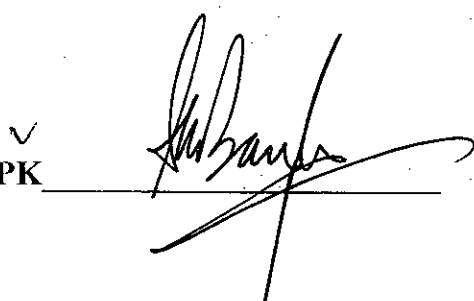
1. District Education Officer (F)
Battagram Respondent No 3



2. Director of E&SE Department KPK
Peshawar respondent 2



3. Secretary E & SE Department KPK
Peshawar Respondent 1

✓


④
BEFORE THE HONORABLE SERVICE TRIBUNAL KHYBER

PAKHTUNKHWA CAMP COURT ABBOTTABAD

Service Appeal No. 598/2016


Mst: Shakeela NazAppellant

VERSUS

**Government of Khyber Pakhtunkhwa through Secretary Education
and others.....Respondents**

AFFIDAVIT

I Amir Muhammad Khan ADEO (Litigation) o/o the DEO (f) Battagram do hereby affirm and declare on oath that content of Para-wise comments are true and correct to the best of my knowledge and belief that nothing has been concealed from this. Honorable Court.


ADEO (Litigation)
Office of the DEO (f) Battagram
8/2/2016

BLK
for Reporting
Shawcross
William F
ASD/EO
20/6/2014

Handwritten notes in Urdu script, including the date 20/6/2014.

Absent Report
(m)

Page No
Amnkhilvcha

افانٹ حائلہ GPS ماڈل ۱۰۰

زردگان

Page no 6

Annexure (A)

تاریخ 29/11/2014 کو ماڈل ۱۰۰ زردگان

کا افانٹ حائلہ لیا۔ دونوں میٹرز لیس
1/6/2014 سے


افسرا اور مشینڈیٹر حاضر ہیں۔ دونوں و

دوسرا شوکار ہوا ہے۔ جواب میں

ملا۔ مشینڈیٹروں ملک لگی ہے۔ تحقیق

کی درخواست باہر جانے کے لئے ہے

نیزہ کارگی کی سٹیشن کی حالت ہے


ASD

29/11/2014

رجسٹر حاضری مدرسین گورنمنٹ ایجوکیشنل سکول بانوہ اوٹو ڈرائنگ

2014

بابت ماہ جون

Skreenzoda			Shakeela Naz			Naseem Akhtar			ردیف			
3/1/14			Teachers			Teachers			نمبر			
روزگار	روزگار	روزگار	روزگار	روزگار	روزگار	روزگار	روزگار	روزگار	روزگار			
		Sunday			Sunday			Sunday	1			
P	1:00	P	8:--	S.N	1:00	S.N	8:20	NAS	1:00	NAS	8:20	2
P	11:00	P	8:--	S.N	1:00	S.N	8:20	NAS	1:00	NAS	8:20	3
P	1:00	P	8:20	S.N	11:00	S.N	8:20	NAS	1:00	NAS	8:20	4
P	1:00	P	8:00									5
P	11:30	P	8:00									6
P	1:00	P	8:--									7
		Sunday			Sunday							8
P	1:00	P	8:00									9
P	1:00	P	8:00									10
P	1:00	P	8:00									11
P	1:00	P	8:00									12
P	11:30	P	8:00									13
P	1:00	P	8:00									14
												15
P	1:00	P	8:00									16
P	1:00	P	8:00									17
P	1:00	P	8:00									18
P	1:00	P	8:00									19
P	11:30	P	8:00									20
P	1:00	P	8:00									21
												22
P	1:00	P	8:00									23
P	1:00	P	8:00									24
P	1:00	P	8:00									25
P	1:00	P	8:00									26
P	11:30	P	8:00									27
P	1:00	P	8:00	Absent		Absent						28
												29
P	1:00	P	8:00	Absent		Absent						30
												31

Handwritten signature and date: 10/6/2014

Handwritten signature and date: 28/6/2014

رجسٹر حاضرین مدرسین گو رہنما کپڑا لہریہ انٹرنیٹ اسکول سائبر ایف انڈیا

یابت ماہ اگست 2014ء

تاریخ	شعبہ ابتدائی				شعبہ اوسط				تاریخ
	آمد	دستخط	روایتی	دستخط	آمد	دستخط	روایتی	دستخط	
1									
2									
3									
4									
5								NAS	10:00
6								NAS	10:00
7								NAS	10:00
8									
9								Absent	
10									
11									
12									
13									
14									
15									
16									
17									
18									
19									
20								NAS	10:00
21								NAS	10:00
22								NAS	11:00
23								NAS	10:00
24									
25								NAS	10:00
26								NAS	10:00
27								NAS	10:00
28								NAS	10:00
29								NAS	11:30
30								NAS	10:00
31								Absent	

Handwritten signatures and dates at the bottom of the page, including '31/8/14'.

رجسٹر حاضری مدرسین "گورنمنٹ ہائیئر سکول بانڈہ اٹونڈہ کمانڈو" 2014

Shameen-Zaido				Shakeela Naz				Naseem Akhtar				ردیف
روزانگی	دستخط	آمد	آؤ	روزانگی	دستخط	آمد	آؤ	روزانگی	دستخط	آمد	آؤ	ردیف
P	1.00	P	8.00					NAS	1.00	NAS	8.00	1
P	1.00	P	8.00					NAS	1:00	NAS	8.00	2
P	1.00	P	8.00					NAS	1:00	NAS	8.00	3
P	1.00	P	8.00					NAS	1:00	NAS	8.00	4
P	11:30	P	8.00					NAS	11:30	NAS	8.00	5
P	1.00	P	8.00					NAS	1:00	NAS	8.00	6
Sunday				Sunday				Sunday				7
P	1.00	P	8.00					NAS	1:00	NAS	8.00	8
P	1.00	P	8.00					NAS	1:00	NAS	8.00	9
P	1.00	P	8.00					NAS	1:00	NAS	8.00	10
P	1.00	P	8.00					NAS	1:00	NAS	8.00	11
P	11:30	P	8.00					NAS	11:30	NAS	8.00	12
P	1.00	P	8.00					NAS	1:00	NAS	8.00	13
Sunday				Sunday				Sunday				14
P	1.00	P	8.00					NAS	1:00	NAS	8.00	15
P	1.00	P	8.00					NAS	1:00	NAS	8.00	16
P	1.00	P	8.00					NAS	1:00	NAS	8.00	17
P	1.00	P	8.00					NAS	1:00	NAS	8.00	18
P	11:30	P	8.00					NAS	11:30	NAS	8.00	19
P	1.00	P	8.00					NAS	1:00	NAS	8.00	20
Sunday				Sunday				Sunday				21
P	1.00	P	8.00									22
P	1.00	P	8.00									23
P	1.00	P	8.00									24
P	1.00	P	8.00									25
P	1.00	P	8.00									26
P	11:30	P	8.00									27
Sunday				Sunday				Sunday				28
P	11:30	P	8.00									29
P	1.00	P	8.00									30
Sunday				Sunday				Sunday				31
میزان	سابقہ	مال	میزان	سابقہ	مال	میزان	سابقہ	مال	میزان	سابقہ	مال	میزان

AS.D
27/9/2014

CSG/PS Bande Akhbar
رجسٹر مقررین

2014 بابت

Shareen Zada Shakula Nabim Akhbar

روز	پہلی	دوئی	تیسری	چوتھی	پنجمی	ششمی	ساتھی	آٹھویں	نواں	دسواں	نمبر
P	P										1
P	P										2
P	P										3
P	P										4
P	P										5
P	P										6
P	P										7
P	P										8
P	P										9
P	P										10
P	P										11
P	P										12
P	P										13
P	P										14
P	P										15
P	P										16
P	P										17
P	P										18
P	P										19
P	P										20
P	P										21
P	P										22
P	P										23
P	P										24
P	P										25
P	P										26
P	P										27
P	P										28
P	P										29
P	P										30
P	P										31

رجسٹر مقررین

GGPS Bande Akhri
 December

Sharon Zader Shakeela Naz Nasim Akhlan

روز	Sharon Zader	Shakeela Naz	Nasim Akhlan	نمبر
P	P			1
P	P			2
P	P			3
P	P			4
P	P			5
Sunday				6
P	P			7
P	P			8
P	P			9
P	P			10
P	P			11
P	P			12
Sunday				13
P	P			14
P	P			15
P	P			16
P	P			17
P	P			18
P	P			19
Sunday				20
P	P			21
P	P			22
P	P			23
Sunday				24
Eid-ul-Fitr				25
Eid-ul-Fitr				26
Sunday				27
Sunday				28
Sunday				29
Sunday				30
Sunday				31

15/12/2014

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) DISTRICT BATTAGRAM.

SHOW CAUSE NOTICE.

I Mst: Nohana Yasmeen DEO (Female) Battagram as competent authority under the Khyber Pakhtunkhwa Govt: servant (Efficiency and Disciplinary) Rule, 2011 do hereby serve this show cause notice upon you Mst: shakil PST Gbps Banda Akhoun Zadjan.

Consequent upon the report of IMU I am satisfied that you have committed the following acts/omissions specified in rule 03 of the said rules.

Guilty of wilful absence noted against each.

As a result therefore, I am competent authority have been tentatively decided to impose upon you.

Minor Penalty.

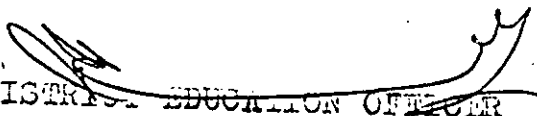
- (i) Recovery of the absence period.
- (ii) Stoppage of two increments.

2. Major Penalty.

- (i) Removal from service.

1. Therefore you are required to show cause as to why the aforesaid penalty should not be imposed upon you and also intimate whether you desire to be heard in person.


2. If no reply to this notice is received within 07 days of its delivery it shall be presumed that you have no defense to put in and in that case ex-parte action shall be taken against you.


DISTRICT EDUCATION OFFICER
(FEMALE) DISTRICT BATTAGRAM.

Encl. No. 2031-33 / Dated. 28/08/2014.

Copy Forwarded to the:-

1. Director (E&SE) Education Khyber Pakhtunkhwa Peshawar.
2. Deputy Commissioner Battagram.
3. DDO Concerned with the direction to deduct salary of their absent period.
4. Teacher/J/C/ Class IV Concerned.


DISTRICT EDUCATION OFFICER
(FEMALE) DISTRICT BATTAGRAM.

Amol
28/8/14

Page no 19 *Ameshtine (D)*

2nd SHOW CAUSE NOTICE.

I Matt: Rohana Yasmeen District Education Officer

(Female) Battagram as competent authority under the Khyber Pakhtunkhwa Govt: servant (Efficiency and Disciplinary) Rule, 2011 do here by serve this and show cause notice upon you - Mst Shakila P.S.T GAPS

Banda Akhoun Zaidyan

Consequent upon the report of IMU and ASDEO (Female)

Circle Battagram I am satisfied that you have committed the following acts/ omission specified in rule 03 of the said rules.

Guilty of wilful absence w.c.f, *1/16/2014 to 24/11/2014* as a result therefore I am competent authority have tentatively decided to impose upon you.

1. Minor Penalty.

- (i) Recovery of the absence period
- (ii) Stoppage of two increments.

2. Major Penalty.

- (1) Removal from service.

Therefore you are required to show cause as to why the aforesaid penalty should not be imposed upon you and also intimate whether you desire to be heard in person.

If no reply to this notice is received within 07 days of its delivery it shall be presumed that you have no defense to put in and in that case ex-parte action shall be taken against you.

DISTRICT EDUCATION OFFICER
(FEMALE) DISTRICT BATTAGRAM.

Endst.No. 2743-46 / Dated. 22/10/2014.

Copy forwarded to the:-

1. Director (ERSE) Education Khyber pakhtunkhwa peshawar.
2. Deputy Commissioner Battagram.
3. DDO Concerned with the direction to deduct salary of their absent period.
4. Teacher/J.C/Class IV Concerned.

DISTRICT EDUCATION OFFICER
(FEMALE) DISTRICT BATTAGRAM.

Amj
25/10/14



Page No 5 Annexure (E)
OFFICE OF THE DISTRICT EDUCATION OFFICER (F)
NEAR SKY HAWK PUBLIC HIGH SCHOOL
AND COLLEGE BATTAGRAM
PH#: 0997-310461


NOTIFICATION.

WHEREAS, You Mstt: SHAKILA BIBI PST GGPS Banda Akhwan Zadgem have been willfully absent from your duty since long. An absence notice was served upon you by the Circle ASDEO but you did not respond.

AND WHEREAS, A show cause notice was also served upon you by the undersigned vide this office Endstt: No, 2031-34 Dated 9/7/2014

AND WHEREAS, according to rule 9 of Khyber Pakhtunkhwa Government servants (Efficiency & discipline) Rules 2011, a final show cause notice was also published in daily "Express" Dated 21.12.2014 wherein you were directed to resume your duty at the earliest and also attend office of the undersigned for personal hearing within 15 days of the publication of this notice and put forward your written defense if any as to why you may not be proceeded under the (E&D) rules 2011 failing which an ex-parte decision shall be taken against you but you have neither resumed your duty nor submit any reply in this regard so far.

NOW, THEREFORE, In the exercise of powers conferred under section 4, of the Khyber Pakhtunkhwa government servants removal from service (E&D) Rule 2011, I the undersigned being competent authority please to impose major penalty of removal from service upon your with immediate effect in the larger public interest.

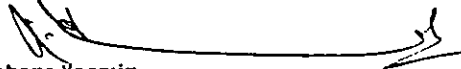

Rehana Yasmin.
District Education Officer (F)
Battagram.

Dated Battagram the 21/01/05.2015

Endstt: No. 261-661

Copy forwarded to the:-

1. Director (E&SE) Khyber Pakhtunkhwa Peshawar.
2. Deputy Commissioner Battagram
3. District Accounts Officer Battagram.
4. SDEO (F) Local Office.
5. Heads of all Concerned Schools.
6. PSTs Concerned.


Rehana Yasmin.
District Education Officer (F)
Battagram.

اپیل

Annexure (F)

بھنور جناب ڈائریکٹر صاحب محکمہ ایمنٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخواہ

عنوان: بحالی برائے P.S.T پوسٹ سروس B.P.S 12

جناب عالی!

درخواست ذیل عرض ہے کہ سائلہ شکیلہ ناز عمر صد نوسال سے آپنی زیر نگرانی P.S.T کی پوسٹ پر باقاعدگی سے آپنی ڈیوٹی کے سرفرائض

سرا انجام دیتی رہی ہے۔

یہ کہ سائلہ نے 30.11.2006 کے بعد سے اپنی ڈیوٹی میں کوئی کوتاہی نہیں کی اور نہ ہی اس کی تنخواہ کسی وجوہات کے بناء پر بند ہوئی۔

یہ کہ سائلہ 2.9.2014 کو فریضہ حج ادا کرنے تین ماہ کے لیے خاندان کے بھیجے ہوئے وزٹ ویزے پر سعودی عرب چلی گئی۔ حج کی ادائیگی کے بعد سائلہ نے خاندان

کی تیار داری کے لیے ویزے میں توسیع کی۔ اور 29 جنوری 2015 تک خاندان کے پاس رہائش پزیر ہوئی۔

یہ کہ سائلہ نے جانے سے پہلے تین ماہ یعنی 1.9.2014 سے 30.11.2014 تک چھٹی کی درخواست ایجوکیشن آفس میں جمع کروائی تھی جسکی پالیف ہے

یہ کہ سائلہ 30.1.2015 کو واپس پاکستان آئی۔

یہ کہ سائلہ کو واپس آکر پتہ چلا کہ غیر حاضری کی وجہ سے اس کی PST پوسٹ سے Removal ہو گئی ہے۔

یہ کہ سائلہ کے ہوم ایڈریس پر کوئی شوکاڑا موصول نہیں ہوا۔ اور نہ ہی یہاں پر پہاڑی علاقہ کی وجہ سے کوئی اخبار آتا ہے۔

یہ کہ سائلہ نے ڈسٹرکٹ ایجوکیشن افسر زمانہ بنگرام کو بھی اپیل کی ہے۔

یہ کہ سائلہ کے چھوٹے بچے ہیں اور اک پسماندہ علاقے سے تعلق رکھتی ہے۔

استدنا کی جاتی ہے کہ

سائلہ کو فریضہ حج کی خاطر اپنی پوسٹ پر دوبارہ بحال کیا جائے تاکہ سائلہ مہنگائی کے اس مشکل دور میں اپنی بسا اوقات بہتر طریقے سے کر سکے۔ اور اپنے بچے کی پیٹ

پالنے کے ساتھ ساتھ ان کو بہتر تعلیم دے سکے۔

سائلہ ہمیشہ دعا گو رہے گی اور اپنی ڈیوٹی ایمانداری سے سر انجام دے گی۔

عین نوازش ہوگی

العارض!

شکیلہ ناز دختر سرین خان گاؤں چھپڑی بالا جی پی ایس ہائڈواخوزادگان تحصیل اینڈ ڈسٹرکٹ بنگرام

Handwritten signature

Handwritten notes: 26/81

Handwritten notes: 26/81 ASD

Page no 19

Annexure 1 (1)

OFFICE OF THE DISTRICT EDUCATION
OFFICER(FEMALE) DISTRICT BATAGRAM

NO 536 DATED 19/3/15

To,

The Director of Education (E&SE) Khyber
Pakhtoonkhwa Peshawar.

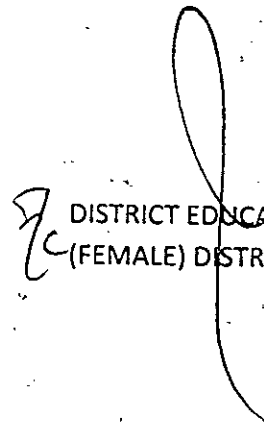
Subject: =

APPEAL

Memo,

Reference your letter No 147 Dted 02.03.2015

Enclosed please find herewith letter from the SDEO(F) Battagram subject cited above is sent herewith for your kind information please.


DISTRICT EDUCATION OFFICER
(FEMALE) DISTRICT BATGRAM

Page no 18
Annexure (1) (11)

Directorate of Elementary & Secondary
Education Khyber Pakhtunkhwa, Peshawar

No. 147 /F.No.25/(F)/Enquiry/Battagram

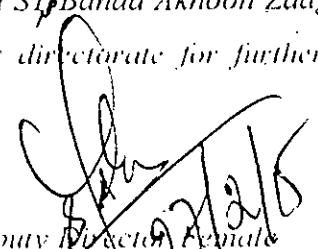
Dated Peshawar the 2/3 /2015.

To

The District Education Officer,
(Female) Battagram


Subject APPEAL

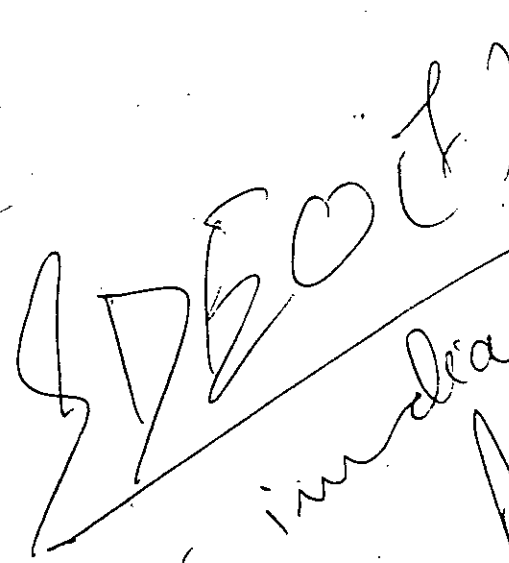
I am directed to refer to the subject cited above and to enclose herewith a photo copy of appeal in respect of Mst Shakeela Naz Ex-PST ^{SSPS} Banda Akhoun Zadgan and to ask you to submit detail report within (7) days to this directorate for further necessary action.


Deputy Director, Female
(E&SE) Khyber Pakhtunkhwa.

25/2/15



ASDEO cum
for MD PLS

25/2/15


For immediate response

29/3/15

No 348 10-3-15

To:

The District Education Officer
MINDIA, MANDAL, ...


Subject: ADMISSION

Reference: Kindly refer to your letter to 147 dated 02/03/2015
from the Director (P.T.) (Higher Suburban) Hyderabad addressed
to your goodself & received in this office vide Dircy No 533
dated 07/03/2015 (Copy attached)

The factual position is as under.

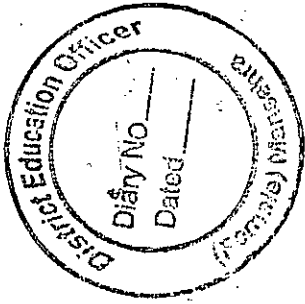
- i.) Mrs. Shobila has not sent Basic Admission Register in
concordance with the Office Order No
1031-54 dated 22/8/2014 due to her absence from school
& inordinate working against her.
- ii.) She has remained absent from school & had show-
cause notice issued to her vide this office No 1743-36
dated 11/10/2014 but no reply was received from the
teacher concerned. Meanwhile she has to proceed with all
any information to the competent authority and she has
remained absent up to March 2015.
- iii.) Final Show-cause issued to her & it failed in daily
appears from 01.03.2015 till in vain.
- iv.) After completion of all the formalities (P.T.)
competent authority has issued order of removal
from service vide P.T. Office Order No 1031-54 dated
11/11/2015.

Report is enclosed please,


OFFICE OF THE DISTRICT EDUCATION OFFICER
MINDIA, MANDAL, ...

Annexure

(1) Page No 20



DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION KHYBER PAKHTUNKHWA PESHAWAR

NO. 7672 /F.No.25/F/Enquiry Battagram

DATED PESHAWAR THE: 30/4/2015.

To

The District Education Officer (Female) Battagram

No. 115 dt. 30/4/15
Miscant to DEO (F) Battagram

Subject: - Appeal

Memo:-

I am directed to refer to your letter No.536 dated 19/3/2015 on the subject cited above and to inform you that, Director Elementary & Secondary Education Khyber Pakhtunkhwa has agreed with the report of the SDEO-(F)-Battagram in the case of Mst. Shakila Naz PST GGPS Akhoon Zadgan. Hence the case may be seen and filed please.

DEO

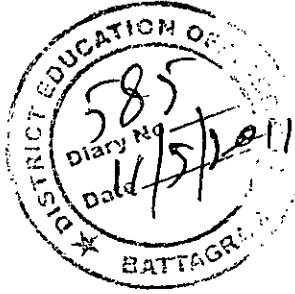
Deputy Director (Female)

Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar

Endst: No. _____

Copy to the: _____

- 1. PA to Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.



Deputy Director (Female)

Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar

SDO PA

case in this regard as per decision of Director

27/4/15
Director

14/5/15

KHYBER PAKHTUNKWA SERVICE TRIBUNAL, PESHAWAR

No. 2477/ST.

Dated 31 / 12 / 2018

To


The District Education Officer Female,
Government of Khyber Pakhtunkhwa,
Battagram.

Subject: -

JUDGMENT IN APPEAL NO. 598/2016, MST. SHAKEELA NAZ.

I am directed to forward herewith a certified copy of Judgement dated 19.12.2018 passed by this Tribunal on the above subject for strict compliance.

Encl: As above


REGISTRAR,
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.