

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

CM NO. _____ 2024

In

Service Appeal No.185/2024

Tausif Chowkidar.

Khyber Pakhtunkhwa
Service Tribunal
Diary No. 11907
Dated 26-03-2024

APPELLANT

VERSUS

Govt. of Khyber Pakhtunkhwa through Secretary Agriculture Department Civil Secretariat Peshawar & Others.

RESPONDENTS

APPLICATION FOR DISMISSAL OF THE INSTANT APPEAL BEING NON-MAINTAINABLE/ INFRACTUOUS.

Respectfully Sheweth:-

1. That the above titled case is pending adjudication before this Hon'ble Tribunal which is fixed on 27-03-2024.
2. That the appellant filed Service Appeal with the prayer "to release the salary of the appellant from February 2023".
3. That the appellant was fraudulently entered in to Government pay roll system on the post of Chowkidar BPS-03.
4. That on the recommendation of the inquiry report submitted by Director General, Environmental Protection Agency, Khyber Pakhtunkhwa and District Director Agriculture (Extension), Mardan the appellant has already been terminated from service (**copy of termination order attached Annex-I**).
5. That the appellant is not a Government servant.
6. That this Hon'ble Tribunal has no jurisdiction to entertain this appeal being **non-maintainable**.

It is therefore, humbly prayed that on acceptance of this application the appeal of the appellant may kindly be dismissed being non-maintainable/ infructuous, please.



(Altaf Ur Rehman)

(District Director Agriculture Nowshera)
(Respondent No.4)

27-03-2024
S.B
Pesh.



OFFICE OF THE DISTRICT DIRECTOR AGRICULTURE (EXTENSION)
NOWSHERA NEAR PIRPAI STOP NOWSHERA.

Telephone: +92 923-580515

Email: ddanowshera@gmail.com

Annexure (F)

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OFFICE ORDER.

WHEREAS it was brought into the notice of the Director General, Agriculture Extension, Khyber Pakhtunkhwa that certain illegal/bogus orders have been issued by Mr. Tariq Mehmood, the then District Director Agriculture Extension, Nowshera with the help of Mr. Liaqat Ali, Junior Clerk, O/O District Director Agriculture Extension, Nowshera.

AND WHEREAS a fact-finding inquiry was conducted, wherein the appointments/posting-transfer orders were found to be bogus /fake.

AND WHEREAS, a Formal Inquiry Committee was constituted by the Competent Authority to conduct full dressed inquiry into the matter as per E&D rules 2011.

AND WHEREAS, the Inquiry Committee submitted its report wherein, the charges levelled against the accused officer/official have been proved.

AND WHEREAS, the Inquiry Committee has recommended that the District Director Agriculture, Nowshera, should immediately issue termination orders of all the staff appointed through bogus/fake orders.

NOW THEREFORE, the Competent Authority in light of the recommendations of the Inquiry Committee communicated by the Directorate General, Agriculture Extension, Khyber Pakhtunkhwa vide letter No.DFO. 4/914/DGA(E) dated 29/02/2024, is hereby terminated the bogus services of the following persons w.e.f date of their illegal entry into Government Payroll System: -

S.No.	Name	Designation
1	Mohib ur Raheem	Field Assistant BPS-09
2.	Shah Rukh Bakhtiar	Field Assistant BPS-09
3.	Fawad Ali	Field Assistant BPS-09
4.	Muhammad Adnan	Field Assistant BPS-09 adjusted against the post of Senior Clerk
5.	Sohaib Ahmad	Chowkidar BPS-03
6.	Tousif	Chowkidar BPS-03
7.	Ejaz Ali	Field Worker BPS-03

Accepted

District Director
Agriculture Extension
Nowshera

- Sol.

(ALTAF UR REHMAN)
DISTRICT DIRECTOR
AGRICULTURE (EXTENSION)
NOWSHERA

Dated Nowshera, the 05 / 03 / 2024.

No. 165-74 / DDA (E) NSR.

Copy to:

1. The Director General, Agriculture Extension, Khyber Pakhtunkhwa, Peshawar.
2. The Deputy Commissioner, Nowshera.
3. The District Accounts Officer, Nowshera for information and necessary action.
4. Concerned Persons.

DISTRICT DIRECTOR
AGRICULTURE (EXTENSION)
NOWSHERA

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Counter Affidavit

The undersigned hereby solemnly declare/ affirm that the contents of the CM application are true and correct to the best of our knowledge and belief and nothing has been kept secret from this Honorable Tribunal.

District Director Agriculture (Extension)

(Respondent No.04)

ATTESTED

Altafzain Rehman

Notary Public
Peshawar
26-03-2024