

**KHYBER PAKHTUNKHWA**  
**SERVICE TRIBUNAL, PESHAWAR**

All communications should be addressed to the Registrar KPK Service Tribunal and not any official by name.

No. 1025 /ST Dated 2/5 /2024

Ph:- 091-9212281  
Fax:- 091-9213262

To

The District Education Officer (Female),  
District Nowshera.

Subject

**JUDGMENT IN SERVICE APPEAL NO. 2012/2022 TITLED AMINA -VERSUS- THE GOVERNMENT OF KHYBER PAKHTUNKHWA THROUGH SECRETARY EDUCATION DEPARTMENT, KHYBER PAKHTUNKHWA PESHAWAR AND OTHERS**

Dear Sir,

I am directed to forward herewith a certified copy of judgment dated. 04.04.2024, passed by this Tribunal in the above mentioned service appeal for compliance.

*Encl. As above.*

**(PIR MUHAMMAD KHAN AFRIDI)**  
ACTING REGISTRAR  
KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL,  
PESHAWAR.

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

**Service Appeal No. 2012/2022**

BEFORE: MR. KALIM ARSHAD KHAN .... CHAIRMAN  
MRS. RASHIDA BANO ... MEMBER (J)

Mst. Amina D/O Farhad Khan PST, GGPS No.1 Pabbi, District Nowshera.  
..... (Appellant)

**VERSUS**

1. The Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education Department, Civil Secretariat, Peshawar.
2. Director Elementary & Secondary Education Peshawar.
3. District Education Officer (F), Nowshera.  
..... (Respondents)

Mr. Kabir Ullah Khattak  
Advocate ... For appellant

Mr. Asif Masood Ali Shah  
Deputy District Attorney .... For respondents

Date of Institution.....28.12.2022  
Date of Hearing.....04.04.2024  
Date of Decision.....04.04.2024

**JUDGEMENT**

**RASHIDA BANO, MEMBER (J):** The service appeal in hand has been instituted under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 with the following prayer:

“That on acceptance of this appeal, the appellant may kindly be treated accordance to law and rules by adjusting/releasing her salary as well as allowing her to perform her duty with respondent department alongwith all back benefits. ”

SCANNED  
KPST  
Peshawar




2. Brief facts of the case are that appellant was appointed as Primary School Teacher (BPS-07) and was performing her duty; that allegedly she performed her duty w.c.f 13.04.2010 to 30.09.2010 but she was not paid salary of the said period; that she filed applications for release of her salaries, but no response was made and lastly, in response to her representation, an inquiry was conducted and the inquiry officer in her recommendations submitted that the appellant might be reinstated in service and the period she had not perform her duty, might be treated as leave without pay subject to verification of her educational testimonials (if not verified); that despite the recommendation of the inquiry officer, the grievance of the appellant was not redressed, hence, this appeal.

3. Respondents were put on notice who submitted their comments on the appeal. We heard the learned counsel for the appellant as well as learned Deputy District Attorney for the respondents and perused the case file with connected documents in detail.

4. Learned counsel for the appellant argued that the appellant was a civil servant and had neither been removed nor dismissed. He submitted that no charge sheet/statement of allegations or explanation have ever been served upon her. Further submitted that the appellant was a civil servant but she had not been paid salaries. Therefore, he requested for acceptance of the instant service appeal as prayed for.

5. Conversely, learned Deputy District Attorney argued that the appellant after assumption of charge was disappeared from duty without any prior permission. He submitted that the department had followed the law and rules of the law. Further, submitted that the department had followed all the codal formalities. Lastly, he submitted that the appellant was not legally eligible for her salaries, therefore, requested for dismissal of the instant service



appeal.

6. Perusal of record reveals that factum of appointment of the appellant as Primary School Teacher vide order dated 09.04.2010 is not denied by the respondent. Respondent in their reply to Para No.2 of the facts have taken the plea that appellant remained absent from duty without prior permission of the competent authority. Appellant filed application to Director Elementary & Secondary Education, Khyber Pakhtunkhwa, for her reinstatement against the post of PST upon which Sadia Begum, Head Mistress, GGHS Dasi Qadeem, Nowshera, was nominated as inquiry officer, who after conducting inquiry submitted her report wherein she in the finding held that;

- ***Reason for removal from service is not available anywhere.***
- ***No procedure for removal of service has been adopted nor any record available anywhere in offices.***

So, it is held by the inquiry officer that reason for removal of the appellant from service is not available in written and no procedure for removal from service has been adopted nor any record was found available anywhere in office. It means that appellant was removed from service without any fault at her part, that too without adopting any proper procedure i.e. to conduct regular inquiry into the factum of verification of documents or absence as the case may be but she was removed from service upon verbal orders in an arbitrary manner which is unwarranted under the law and rules on the subject. She was condemned unheard and major penalty of removal from service awarded to her.

7. It is a well settled legal proposition, that regular inquiry is a must before imposition of major penalty, whereas in case of the appellant, no such inquiry was conducted. The Supreme Court of Pakistan in its judgment reported as 2008 SCMR 1369 has held that in case of imposing major penalty,

the principles of natural justice required that a regular inquiry was to be conducted in the matter and opportunity of defense and personal hearing was to be provided to the civil servant proceeded against, otherwise civil servant would be condemned unheard and major penalty of dismissal from service would be imposed upon him without adopting the required mandatory procedure, resulting in manifest injustice. In absence of proper disciplinary proceedings, the appellant was condemned unheard, whereas the principle of *audi alteram partem* was always deemed to be embedded in the statute and even if there was no such express provision, it would be deemed to be one of the parts of the statute, as no adverse action can be taken against a person without providing right of hearing to him. Reliance is placed on 2010 PLD SC 483.

8. For what has been discussed above, the impugned order are set aside and appellant is reinstated into service by treating intervening period as leave of the kind due. Costs shall follow the event. Consign.

9. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal this 4th day of April, 2024.*



(KALIM ARSHAD KHAN)  
Chairman



(RASHIDA BANO)  
Member (J)


SCANNED  
KFST  
M.Khan

**ORDER**  
04.04.2024

1. Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, learned District Attorney for the respondents present.
2. Vide our detailed judgment of today placed on file, the impugned order are set aside and appellant is reinstated into service by treating intervening period as leave of the kind due. Costs shall follow the event. Consign.
3. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal this 4th day of April, 2024.*

SCANNED  
KPST  
Peshawar

  
(KALIM ARSHAD KHAN)  
Chairman

  
(RASHIDA BANO)  
Member (J)

\*M.Khan

26<sup>th</sup> Oct. 2023

1. Learned counsel for the appellant present. Mr. Asad Ali Khan, Assistant Advocate General for the respondents present.

2. Written reply/comments as well as cost of Rs. 10000/- on behalf of the respondents have been submitted which is found placed on file. To come up for arguments on 20.12.2023 before D.B. P.P given to the parties.

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KPST  
Peshawar

\*Adnan Shah\*

(Kalim Arshad Khan)  
Chairman

20.12.2023 1. Learned counsel for the appellant present. Mr. Asif Masood Ali Shah learned Deputy District Attorney alongwith Mrs. Sajida, ADEO for the respondents present.

2. Learned counsel for the appellant requested for adjournment on the ground that she has not prepared the brief. Adjourned. To come up for arguments on 04.04.2024 before D.B. P.P given to the parties.

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Peshawar

(Fareeha Paul)  
Member (E)

(Rashida Bano)  
Member (J)

\*KaleemUllah\*

S.A #.2012/2023

- 21<sup>st</sup> Aug. 2023
1. Junior to counsel for the appellant and Mr. Asad Ali Khan, Assistant Advocate General for the respondents present.
  2. Despite last chance, reply on behalf of all the respondents is still awaited. Learned AAG requested for further time to submit reply/comments. Granted but subject to payment of cost of Rs.5000/- to be paid on behalf of the respondents. To come up for reply/comments on 18.09.2023 before S.B. P.P given to the parties.

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Peshawar

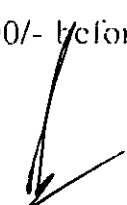
\*Mutazem Shah\*



(Kalim Arshad Khan)  
Chairman

- 18<sup>th</sup> Sep, 2023
1. Learned counsel for the petitioner present. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.
  2. Cost of Rs. 5000/- as well as reply/comments have not been submitted so far. Learned Deputy District Attorney requested for further time to contact the respondents for submission of reply/comments. Last opportunity is further granted subject to enhanced cost of Rs. 10000/- to be paid by the respondents. To come up for reply/comments as well as costs of Rs. 10000/- before the S.B on 26.10.2023. P.P given to the parties.

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Peshawar



(Muhammad Akbar Khan)  
Member (I)



SA 2012/22

25<sup>th</sup> May, 2023

01. Counsel for the appellant present. Mr. Muhammad Jan,  
District Attorney for the respondents present.

02. Reply/comments on behalf of respondents has not been  
submitted. Learned District Attorney requested for time to  
contact the respondents. Granted. To come up for written  
reply/comments on 06.07.2023 before the S.B. Parcha Peshi  
given to the parties.

SCANNED  
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Peshawar

(FAREEHA PAUL)  
Member (E)

*\*Fazle Subhan, P.S\**

06.07.2023

Learned counsel for the appellant present. Mr. Asad Ali  
Khan, Assistant Advocate General alongwith Miss Sajida,  
Litigation Officer on behalf of the respondents present.

Reply/comments on behalf of respondents not submitted.  
Representative of the respondents requested for time to submit  
reply/comments. Last opportunity is granted. To come up for  
reply/comments on 21.08.2023 before S.B Parcha Peshi given to  
the parties.

(Muhammad Akbar Khan)  
Member (E)

SCANNED  
KPST  
Peshawar

21<sup>st</sup> Aug. 2023

1. Learned counsel for the appellant and Mr. Muhammad Jan, District Attorney alongwith Mr. Laiq Ahmad, Litigation Officer for the respondents present.

2. Reply on behalf of the respondents is still awaited. Representative of respondents requested for further time to submit reply/comments. Granted but subject to payment of cost of Rs.5000/- to be paid on behalf of the respondents. To come up for reply/comments on 18.09.2023 before S.B. P.P given to the parties.

*Mistakenly written*

*\*Mutazem Shah \**

(Kalim Arshad Khan)  
Chairman

20<sup>th</sup> Feb. 2023


Counsel for the appellant present. Preliminary arguments heard and record perused.

Points raised need consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security within ten days. Thereafter, local respondents be summoned in ordinary mode while out-district respondent be summoned through TCS, the expenses of which be deposited by the appellant. To come up for written reply/comments on 06.04.2023 before the S.B.

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Rs-100  
Appellant Deposited  
Security & Process Fee


8/3/23

  
(Fareeha Paul)  
Member(E)

06<sup>th</sup> April. 2023

Counsel for the appellant present. Mr. Asad Ali Khan, Assit. AG for the respondents present.

Reply/comments on behalf of the respondents not submitted. Learned AAG requested adjournment in order to contact the respondent. Granted. To come up for written reply/comments on 25.05.2023 before the S.B. Parcha Peshi given to the parties.

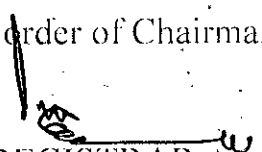
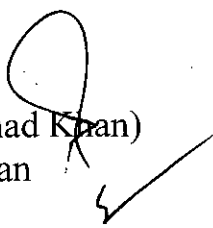
  
(Fareeha Paul)  
Member(E)

SCANNED  
KPST  
Peshawar

# FORM OF ORDER SHEET

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

Case No.- 2012/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1-	28/12/2022	<p>The appeal of Mst. Amina presented today by Mr. Kabir Ullah Khattak Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on <u>10-1-23</u> Notices be issued to appellant and her counsel for the date fixed.</p> <p>By the order of Chairman  REGISTRAR</p>
10.01.2023		<p>Learned counsel for the appellant present and requested for adjournment to further prepare the brief. Adjourned. To come for preliminary hearing on 20.02.2023 before S.B.</p> <p>(Kalim Arshad Khan) Chairman </p>

SCANNED  
KPST  
Peshawar

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

Case Title: MS Amir vs Eduech


S.#	Contents	Yes	No
1.	This appeal has been presented by: _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2.	Whether Counsel / Appellant / Respondent / Deponent have signed the requisite documents?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3.	Whether Appeal is within time?	<input type="checkbox"/>	<input type="checkbox"/>
4.	Whether the enactment under which the appeal is filed mentioned?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5.	Whether the enactment under which the appeal is filed is correct?	<input type="checkbox"/>	<input type="checkbox"/>
6.	Whether affidavit is appended?	<input type="checkbox"/>	<input type="checkbox"/>
7.	Whether affidavit is duly attested by competent oath commissioner?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8.	Whether appeal/annexures are properly paged?	<input type="checkbox"/>	<input type="checkbox"/>
9.	Whether certificate regarding filing any earlier appeal on the subject, furnished?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10.	Whether annexures are legible?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11.	Whether annexures are attested?	<input type="checkbox"/>	<input type="checkbox"/>
12.	Whether copies of annexures are readable/clear?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
13.	Whether copy of appeal is delivered to A.G/D.A.G?	<input type="checkbox"/>	<input type="checkbox"/>
14.	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
15.	Whether numbers of referred cases given are correct?	<input type="checkbox"/>	<input type="checkbox"/>
16.	Whether appeal contains cuttings/overwriting?	<input type="checkbox"/>	<input type="checkbox"/>
17.	Whether list of books has been provided at the end of the appeal?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
18.	Whether case relate to this Court?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19.	Whether requisite number of spare copies attached?	<input type="checkbox"/>	<input type="checkbox"/>
20.	Whether complete spare copy is filed in separate file cover?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
21.	Whether addresses of parties given are complete?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
22.	Whether index filed?	<input type="checkbox"/>	<input type="checkbox"/>
23.	Whether index is correct?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
24.	Whether Security and Process Fee deposited? on _____	<input type="checkbox"/>	<input type="checkbox"/>
25.	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, notice along with copy of appeal and annexures has been sent to respondents? on _____	<input type="checkbox"/>	<input type="checkbox"/>
26.	Whether copies of comments/reply/rejoinder submitted? on _____	<input type="checkbox"/>	<input type="checkbox"/>
27.	Whether copies of comments/reply/rejoinder provided to opposite party? on _____	<input type="checkbox"/>	<input type="checkbox"/>

It is certified that formalities/documentation as required in the above table have been fulfilled.

Name: \_\_\_\_\_

Raeed Ishaq

Signature: \_\_\_\_\_



Dated: \_\_\_\_\_



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

Appeal No. 2012 of 2022

SCANNED  
KPST  
Peshawar

Mst Amina D/o Farhad Khan PST, GGPS No. 1 Pibbi District  
Nowshera.

..... Appellant

**VERSUS**

- 1) Government of KPK through Secretary Education Khyber Pakhtunkhwa KPK Peshawar.
- 2) Director Education KPK Peshawar.
- 3) District Education Officer Female Nowshera.

..... Respondents

**INDEX**

S.No.	Description of documents	Annexure	Pages
1.	Memo of Appeal		1-5
2.	Addresses of the parties		6
3.	Affidavit		7
4.	Application for condonation of delay		8-9
5.	Copy of appointment order is attached as Annexure A	A	10-14
6.	Copy of charge report and attendance register	B&C	15-19
7.	Copy of application	D	20
8.	Copy of application	E	21
9.	Copy of Departmental Appeal and inquiry committee	F&G	22 - 24
10.	Copy of inquiry report as well as statement of Headmistress and other teacher in the shape of questionnaire	H&I	25 - 30
11.	Wakalat Nama		

Dated 24/12/2022

Through

Appellant

Kabir Ullah Khattak

Roeeda Khan

Advocates High Court,  
Peshawar.

(1)

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

Appeal No. 2019 of 2022

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 2587

Dated 28-12-2022

Mst Amina D/o Farhad Khan PST, GGPS No. 1 Pibbi District  
Nowshera.

..... Appellant

**VERSUS**

- 1) Government of KPK through Secretary Education Khyber Pakhtunkhwa KPK Peshawar.
- 2) Director Education KPK Peshawar.
- 3) District Education Officer Female Nowshera.

..... Respondents

**APPEAL UNDER SECTION 4 OF THE KPK SERVICE TRIBUNAL ACT, 1974, FOR THE ADJUSTMENT/ALLOWING THE APPELLANT FOR PERFORMING HER DUTY WITH RESPONDENT DEPARTMENT AS THE APPELLANT HAS BEEN RESTRAINED ILLEGALLY AND WITHOUT ANY REASON FOR PERFORMING HER DUTY AGAINST WHICH THE APPELLANT FILED A DEPARTMENTAL APPEAL 27/06/2022 WHICH HAS NOT BEEN DECIDED WITHIN THE STATUTORY PERIOD OF NINETY DAYS.**

Filed to-day  
Registrar.

28/12/22

**Prayer:**

On acceptance of the instant service appeal the appellant may kindly be treated accordance to law and rules by adjusting/releasing her salary as well as allowing her to performed her duty with respondent Department alongwith all back benefits.



-2-

Respectfully Sheweth:

FACTS

The appellant respectfully submits as under:

- 1) That the appellant has been appointed as Primary School Teacher (BPS-07) at GGPS Pibbi No. 1 District Nowshera. (Copy of appointment order is attached as Annexure A).
- 2) That after appointment, the appellant performed her duty with full deviation and hard work and no compliant whatsoever has been made against the appellant.
- 3) That the appellant continuously perform her duty with Department w.e.f 13/04/2010 to 30/09/2010. (Copy of charge report and attendance register are attached as Annexure B and C).
- 4) That although the appellant performed her duty regularly but the respondent Department not release the salary of the appellant from the date of charge report.
- 5) That the appellant submitted an application for the release of her salary to respondent Department in response of which the appellant has been restrained from performing her duty orally. (Copy of application is attached as Annexure-D).
- 6) That the appellant submitted another application for her adjustment/release of her salary to the respondent Department through Diary dispatch No. 655 dated

25/01/2018 in response of which the respondent Department constituted in inquiry through Diary No. 1464 dated 12/03/2018 but no response so far. (Copy of application is attached as Annexure-E).

- 7) That the appellant has been submitted Departmental Appeal on 27/06/2022 Diary No. 868 for her adjustment in response of which the respondent No. 3 DEO (Female) Nowshera constituted a committee and nominated Mst. Sajida Headmistress GGHS Dagi Qadeem Nowshera to probe into the matter and prepare detail report. (Copy of Departmental Appeal and inquiry committee are attached as Annexure-F&G).
- 8) That the above recommendation of the inquiry report are as under.
  - i) Mst Amina D/o Farhad may be reinstated in her service as soon as possible so that justice to the some extent to be provided to her.
  - ii) The period she has not perform her duty may be sanctioned as leave without pay.
  - iii) Before releasing her pay all academic and professional documents may be verified from the concerned Boards/Universities if not verified already. (Copy of inquiry report as well as statement of Headmistress and other teacher in the shape of questionnaire are attached as Annexure-H&I).
- 9) That despite the fact and after the recommendation of the inquiry officer the respondent No. 3 not adjusted the appellant still on her post.

- W
- 10) That feeling aggrieved the appellant prepares the instant Service Appeal before this Hon' able Tribunal inter alia on the following grounds.

**GROUND**

- A). That the appellant is a Civil Servant with respondent Department which has been clarified from the appointment order, medical certificate, charge report.
- B). That the appellant has never been removed nor dismissed meaning there by that the appellant is still on the strength of respondent Department.
- C) That no charge sheet no statement of allegation and no show cause notice has been issued/communicate against the appellant.
- D) That no proceeding/explanation has been received to the appellant by the respondent Department.
- E) That any other grounds will be raised at the time of arguments with the prior permission of this Hon' able court.

It is therefore most humbly prayed that On acceptance of the instant service appeal the appellant may kindly be treated accordance to law and rules by adjusting/releasing her salary as well as allowing her to performed her duty with respondent Department alongwith all back benefits.

5)  
Any other remedy which this august tribunal deems fit  
that may also onward granted in favor of appellant.

Dated 24/12/2022

  
Appellant

Through

Kabir Ullah Khattak

 &  
Roeeda Khan

Advocates, High Court,  
Peshawar.

**Verification:**

Verified that the contents of the above appeal are true  
and correct to the best of my knowledge and belief.

  
Deponent

(b)

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

Appeal No. \_\_\_\_\_ of 2022

Mst Amina D/o Farhad Khan PST, GGPS No. 1 Pibbi District  
Nowshera.

..... Appellant

**VERSUS**

- 1) Government of KPK through Secretary Education Khyber  
Pakhtunkhwa KPK Peshawar.
- 2) Director Education KPK Peshawar.
- 3) District Education Officer Female Nowshera.

..... Respondents

**ADDRESSES OF THE PARTIES**


**Appellant**


Mst Amina D/o Farhad Khan PST, GGPS No. 1 Pibbi District  
Nowshera.

**Respondents**

- 1) Government of KPK through Secretary Education Khyber  
Pakhtunkhwa KPK Peshawar.
- 2) Director Education KPK Peshawar.
- 3) District Education Officer Female Nowshera.

Dated 24/12/2022

  
Appellant  
Through  
Kabir Ullah Khattak

  
Rooeda Khan  
Advocates, High Court,  
Peshawar.

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

Appeal No. \_\_\_\_\_ of 2022

Mst Amina D/o Farhad Khan PST, GGPS No. 1 Pibbi District  
Nowshera.

..... Appellant

**VERSUS**

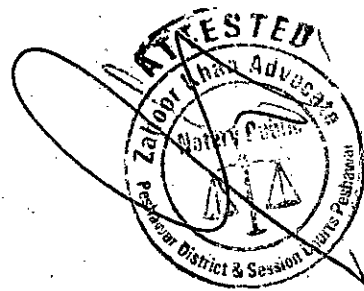
- 1) Government of KPK through Secretary Education Khyber Pakhtunkhwa KPK Peshawar.
- 2) Director Education KPK Peshawar.
- 3) District Education Officer Female Nowshera.

..... Respondents

**AFFIDAVIT**

I, Mst Amina D/o Farhad Khan PST, GGPS No. 1 Pibbi District Nowshera do hereby solemnly and oath that the contents of the instant appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon' able Court.

  
Deponent



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

Appeal No. \_\_\_\_\_ of 2022

Mst Amina D/o Farhad Khan PST, GGPS No. 1 Pibbi District  
Nowshera.

..... Appellant

**VERSUS**

- 1) Government of KPK through Secretary Education Khyber Pakhtunkhwa KPK Peshawar.
- 2) Director Education KPK Peshawar.
- 3) District Education Officer Female Nowshera.

..... Respondents

**APPLICATION FOR CONDINATION OF DELAY**  
**IF ANY**

**Respectfully Sheweth:**

**Petitioner submits as under:-**

1. That the above mentioned appeal is filing before this Hon' able Court in which no date is fixed for fixed for hearing so far.
2. That the appellant continue her duty with respondent Department w.e.f 13/04/2010 to 30/09/2010.
3. That although the appellant performed her duty regularly but the respondent Department not release the salary of the appellant from the date of charge report.

- (91)
4. That the appellant submitted an application for the release of her salary to respondent Department in response of which the appellant has been restrained from performing her duty orally.
  5. That the appellant has been submitted Departmental Appeal on 27/06/2022 Diary No. 868 for her adjustment in response of which the respondent No. 3 DEO (Female) Nowshera constituted a committee and nominated Mst. Sajida Headmistress GGHS Dagi Qadeem Nowshera to probe into the matter and prepare detail report.
  6. That the appellant there are many Judgments of the superior court that cases should be decided on merit rather than on technicalities.
  7. That the appellant has never been removed nor dismissed meaning there by that the appellant is still on the strength of respondent Department.

It is therefore, requested that the limitation period (if any) may kindly be condone in the interest of justice.


Dated: 24/12/2022

  
Appellant

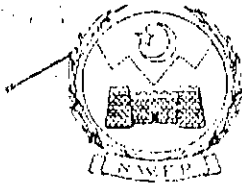
Through

  
Kabir Ullah Khattak

&

  
Roeda Khan Advocate  
High Court Peshawar





EXECUTIVE DISTRICT OFFICER  
ELEMENTARY & SECONDARY EDUCATION  
NOWSHERA

Dated Nowshera the Friday, April 09, 2010

NOTIFICATION

Consequent upon recommendations of Departmental Selection Committee (DSC), the competent authority is pleased to appoint the following candidates as PST (Female) in the BPS-07 plus usual allowances as admissible under the rules on regular basis (but without pension and gratuity) in the schools noted against each in the interest of public service with immediate effect.

PST (Female) Open Merit (25%)

S.No	Name / Qualification / Address	Father's Name	Union Council	Score	Name of School
1	Aqeela Naz MA/PST, Meta Khel Khesghi Bala	Kashmir Khan	Khesghi Bala	68.46	GGPS Mula Killi
2	Amina BA/PST, Pabbi Nowshera	Farhad Khan	Pabbi	65.81	GGPS No.1 Pabbi
3	Rani Gul BA/PST, Pabbi Nowshera	Wali Muhammad	Pabbi	62.38	GGPS Khudrizai
4	Nadia Wahab MA/PST, Narri Jahangera	Abdul Wahab	Jahangira	62.29	GGPS Banda Karim
5	Saima Begum BA/PST, Titara.Taru Jabba	Muhammad Sharif	Balu	61.74	GGPS Nazar Muhammad Koroona Shahkot
6	Nabila Khan BA/PST, Dag Behsud	Shah Jahan	Dag Behsood	61.45	GGPS Mera Wazir Garhi
7	Saima Azeem BA/PST, Khesghi Payan	Fazal Azim Khan	Khesghi Payan	61.37	GGPS Ibad Gul Koroona
8	Robina Akbar BA/PST, NSR Kalan	Akbar Ali	Chowki Town	61.17	GGPS Zando Banda Chel
9	Razia Begum BA/PST, Pir Sabaq	Abdul Nabi	Pir Sabaq	60.71	GGPS Sher Khan Killi
10	Uzma Anbreen FA/PST, Shaidu	Zari Bad Shah	Shaidu	59.75	GGPS Gandhab Inzari
11	Naheed Begum BA/PST, Kurvi NSR	Muhammad Shafi	Kurvi	59.51	GGPS Nazar Muhammad Koroona Shahkot
12	Tazeen BA/PST, Khesghi Bala	Muhammad Saeed	Khesghi Bala	59.33	GGPS Baba Gee Killi
13	Syeda Lubna Gul BA/PST, ZKK	Mian Insaf ud Din	ZKK Sahib	59.27	GGPS Wali Aba Khel
14	Neelam Jabeen BA/PST, Tarkha Akbar Pura	Said Khan	Akber Pura	59.25	GGPS Hameed Abad J/T
15	Fatani Begum MA/PST, Kurvi NSR	Muhammad Ali Khan	Kurvi	59.25	GGPS Khesari
16	Aisha Bi Bi BA/PST, Hisartang Mandori Nowshera	Haq Nawaz Khan	Mandori	58.74	GGPS Char Pani
17	Noor Jehan BA/PST, Dag Ismail Khel	Inzar Gul	Dag Ismail Khel	58.43	GGPS No.2 Spin Kani Kalan
18	Rehana Hussain BA/PST, Khair Abad	Mumtaz Hussain	Khair Abad	58.19	GGPS Mir Kalan
19	Khudija Bi Bi BA/PST, Kurvi NSR	Sayed Bahadur Shah	Kurvi	58.07	GGPS Awan Tangi Khattak
20	Kausar Begum BA/PST, Pir Sabaq	Faqir Khan	Pir Sabaq	58.04	GGPS Talab Koroona
21	Gul Rukh Farid BA/PST, NSR Kalan	Ghulam Farid Sawal	Nowshera City	58.01	GGPS Kass Koroona
22	Sajida BA/PST, Khesghi	Abdul Mattin Khan	Khesghi Payan	57.91	GGPS Haji Bacha Koroona
23	Saira Begum BA/PST, ZKK Sahib	Mehthab ud Din	ZKK Sahib	57.74	GGPS Sharif Abad Watai
24	Seema Gul MA/PST, Rashakai	Khushdii Khan	Rashakai	57.56	GGPS Khelab Koroona
25	Ansa Usman BA/PST, Khair Abad	Usman Ghani	Khair Abad	57.54	GGPS Cheshmai
26	Zakira Yasmin BA/PST, Jallozai	Gul Bostan Khan	Jallo Zai	57.49	GGPS Mera Jallozai
27	Sultana Mir BA/PST, Aman Garh	Afzal	Aman Garh	57.49	GGPS Nandrak
28	Parveen BA/PST, Taru Jabba	Said Rehman	Taru Jabba	57.43	GGPS Haji Abad Shahkot
29	Hameeda Begum BA/PST, Aza Khel Payan	Jehan Bahadar	Aza Khail Payan	57.39	GGPS Gul Faraz Koroona Zara Miana
30	Saba Gul BA/PST, Adamzai	Khan Said	Adam Zai	57.34	GGPS Masam Khel
31	Saneela Begum BA/PST, Mohib Banda	Murad Ali	Mohib Banda	57.33	GGPS Tapwan Shahkot

PST (Female) Earthquake Quota (5%)

S.No	Name / Qualification / Address	Father's Name	Domicile	Score	Name of School
1	Robina FA/PST Vill: Baina Usaira Guz, Teh: Puran, Shangla	Mir Ahmad Khan	Shangla	42.92	GGPS Hanif Ullah Koroona
2	Fazilat Bi Bi FA/PST Vill: Bangali, Teh: Puran, Shangla	Ahmad Ullah	Shangla	40.56	GGPS Uch Khwar

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**ATTESTED**

(11)  
(e) Disabled Quota (2%)

Name / Qualification / Address	Father's Name	Union Council	Score	Name of School
Jasmina Bi Bi BAI/PST, Dehri Kati Khel Nowshera	Aslam Khan	Dehri Kati Khel	57.21	GGPS Shah Nawaz Koroona
Hifsa Deenish BAI/PST, Dag Ismail Khel	Gul Muhammad Shah	Dag Ismail Khel	51.91	GGPS No.2 Spin Khak

PST (Female) Minority Quota (0.5%)

S.No	Name / Qualification / Address	Father's Name	Union Council	Score	Name of School
1	Martha Wilson FAI/PST ASC Colony NSR Cantt.	Jeorge Maseeh	Nowshera Cantt.	39.72	GGPS Kana Khel

PST (Female) Union Council Wise (75%)

S.No	Name / Qualification / Address	Father's Name	Union Council	Score	Name of School
1	Mihnaz BAI/PST, Issori Payan Adamzai	Zerdil	Adam Zai	56.53	GGPS Mali Khel Bala
2	Raima FAI/PST, Issori Payan Adamzai	Muhammad Shuaib	Adam Zai	54.15	GGPS Mali Khel Payan
3	Gul Naz BAI/PST, Adamzai	Abdul Hanan	Adam Zai	53.64	GGPS Mali Khel Payan
4	Shahnaz Wazir FAI/PST, Masam Khel Adamzai	Wazir Khan	Adam Zai	50.48	GGPS Masam Khel
5	Bibi Zainab BAI/PST, Ali Shah Akbar Pura	Misal Khan	Akber Pura	56.58	GGPS Natal
6	Sidra Altaf FAI/PST, Balu	Altaf Hussain	Balu	54.54	GGPS Garhi Pegham Shah
7	Rozi Gul BAI/PST, Dag Behsud	Saad Ullah Jan Barq	Dag Behsood	54.58	GGPS Awal Khan Koroona
8	Noreen Akhtar BAI/PST, Dag Behsud	Musharaf Shah	Dag Behsood	53.24	GGPS Mera Wazir Garhi
9	Tabinda Aman BAI/PST, Dagai	Aman Ullah	Dagai	57.12	GGPS No.2 Dagi Qadeem
10	Ambreen Zaiba BAI/PST, Dag Ismail Khel	Majnoon Ali	Dag Ismail Khel	52.81	GGPS Chappri
11	Salma Bi Bi BAI/PST, Gandehri	Ansar Ullah	Gandehri	54.33	GGPS Shpano Killi
12	Hamida BAI/PST, Behram Killi, Gandehri	Abdul Ghafar Khan	Gandehri	53.65	GGPS Khetab Killi
13	Shabana Bi Bi BAI/PST, LocoMolo Factory (Risalpur) Gandehri	Inayat Ullah	Gandehri	52.59	GGPS Shah Nawaz Koroona
14	Anjum Begum BAI/PST, Spin Kani Gandehri	Aman Ullah Khan	Gandehri	50.26	GGPS Spin Kani Mera
15	Naima FAI/PST, Afrido Killi Gandehri	Alam Gul	Gandehri	49.68	GGPS Zando Banda Chel
16	Jasmin BAI/PST, Gandehri	Muhammad Usman	Gandehri	49.61	GGPS Banda Chel
17	Zaib Un Nisa BAI/PST, Inzari	Mehboob Khan	Inzari	57.27	GGPS Gandab
18	Nighat Ara BAI/PST, Inzari	Subaidar Ghuncha Gul	Inzari	56.83	GGPS Toha
19	Ruqia Begum BAI/PST, Inzari	Subaidar Ghuncha Gul	Inzari	53.97	GGPS Gharib Pura
20	Shakila Naz BAI/PST, Jallozai	Hussain Muhammad	Jallo Zai	57.21	GGPS Shah Berra
21	Tahira Naz BAI/PST, Jallozai	Tilawat Khan Khattak	Jallo Zai	50.45	GGPS Umar Khan Killi
22	Safia Begum BAI/PST, Shagai Kahi	Shaista Din	Kahi	54.96	GGPS Shagai
23	Ulfat BAI/PST, Shagai Kahi	Khiyal Madin	Kahi	52.64	GGPS Tar Khel Payan
24	Iram BAI/PST, Amir Killi Kahi	Mumtaz Khan	Kahi	52.11	GGPS Tar Khel Payan
25	Anifa Gul BAI/PST, Shewangi Kahi	Wahid Gul	Kahi	51.07	GGPS Shewangi
26	Shamra Bi Bi BAI/PST, Khawrai Khair Abad	Rahim Khan	Khair Abad	55.16	GGPS Pitawo Payan
27	Roobi Gul BAI/PST, Moh: Mandori, Keshgi Bala	Mumriaz Khan	Keshgi Bala	56.94	GGPS Ibad Gul Koroona
28	Amina Begum BAI/PST, Doran Abad Keshgi Bala	Muhammad Saeed	Keshgi Bala	56.71	GGPS Mubarik Shah Koroona
29	Bi Bi Zainab BAI/PST, Gul Abad Keshgi Bala	Khush Khuram	Keshgi Bala	56.08	GGPS Nawab Sher Koroona
30	Rohia Farid BAI/PST, Shewgai Koroona Keshgi Bala	Farid Ullah	Keshgi Bala	55.82	GGPS Wali Jan Koroona
31	Gul Zia BAI/PST, Meta Khel Keshgi Bala	Abdul Ghayas	Keshgi Bala	55.82	GGPS Gundai Koroona
32	Raheela Tabassum BAI/PST, Meta Khel Keshgi Bala	Sardar Ali	Keshgi Bala	54.88	GGPS Khalil Ur Rahman Koroona
33	Sadia BAI/PST, Moh: Peran, Keshgi Payan	Shaukat Ali Khan	Keshgi Payan	56.13	GGPS Azeem Abad
34	Naila Islam FAI/PST, Moh: Janda Khel, Keshgi Payan	Muhammad Islam	Keshgi Payan	54.39	GGPS Saadat Abad
35	Kalsoom BAI/PST, Janda Khel, Keshgi Payan	Sangin Khan	Keshgi Payan	53.59	GGPS Gudam Koroona

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	BA/PST, Toheed Abad, Khesghi	Lajbar Khan	Khesghi Payan	53.08	GGPS Sikandar Abad
	Abia Basri BA/PST, Khan Sher Garhi	Abdus Sattar	Khudrizai/Khan sherG	54.21	GGPS Khudrizai
	Rohita Sadeeq BA/PST, Khudrizai, Pabbi	Khan Sadeeq	Khudrizai/Khan sherG	52.99	GGPS Khudrizai
39	Saina Nawaz BA/PST, Kurvi	Abdul Thawab	Kurvi	57.26	GGPS Banda Mula Khan
40	Nuzhat Begum FA/PST, Hisartang Mandori	Muhammad Saeed	Mandori	54.58	GGPS Char Pani
41	Hina Ashiq BA/PST, Mandori	Ashiq Khan	Mandori	51.73	GGPS Aman Pura
42	Shah Haram FA/PST, Kana Khel, Manki	Khan Sher	Manki Sharif	49.76	GGPS No.2 Kana Khel
43	Salma Begum FA/PST, Tangi Khattak Manki Sharif	Miftahulhaq	Manki Sharif	48.79	GGPS Awan Tangi Khattak
44	Shakira FA/PST, Malik Abad Manki	Wazir Gul	Manki Sharif	38.97	GGPS Asha Khel
45	Nizakat Naik FA/PST, Spin Kani Kalan Pahari Katti Khel	Naik zaman Khattak	Manki Sharif	45.06	GGPS Meraji Payan (Adjacent to U/C Pahari Katti Khel on temporary basis & non-transferable as per policy)
46	Asima Nawaz FA/PST, Marhali Banda Misri Banda	Muhammad Nawaz	Misri Banda	44.65	GGPS Maneri
47	Rani Chaman Gul FA/PST, Hasan Khel Misri Banda	Israr Ali Khan	Misri Banda	38.88	GGPS Kass Koroona
48	Kaloom Begum SSC/PST, Marhali Banda, Misri Banda	Zar Sad Khan	Misri Banda	31.41	GGPS Sher Khan Koroona
49	Aisha Bashir BA/PST, Akora Khattak	Bashir Ahmad Mazdoor	Misri Banda	57.30	GGPS Islamabad (Adjacent to U/C Akora Khattak on temporary basis & non-transferable as per policy)
50	Saiqa Gul MA/PST, Akora Khattak	Shir Afzal Khan	Misri Banda	57.19	GGPS Zinda Patti (Adjacent to U/C Akora Khattak on temporary basis & non-transferable as per policy)
51	Farhanda Naz MA/PST, Akora Khattak	Abdul Qadeem	Misri Banda	56.14	GGPS Zinda Patti (Adjacent to U/C Akora Khattak on temporary basis & non-transferable as per policy)
52	Hajera Jamil BA/PST, Garhi Momin, Mohib Banda	Abdul Jamil	Mohib Banda	56.20	GGPS No.3 Mohib Banda
53	Gul Sanga BA/PST, Mohib Banda	Hazrat Ali	Mohib Banda	55.87	GGPS No.3 Mohib Banda
54	Gulnaz BA/PST, Mian Essa Mughalki	Muhammad Yaqoob	Mughulkai	50.24	GGPS Uch Khwar
55	Samina FA/PST, Usman Abad, Mughalki	Zari da Khan	Mughulkai	46.44	GGPS Usman Abad
56	Tanzeel Shams FA/PST, Mughalki	Shamsul Haq	Mughulkai	45.04	GGPS Meshak
57	Nasim FA/PST, Mughalki	Gul Zareen	Mughulkai	42.50	GGPS Nandrak
58	Waheeda Ismail BA/PST, Garu Nizampur	Dost Ismail	Nizam Pur	50.62	GGPS Garu
59	Sahera Bi Bi FA/PST, Namal Bala Nizampur	Samar Gul	Nizam Pur	49.90	GGPS Mir Kalan
60	Sajida Mumtaz FA/PST, Nizampur	Mumtaz Khan	Nizam Pur	49.35	GGPS Garu
61	Zahida FA/PST, Banda Karim Nizampur	Said Wali Khan	Nizam Pur	48.47	GGPS Maroba
62	Fozia Begum BA/PST, Tekadaran Pabbi	Zarbaz Khan	Pabbi	54.79	GGPS No.2 Pabbi
63	Fadia Irshad BA/PST, Tarkanani Pabbi	Irshad Muhammad	Pabbi	54.67	GGPS No.2 Pabbi
64	Shabana Gul BA/PST, Sadu Khel, Pahari Katti Khel	Khana Gul	Pahari Katti Khel	53.84	GGPS No.1 Spin Kani Kalan
65	Maryam Misal Khan FA/PST, Shiekhi, Pahari Katti Khel	Misal Khan	Pahari Katti Khel	48.43	GGPS No.2 Spin Kani Kalan
66	Shaheen Akhtar BA/PST, Pahari Katti Khel	Lal Muhammad Khan	Pahari Katti Khel	48.43	GGPS No.1 Pahari Kati Khel
67	Afsar Jehan BA/PST, Palosi Payan, Pahari Katti Khel	Wazeef Ullah	Pahari Katti Khel	48.29	GGPS No.2 Pahari Kati Khel
68	Robina Bahadar BA/PST, Rashakai	Bahadar Khan	Rashakai	57.02	GGCMS Hasan Abad
69	Nosheen Gul BA/PST, Bakhtai Shahkot	Samin Gul	Shah Kot	57.19	GGPS Hameed Abad
70	Ruqia BA/PST, Kotli Kalan Shahkot	Khurshid Ali	Shah Kot	52.57	GGPS Jabba Khushk
71	Roshna FA/PST, Bakhtai Shahkot	Zoran Gul	Shah Kot	47.63	GGPS Jabba Tar
72	Robina Yasmin FA/PST, Tor Khel Shahkot Payan	Salamat Gul	Shah Kot	47.16	GGPS Wahid Abad
73	Sahera FA/PST, Noor Abad Shah Kot	Naseer Ud Din	Shah Kot	44.16	GGPS Noor Abad Shah Kot
74	Nafees FA/PST, Zao Banda Shah Kot	Shah Jahan	Shah Kot	43.39	GGPS Tapwan
75	Mihnaz Khattak FA/PST, Shahkot Payan	Imandar Khan Khattak	Shah Kot	42.30	GGPS Haji Abad Shah Kot
76	Shamim Akhtar FA/PST, Shahkot Payan	Sheraz Gul	Shah Kot	41.39	GGPS Shah Kot Payan

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	Begum BA/PST, Shaidu	Muhammad Amin	Shaidu	56.31	GGPS Khattak Koroona
	Murat Ul Ain BA/PST, Shaidu	Ubaid Ur Rahman	Shaidu	54.58	GGPS Khattak Koroona
	Rukhsana BA/PST, Spin Khak	Sadbar Khan	Spin Khak	47.32	GGPS Gul Din Koroona
80	Basirat Naz FA/PST, Spin Khak	Lai Muhammad	Spin Khak	44.82	GGPS Gul Din Koroona
81	Rozina FA/PST, Spin Khak	Muhammad Noor Khattak	Spin Khak	44.18	GGPS Mera Spin Khak
82	Shahida Sawab Din FA/PST, Spin Khak	Sawab Din	Spin Khak	43.39	GGPS Jaroba
83	Nazia Jamil FA/PST, Zara Miana	Muhammad Jamil	Zara Miana	41.77	GGPS Turlandi
84	Shabana BA/PST, Dehri Kati Khel NSR	Roshan Zamir	Zara Miana	56.22	GGPS Mera Zara Mena Hukam Khan Koroona (Adjacent to U/C Dehri Katti Khal on temporary basis & non-transferable as per policy)
85	Mehnaz Begum BA/PST, Spin Kani Khurd ZKK Sahib	Muhammad Iqbal	ZKK Sahib	56.32	GGPS Tarkhel Bala
86	Kanwal Hilal BA/PST, Mir Kalani ZKK	Syed Abd Ullah Shah	ZKK Sahib	56.13	GGPS Sarangi Bagh
87	Rima Bi Bi BA/PST, ZKK Sahib	Nasir ud Din	ZKK Sahib	55.74	GGPS Baitul Garib
88	Sumayya Saeed MA/PST, Shahab Khel ZKK Shaib	Saeed Ud Din	ZKK Sahib	55.69	GGPS Durrani
89	Naveeda Akhtar BA/PST, Shahi Bagh ZKK Shaib	Sikandar Khan	ZKK Sahib	54.13	GGPS Gul Dehri
90	Anila Naz BA/PST, Risal Pur Cantt.	Muhammad Qadeer	Pir Sabaq	54.77	GGPS No.2 Pir Sabaq (Adjacent to U/C Risal Pur Cantt. on temporary basis & non-transferable as per policy)
91	Naheed BA/PST, Risal Pur Cantt.	Furqan Ahmad Abbasi	Pir Sabaq	51.01	GGPS Mian Gul Koroona (Adjacent to U/C Risal Pur Cantt. on temporary basis & non-transferable as per policy)

#### TERMS & CONDITIONS

1. The appointee will get initial scale including usual allowances as admissible under the rules. They are entitled for annual increment after completion of one year service; however they are not eligible for pension and gratuity as per current policy of the Govt. of NWFP.
2. The Deputy District Officer E&S Education (M/F) concerned must obtain surety bond as well as agreement bond executed by each candidate to obey policy of the Govt. of NWFP Act-2005 and will have no right to challenge the policy in any court of law.
3. Their Services will be considered as per current rules and regulation of the NWFP.
4. Their services are liable to be terminated on one month's prior notice from either side. In case of resignation without prior notice one month pay and allowances, if any shall be forfeited in favors of Govt through treasury challan.
5. Their Services will be on probation for two years and they will not be transferred to other station before completion of probation period.
6. Contribution of CP Fund will be made as per rules and regulations of Govt. of NWFP
7. The appointees should re-verify their names from the undersigned and join their posts within 15 days of the issuance of this order positively otherwise the appointment shall stand as cancelled.
8. Their services can be terminated at any time, in case their performance is found unsatisfactory and they will be removed from service, under the rules framed from time to time.
9. They are directed to furnished copies of all sort of certificates/degrees etc. along with their original receipts and photo copies of all testimonial pertaining to the verification fee of concerned examination bodies (Board/University) to the Executive District Officer E&SE Nowshera. If any certificate/degree etc. of any candidate found fake in verification process, he/she will be removed from service under the existing rules.
10. The appointing authority shall arrange verification of all the certificates and degrees (academic and professional) etc. of the appointee and will issue clearance certificate of each appointee to the DAO for the release of his/her pay.
11. The Pay Source-1 should not be submitted to DAO Nowshera prior verification of the certificates/degrees from the concerned institutions.

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The ADOs concerned should personally check their original certificates, degrees, domiciles and CNIC before handing over charge.

Overage candidates should not be handed over charge, appointed in Open Merit, Deceased children, Disabled and Earthquake quotas unless the age relaxation awarded to them. The age limit in respect of PST is 18-35.

14. The appointment of the deceased quota are made subject to the provision of the certificate issued by the concerned authority i.e. death certificate during service, pension book and affidavit reflecting non-availing of benefits in the appointment.
15. The disable candidates should produce fresh certificate from the Standing Medical Board (SMB) to the effect that their disability will not obstruct in their job.
16. Health and age certificate should be provided from the Medical Superintendent before taking over charge.
17. Charge report should be submitted to all concerned.
18. No TA/DA etc. shall be allowed to the appointees for joining their duties.

(Haji Hasanat Gul Kkattak)  
 Executive District Officer  
 Elementary & Secondary Education  
 Nowshera

Endst. No 519-660/EDO E&SE NSR/PST(F) /Establishment branch Dated 09/04/2010

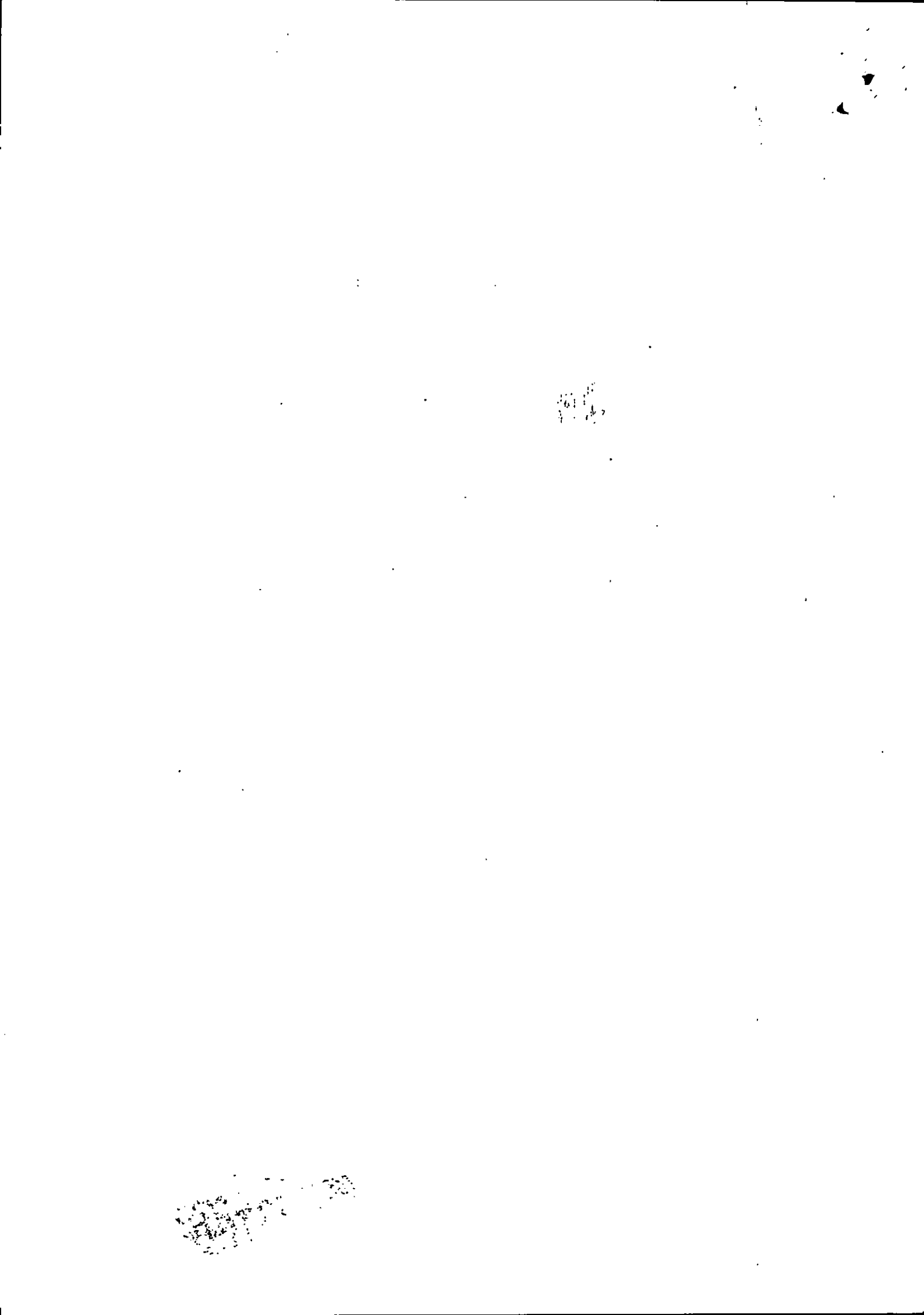
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1. PS to Minister for E&S Education NWFP Peshawar.
2. PS to Secretary E&S Education NWFP Peshawar.
3. Director, E&S Education NWFP Peshawar.
4. Section Officer (PE) Govt. of NWFP E&S Education Peshawar.
5. District Coordination Officer Nowshera.
6. Senior District Accounts Officer Nowshera.
7. Human Resource Development Officer DCO Office Nowshera.
8. District Officer/Deputy District Officer (M/F) E&S Education Nowshera.
9. Assistant District Officer Concerned E&S Education Nowshera
10. Head Teacher concerned.
11. Candidates Concerned.

*Hasanat Gul Kkattak*  
 Executive District Officer  
 Elementary & Secondary Education  
 Nowshera

9/4/10

**ATTESTED**



(15) B. (15)

(تقرری/ابتداء/بجائی)

بجوالہ (تقرری/ابتداء/بجائی) کلام نلسن ایگنریٹا لائبریری کتب اقبیسر سیکولر اینڈ لٹریچر سوسائٹی

نمبر: 519-660 مورخہ: 13-02-2010

بجارج: گورنمنٹ

بجارج: دہشندہ

نام و عہدہ: ڈائریکٹر تعلیمات


نام و عہدہ: ڈائریکٹر تعلیمات

مقام: گورنمنٹ ایگنریٹا لائبریری کتب اقبیسر سیکولر اینڈ لٹریچر سوسائٹی

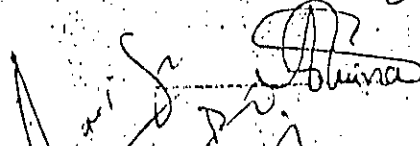
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تاریخ و وقت: 7:30 13-02-2010

تاریخ و وقت: 7:30 13-02-2010



HEAD MISTRESS  
G. G. P. S. No. 1  
PABBI (Now Jinnah)



دستخط و مہرا گائی اورنگل

**ATTESTED**





رجسٹر حاضرین نڈز سین جی پی ایس گنبرا بیل

ذاتی ماہ				السبت				السبت			
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رجسٹر حاضرین نڈز سین جی پی ایس گنبرا بیل

ذاتی ماہ				السبت				السبت			
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HEAD BASTNESS  
S. G. P. S. (No. 1)  
RABBI, Nowshera

جمهوری فاضلی نادر مین کورننگ آیزن و آهن سولفات سولفات سولفات

نام	میدان	تاریخ	ساعت	روز	مکان	تاریخ	ساعت	روز	مکان
1		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
2		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
3		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
4		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
5		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
6		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
7		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
8		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
9		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
10		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
11		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
12		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
13		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
14		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
15		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
16		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
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20		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
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22		7.30	10.15	7	SUNDAY	7.30	10.15	7	SUNDAY
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روز	تاریخ	ساعت	روز	تاریخ	ساعت
3	3	10.15	7	7	10.15
3	3	10.15	7	7	10.15
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جمهوری فاضلی نادر مین کورننگ آیزن و آهن سولفات سولفات سولفات

نام	میدان	تاریخ	ساعت	روز	مکان	تاریخ	ساعت	روز	مکان
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روز	تاریخ	ساعت	روز	تاریخ	ساعت
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GENERAL INVESTIGATION  
DIVISION  
U.S. DEPARTMENT OF JUSTICE

رجسٹر حاضری ندر سین گورنمنٹ ہائر ایمری سکول، گلبرگ ایسٹ

بابت ماہ ابریل											
نام	آئرم	آئرم	آئرم	آئرم	آئرم	آئرم	آئرم	آئرم	آئرم	آئرم	آئرم
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HEAD MISTRESS  
G. G. S. No. 1  
PABBI, Howshera

رجسٹر حاضری ندر سین گورنمنٹ ہائر ایمری سکول، گلبرگ ایسٹ

بابت ماہ اپریل											
نام	آئرم	آئرم	آئرم	آئرم	آئرم	آئرم	آئرم	آئرم	آئرم	آئرم	آئرم
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10/05/2010

بخدمت جناب ڈسٹرکٹ ایجوکیشن آفیسر (فی میل) ڈسٹرکٹ نوشہرہ

جناب عالیہ!

گزارش کی جاتی ہے کہ سائلہ کی تقرری بطور پی ایس ٹی ٹیچر بمطابق

آڈر نمبر 519-660 تاریخ 09-04-2010 کو ہوئی تھی۔ سائلہ اپنی ڈیوٹی انتہائی ایمانداری سے کر

رہی تھی اور ڈیوٹی کر دوران کسی کو بھی مجھ سے کوئی شکایت نہیں تھی میں باقاعدگی سے سکول جاتی تھی لیکن

میری تنخواہ شروع نہیں کر رہے تھے کافی دفعہ اپیل کر کے آفس والوں کو یاد کرواتی تھی لیکن کوئی مثبت پیش

رفت نہ ہوتی اور آخر میں سیاسی مداخلت پر مجھے زبانی کہنے پر فارغ کر دیا کہ آپ کی ضرورت نہیں ہے

آپ ڈیوٹی پر مت آیا کریا اور ہیڈ ٹیچر کو کہہ دیا کہ اس کو سکول کے ٹیچر کی خاضری رجسٹر میں خاضری نہ لگوا

جائے۔ جناب عالیہ کافی درخواستیں، اپیلیں کی لیکن کوئی جواب نہیں ملا آپ سے گزارش کی جاتی ہے کہ

میرے درخواست پر غور کیا جائے اور مجھے اپنی ڈیوٹی پر بحال کیا جائے۔ بڑی مہربانی ہوگی۔

العرض

آپ کے لیے دعا گو آئینہ دختر فرہاد خان

ATTESTED

(E)

211

بخدمت جناب ڈسٹرکٹ ایجوکیشن آفیسر (فی میل) نوشہرہ

جناب عالیہ!

جناب عالیہ آپ کی توجہ میں اپنے ایک اہم اور درینہ حق کی طرف دلاتا جاہتی ہوں

۔ جناب عالیہ میں نے متعدد بار آپ کے زیر سایہ مختلف تاریخ میں آپ کو اپیل کی تھی اور شنوائی نہ ہونے

کی صورت میں Next High Authority کو کئی بار درخواست دے چکی ہوں اور پھر آخر میں ان کو

ڈائری نمبر 655 تاریخ 25-01-2018 کو اپیل جمع کروادی جس پر ان کو ترس آیا اور میری اپیل

میں انکو آری کے لیے ڈی ای او نوشہرہ کو بھجوا دی جس میں آپ کے آفس یعنی ڈی ای او آفس کے دائری

نمبر 1464 تاریخ 12-03-2018 کو موصول ہوئے اور وصول کر دی گئی لیکن تا حال اس پر کوئی

کارروائی نہیں ہوئی متعدد بار آپ کی آفس کے آفسران بالا کے چکر لگا لگا کر تھک چکی ہوں 2010 سے

لے کر آج تک میرے ساتھ نا انصافی کا سلسلہ جاری ہیں اس دوران کئی مرتبہ نوکری کی آسامیاں آئی

جس کے لیے میں اہل تھی تعلیمی معیار بھی پوری تھی اور میں صرف اس وجہ سے رہ جاتی تھی اپلائی کرنے

سے کہ میں آپ لوگوں کی جواب کی منتظر تھی میں ایک غریب عورت ہوں میرے علاوہ میرے کام کے

پیچھے بھاگنے والا کوئی نہیں ہے اس لیے آپ صاحبان سے گزارش ہے کہ ڈائریکٹریٹ کی طرف سے آپ

کو نو لیٹر بھجوائی گئی ہے اس پر انکو آری کر کے مجھے میرے پوسٹ پر بحال کیا جائے سینیارٹی سمیت میں

زندگی بھر مشکور اور ممنوع رہوں گی۔

آپ کے لیے دعا گو

آئینہ پی ایس ٹی ٹیچر گورنمنٹ گرلز پرائمری سکول نمبر 1 پی

ATTESTED

بخدمت جناب ڈائریکٹر صاحب ایلمنٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخوا ایشاور  
ان ایپل برائے ایڈجسٹ

آپ کے نام سے  
ڈائریکٹر ایلمنٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخوا ایشاور  
04-2010 کے دوران میں سے ڈائریکٹر ایلمنٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخوا ایشاور  
ہیڈ مینجر کے ذریعے نہیں جاتا۔ آپ کو ڈائریکٹر ایلمنٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخوا ایشاور  
ڈائریکٹر ایلمنٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخوا ایشاور سے بھی ملنا چاہیے۔  
میرے حق میں تھی۔ ڈائریکٹر ایلمنٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخوا ایشاور سے  
جوائن کا ڈیورنٹ نہیں ہوا اس لیے آپ صاحبان سے گزارش کی جاتی ہے کہ یہ سب سہولتیں حاصل ہوں۔

نوٹ: انکوائری رپورٹ اور دیگر کاغذات منسلک ہے۔

تین نو ازش ہوگی۔

آپ کے لیے دن کو آٹھ بجے پی ایس ڈی جی پی ایس نمبر 1 ہے۔

کاپی برائے اطلاع:

- 1۔ ڈسٹرکٹ ایجوکیشن آفیسر (بی میل) ڈسٹرکٹ نوشہرہ
- 2۔ ایس ڈی ای او (بی میل) تحصیل جی ڈسٹرکٹ نوشہرہ

27/6/2012

Dairy No 351

~~RECEIVED~~



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**OFFICE OF THE  
DISTRICT EDUCATION OFFICER  
(FEMALE) NOWSHERA**

(Office Phone#0923-9220105, Fax#0923-9220105)

**INQUIRY:**

Consequent upon application submitted by Mst. Amina D/O Farhad Khan Ex-PST GGPS No. 01 Pabbi District Nowshera Regarding her Removal from Service .

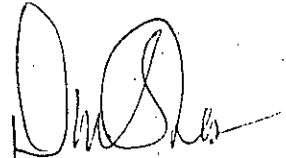
Therefore the Undersigned is pleased to nominate Mst. Sajida Head Mistress GGHS Dagi Qadeem Nowshera to probe into the matter and detailed report (along with clear cut recommendations) be submitted to the undersigned within 07 Days for further necessary action.

(DURE SHAWAR)  
DISTRICT EDUCATION OFFICER  
(FEMALE)NOWSHERA

Endstt: No. 1637-45 /PRY Estab/ Inquiry: File /DEO (F) NSR Dated 18/07 /2022.

Copy of the above is forwarded for information to the: -

1. Secretary Elementary & Secondary Education Department Peshawar.
2. Director Elementary & Secondary Education Department Peshawar.
3. Deputy Commissioner Nowshera.
4. Head Mistress GGHS Dagi Qadeem Nowshera.
5. Sub Divisional Education Officer (F) Pabbi.
6. Superintendent Local Office.
7. EMIS Local Office.
8. ASDEO (F) Circle Concerned.
9. Office Copy.

  
DISTRICT EDUCATION OFFICER  
(FEMALE)NOWSHERA

~~ATTESTED~~

INQUIRY

11/4 (25)

CONFIDENTIAL

OFFICE OF THE HEAD MISTRESS GOVT. GIRLS HIGH SCHOOL DAGI QADEEM  
NOSHERA

INQUIRY REPORT REGARDING Mst. AMINA D/O FARHAD EX- PST GGPS No.1  
PABBI NOSHERA.

INTRODUCTION

Mst. Amina D/o Farhad Resident of village Pabbi Nowshera submitted an application to Director Elementary and Secondary Education Khyber Pakhtoon Khwa Peshawar for reinstatement against PST Post. The same application was sent by the honorable Director Elementary and Secondary Education Khyber Pakhtoon Khwa Peshawar for detail inquiry and proper action to DEO (Female) Elementary and Secondary Education Nowshera.

The District Education Officer (Female) Elementary and Secondary Education Nowshera nominated the undersigned for detail inquiry and clear cut recommendations vide office order No. 1637-45/Pry Estab/ inquiry File/DEO (F) NSR Dated 18/07/2022.

HISTORY OF THE CASE

Mst. Amina D/o Farhad Resident of village Pabbi Nowshera submitted an application to DEO (Female) Elementary and Secondary Education Nowshera that she was appointed as PST in Govt Girls Primary School No.1 Pabbi vide Executive District Officer Elementary and Secondary Education Nowshera No.519-660/EDO E&SE NSR/PST (F) Establishment Branch dated 09/04/2010. I was performing my duty regularly for about 09 months. I was verbally directed that you have been removed from service and you are not allowed to come to school more. I filed Several Appeals but No reply given. I submitted last appeal to Director Elementary and Secondary Education Khyber Pakhtoon Khwa Peshawar which has been sent to your office vide Dairy No. 665 dated 25.01.2018.

She submitted an Appeal to District Education Officer (Female) Nowshera with request to decide her appeal on merit at the earliest.

Sajida Begum Head Mistress GGHS Dagi Qadeem

~~ATTACHED~~



## PROCEEDINGS

(26)

Mst Amina Daughter of Farhad khan Resident of village Pabbi in her appeal requested that:-

1. She is a Qualified PST and Master Degree holder (MA Urdu).
2. She was appointed as PST on open merit basis vide Executive District Officer Elementary and Secondary Education Nowshera No.519-660/EDO E&SE NSR/PST (F) Establishment Branch dated 09/04/2010 at S.No.2 and posted at Govt Girls Primary School No.1 Pabbi.
3. She performed her duty till September 2010.
4. On verbal direction of high ups she was removed from service without any reason and without any written order.

The undersigned called Mst. Amina D/O Farhad Khan to my school and gave a Questionnaire to her. Her detail reply is as under;

1. My Name is Amina D/O Farhad Khan.
2. My Qualification is MA Urdu/ Primary School Teaching Certificate.
3. I was appointed as PST in GGPS No.1 Pabbi on merit basis vide Executive District Officer Elementary and Secondary Education Nowshera No.519-660/EDO E&SE NSR/PST (F) Establishment Branch dated 09/04/2010.
4. Yes I got my Medical Certificate from District Head Quarter Hospital Nowshera and submitted to SDEO (Female) Nowshera.
5. I performed my duty at GGPS No.1 till September 2010
6. On the verbal direction of ASDEO circle Pabbi the Head Mistress told me that you have been terminated and not to come school more.
7. I was not given any written order neither by the Head Mistress nor by the ADEO (F) Circle Pabbi.
8. Yes. I visited so many time the Office of EDO E&SE Nowshera. I was told by the officials that our record has been destroyed in flood and we have No record.
9. No I have not been paid any pay for my duty period.

Sajida Begum Head Mistress GGHS Dagi Qadeem

**ATTESTED**

(271)

The under signed visited Govt Girls Primary School No.1 Pabbi and checked the record of school. Although attendance register shows that Mst. Amina PST have performed her duty till September 2010 but the Head Mistress told that she did not know about Mst. Amina that why she was stopped from duty as she was not the Head Mistress that time. On inquiry it was informed that Miss Dilshad Begum was the Head Mistress in the said school that time who is presently working as ASDEO (Female) Pabbi, therefore a Questionnaire prepared for the Head Mistress was given to her in Circle Office Pabbi.

**Miss Dilshad Begum ASDEO (F) Pabbi stated that;-**

1. I was working as a Teacher in GGPS No.1 Pabbi from 2004 to 2006.
2. I remained Head Mistress in GGPS No.1 Pabbi from 2006 to 2013.
3. On the basis of Appointment Order and Medical Fitness Certificate I handed over the charge of PST Post to Mst. Amina D/O Farhad Khan.
4. She was very dutiful and hardworking teacher. I always found her busy with her students.
5. On the verbal direction of ADEO Circle Pabbi, Mst. Amina PST was relieved from duty. I got no written orders from my offices.
6. Mst. Amina is the permanent resident of this Union Council.

**FINDINGS**

- Mst. Amina D/O Farhad Khan was appointed as PST in GGPS No.1 Pabbi on merit basis vide Executive District Officer Elementary and Secondary Education Nowshera No.519-660/EDO E&SE NSR/PST (F) Establishment Branch dated 09/04/2010. (Order duly verified by the ASDEO (F) Circle Pabbi attached ANNEX----A);
- Mst. Amina EX-PST joined her service and performed duty to the entire satisfaction of her superiors till September 2010 without any break. (Copy of attendance register is attached as ANNEX-----B)
- She is a permanent Domiciled of Village and Union council Pabbi District Nowshera. (Verification of secretary union council Pabbi is attached as ANNEX---C)
- She is a qualified teacher and MA Urdu/ PST from Allama Iqbal Open University. (Copy of MA Urdu and PST certificate is attached as ANNEX----D)
- ✓➤ Reason for removal from service is not available anywhere.

Sajida Begum Head Mistress GGHS Dagi Qadeem

~~ATTESTED~~

- (281)
- ✓ No procedure for removal of service has been adopted nor any record available anywhere in offices.
  - In case of her reinstatement no body shall be affected.

### RECOMMENDATIONS

- ❖ Mst. Amina D/O Farhad Khan may be reinstated in service as soon as possible, so that Justice to some extent be provided to her.
- ❖ The period she have not performed duty may be sanctioned as leave without pay.
- ❖ Before releasing her pay all Academic and Professional Documents may be verified from the concerned Boards/ Universities if not verified already.

  
**HEADMISTRESS**  
**G.G.H.S Dagi Qadeem**  
**Nowshera**

(SAJIDA BEGUM)

HEAD MISTRESS

GOVT GIRLS HIGH SCHOOL

DAGI QADEEM NOWSHERA

(INQUIRY OFFICER)

Sajida Begum Head Mistress GGHS Dagi Qadeem

~~ATTACHED~~

سوال نامہ سکول ہیڈ مسٹریس

291

- سوال نمبر 1- آپ کا نام بمعہ عہدہ سکول کا نام (سابقہ ہیڈ مسٹریس دلشاد بیگم جی جی پی ایس نمبر 7) ہے۔
- سوال نمبر 2- آپ کب سے اس سکول میں ہیں۔ (2004 سے 2013 تک اس سکول میں تھیں)
- سوال نمبر 3- آپ کب سے اس سکول میں بطور ہیڈ مسٹریس ہے۔ (2006 تا 2013 بطور ہیڈ مسٹریس)
- سوال نمبر 4- مس آئینہ سابقہ پی ایس ٹی ٹیچر کو آپ کس طرح جانتی ہے۔ (بطور PST ٹیچر سکول میں چارج لیا تھا)
- سوال نمبر 5- آپ نے مس آئینہ سابقہ پی ایس ٹی ٹیچر کو چارج دیا تھا۔ (جی ہاں)
- سوال نمبر 6- آپ نے چارج کس بنیاد پر دیا تھا۔ (آڈر کی بنیاد پر)
- سوال نمبر 7- کیا آپ نے بھرتی آڈر کی معتلقہ آفس سے تصدیق کروائی تھی (جی ہاں)
- سوال نمبر 8- آپ نے بھرتی آڈر اور میڈیکل خود چیک کئے تھے۔ (جی ہاں)
- سوال نمبر 9- یہ باقاعدگی سے اپنی ڈیوٹی پر حاضر ہوتی تھی اور باقاعدگی سے اپنی خاضری رجسٹر میں لگاتی تھی۔ (جی ہاں)
- سوال نمبر 10- ان کی پڑھائی کیسی تھی اور بچوں کے ساتھ رویہ کیا تھا۔ (صحت کھنٹ کرتی تھی اور بچوں کے ساتھ اچھا سلوک کرتی تھی)
- سوال نمبر 11- آپ نے ان کو خاضری لگانے سے کیوں روکا۔ (اے ڈی او سرکل دیٹی (فینل) کے کینڈے پر روکا)
- سوال نمبر 12- آپ نے کس کے کہنے پر سکول آنے سے روکا۔ (اے ڈی او سرکل دیٹی (فینل) کے کہنے پر)
- سوال نمبر 13- آپ کے پاس ان کو نوکری سے فارغ کرنے کی کوئی تحریری احکامات آئے تھے۔ (نہیں)

HEADMISTRESS  
G.G.H.S Dagi Qadeem  
Nowshera

سابقہ ہیڈ مسٹریس

دلشاد بیگم

جی جی پی ایس نمبر 7

HEADMISTRESS  
G. G. P. S. No. 7  
Pazai, Nowshera

TESTED

سوال نمبر 1- آپ کا نام عہدہ سکول نام۔ مسس منیر جاوید جی کی اوس مراد اس

سوال نمبر 2- آپ مس آئینہ سابقہ پی ایس ٹی کو جانتی ہے۔ جی ہاں

نمبر 3- آپ ان کو کس طرح جانتی ہے۔ کہ اس کے ٹیچر کی حیثیت سے

سوال نمبر 4- کیا یہ آپ کے ساتھ سکول میں ٹیچر تھی۔ جی ہاں

سوال نمبر 5- کیا یہ اسی یونین کونسل کی ہے۔ جس میں سکول ہے اور جس میں اس کی تقرری ہوئی تھی۔ جی ہاں

سوال نمبر 6- کیا یہ باقاعدہ سکول آتی تھی۔ جی ہاں

سوال نمبر 7- آپ کے اور ٹیچر کے ساتھ رویہ کیسی تھی۔ اچھا تھا

سوال نمبر 8- پڑھانے میں کیسی تھی۔

سوال نمبر 9- بچوں کے ساتھ سلوک کیسی تھی۔ بہت اچھی تھی

سوال نمبر 10- ان کو سکول سے کیسے فارغ کی۔

بہت اچھی تھی  
بہت اچھی تھی  
بہت اچھی تھی

Handwritten signature


18/2022

ATTESTED

قیمت  
50 روپے

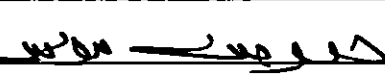
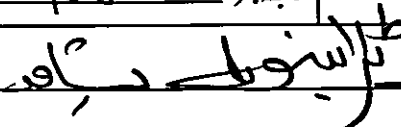
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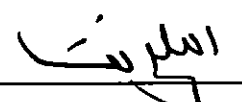




ایڈویکٹ:   
بار کونسل / ایسوسی ایشن نمبر:


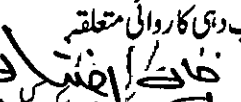
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پشاور بار ایسوسی ایشن، خیبر پختونخوا

بعدالت جناب:  

مخاطب: 	دعویٰ: Service Appeal 
	علت نمبر:
	مورخہ:
	جرم:
	تھانہ:

### باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے بیروی و جواب دہی کاروائی متعلقہ  
آن مقام  کے لیے لیسر آئے جنک روڈ  کے اختیار مقرر  
کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کمال اختیار ہوگا، نیز وکیل صاحب کو  
راضی نامہ کرنے و تقرر ثالث و فیصلہ بر حلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق  
زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم بیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز  
دائرہ کرنے اپیل نگرانی و نظر ثانی و بیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی  
کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب  
مقرر شدہ کو وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پر داخلہ منظور و قبول ہوگا  
دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے  
باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ بیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

الم  
PESHAWAR BAR ASSOCIATION  
KHYBER PAKHTUNKHWA  
الم

الرقوم:

نوٹ: اس وکالت نامہ کی فونو کاپی ناقابل قبول ہوگی۔

Accepted  




**BEFORE THE PESHAWAR HIGH COURT PESHAWAR.**

S.A. No. 2012/22

Mst. Amina

**VERSUS**


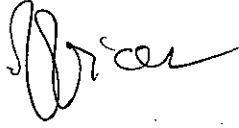
Govt of KPK & Others

SCANNED  
KPST  
Peshawar

18/10/23

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Litigation  
Respondents 

Through

**D.E.O (NSR)**

**BEFORE THE KHYBER PAKHTUNKWA SERVICE  
TRIBUNAL PESHAWAR**

SCANNED  
KPST  
Peshawar

18/10/23

Mst. Amina D/O Farhad Khan PSTOGPS No.1 Pabbi  
District Nowshera

.....Appellant

**VERSUS**

1. The government of KPK through secretary education  
Khyber Pakhtunkhwa KPK Peshawar
2. Director education XPK Peshawar
3. Director education officer female Nowshera

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 8372

Date: 18-10-23

.....Respondents

**WRITTEN REPLY/COMMENTS ON BEHALF OF  
RESPONDENTS NO.1 TO 3**

**Respectfully Sheweth:**

**Preliminary objection**

1. That the appellant has got no cause of action to file the instant appeal.
2. That the instant appeal is not maintainable in its present form.
3. That the appellant is estopped by his own conduct to file the instant appeal.
4. That the appellant has concealed material facts from this honorable tribunal.
5. That the appellant has got no locus standi to file this services appeal before this honorable tribunal as the inquiry committee has been given so many chances to prove his case but the appellant has failed to do so.
6. That the appeal of appellant is not based on true facts and circumstances of the Case, as the same has totally concealed from this honorable tribunal.



ON FACTS

The appellatant respectfully submits as under

1. That para no.1 and no.2 has been deny by the answering respondents, as the burden lies on the shoulder, of appellatant to prove it, so the respondents is not concern in it, hence deny.
2. Pare 3 and 4 of the appeal is incorrect hence denied, as according to law every civil servant has perform their duty so far the authenticity of any documents is be proved, which lies upon the shoulder of the appellatant but the appellatant remained absent from duty without the prior permission of the competent authority of the department.
3. Para no.5 of the appeal is incorrect misleading one, hence denied, as after joining her duty, the appellatant without prior permission of the departmental authority, was absent from duty.
4. Para '6' and '7' pertains to record of the office concerned so far the release of salary is concerned, the official of the department has to carefully examine the record of any civil servant, to probe the matter, and to dig out the truth behind the whole mater before the release of her salary.
5. Para '8' of the appeal is the report of inquiry committee, so report of the inquiry committee is annex as annexure (H&I) need no reply.
6. Pare '9' of the appeal is not correct as it's the discretion of respondent department is legal and the appeal is liable to be dismissed on around as follows.

## GROUNDS

- (A) Para 'A' of the ground is incorrect and misleading one that the appellant has been appointed by the respondent, and then after charge assumption, disappeared from duty without prior permission of the departmental authority.
- (B) Para 'B' & 'C' of the ground is totally incorrect misleading one hence denied, the department had followed the law and rules of the land.
- (C) Para 'C' & 'D' of the grounds is totally incorrect misleading one, as the department had followed all the codal formalities, and act according to law while the appellant had concealed material fact from this tribunal.
- (D) Reply to para 'E' it's the legal the and constitutional right of the appellante needs no rely.

It is therefore most humbly requested, that on acceptance of the instant reply/comments the instant appeal of the appellant may kindly be dismissed with heavy cost.

1. Secretary education Khyber Pakhtunkhwa Peshawar. 

2. Director education KPK Peshawar. 

3. District education office female nowshera. 

**BEFORE THE HONOURABLE PESHAWAR HIGH COURT PESHAWAR**

SCANNED  
KPST  
Peshawar  
18/10/23

~~Case~~ No. 2012/22

Amina BiBi ..... Petitioner

**VERSUS**

Govt. Of KPK through Secretary E&SE, Peshawar & Director E&SE & DEO  
(F) Nowshera & Others .... Respondents

**AFFIDAVITE**

I, **Sajida Bano (HM, BPS-17) (Authorized Representative)** do solemnly affirmed and declare on oath that the contents of **comments/ reply** on behalf of respondent are true and correct to the best of my knowledge and nothing has been concealed from this Honourable Court.

*[Signature]* Bano

**DEPONENT**

CNIC # 1720137870604

Cell # 0336-917405

**Identified By:**

**ADVOCATE GENERAL  
KPK, Peshawar**

*[Signature]*

District Education Officer (F)

Nowshera

It is further stated on oath that in this appeal, the answering respondents have neither been placed ex parte nor their defence be struck off.

**ATTESTED**

