


FORM OF ORDER SHEET

Court of _____

12(2) CPC Petition No. 730 /2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	12/07/2024	<p>The Petition U/S 12(2) CPC in appeal no. 896/2022 submitted by Mst. Musarrat Begum through Noor Muhammad Khattak Advocate. It is fixed for hearing before Division Bench at Peshawar on 19.07.2024. Original file be requisitioned. Parcha Peshi given to the counsel for the petitioner.</p>
		<p>By the order of Chairman</p>
		<p> REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,
PESHAWAR

C.M. 12(2) CPC PETITION NO. 730 /2024
IN
SERVICE APPEAL NO. 896/2022

MST: MUSARRAT BEGUM

VERSUS

EDU: DEPTT:

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Dated: -07-2024

PETITIONER

THROUGH:

NOOR MUHAMMAD KHATTAK
ADVOCATE SUPREME COURT

- 1 -

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

C.M. 12 (2) CPC PETITION NO. 730 /2024
IN
SERVICE APPEAL NO. 896/2022

Mst: Musarrat Begum, PST (BPS-12)
GGCMS Dhaki Tehsil Tangi District Charsadda.

.....PETITIONER

VERSUS

1. The Director, E&SE Department, Khyber Pakhtunkhwa, Peshawar.
2. The District Education Officer (F), District Charsadda
3. The Secretary, E&SE Department, Khyber Pakhtunkhwa, Peshawar.
4. Mst: Tahira Bibi, Ex-PST GGCMs Dhaki Tehsil Tangi District Charsadda.

.....RESPONDENTS

PETITION UNDER 12 (2) OF CPC FOR SETTING ASIDE ORDER/JUDGMENT DATED 06/03/2024 PASSED BY THIS HONORABLE TRIBUNAL IN SERVICE APPEAL NO. 896/2022 ON THE BASIS OF FRAUD AND MISREPRESENTATION.

R/SHEWETH:
ON FACTS:

- 1- That the petitioner is the peaceful, Law abiding & bonafide citizen of Pakistan and a permanent residents of District Charsadda and belong to a respectable family.
- 2- That the respondent No 1 advertised various pots including the post of petitioner i.e. PST (BPS-12) where-after the petitioner eligible in all respects applied to the said post, appeared in the written test and interview and secured 98.84 marks and was included in the final merit list at serial No 10. Copy of the advertisement & merit list are attached as annexure.....A&B
- 3- That the private respondent also appeared in the said test & interview and despite the fact that the she is low in the merit list, appointed vide order dated 19/05/2017. Copy of appointment order of private respondent is attached as annexure.....C
- 4- That against the said appointment of the private respondent one candidate namely Saima Shah filed a complaint, whereby the

Director Education KP conducted inquiry which resulted in favour of the private respondent, however, the said candidate made another complaint before respondent No 3, which concluded in favour of the said candidate. Copy of the inquiry report is attached as annexure.....D

- 5- That despite the last inquiry resulted in favour of the candidate namely Saima Shah, the respondents are reluctant to comply with the said inquiry, the said having no other remedy, filed a Writ Petition No 2287-P/2017 before the Peshawar High Court, Peshawar which was disposed of vide the direction to the departmental selection committee for reconsideration strictly in accordance with law and rules on the subject vide order/judgment dated 24/09/2019. Copies of ground of Writ Petition & order dated 24/09/2019 are attached as annexure.....E, F
- 6- That in compliance of the order dated 24/09/2019 of Peshawar High Court, Peshawar in Writ Petition No 2287-P/2017, the meeting of the scrutiny committee was conducted vide dated 31/12/2019, the committee recommended that the score of the private respondent be calculated on her FA certificate, which she has submitted for the first time to the NTS and the next eligible candidate to be appointed to the said post. Copy of the minutes of the scrutiny committee is attached as annexure.....G
- 7- That in pursuance of the recommendation of the District Selection Committee the appointment order dated 19/05/2017 in respect of private respondent has been withdrawn through order dated 20/04/2020 and the petitioner has been appointed being top on the merit list. Copy of the appointment order is attached as annexure.....H
- 8- That feeling aggrieved the private respondent filed departmental appeal followed by Writ Petition No 2598-P/2020 against the said order, but the same has been disposed of with the direction to the respondent to decide the departmental appeal of the respondent. Copies of Departmental appeal, grounds of writ petition and order are attached as annexure.....I, J & J/1
- 9- That the respondent No 4 (private respondent) filed a Service Appeal No 896/2022 before this Honourable Tribunal against the order dated 20/04/2020, whereby her appointment order was withdrawn and the petitioner has been appointed. Copy of service appeal is attached as annexure.....K
- 10- That the ibid service appeal has been fixed for arguments before a Division Bench and the petitioner properly engaged counsel, who

submitted his power of attorney vide order dated 13/02/2023. Copy of order dated 13/02/2023 is attached as annexure.....!

- 11- That it is important to mention here that vide order dated 22/03/2023, the petitioner was placed ex-parte on account of non-submission of reply/comments. Copy of order dated 22/03/2023 is attached as annexure.....M
- 12- That the petitioner filed an application for setting aside ex-parte proceedings, which was properly entered on 01.01.2024. Copy of application is attached as annexure.....N
- 13- That it is pertinent to mention here that on 01/01/2024, the petitioner appeared before this Honourable Tribunal through clerk of counsel and submitted that despite the fact that the petitioner has earlier filed an application for setting aside ex-parte proceedings, however, astonishingly the said application has not been brought on file, resultantly the contention of the petitioner was noticed to the respondent for arguments next date of hearing i.e. 24/04/2024 before the D.B. Copy of the order dated 01.01.2024 is attached as annexure.....O
- 14- That it is important to mention here that prior to the hearing dated for arguments on the application for setting aside ex-parte, this Honourable Tribunal through an impugned judgment dated 06/03/2024 has decide the said appeal through misrepresentation on the part of respondent. Copy of the impugned judgment dated 06/03/2024 is attached as annexure.....P
- 15- That, the impugned Judgment dated 06/03/2024 passed in Service Appeal No. 896/2022 is based on fraud and mis-representation on the part of the private respondent, hence the petitioner is left with no other remedy but to file the instant petition u/s 12(2) CPC on the following grounds amongst the others.

GROUNDS:

- A- That the impugned Judgment dated 06/03/2024 is obtained by the private respondent on the basis of fraud, misrepresentation and collusion by the respondents hence liable to be set aside.
- B- That the impugned Judgment dated 06/03/2024 is obtained by the private respondent through false address of the petitioner put forth before this Honorable Court.

- C- That private respondents malafidly did not brought the material available on record regarding actual position nor the petitioner have been informed regarding filing of the Service Appeal No 896/2022.
- D- That, private respondent while filing the Service Appeal No 896/2022 have intentionally ignored the petitioner for including correct address and had acquired the judgment dated 06/03/2024.
- E- That the petitioner of the instant application/petition seek permission to advance other grounds and proofs at the time of hearing.

It is therefore, most humbly prayed that on acceptance of this 12 (2) petition the impugned Judgment dated 06/03/2024 passed by this Honorable Tribunal in Service Appeal No 896/2022 may very kindly be set aside and the service appeal may kindly be decided on real and factual facts/documents and other materials available on record to meet the ends of justice.

Any other remedy which this august Court deems fit that may also be awarded in favor of the petitioner.

Dated: -07-2024 /

PETITIONER

THROUGH:

NOOR MUHAMMAD KHATTAK
ADVOCATE SUPREME COURT

UMAR FAROOQ MOHMAMMAD

WALEED ADNAN

ABID ALI SHAH
ADVOCATES HIGH COURT

AFFIDAVIT

I, Mst: Musarrat Begum, PST (BPS-12) GGCMS Dhaki Tehsil Tangi District Charsadda, do hereby solemnly affirm and declare on oath that the contents of this **application** are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Hon'ble tribunal.

DEPONENT

-4/A-

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

C.M. 12 (2) CPC PETITION NO. _____/2024

IN

SERVICE APPEAL NO. 896/2022

MST: MUSARRAT BEGUM

V E R S U S

EDU: DEPTT:

**APPLICATION FOR SUSPENSION OF THE OPERATION ON THE
IMPUGNED JUDGMENT DATED 06/03/2024 PASSED BY THIS
HONORABLE TRIBUNAL IN SERVICE APPEAL NO. 896/2022 TILL
FINAL DISPOSAL OF THE INSTANT PETITION**

RESPECTFULLY SHEWETH:

- 1- That, the above title 12(2) CPC Petition have been filed today before this Honorable Court in which no date has been fixed so far.
- 2- That, grounds of the petition may kindly be read as part & parcel of this application.
- 3- That, the petitioner have got a good prima facie case and they are hopeful of its success.
- 4- That, balance of convenience also lies in favour of the petitioner.
- 5- That, if the Impugned Judgment dated 06/03/2024 is not set aside, petitioners would suffer irreparable loss.

It is therefore, most humbly prayed that on acceptance of this application the operation of the impugned Judgment dated 06/03/2024 may kindly be suspended till final disposal of the instant 12(2) CPC petition.

Dated: -07-2024

PETITIONER

THROUGH:

MOOR MUHAMMAD KHATTAK
ADVOCATE SUPREME COURT

AFFIDAVIT

I, Mst: Musarrat Begum, PST (BPS-12) GGCMS Dhaki Tehsil Tangi District Charsadda, do hereby solemnly affirm and declare on oath that the contents of this **application** are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Hon'ble tribunal.

DEPONENT

Advertisement No.1

Amman

1

مجلس التعليم العالي في الأردن (NTS) تعلن عن فتح باب التوظيف في المدارس الحكومية في الأردن للعام الدراسي 2018-2019. للتقديم على الوظائف يرجى زيارة الموقع الإلكتروني: <http://www.nts.org.jo>

الترتيب	الوظيفة	الدرجة	المتطلبات
1	معلم ابتدائي (CT)	BPS-15	بكالوريوس في التربية أو ما يعادلها من التعليم العالي في مجال التربية أو ما يعادلها من الخبرة العملية في مجال التعليم لمدة لا تقل عن 5 سنوات.
2	معلم متوسم (DM)	BPS-15	بكالوريوس في التربية أو ما يعادلها من التعليم العالي في مجال التربية أو ما يعادلها من الخبرة العملية في مجال التعليم لمدة لا تقل عن 5 سنوات.
3	معلم (AT)	BPS-15	بكالوريوس في التربية أو ما يعادلها من التعليم العالي في مجال التربية أو ما يعادلها من الخبرة العملية في مجال التعليم لمدة لا تقل عن 5 سنوات.
4	معلم (TT)	BPS-15	بكالوريوس في التربية أو ما يعادلها من التعليم العالي في مجال التربية أو ما يعادلها من الخبرة العملية في مجال التعليم لمدة لا تقل عن 5 سنوات.
4	معلم (BPS-12)	BPS-12	بكالوريوس في التربية أو ما يعادلها من التعليم العالي في مجال التربية أو ما يعادلها من الخبرة العملية في مجال التعليم لمدة لا تقل عن 5 سنوات.
6	معلم (BPS-12)	BPS-12	بكالوريوس في التربية أو ما يعادلها من التعليم العالي في مجال التربية أو ما يعادلها من الخبرة العملية في مجال التعليم لمدة لا تقل عن 5 سنوات.

سيتم إجراء الاختبارات في شهر أيلول القادم. يرجى زيارة الموقع الإلكتروني للحصول على التفاصيل. الحد الأقصى لعدد المتقدمين لكل وظيفة هو 100 شخص.

الوظيفة	الدرجة	الحد الأقصى لعدد المتقدمين
معلم ابتدائي	BPS-15	100
معلم متوسم	BPS-15	100
معلم	BPS-15	100
معلم	BPS-15	100
معلم	BPS-12	100
معلم	BPS-12	100

تعلن المجلس التعليمي في الأردن عن فتح باب التوظيف في المدارس الحكومية في الأردن للعام الدراسي 2018-2019. للتقديم على الوظائف يرجى زيارة الموقع الإلكتروني: <http://www.nts.org.jo>

1- الحد الأقصى لعدد المتقدمين لكل وظيفة هو 100 شخص.

2- يجب أن يكون المتقدمون من جنسيتنا الأردنية.

3- يجب أن يكون المتقدمون حاصلين على البكالوريوس في التربية أو ما يعادلها من التعليم العالي في مجال التربية أو ما يعادلها من الخبرة العملية في مجال التعليم لمدة لا تقل عن 5 سنوات.

4- يجب أن يكون المتقدمون حاصلين على شهادة الثانوية العامة الأردنية.

5- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية.

6- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة الإنجليزية.

7- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة الفرنسية.

8- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة الألمانية.

9- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة الإيطالية.

10- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة الإسبانية.

11- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة الروسية.

12- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة الصينية.

13- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة اليابانية.

14- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة الكورية.

15- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة الهندية.

16- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة البنغالية.

17- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة الفيتنامية.

18- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة المالديفية.

19- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة السواحلية.

20- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة الصومالية.

21- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية الفصحى.

22- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية العامية.

23- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية الأندلسية.

24- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية المغربية.

25- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية الجزائرية.

26- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية الليبية.

27- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية السودانية.

28- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية السودانية الغربية.

29- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية السودانية الشرقية.

30- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية السودانية الوسطى.

31- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية السودانية الجنوبية.

32- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية السودانية الشمالية.

33- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية السودانية الغربية الشمالية.

34- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية السودانية الغربية الجنوبية.

35- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية السودانية الغربية الوسطى.

36- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية السودانية الغربية الشرقية.

37- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية السودانية الغربية الغربية.

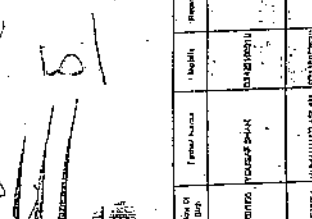
38- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية السودانية الغربية الجنوبية الغربية.

39- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية السودانية الغربية الجنوبية الشرقية.

40- يجب أن يكون المتقدمون حاصلين على شهادة الكفاءة في اللغة العربية السودانية الغربية الجنوبية الغربية الشرقية.

NTS INF(P) 4757 Phone & Fax No. 591-2220000 001-4814633

Amud 11 A 51



Part of Teachers (Adult School Based) in Elementary & Secondary Education Department, Khyber Pakhtunkhwa (Recruitment Test)

Test held on 26th, 26th & 27th November 2016

(Revised 2nd Tentative Merit List)
 Union Council Dhakki
 PST BPS-12

Sl. No.	Name	MC	Mera B School	SSC		SSC-II		B.A/B.S.		B.A/B.S.		SSC-I Marks	SSC-II Marks	SSC-III Marks	SSC-IV Marks	Total Marks	Merit Rank	Remarks	Present
				Roll No.	Marks	Roll No.	Marks	Roll No.	Marks	Roll No.	Marks								
1	SAADATULLAH	1710220001	1710220001	1710220001	1710220001	1710220001	1710220001	1710220001	1710220001	1710220001	1710220001	1710220001	1710220001	1710220001	1710220001	1710220001	1710220001	1710220001	1710220001

...
Final Merit List
 ...



Office of The District Education Officer Female Charsadda.

PH No. 091-9220086

Fax. 091-6514623

E-mail. emischarsadda.deof@yahoo.com

11.15.5 2017

S.No. 132

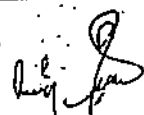
APPOINTMENT.

Consequent upon recommendation of the District Selection Committee, & approval of the competent authority appointment of the following female candidates are hereby ordered against the vacant post of (PST) School Based in GGPS in BPS-12 (Rs. 1140-800-3540) @ Rs. 1140/- fixed plus usual allowances as admissible under the rules on Contract basis under the existing policy of the Provincial Government, in Teaching Cadre in the schools noted against each on the terms and condition given below in the interest of public service with effect from the date of their taking over charge :-

S.#	Name	Father's Name	Union Council	CNIC No.	Total Score	Place of posting	Remarks
1	SABA ZAKIR	ZAKIR ULLAH	Abbazi	17102-1179159-0	126.42	GGPS Ziarat Killi	Against the Vacant Post
2	HUMAIRA SYED	SYED HAKIM SHAH	Abbazi	17102-0502871-0	123.64	GGPS Ziarat Killi	Against the Vacant Post
3	SIDRA	FIDA MUHAMMAD	Abbazi	17102-2417711-0	114.50	GGPS Head Piran	Against the Vacant Post
4	ASPIA HABIB	HABIB UR REHMAN	Tangi	17102-166491-4	135.64	GGPS Qilla Tangi	Against the Vacant Post
5	DANISH GAZA	MUHAMMAD IBRAHIM	Tangi	17102-3890561-0	134.2	GGPS Barazai No.2	Against the Vacant Post
6	SHANDANA KAMAL	MUHAMMAD KAMAL SHAH	Tangi	17102-8570812-6	127.2	GGPS Barazai No.1	Against the Vacant Post
7	ANBEELA NAWAZ	MUHAMMAD NAWAZ	Tangi	17102-8068913-0	121.07	GGPS Barazai No.1	Against the Vacant Post
8	AYESHA	FILA MUHAMMAD RADEL	Tangi	17102-4456199-4	119.51	GGPS Barazai No.2	Against the Vacant Post
9	SIDRA TUL ALLAH	ABDUS SATTAR	Tangi	17102-8559653-8	114.85	GGPS Barazai No.2	Against the Vacant Post
10	UMME HABIBA	MUTKHTAR AHMAD	Tangi	17102-1667605-2	114.64	GGPS Kot Raba	Against the Vacant Post
11	ANUM IQBAL	MUHAMMAD IQBAL KHAN	Ghunda Karkana	17101-5859371-2	119.39	GGPS Ghunda Karkana	Against the Vacant Post
12	KOSAR SHAHEEN	MUHAMMAD SADDIQ	Ghunda Karkana	17701-1801800-6	116.8	GGPS Amin Jan Killi	Against the Vacant Post
13	NOOR HIDA BIBI	WARIS KHAN	Ghunda Karkana	15401-4850647-2	112.28	GGPS Chitral Ball Karkana	Against the Vacant Post
14	ARIFA BIBI	SHEHZAD GUL	Ghunda Karkana	17101-1392156-8	113.01	GGPS Ghunda Karkana	Against the Vacant Post
15	AFSHAN	ABDUL WADOOD	Ghunda Karkana	16101-6978467-6	108.91	GGPS Ghunda Karkana	Against the Vacant Post
16	NAJMA GUL	MUSTAFA KHAN	Ghunda Karkana	17101-1480280-6	108.10	GGPS Amin Jan Killi	Against the Vacant Post
17	GULNAYAB DURRANI	MUHAMMAD TAHIR ULLAH JAN	Ghunda Karkana	17101-1756158-2	107.62	GGPS Amin Jan Killi	Against the Vacant Post
18	NASIRA	MUHAMMAD AYUB	Hajizai	17101-0595436-2	118.83	GGPS Mahzara	Against the Vacant Post
19	SAEEDA	BAKHTIAR KHAN	Hajizai	17101-5261987-2	113.49	GGPS Mahzara	Against the Vacant Post
20	SABIHA SULTAN	SULTAN MUHAMMAD	Hajizai	17103-0588774-6	108.3	GGPS Mahzara	Against the Vacant Post
21	SHABANA BEGUM	YOUSAF ALI	Hajizai	17101-2740763-6	104.03	GGPS Mahzara	Against the Vacant Post
22	SIDRA BIBI	WAHJEEB ULLAH	Hajizai	17103-0661106-2	100.65	GGPS Mahzara	Against the Vacant Post
23	LAILA RUKH	NASRULLAH KHAN	Hajizai	17103-0665508-2	96.94	GGPS Turkha	Against the Vacant Post
24	AMINA BIBI	JAN MUHAMMAD	Hajizai	17101-2287-2017	96.94	GGPS Turkha	Against the Vacant Post

Admitted by [Signature]

25	KAZINA AJ	MEHBOOB ALI	Hajizai	17103-0621860-0	91.59	GGPS Tankha	Against the Vacant Post
26	SADAF HAZ	FARID ULLAH	Hajizai	17101-1232674-0	91.13	GGPS Mahzara	Against the Vacant Post
27	HUMERA SAIF	SAJF UL MALOOK	Hajizai	17301-4696065-0	90.76	GGPS Mahzara	Against the Vacant Post
28	SHUMAILA BIBI	ARAB KHAN	Hajizai	17103-0601026-2	90.73	GGCMS Sheikhon Ochn Wala	Against the Vacant Post
29	KAUSAR NAZIR	NAZIR AHMAD	Hassanzai	17101-0865152-6	127.87	GGPS Hassanzai	Against the Vacant Post
30	NOUSHEN	MIR BAHADAR	Hassanzai	17103-0645432-6	120.06	GGPS Hassanzai	Against the Vacant Post
31	NAUSHEEB WAHAB	WAHAB KHAN	Hassanzai	17101-1884713-2	111.43	GGPS Sokhta	Against the Vacant Post
32	SAMINA NAZ	IBRAHIM SHAH	Hassanzai	17301-2288153-6	107.53	GGPS Sokhta	Against the Vacant Post
33	SHABANA SHAHI	SHAHI KHAN	Hassanzai	17101-3905245-2	106	GGPS Sokhta	Against the Vacant Post
34	SUMMAYYA JAWAD	MAIN JAWAD GUL	Hassanzai	17301-3504763-4	105.72	GGPS Sokhta	Against the Vacant Post
35	SAIRA AFSAR	AFSAR SHAH	Hassanzai	17201-4117668-0	105.03	GGPS Sokhta	Against the Vacant Post
36	SAYYEDA ZUBAIDA	SYED FAROOQ SHAH	Hassanzai	17101-8475581-8	104.92	GGPS Kotak	Against the Vacant Post
37	NOUSHEN JAN	MEHBOOB UR RAHMAN	Hassanzai	17101-4965055-4	104.45	GGPS Sokhta	Against the Vacant Post
38	SHEEBA	MUSAMIR SHAH	Hassanzai	17103-0567771-2	104.03	GGPS Kotak	Against the Vacant Post
39	SHUKRIA	AKBAR ALI	Hassanzai	17103-0609411-8	99.02	GGPS Kotak	Against the Vacant Post
40	MARYAM MASOOD	MUHAMMAD MASOOD	Hassanzai	17103-0591072-4	98.73	GGPS Hassanzai	Against the Vacant Post
41	UZMA AKHOON ZADI	TILAWAT KHAN	Hassanzai	17101-8260932-2	97.39	GGPS Hassanzai	Against the Vacant Post
42	MEENA GUL	SALEEM JAN	Kangra	17301-1393279-0	108.66	GGPS Kangra	Against the Vacant Post
43	FARAH MABOOD	FAZLI MABOOD	Kangra	17101-4492792-0	106.10	GGPS Kangra	Against the Vacant Post
44	SITARA GUL	LAL MUHAMMAD	Katozai	17301-2844773-2	126.07	GGPS Katozai	Against the Vacant Post
45	ASMA	SULTAN MUHAMMAD	Katozai	17101-0691947-6	125.15	GGPS Katozai	Against the Vacant Post
46	KAUSAR BIBI	MALANG JAN	Katozai	17101-0606873-4	113.61	GGPS Katozai	Against the Vacant Post
47	ABIDA BIBI	FAZLE MOULA	Katozai	17101-1633809-2	107.78	GGPS Malak Abad	Against the Vacant Post
48	SEEMA	ASIF KHAN	Katozai	17101-3063970-6	106.34	GGPS Katozai	Against the Vacant Post
49	SADAF SWAIRA	IZZAT ULLAH	Katozai	17103-0637856-0	105.42	GGPS Malak Abad	Against the Vacant Post
50	JAVARIA	BASI ULLAH	Katozai	17103-0650578-6	103.25	GGPS Malak Abad	Against the Vacant Post
51	NAZISH SIYAR	SIYAR MUHAMMAD	Katozai	17103-0610529-4	100.8	GGPS Nazir Chari Shabqandar	Against the Vacant Post
52	SUMBAL	AMAMULBAH	Katozai	17103-0675058-6	100.68	GGPS Katozai	Against the Vacant Post
53	NAZRA	SULTAN MUHAMMAD	Katozai	17101-5656054-4	96.18	GGPS Katozai	Against the Vacant Post
54	SARA AKBAR	AKBAR SHAH	Khan Mai	17101-1077429-2	139.39	GGPS Sardar Ali Killi	Against the Vacant Post
55	BIDI ZAINAB	ATTA ULLAH	Khan Mai	17101-7197433-0	118.4	GGPS Sardar Ali Killi	Against the Vacant Post
56	BASMEN GUL	SARBILAND	Khan Mai	17101-0305202-8	110.12	GGPS Sardar Ali Killi	Against the Vacant Post
57	NADIA KHAN	YAR MUHAMMAD	Khan Mai	17101-6353194-4	109.56	GGPS Sardar Ali Killi	Against the Vacant Post
58	WAHEEDA	BAKHTIAR ALI	Khan Mai	17101-0888711-2	105.80	GGPS Nazir Abad Raza Korona	Against the Vacant Post
59	NISHAT BEGUM	ZAFAR ALI	Khan Mai	17101-8094385-8	104.07	GGPS Nazir Abad Raza Korona	Against the Vacant Post
60	NOSHEEN BEGUM	FAQIR HUSSAIN	Khan Mai	17101-0611903-4	99.12	GGPS Nazir Abad Raza Korona	Against the Vacant Post
61	NAGINA BIBI	BADAM ALI	Khan Mai	17101-7513152-8	98.23	GGPS Mir Ahmad Gul Killi	Against the Vacant Post
62	BASKAN BEGUM	SYED MUHAMMAD WAHID	Khan Mai	17101-0247599-8	97.84	GGPS Nazir Abad Raza Korona	Against the Vacant Post

Attest


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63	MEENA GUL	BAHADUR KHAN	Harichand	17102-3648126-8	122.39	GGCMS Jamal Abad	Against the Vacant Post
64	LAILA	AYUB KHAN	Harichand	17102-1097740-0	119.5	GGCMS Jamal Abad	Against the Vacant Post
65	NASEEM BEGUM	SALEEM KHAN	Harichand	17102-4672650-6	113.02	GGCMS Jamal Abad	Against the Vacant Post
66	MARGIS	ABDUL MATEEN	Harichand	17102-8312341-6	108.79	GGCMS Jamal Abad	Against the Vacant Post
67	SHAZLA	MIANGUL JAN	Harichand	17102-7273647-6	108.54	GGCMS Jamal Abad	Against the Vacant Post
68	NAGIN JAMSHID LUBNA HAMID	JAMSHED KHAN	Harichand	17102-8947803-8	108.09	GGCMS Jamal Abad	Against the Vacant Post
69	SHAKEELA NAZ	ABDUL HAMID	Harichand	17102-6720652-4	107.42	GGPS Saif Ullah Khan Killi	Against the Vacant Post
70	BUSHRA KHAN	BADAR MUNIR	Shoodag	17102-2414878-8	121.76	GGPS Qamar Khan Killi	Against the Vacant Post
71	FARKHANDA	KHAN MALIK	Shoodag	17102-6338081-4	111.10	GGPS Kudoi	Against the Vacant Post
72	ALIA BEGUM	MUHAMMAD	Shoodag	17102-6939017-4	106.71	GGPS Marghoi	Against the Vacant Post
73	LUBNA AZIZ	SAJED HANIF	Shoodag	17102-3453257-2	103.67	GGPS Gogri Dag	Against the Vacant Post
74	MUSARAT BIBI	AZIZ GUL	Shoodag	17102-8371253-0	101.48	GGPS Pirani	Against the Vacant Post
75	ANILA NAZ	ZAREEN KHAN	Shoodag	17102-3579160-4	100.07	GGPS Mughal Khan Dheri	Against the Vacant Post
76	HUMA AZAM	ABDUL SAMAD	Sherpao	17102-8747925-4	140.78	GGPS Sherpao Bahadran	Against the Vacant Post
77	SUMATRA TABASSUM	MOHAMMAD AZAM	Mirza Dher	16101-1993583-4	112.28	GGPS Mian Sahib Ghari	Against the Vacant Post
78	NAYAB ALAM	AHMAD JAN	Hisara Nehres	17102-1214406-2	109.94	GGPS Firdos Abad	Against the Vacant Post
79	SEHRISH ALAM	JAN ALAM	Hisara Nehres	17102-5988030-4	105.49	GGPS Firdos Abad	Against the Vacant Post
80	NABEMA BIBI	MUHAMMAD SHAHJIBHAN	Mandani	17102-0218726-2	117.47	GGPS Ghafoor Khan Killi	Against the Vacant Post
81	SHAFIA BIBI	SAJF UR REHMAN	Mandani	17102-6949765-0	115.51	GGPS Hisara Qandara	Against the Vacant Post
82	IRUM JAMSHID	ZAHIR SHAH	Mandani	17102-8289180-6	108.47	GGPS Safo Bari Band	Against the Vacant Post
83	SALMA AZIZ	JAMSHID KHAN	Ziam	17101-2200581-0	122.44	GGPS Shams Abad	Against the Vacant Post
84	NAZIA BEGUM	AZIZ UR RAHMAN	Ziam	17102-7593990-8	117.74	GGPS Tala Shah	Against the Vacant Post
85	Maryam Hakeem	REDI GUL	Ziam	17102-8741596-8	106.01	GGPS Tala Shah	Against the Vacant Post
86	BASEBRAT	Hakeem Khan	Ziam	17102-3132543-6	104.15	GGPS Saifoor Mion Killi	Against the Vacant Post
87	SAMLA HIMAYAT	IKHTIAR GUL	Matta Mughal Khel	17101-5163368-4	125.16	Matta M.M Khel	Against the Vacant Post
88	HIRA GUL	HIMAYAT SHAH	Matta Mughal Khel	17102-3019814-4	124.68	GGPS Matta Baro Khel	Against the Vacant Post
89	HIRA SOHAIL	ISMAIL KHAN	Matta Mughal Khel	17101-6746790-8	119.66	GGPS Daryab Koroona	Against the Vacant Post
90	GULALAI	MUHAMMAD SOHAIL	Matta Mughal Khel	17101-1327140-0	116.34	GGPS Matta Palangzai	Against the Vacant Post
91	SUNDAS JAMIL	ISMAIL KHAN	Matta Mughal Khel	17101-5572739-2	109.3	GGPS Daryab Koroona	Against the Vacant Post
92	MEENA GUL	MUHAMMAD JAMIL	Matta Mughal Khel	17301-7225811-0	106.92	GGPS Matta Palangzai	Against the Vacant Post
93	SLAHIDA ISMAIL	QAZI MUHAMMAD	Matta Mughal Khel	17101-6159330-6	104.11	GGPS Matta Palangzai	Against the Vacant Post
94		ISMAIL KHAN	Matta Mughal Khel	17103-0636521-6	102.16	GGPS M.M Khel	Against the Vacant Post

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95	AYESHA FIDA	FIDA MUHAMMAD KHAN	Matta Mughal Khel	17101-9597199-0	99.34	GGPS Matta Palangzai	Against the Vacant Post
96	FAHEEMA BEGUM	DAULAT KHAN	Matta Mughal Khel	17301-7455615-0	97.92	GGPS Matta Palangzai	Against the Vacant Post
97	SALMA FARAZ	GUL FARAZ BADSHAH	Matta Mughal Khel	17101-5512679-2	92.33	GGPS Matta Baro Khel	Against the Vacant Post
98	KALSOOM	BIRADER KHAN	Matta Mughal Khel	17101-6101820-4	91.58	GGPS Matta Palangzai	Against the Vacant Post
99	ASMA SHAHID	SHAHID GUL	Matta Mughal Khel	17102-0528524-8	91.27	GGPS Matta Palangzai	Against the Vacant Post
100	SONIA NOOR	MBAN NOOR SHAH	Matta Mughal Khel	17101-2379120-6	90.24	GGPS Matta Baro Khel	Against the Vacant Post
101	SUMAJRA AFTAB	AFTAB UR REHMAN	Matta Mughal Khel	17103-0580725-0	88.92	GGPS M.M Khel	Against the Vacant Post
102	HASEENA NAZ	ABDUL CHAFFAR	Matta Mughal Khel	17103-0642011-8	88.46	GGPS M.M Khel	Against the Vacant Post
103	IRUM	NASEER AHMAD	Matta Mughal Khel	17101-2086318-6	87.5	GGPS M.M Khel	Against the Vacant Post
104	TAHIRA NAZ	SAIDA JAN	Matta Mughal Khel	17103-0659098-2	76.39	GGPS Matta Baro Khel	Against the Vacant Post
105	ZILE HUMA	FAZLI QAYUM	Matta Mughal Khel	17101-4674512-0	71.2	GGPS M.M Khel	Against the Vacant Post
106	SADAF NAZ	IBAD ULLAH	Sarki Tetara	17101-5564725-8	125.26	GGPS Lali Karoona	Against the Vacant Post
107	WAGMA MAQSOOD	MAQSOOD JAN	Sarki Tetara	17101-9367710-0	124.26	GGPS Munir Shah Baba	Against the Vacant Post
108	HUSNA	ZAFAR ALI	Sarki Tetara	17101-9780360-8	116.72	GGPS Tehbana Kakar	Against the Vacant Post
109	GULNAZ	SHAOUKAT ALI	Sarki Tetara	17101-0278805-0	113.13	GGPS Sarki Tetara	Against the Vacant Post
110	ASMA BASHIR	MUHAMMAD BASHIR KHAN	Sarki Tetara	42501-3586037-4	112.2	GGPS Amin Jan Sarki Tetara	Against the Vacant Post
111	SHAHNAZ BEGUM	GUL ZADA	Sarki Tetara	17301-7953104-0	110.93	GGPS Hoyat Gul Karoona	Against the Vacant Post
112	JAVERIA AMIN	FATHUL AMIN	Sarki Tetara	17101-3863197-8	110.08	GGPS Anwar Killi Riaz Abad	Against the Vacant Post
113	SUMMAL BIBI	FAZAL WAHID	Sarki Tetara	17101-7320922-2	109.51	GGPS Dheri Ghazgi	Against the Vacant Post
114	AMINA GHAFAR	ABDUL GHAFAR	Behlola	17301-5178392-4	127.83	GGPS Muhammad Gul Killi	Against the Vacant Post
115	ROOMI GUL	MUHAMMAD GHANI	Behlola	17101-4650151-0	115.36	GGPS Haji Yar Gul Killi	Against the Vacant Post
116	TOSEELA ABBAS	ABBAS KHAN	Behlola	17101-7482744-8	106.87	GGPS Haji Yar Gul Killi	Against the Vacant Post
117	SAIRA HUSSAIN	MUHAMMAD HUSSAIN	Behlola	17101-6457354-4	103.44	GGPS Haji Yar Gul Killi	Against the Vacant Post
118	TAYYABA GUL	FAZAL WAHID	Behlola	17101-1470308-0	101.65	GGPS Haji Yar Gul Killi	Against the Vacant Post
119	NAILA HAKEEM	ABDUL HAKEEM	Behlola	17101-4485519-6	100.82	GGPS Haji Yar Gul Killi	Against the Vacant Post
120	ROSHNI GULZAR	GULZAR KHAN	Behlola	17101-9484094-6	100	GGPS Haji Yar Gul Killi	Against the Vacant Post
121	SHAILA BEGUM	NOOR RAHMAN	Behlola	17101-5293444-0	99.79	GGPS Behlola Nasafa	Against the Vacant Post
122	SHABNAM SHAZADA	SHAZADA	Behlola	17101-2001612-2	99.54	GGPS Behlola Bala	Against the Vacant Post
123	NABEELA	FAZAL MUNIR	Agra	17101-5424466-6	133.7	GGPS Sheikh Killi Agra	Against the Vacant Post
124	NASIRA GUL	MURTAZA KHAN	Agra	17101-9277768-6	131.01	GGPS Sheikh Killi Agra	Against the Vacant Post

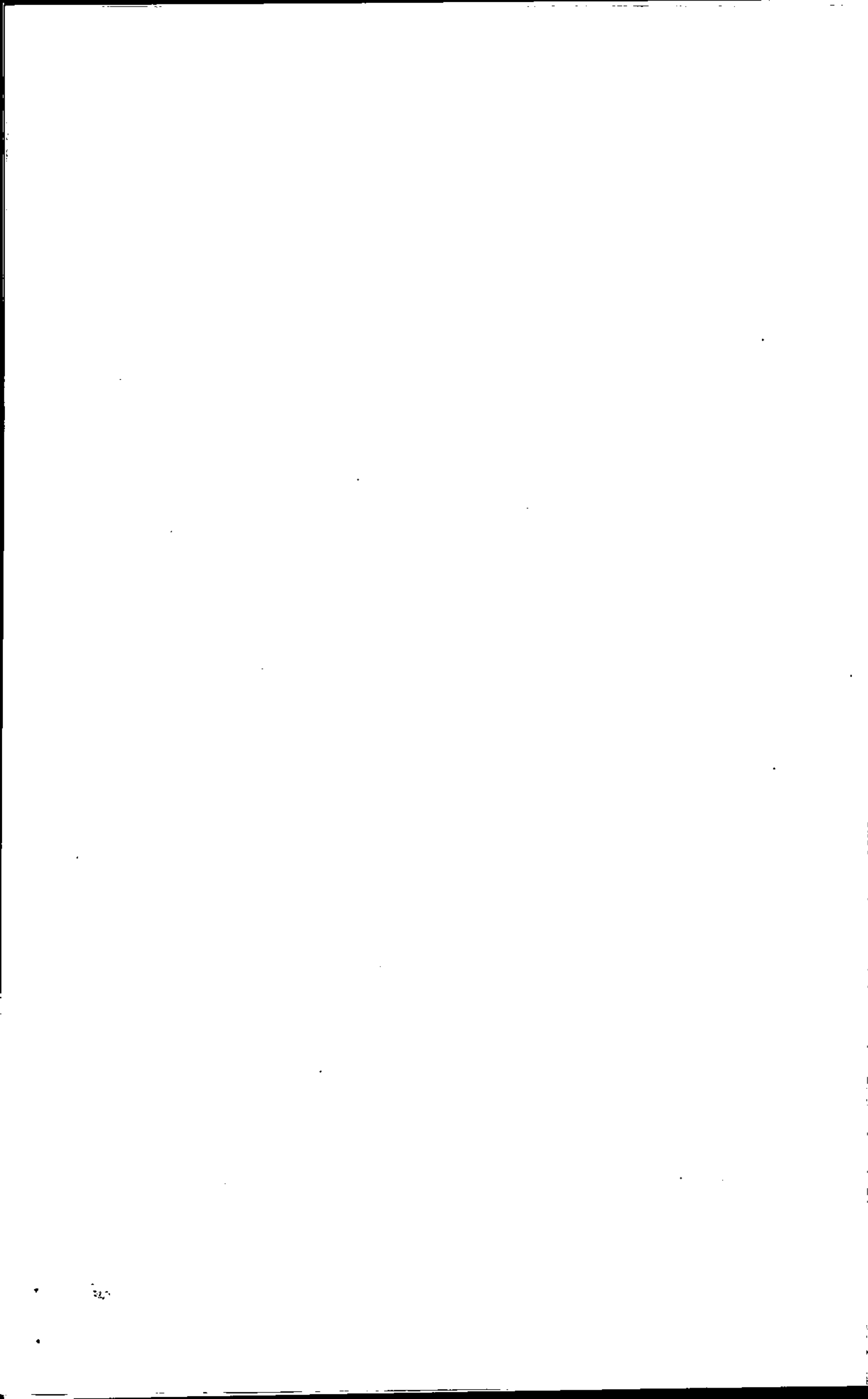
25	MAHNA NAZ	PAZAL GHANI	Agra	17101-2223301-2	126.9	GGPS Sheikh Killi Agra	Against the Vacant Post
26	SHEHLA YOUSAF	YOUSAF SHAH	Dhakki	17102-0410568-4	123.35	GGCMS Dhakki	Against the Vacant Post
27	SOMAYYA ASLAM	MUHAMMAD ASLAM	Dhakki	17102-9216539-8	114.64	GGCMS Dhakki	Against the Vacant Post
28	SHAZLA AKBER	ABDUL AKBER	Dhakki	17102-2563643-8	108.84	GGCMS Dhakki	Against the Vacant Post
29	SUMAIRA NAUSHBEEN	DILBAR KHAN	Dhakki	17102-0836586-8	101.46	GGCMS Dhakki	Against the Vacant Post
30	SABA GUL	FIDA MUHAMMAD	Dhakki	17102-7483894-2	100.3	GGPS Gulshan Hayat Killi	Against the Vacant Post
31	SARA SHAFQAT	SHAFQAT HUSSAIN	Dhakki	17102-9260054-8	100.06	GGPS Ajab Gul Killi	Against the Vacant Post
32	TAHIRA BIBI	SHER MUHAMMAD	Dhakki	17102-9023646-2	100.04	GGCMS Dhakki	Against the Vacant Post
33	LENTA ASHRAF	MUHAMMAD ASHRAF	Dhakki	17102-3572516-0	99.86	GGPS Ajab Gul Killi	Against the Vacant Post
34	MARHABA	SHER MUHAMMAD	Dhakki	17102-6328133-0	88.87	GGCMS Dhakki	Against the Vacant Post
35	SHABANA BIBI	MUHAMMAD NABI	Behram Dheri	17102-2553470-4	118.32	GGPS Islamabad Dabandi	Against the Vacant Post
36	AZRA BEGUM	ALI REHMAN	Behram Dheri	17102-2883262-8	103.19	GGPS Sani Zo Shah	Against the Vacant Post
37	SARA KHAN	MUHAMMAD IBRAHIM	Behram Dheri	17102-0926058-6	98.02	GGPS Sani Zo Shah	Against the Vacant Post
38	RABIA SHEIKH	IBRAHIM JAN	Panipao	17103-0592326-8	98.90	GGPS Sheikh Killi SKF	Against the Vacant Post
39	SHAISTA RANI	MIAN MUQARRB SHAH	Panipao	17103-0578982-8	92.92	GGPS Sheikh Killi SKF	Against the Vacant Post
40	AMNA GUL	BASHIR AHMAD KHATTAK	Dosehra	17101-5293124-2	116.44	GGPS Dosehra No.1	Against the Vacant Post
41	SAMINA GUL	SHAHZADA	Dosehra	17101-0300448-8	108.9	GGPS Dosehra No.1	Against the Vacant Post
42	SHAISTA DAULAT KHAN	DAULAT KHAN	Dosehra	17301-9830031-4	108.65	GGPS Shapana Killi	Against the Vacant Post
43	SHEHLA IFTIKHAR	IFTIKHAR UD DIN	Dosehra	17301-7169568-8	106.58	GGPS Dosehra No.1	Against the Vacant Post
44	ROHEELA NAZ	MUSHTAQ AHMAD	Dosehra	17101-3872783-4	105.62	GGPS Shah Dhand	Against the Vacant Post
45	RUKHSANA	SHAKIR ULLAH	Dosehra	17101-6006977-8	105.08	GGPS Shah Dhand	Against the Vacant Post
46	NAJMA BEGUM	MUKHTAR AHMAD	Dosehra	17101-9029847-4	104.48	GGPS Shah Dhand	Against the Vacant Post
47	NASEEM ARAS	ANAS KHAN	Dosehra	17101-3653818-2	104.05	GGPS Sheikh Abad Dosehra	Against the Vacant Post
48	RANI ANDALIB	MUKHTAR AHMED	Dosehra	17101-2883610-4	103.33	GGPS Risaldar Killi	Against the Vacant Post
49	SAFA BIBI	FARID ULLAH SHAH	Dosehra	17101-6417386-6	101.63	GGPS Ahmad Khan Killi	Against the Vacant Post
50	SHAGUFTA ALI	NOOR ALI	Dheri Zardad	17101-9272441-6	111.51	GGPS Talab Karaona	Against the Vacant Post
51	NAJLA TABASSUM	MUKHTIAR ALI	Dheri Zardad	17101-7235423-0	111.47	GGPS Dheri Zardad	Against the Vacant Post
52	SHABEENA ALI	HAZRAT ALI	Dheri Zardad	17101-4371457-6	107.33	GGPS Shad Killi No.1	Against the Vacant Post
53	SUMBAL KHAN	SHAMSHER KHAN	Dheri Zardad	17101-2237203-6	103.15	GGPS Talab Karaona	Against the Vacant Post
54	SUHAILA NOOR	NOOR UR RAHMAN	Dargai	15201-7385144-2	126.59	GGPS Saifi Ullah Killi	Against the Vacant Post
55	ASMA BEGUM	SHER MUHAMMAD	Dargai	17101-8297213-0	121.65	GGPS Shamlat	Against the Vacant Post
56	REEMA GUL	MUHAMMAD SADIQ IBRAR	Chindroo Dag	17102-7699412-4	132.11	GGPS Qadsem Abad No.1	Against the Vacant Post

Attested
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57.	ANJUM BEGUM	SAHIB ZADA	Chindroo Dag	17101-6485389-8	109.96	GGPS Bashir Khan Qilla	Against the Vacant Post
58	SIDRA ALI	GOHAR ALI	Chindroo Dag	17101-3186420-4	107.47	GGPS Pural Abad	Against the Vacant Post
59	HAJRA MISAL	MISAL KHAN	Chindroo Dag	17101-8531615-4	99.27	GGPS Amir Khan Killi	Against the Vacant Post
60	SHAISTA KHAN	MUNAWAR KHAN	Tarnab	17101-9685762-6	125.92	GGPS Tarnab	Against the Vacant Post
61	RAHILA NAZ	FAZLI RABBAJI	Tarnab	17101-4988197-0	119.22	GGPS Tarnab	Against the Vacant Post
62	ZIBA GUL	FAZLE RABBI	Tarnab	17101-7664179-4	112.22	GGPS Tarnab	Against the Vacant Post
63	HUMAIRA ZAFAR	ZAFAR ALI	Tarnab	17101-0305679-4	111.29	GGPS Tarnab	Against the Vacant Post
64	IWAJEEHA AMIN	ROOH UL AMIN	Tarnab	17101-0774521-8	110.89	GGPS Tarnab	Against the Vacant Post
65	MEHNAZ	MUHAMMAD QAMAR	Tarnab	17101-8242121-6	109.78	GGPS Tarnab	Against the Vacant Post
166	SAJIDA AMIN	AMIN UL HAQ	Sheikho Sardhari	17101-7523974-8	135.43	GGPS Zarin Abad	Against the Vacant Post
167	SAIRA GUL	MUHAMMAD KALEEM	Sheikho Sardhari	17101-6651396-4	124.84	GGPS Zarin Abad	Against the Vacant Post
168	SAIMA HAQ	MATI UL HAQ	Sheikho Sardhari	17101-8340802-2	112.45	GGPS Tawab Korana	Against the Vacant Post
169	HUMAIRA	NAZAR GUL	Mera Prang	17101-7315263-2	136.92	GGPS Satti Abad	Against the Vacant Post
170	SHAGUFTA	NAZAR GUL	Mera Prang	17101-6526007-0	128.21	GGPS Satti Abad	Against the Vacant Post
171	MARYAM JAVED	JAVED ALI KHAN	Mera Prang	17101-1218770-8	124.73	GGPS Satti Abad	Against the Vacant Post
172	MEHWISH JAHANGIR	JAHANGIR KHAN	Mera Prang	17101-8426767-0	111.11	GGPS Satti Abad	Against the Vacant Post
173	HINA NIAZ	NIAZ KHAN	Mera Prang	17101-0407046-4	108.28	GGPS Satti Abad	Against the Vacant Post
174	UZMA	HAMZULLAH KHAN	Mera Prang	17101-2924931-2	103.03	GGPS Faqir Abad Majoki	Against the Vacant Post
175	SHEHLA GUL	TILA MUHAMMAD	Mera Prang	17101-0481964-4	101.39	GGPS Faqir Abad Majoki	Against the Vacant Post
176	SABEEHA	NIAZ ALI	Muhammad Nari	17101-3942434-4	126.25	GGPS Shah Afzal Abad	Against the Vacant Post
177	MEHNAZ BEGUM	NASR ULLAH	Muhammad Nari	17101-2795504-0	116.78	GGPS Shah Afzal Abad	Against the Vacant Post
178	KHALIDA RYASAT	QASIM KHAN	Muhammad Nari	16102-3718826-6	113.19	GGPS Kulalan Mufti Abad	Against the Vacant Post
179	HUMA GUL	GULZAR AHMAD	Muhammad Nari	17101-2687080-0	109.43	GGPS Mufti Abad	Against the Vacant Post
180	NIRA TAHIR	MUHAMMAD TAHIR KHAN	Muhammad Nari	17101-6288491-8	109.05	GGPS Shah Afzal Abad	Against the Vacant Post
181	PALWASHA FAYYAZ	FAYYAZ AHMAD	Muhammad Nari	17101-4756321-4	106.31	GGPS Shah Afzal Abad	Against the Vacant Post
182	CHAND BIBI	BASHIR GUL	Muhammad Nari	16102-7850929-6	104.29	GGPS Haji Shamrooz Khan Killi	Against the Vacant Post
183	RAZIA BEGUM	KHAN MUHAMMAD	Muhammad Nari	17101-8455778-2	99.43	GGPS Ramtay	Against the Vacant Post
184	FAUZIA	BAHADAR KHAN	Muhammad Nari	17101-7042678-0	98.85	GGPS Shah Afzal Abad	Against the Vacant Post
185	SHAZIA SAIF	SAIF ULLAH JAN	Muhammad Nari	17101-7463695-6	97.45	GGPS Kulalan Mufti Abad	Against the Vacant Post
186	MOBINA TABASSUM	SALBEM JAN	Mera Prang	17101-4422668-6	135.07	GGPS Abdul Ghafoor Killi	Against the Vacant Post
187	RASHIDA	MUHAMMAD AKBAR	Mera Prang	17101-7442839-2	120.99	GGPS Aman Abad	Against the Vacant Post
188	ASIMA GUL	SANOBAR	MC-2 Shabqadar	17103-0670422-2	105.26	GGPS Shabqadar Fort	Against the Vacant Post
189	AISHA	NASIR KHAN	MC-2 Shabqadar	17101-1779283-8	99.17	GGPS Shabqadar Fort	Against the Vacant Post
190	SHAZIA GUL	JAN MUHAMMAD	MC-2 Shabqadar	17101-3653212-2	98.19	GGPS Yousaf Khan Qilla	Against the Vacant Post
191	HAFSA SAMEEN	SAMBEEN KHAN	MC-3 Shabqadar	17101-7756166-0	115.06	GGPS Attaki	Against the Vacant Post
192	RAJDA	HAJI SARDAR	MC-3	17101-3509597-0	111.69	GGPS Attaki	Against the Vacant Post



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ROLL NO.	ALGUM	RAHIM	Shabqadar				
93	SANA	AYAZ	MC-3 Shabqadar	17103-0617116-0	120.70	GGPS Attaki	Against the Parent Part
94	SANAM SARA	MUHAMMAD IBRAHIM	MC-3 Shabqadar	17103-0579472-6	104.14	GGPS Attaki	Against the Parent Part
95	SEEMA RAMBIL	RAMBIL KHAN	MC-3 Shabqadar	17103-0661474-6	97.87	GGPS Attaki	Against the Parent Part
96	SAM'NA IBRAHIM	MUHAMMAD IBRAHIM KHAN	MC-3 Shabqadar	17103-0660898-6	107.48	GGPS Haleem Zai	Against the Parent Part
97	KIRAN HUSSAIN	KHALID HUSSAIN	MC-1 Shabqadar	17101-4401020-4	93.48	GGPS Rahmat Ullah Khan	Against the Parent Part
98	SALMA BEGUM	MUHAMMAD YOUNAS	MC-1 Shabqadar	17101-7726064-4	90.61	GGPS Rahmat Ullah Khan	Against the Parent Part
99	REEMA BIBI	NOOR MUHAMMAD	MC-1 Shabqadar	17103-0661121-0	84.17	GGPS Rahmat Ullah Khan	Against the Parent Part
100	HASEEBA NAZIR	NAZIR UDDIN	MC-2 Chersadda	17101-2828066-0	131.30	GGPS Mian Killi Prang	Against the Parent Part
101	SAIMA GUL	ABDUL FATAH	MC-2 Chersadda	17101-1240883-4	120.09	GGPS Prang Safar Khel	Against the Parent Part
102	SHAISTA	GUL WALI	Nisatta	17101-4258927-4	102.22	GGPS Sadran Nisatta	Against the Parent Part
103	UZMA	NIHAR MUHAMMAD	Nisatta	17101-9583809-0	97.52	GGPS Dagwal Nisatta	Against the Parent Part
104	ASMA GUL	RAJ ALI KHAN	Nisatta	17101-7633438-8	96.57	GGPS Londo Nisatta	Against the Parent Part
105	BASRA BEGUM	SAID AKBAR	Nisatta	17101-0410721-0	96.56	GGPS Dagwal Nisatta	Against the Parent Part
106	AFSHEEN	SAYED REHMAN	Nisatta	17101-8347654-8	96.15	GGPS Dagwal Nisatta	Against the Parent Part
107	MARIA GHAZNAVI	KHATIR GHAZNAVI	Nisatta	17101-1890232-8	94.05	GGPS Dagwal Nisatta	Against the Parent Part
108	HALERMA BIBI	JAMSHED KHAN	Nisatta	17101-8745365-0	93.13	GGPS Naseer Gul Koroona	Against the Parent Part
109	FAIZA MAHWISH	HAZLI HAQQANI	Nisatta	17101-0250546-6	89.48	GGPS Dagwal Nisatta	Against the Parent Part
110	SOBIA	QALANDAR KHAN	Nisatta	17101-7166465-6	88.95	GGPS Sheikh Mali Koroona	Against the Parent Part
111	REEMA	KHAN SAHIB	Nisatta	17101-9001436-6	87.38	GGPS Dagwal Nisatta	Against the Parent Part
112	SHAZIA BEGUM	SIAM UD DIN	Rajjar-2	17101-1727640-6	120.49	GGCMS Wardaga	Against the Parent Part
113	FAIZA GUL	QASIM JAN	Rajjar-2	17101-9438662-8	106.42	GGCMS Wardaga	Against the Parent Part
114	AYESHA KAUSAR	SHER AFZAL	Rajjar-2	17101-8197104-0	103.46	GGPS Anis Abnd	Against the Parent Part
115	NADIA AWAN	MUSAFAR AWAN	Rajjar-2	16101-9950911-0	102.22	GGPS Hikmat Abad	Against the Parent Part
116	NOREEN GUL	HAKIM KHAN	Rajjar-2	17101-6128876-4	94.67	GGCMS Wardaga	Against the Parent Part
117	HUMA GUL	MUHAMMAD JOBAL	Rajjar-2	17101-3129489-6	94.56	GGPS Shakar Dhand No.2	Against the Parent Part
118	FARYAL TAHIR	MUHAMMAD TAHIR KHAN	Rajjar-2	17101-5500081-4	89.22	GGCMS Wardaga	Against the Parent Part
119	SAJMA GOUHAR	MUHAMMAD ZAMIN KHAN	Rajjar-2	15302-9018163-0	84.66	GGPS Faqir Killi Wardaga	Against the Parent Part
120	ULFAT JEHANGIR	JEHANGIR KHAN	Rajjar-2	17101-8512208-8	82.64	GGCMS Wardaga	Against the Parent Part
121	SANA	MEHMOOD UL HASSAN	Turangzai	17101-9959438-8	128.54	GGPS Sajdar Khan Koroona	Against the Parent Part
122	HASEENA KHURSHED	KHURSHED MUHAMMAD	Turangzai	17101-4311122-2	123.64	GGPS Dheri Hamid Mian NO.2	Against the Parent Part
123	FOZIA KHAN	ZARDAD KHAN	Turangzai	17101-4899625-8	122.46	GGPS Dheri Hamid Mian NO.1	Against the Parent Part
124	RABLA BIBI	TEHSEEN ULLAH	Turangzai	17101-2993371-0	120.29	GGPS Dheri Hamid Mian NO.2	Against the Parent Part
125	SHAH RUKH HAFEZ	MIAN HAFEZ ULLAH KAKAKHELI	Rajjar-1	17101-4610573-2	134.39	GGPS Rajjar	Against the Parent Part
126	TAHIRA	MUHAMMAD HUSSAIN	Rajjar-1	17101-5033364-6	124.99	GGPS Rajjar	Against the Parent Part
127	UBAB HIDAYAT	HIDAYAT ULLAH	Rajjar-1	17101-2206769-2	123.56	GGCMS Shaikh Abad Rajjar	Against the Parent Part

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28	SALMA BIBI	FASIH UL LISAN	Rajjar-1	17101-7025659-8	113.07	GGPS Rajjar	Against the Vacant Post
29	SHAHIDA	SULTAN MUHAMMAD	Rajjar-1	17101-7754061-4	112.75	GGCMS Sheikh Abad Rajir	Against the Vacant Post
30	MUNIR GUL	MUHAMMAD ILYAS	Rajjar-1	17101-9907242-4	110.12	GGCMS Sheikh Abad Rajir	Against the Vacant Post
31	SHEHZADI ANAM	WAJID KHAN	Rajjar-1	17101-0475517-4	108.85	GGPS Ghari Kaka Khel	Against the Vacant Post
32	ASMA AMAN	AMANULLAH KHAN	Rajjar-1	17301-0946611-6	108.6	GGPS Amir Abad Rajjar	Against the Vacant Post
33	SHADIN GUL	MUHAMMAD ILYAS	Rajjar-1	17101-1411577-8	108.54	GGCMS Sheikh Abad Rajjar	Against the Vacant Post
34	MUBEENA GUL	ABDUL BASEER	Rajjar-1	17101-2708262-4	106.7	GGCMS Sheikh Abad Rajjar	Against the Vacant Post
35	HAFSA IBAD	IBAD ULLAH	Rajjar-1	17101-5133995-0	106.54	GGPS Rajjar	Against the Vacant Post
36	BIBI AALIA	SHER AFZAL KHAN	Rajjar-1	17101-9917240-8	106.52	GGPS Palato	Against the Vacant Post
37	AISHA	LIAQAT ALI	Rajjar-1	17101-4599837-8	106.27	GGCMS Sheikh Abad Rajir	Against the Vacant Post
38	ABIDA ASHRAF	ASHRAF ALI	Rajjar-1	17101-2920719-0	105.44	GGCMS Sheikh Abad Rajir	Against the Vacant Post
39	SAWILLIAM	HAJI MUHAMMAD ISRAR	Rajjar-1	17101-5383889-6	102.84	GGPS Rajjar	Against the Vacant Post
40	SABA INAM	INAM ULLAH	Rajjar-1	17101-2820162-4	102.54	GGPS Palato	Against the Vacant Post
41	ROBI	MSHER QAND	Umarzai	17101-8626689-6	110.6	GGPS Sarwar Abad	Against the Vacant Post
42	HIRA ALI	GOHAR ALI	Umarzai	17101-6136553-8	119.21	GGPS Sarwar Abad	Against the Vacant Post
43	ZAINAB BIBI	PAZAL MALIK	Umarzai	17101-8248732-0	117.11	GGPS Mohallah Saidan	Against the Vacant Post
44	FOUZIA SHAUKAT	SHAUKAT ALI	Umarzai	17101-4591504-8	116.54	GGPS Sarwar Abad	Against the Vacant Post
45	MARYAM BIBI	SAHIBZADA MUHAMMAD WASIQ	Umarzai	17101-7235314-0	113.95	GGPS Umarzai No.2	Against the Vacant Post
46	SARWAT BAGUM	LIJAZ AHMAD	Umarzai	17101-6496328-0	113.67	GGPS Sarwar Abad	Against the Vacant Post
47	ASMA BIBI	YOUSAF SHAH	Umarzai	17101-4614178-6	112.65	GGPS Khyber Koroono	Against the Vacant Post
48	NAZISH RAHMAN	ABDUR RAHMAN	Umarzai	17101-5797149-2	130.65	GGPS Umarzai	Against the Vacant Post
49	SHAKEELA NAZ	KAITUBAH	Umarzai	17101-8934797-4	129.67	GGPS Umarzai	Against the Vacant Post
50	AFSHAN AMIN	NOORUL AMIN	Umarzai	17101-7609109-4	126.42	GGPS Parech Khel	Against the Vacant Post
51	SHABANA HUSSAIN	MUHAMMAD HUSSAIN	Umarzai	17101-2059403-0	125.24	GGPS Umarzai	Against the Vacant Post
52	SUNAILA SAEED	MASOOD UR RAHMAN	Umarzai	17101-8797547-8	123.69	GGPS Umarzai	Against the Vacant Post
53	FAIZA BIBI	MISBAH ULLA	Umarzai	17101-4053103-0	123.62	GGPS Jehangir Abad	Against the Vacant Post

TERMS & CONDITIONS:

1. NO TA/DA etc is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary & contract basis initially for one year u.n.f 19th May 2017 to 18th May 2018.
4. Her should not be handed over charge if she exceeds 35 years or below 18 years of age.
5. Appointment is subject to the condition that the certificate/documents must be verified from the concerned authorities by the DEO (concerned) Any one found producing bogus Certificate will be reported to the law enforcing agencies for further action.
6. Her services are liable to termination on 30th month's notice from either side. In case of resignation without notice her one-month pay/allowances shall be forfeited to the Government.

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(S)

7. Pay will not be drawn until and unless a certificate to the effect by DEO (concerned) is issued that her certificates are verified.
8. She should join her post within 15 days of the issuance of this notification. In case of failure to join her post within 15 days of the issuance of this notification, her appointment will expire automatically and no subsequent appeal etc shall be entertained.
9. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
10. She will be governed by such rules and regulations as may be issued from time to time by the Govt.
11. Her services shall be terminated at any time, in case her performance is found unsatisfactory during her contract period. In case of misconduct, she shall be proceeded under the rules framed from time to time.
12. Their appointment is made on School based, they will have to serve at the place of posting, and their service is not transferable to any other station.
13. Before handing over charge once again their document may be checked if they have not the required qualifications they may not be handed over charge.

(MST: SOFIA TABBASUM)
 District Education Officer
 Female Charsadda.

Encl: No. 3663-75 / DDO(F)/CHD/Esttbl/Pry/ PSTs Adhoc Appn Dated Charsadda the 19/05/2017

- Copy forwarded for information and necessary action to the:
1. PS to Minister Government of Khyber Pakhtunkhwa E&SE Department Peshawar.
 2. PS to Secretary Government of Khyber Pakhtunkhwa E&SE Department Peshawar.
 3. PS to Additional Secretary Government of Khyber Pakhtunkhwa E&SE Department Peshawar.
 4. PA to Director Government of Khyber Pakhtunkhwa E&SE Department Peshawar.
 5. PA to Chairman DDAC Charsadda.
 6. PA to Deputy Commissioner Charsadda.
 7. PA to District Nazim District Government Charsadda.
 8. District Monitoring Officer Charsadda.
 9. District Accounts Officer Charsadda.
 10. All District Selection Committee Members.
 11. SDEO (Female) Charsadda.
 12. SDEO (Female) Shabqadar Fort.
 13. SDEO (Female) Tangi.
 14. Official Concerned.
 15. B&AO local office.
 16. Cashier/Accountant Local Office.
 16. M/File

Attested
 P. L. M. for

PST NTS APPOINTMENT

[Signature]
 District Education Officer
 Female Charsadda.

OFFICE OF THE
DISTRICT EDUCATION OFFICER (M)
DIR LOWER

ENQUIRY AGAINST DEO (F) CHARSADDA IN THE LIGHT OF COMPLAINT
LODGED BY MST. SAIMA SHAH OF UC DHAKKI DISTRICT CHARSADDA

By

DR. HAFIZ MUHAMMAD IBRAHIM DEO (M) DISTT: DIR LOWER

Appointed as Deputy Officer by Director E&SE Vide Encls: No 6539-41/F.H. 45/Appeal
Charsadda Dated Peshawar the 31/10/2017 (Annex-A-1 & A-2)

HISTORY OF THE CASE

Brief history of the case is as under:

Mrs. Saima Shah D/O Sabit Shah R/O Village and UC Dhakki Distt: Charsadda, wherein she has stated that she had applied for the post of Teacher through NTS. Her name was at S.No 8, 10 & 25 of the merit list. The number of 9884 ten (10) posts were advertised in the merit list. A candidate whose merit was below her with S.No 11, 16 & 31, was inserted into the merit list and her score was enhanced. Mrs. Saima has also stated that by inserting Mst. Tahira R/O D/O Sher Muhammad into merit list, her right of appointment seems to be affected and she will be deprived of her right if Tahira R/O is appointed. (See annex-A-2)

PROCEDURE

To probe into the matter and to find the reality the undersigned contacted Mrs. Saima Tabbasum DEO (F) Charsadda vide No 14783 dated 13/11/2017 to provide all the relevant record to the undersigned within five days of the receipt of this letter. (Annex-B-1 & B-2)

When no response was received from her and she was again contacted vide letter No 15369 dated 29/11/2017 that she was assigned to her office on 30/11/2017 in connection with the above mentioned inquiry. She was further directed to report her presence to the undersigned office along with all the concerned officials. She is directed to provide the following record pertaining to said inquiry:

Advertisement

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OFFICE OF THE
DISTRICT EDUCATION OFFICER (M)
DIR LOWER.

ENQUIRY AGAINST DEO (FEMALE) CHARSADDA IN THE
LIGHT OF COMPLAINT LODGED BY MST. SAIMA SHAH OF UC
DHAKKI DISTRICT CHARSADDA.

BY

DR. HAFIZ MUHAMMAD IBRAHIM DEO (M) DISTT: DIR LOWER

Appointed as Enquiry Office by Director E&SE Vide Endst: No. 6539-
41/F.No. 45/Appeal Charsadda dated Peshawar the 31/10/2017 (annexure-A-
1 & A-2

Brief history of the case is as under:

- Mst. Saima Shah D/o Sabit Shah R/o Village and UC Dhakki District Charsadda, wherein she has stated that she had applied for the post of PST through NTS. Her Name was at S. No. 8, 10 & 25 of the merit list a score of 98.84. ten (10) posts were advertised in UC Dhakki.
- Another candidate whose merit was below her with a score of 96.77 and whose merit position was at S. No. 11, 16 & 31, was inserted into final merit list and her score was enhanced.
- She has also stated that by inserting Mst. Tahira Bibi D/O Sher Muhammad into merit list, her right of appointment seems to be violated and she will be deprived of her right if Tahira Bibi is appointed (See Annexure-A-2)

PROCEDURE

To probe into the matter and to find the really the undersigned directed Mrs. Safia Tabbasum DEO (F) Charsadda vide No. 14787 dated 13/11/2017 to provide all the relevant record to the undersigned within three days of the receipt of this letter.

When no response was received from her end she was again informed vide letter No. 15369 dated 29.11.2017 that the undersigned will attend her office on 30.11.2017 in connection with the aforementioned inquiry. She was further directed to make her presence sure in her office along with all the concerned officials. She was directed to provide the following record pertaining to said inquiry.

- (18)
- > List of Vacant Posts in UC Dhakki Tehsil Tangi.
 - > Tentative merit list of the concerned UC.
 - > Attendance record of Interview/checking of documents.
 - > Final merit list.
 - > Documents of Tahira Bibi D/O Sher Muhammad.
 - > Documents of Salma Shah D/O Sabit Shah.
 - > Formation of DSC.
 - > Minutes of DSC meeting.
 - > Your own statement regarding this case. (Annex-C)

Mst. Saima Shah D/O Sabit Shah R/O UC Dhakki Tehsil Tangi was also informed to be present on that mentioned in the letter vide Encl: No 15370-71 dated 29/11/2017. (See annex-B-2)
The undersigned along with Mr. Dawat Azim Khan Supdt: Office of the SDOE(M) Timergara visited office of the DEO(F) Charsadda. Mrs. Sofia Tabbasum DEO (F) Charsadda was present along with her staff members. Mst. Saima Shah (the complainant) was also present.

Both the parties were heard in person and were asked to record their written statements, which were obtained from both of them on the spot.

STATEMENT OF MRS: SOFIA TABBASUM DEO(F) CHARSADDA

Statement of Sofia Tabbasum DEO (F) Charsadda is reproduced below for ready reference:

"To

Mr Dr Hafiz Muhammad Ibrahim
District Education Officer (M)
Dir Lower (Inquiry Officer)

Subject: STATEMENT IN THE LIGHT OF COMPLAINT LODGED BY SAIMA SHAH D/O SABIT SHAH CHARSADDA

Kindly refer to the subject cited above and to submit that the appointment of Miss Tahira Bibi D/O Sher Muhammad appointed as PST through NTS at UC Dhakki Dist: Charsadda in 2017 was made purely on merit through a proper procedure (Scrutiny, DSC) and no one has been deprived of the right of appointment in the said UC

Furthermore a Departmental Selection Committee was constituted for scrutiny of documents, NTS merit list and finalization of Appointments in the subject case, The worthy Director E&SE also nominated DEO (F) Peshawar as his office representative in the said DSC, all and everything is on record of this office please
Dated: 30th November, 2017

DISTRICT EDUCATION OFFICER
FEMALE DISTRICT CHARSADDA

(Annex-D)

STATEMENT OF Mst. SAIMA SHAH D/O SABIT SHAH UC DHAKKI CHARSADDA

Statement of Saima Shah (the complainant) written in Urdu, was also obtained wherein she stated that she had applied for the post of PST through NTS. Her name was in the merit list with a score of 96.84.
Another candidate whose merit was below her with a score of 96.77.

and that all her documents may be checked and verified please.
Signed by Saima Shah and attested by DEO (F) Charsadda:
(See Annex-I)

PERUSAL OF RECORD

- 1. The following documents/record was checked, on the spot and perused.
- 2. The posts of PST were advertised properly in leading newspapers. (Annex-F)
- 3. Tentative merit list was available. (Annex-G-1 to G-11)
- 4. Final merit list was also checked and annexed. (Annex-H-1 to H-10)
- 5. Final Selection Committee was properly constituted and minutes of the meeting along with its recommendations were also available on record. (Annex-I-1 to I-16)
- 6. Termination of the representative of Director Elementary and Secondary Education Khyber Pakhtunkhwa was also found on record. (Annex-J)
- 7. Appointment order of eligible candidates was also found available on record which is attached herewith for ready reference. (Annex-K-1 to K-9)
- 8. Appointment order of left over cases was also checked. (Annex-L-1 to L-2)
- 9. Rectification order removing mistakes in the previous order was also available on the file. (Annex-M)
- 10. Documents of all the candidates were found present in office which were checked on the spot.
- 11. Documents of Mst: Saima Shah, Mst: Tahira Bibi and Mst: Musarat Burhan were obtained from the office and are attached to the inquiry report. (Annex-N-1 to N-8, O-1 to O-10 & P-1 to P-10)

FINDINGS & CONCLUSION

From the personal hearing, perusal of the record and statement of the complainant, the undersigned observed the following points:-

- 1. The complaint of Mst: Saima Shah D/O Sabit Shah seems baseless as all the appointments were made in accordance with the policy of the recruitment and no malafide intentions were found.
- 2. The posts of PST were advertised in UC Dhokki and ten persons were appointed purely on merit.
- 3. The fact that Mst: Tahira Bibi D/O Sher Muhammad was below merit and she produced equivalency certificate from the Joint Boards Committee of Charsadda for FA. The said equivalency certificate was presented before the DEO (F) Charsadda after due date for the submission of applications i.e. 30/09/2016 but prior to the issue of appointment order, the date of issue was 03/03/2017, and the orders were issued on 17/05/2017.
- 4. Mst: Tahira Bibi produced her shahadaatnama certificates, which were obtained in 2013 and 2014 respectively and thus she was eligible for producing equivalency certificate from ISBC as per the rules.

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PERUSAL OF RECORD

The following document/record was checked on the spot and perused

- ❖ The posts of PST were advertised properly in leading newspaper
- ❖ Tettive merit list was available.
- ❖ Final merit list was also checked and annexed.
- ❖ District Selection Committee was properly constituted and minutes of the meeting along with its recommendations were also available on record.
- ❖ Nominator of the representative of Director Emergency and Secondary Education Khyber Pakhtunkhwa was also found available on record which is attached herewith for ready reference.
- ❖ Second appointment order of left over cases was also checked available on the file.
- ❖ Documents of all the candidates were found present in office which were checked on the spot.
- ❖ Documents of Mst. Saima Shah, Mst. Tahira Bibi and Mst Musarrat Begum were obtained from the office and are attached to the inquiry report.

FINDINGS/CONCLUSION.

From the personal hearing, perusal of the record and statements of the all concerned, the undersigned observed the following points:-

1. The complaint of Mst. Saima Shah D/o Sabit Shah seems baseless as all the appointment were made in accordance with the policy of the provincial Govt and no malafide intentions were found.
2. Ten posts of PST were advertised in UC Dhakki and ten persons were appointed purely on merit.
3. It is a fact that Mst. Tahira Bibi D/o Sher Muhammad was below merit and then she produced equivalency certificate from the inter Boards committee of Chairman for FA. The said equivalency certificate was presented before the DEO (F) Charsadda after due date for the submission of applications i.e 30.09.2016 but prior to the issue of appointment order. The date of its issue was 7.03.2017 and the orders were issued on 19.05.2017.
4. Mst. Tahira Bibi had FA and Shahdatul Kassa certificate, which were obtained in 2005 and 2013 respectively and thus she was eligible for acquiring equivalency certificate IBBC as per the rules.

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5. Mst: Saima Shah D/O Sabit Shah and Mst: Musarrat Begum D/O Sabz Ali has one and the same score i.e 98.84, so if Mst: Tahira Bibi is dropped from the merit list and her appointment order is cancelled, even then Mst. Saima Shah does not stand on merit because score of Mst: Saima Shah D/O Sabit Shah and Mst: Musarrat Begum D/O Sabz Ali is one and the same i.e 98.84. (See annex-H-4)
6. As per the rules if the score of two candidates remains the same, then appointment can be made on the basis of date of birth. The date of birth of Mst: Saima Shah is 12/02/1995 and that of Mst: Musarrat Begum is 05.11.1987. So on the basis of Date of birth Mst: Musarrat Begum is eligible for appointment.
7. Similarly if appointment is made on the basis of their names on alphabetical order, even then Mst: Musarrat Begum stands first and Saima Shah after her.

RECOMMENDATIONS:-

Keeping in view the above mentioned facts, it is recommended that:

- As the appointment order of all PSTs has been issued in accordance with merit and no malafide intentions were observed, so all the appointees may be retained and none of them may be dropped being ineligible for appointment.
- The complaint of Mst: Saima Shah D/O Sabit R/O UC Dhakki Tehsil Tangi District Charsadda may be filed being baseless and contradictory to ground reality.
- The report is being submitted for further necessary action please.

[Signature]
Dr. Hafiz Muhammad Ibrahim
DEO(M) Dir Lwer (Inquiry Officer)

23/11/2017
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5. Mst. Saima Shah D/o Sabit Shah and Mst. Musarrat Begum D/o Sabz Ali has one and the same score i.e 98.84, so if Mst. Tahira Bibis is dropped from the merit list and her appointment order is cancelled. even then Mst. Saima Shah does not stand on merit because score of Mst. Saima Shah D/o Sabit Shah and Mst. Musarrat Begum D/o Sabz Ali is one and the same i.e 98.84.
6. As per the rules if the score of two candidates remains the same. then appointment can be made on the basis of date birth. The date of birth of Mst. Saima Shah is 12.02.1995 and that of Mst. Musarrat Begum is 06.03.21987. so on the basis of Date of birth Mst. Musarrat Begum is eligible for appointment.
7. Similarly if appointment is made on the basis of their names on alphabetical order, even then Mst. Musarrat Begum stands first and Saima Shah after her.

RECOMMENDATIONS:-

Keeping in view the above mentioned facts, it is recommended that:

- ❖ As the appointment order of all PSTs has been issued in accordance with merit and no malafide intentions were observed, so all the appointees may be retained and none of them may be dropped being ineligible for appointment.
- ❖ The complaint of Mst. Saima Shah D/O Sabit R/o UC Dhakk Tehsil Tangi District Charsadda may be filed being baseless and contradictory to ground reality.
- ❖ The report is being submitted for further necessary action please.

Dr. Hafiz Muhammad Ibrahim
DEO (M) Dir Lower (Inquiry Officer)

INQUIRY REPORT

-21-

FACT FINDING ENQUIRY CONDUCTED IN PURSUANCE OF GOVERNMENT OF KHYBER PAKHTUNKHWA, ELEMENTARY & SECONDARY EDUCATION DEPARTMENT NOTIFICATION NO. SO (S/F) E&SE/4-17/2018/MST. SAIMA SHAH/CHARSADDA DATED DECEMBER 12TH, 2018. REGARDING MANUPULATION IN THE PST MERIT LIST BY THE DEO (F) CHARSSADDA IN THE YEAR 2016 AND IGNORED HER FROM THE POST OF PST BY APPOINTING MST. TAHIRA BIBI AGAINST THE POST OF PST

CONDUCTED BY

1. MR. GOHAR ALI KHAN (BS-20),
DIRECTOR DIRECTORATE OF CURRICULUM AND
TEACHER EDUCATION KHYBER PAKHTUNKHWA,
ABBOTTABAD
2. MR. MUJEEB-UR-REHMAN (BS-17) SECTION OFFICER E&SE,
DEPARTMENT PESHAWAR

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INQUIRY REPORT

FACT FINDING ENQUIRY CONDUCTED IN PURSUANCE OF GOVERNMENT OF KHYBER
PAKHTUNKHWA, ELEMENTARY & SECONDARY EDUCATION DEPARTMENT NOTIFICATION
NO. SO (S/F) E&SE/4-17/2018/ MST. SAIMA SHAH/CHARSADDA DATED DECEMBER 12TH, 2018
REGARDING MANIPULATION IN THE PST MERIT IN THE YEAR 2016 AND IGNORED HER FROM
THE POST OF PST BY APPOINTING MST. TAHIRA BIBI AGAINST THE SAME POST.

The E&SE Department Government of Khyber Pakhtunkhwa, Peshawar was pleased to appoint the Inquiry Committee vide Order No. So (S/F) E&SE/4-17/2018/ Mst. Saima Shah/ Charsadda Dated December 12th 2018, (Annexed-A) to conduct fact and finding enquiry in to the manipulation in the PST merit in the year 2016 and ignored her from the post of PST by appointing Mst. Tahira Bibi against the same post.

INQUIRY PROCEEDINGS

1. Accordingly, we took upon the task and visited DEO (F) Office on and collected the record. We perused the relevant record.
2. The Inquiry Committee also wrote letter to Establishment Department for obtaining guidance regarding inclusion of Honor Arabic certificate after due date of submission of applications vide letter No SOG/E&SE/1-25/2019 dated 18.01.2019 (Annexed-B).
3. The Establishment Department vide letter No. SOR-I(E&AD)2-3/2018 dated 07.01.2019 did not advise rather asked for submission of Findings of the Inquiry Committee.
4. The Inquiry committee at her own also tried its best to get evidence based document either in shape of instructions or rules to know whether the District Selection Committee was empowered to accept or reject the appeal regarding inclusion of Honor Arabic certificate after expiry of last date for submission of applications forms. But unable to find it, hence the question of acceptance or rejection remained unresolved.

A. ISSUE/CHARGES:

- a. Mst. Saima Shah d/o Sabit Shah of village Sahib Gul Mohallah and R/O Dhaki a candidate for the post of PST advertised by the DEO (F) Charsadda claims through her father Mr. Sabit Shah, that according to the first merit list prepared by NTS authorities she was at S. No. 8 with an academic score of 98.84, while Mst. Tahira Bibi d/o Sher Mohammad was at S. No 11 with a score of 96.77
- b. Mst. Saima Shah claims that Mst. Tahira Bibi at the time of submission of her application to the NTS has submitted her HSSC certificates with obtained marks of 523/1100, while later on after due date she submitted Honor Arabic with three subjects at HSSC level with obtained marks 703/1100 with an equivalency to HSSC from the IBCC. Due to the consideration and admittance of this certificate by the District Selection Committee, the score of Mst. Tahira Bibi rise from 96.77 to 100.04 and stood at S # 8.
- c. Mst. Saima Shah claimed in her application that the District Selection Committee Charsadda was not competent to include the certificate of Honor of Arabic with obtained marks of 703/1100 and declared equivalent to HSSC by the IBCC. In r/o Mst. Tahira Bibi in the merit list after the last date of submission of applications.

B. LEGAL REQUIREMENT AND FULFILLING OF CODAL FORMALITIES FOR APPOINTMENT OF PST POSTS:

1. According to Rule (4) sub Rule (3) Section (a) sub section (ii), of the Appointment, Promotion and Transfer Rules 1989, the District Education officer if declared as appointing authority by the Director E&SE being head of the attached Department under Rule (23) of Scheduled-1 of the KP Government Rules of Business, 1985 is competent to appoint officials in BS- 1 to BS-15 in the District Cadre.
2. The District Education officer shall carry out the appointments against the vacant positions on the recommendations of the District Selection Committee notified by the Establishment Department and endorsed by the E&SE Department (Copy annexed as "B") in its meeting held on 09-05-2017.
3. The District Education shall advertise the available vacant positions at least two leading newspapers, which is also done and (copy annexed as "C").

C. FINDINGS:

- i. The DEO (F) Charsadda has advertised the vacant position of PST (BS-12) and the last date for submission of application was fixed as 30-09-2016 (copy annexed as "D").

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- iii. NTS has conducted the written test and a tentative merit list was made available on the notice board of the DEO (F) for perusal of the applicants and inviting appeals, if any against the merit (copy annexed as "E").
- iv. In the tentative merit list the score of Mst. Saima Shah was 84.84 and was at S. No 8, while Mst. Tahira Bibi d/o Sher Mohammad was at S. No 11 with a score of 98.77.
- v. Mst. Tahira Bibi submitted an appeal to the DEO (F) with the request to include her certificate of Honor of Arabic with obtained marks of 703/1100 with an equivalency to HSSC by the JBCC (copy annexed as "F").
- vi. Mst. Tahira Bibi has passed Honor of Arabic examination from BISE Peshawar in session 2013 (supplementary) under Registration No 28-BIAR-2013 (Copy annexed as "G"). But at the time of submission of application has not attached this certificate.
- vii. The appeal of Mst. Tahira Bibi was placed before the District Selection Committee in its meeting held on 09/05/2017 for consideration. The DSC accepted the appeal of Mst. Tahira Bibi and included her certificate of Honor of Arabic with obtained marks of 703/1100 in the final merit list; hence her score was rise to 100.04 and she come to S. No 8 from S. No 11 of the merit list (copy annexed as "H").
- viii. Mst. Saima Shah also made appeal to the Director, Directorate of E&SE KP, Peshawar being appellant authority in the case. The Director has ordered an inquiry vide Endst. No 6539-41/F No 45/Appeal Charsadda dated 31st October 2018. The Enquiry Officer has submitted his report (Annexed as "I"), where in the inquiry Officer has declared the appointment according to the rules and merit.
- ix. Not satisfied with the recommendations of the I. Report Mst. Saima Shah then instituted a W/P in the Peshawar High Court Peshawar, which is pending for decision before the honorable court.

D. RECOMMENDATIONS:

- i. The Prescribed qualification for the post of PST was F.A.F.Sc under the services rules. As Mst. Tahira Bibi has passed HSSC Examination and obtained 523/1100 marks in HSSC (A) Examination 2005, hence in the presence of prescribed qualification, the District Selection committee was not supposed to accept the equivalent certificate of Honor of Arabic qualification passed in (S) 2013 and that too at the belated stage i.e. after the due date and even the preparation of merit list.
- ii. The case of Mst Saima Shah Candidate for the post of PST from U/C Dhaki Charsadda may be placed before the District Selection Committee for reconsideration and further decision as per services rules of the post in the field at that time.

Inquiry Officers:

GOHAR ALI KHAN (BS-20)
Director, DCTE, KP at Abbotabad

MR. MUJEEB-UR-REHMAN (BS-17)
SECTION OFFICER E&SE D

Dated, April 14th, 2019

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BEFORE THE PESHAWAR HIGH COURT, PESHAWAR.

W.P. No. 2227/2017

Saima Shah D/o Sabit Shah R/o Behib Gul alkal, Village
Council Dhakki, Tehsil Tangi, District Charsadda, (Petitioner)

VERSUS

1. Government of Khyber Pakhtunkhwa through Secretary
Elementary and Secondary Education, Civil Secretariat,
Peshawar.
2. Director Elementary & Secondary Education Khyber
Pakhtunkhwa, Near Government Higher Secondary School
No. 1, G.T. Road, Peshawar.
3. District Education Officer (Female) Charsadda.
4. Tahira D/o Sher Muhammad R/o Dhakki, Tehsil Tangi,
District Charsadda.....(Respondents)

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

PRAYER:

*On acceptance of this Writ Petition, the
respondents may be directed to appoint the petitioner*

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Peshawar High Court

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26 MAY 2017
WP2287-2017-Saima-Shah-VS-Govt-Kp-SEC-Education-Full

as petitioner is suitable candidate as per merit list,
for the post of P.S.T in the relevant Union Council.

Respectfully Sheweth:

The petitioner submits as under:

1. That the petitioner is the law abiding citizen of Pakistan and belongs to District Charsadda. (Copy of CNIC and Domicile Certificate are attached as annexure "A").
2. That respondent No. 3 advertised different posts including PST in Education Department. (Copy of advertisement is attached as annexure "B").
3. That the test for the above mentioned posts was conducted through NTS in which petitioner after submitting of Application Form, appeared in the test.
4. That petitioner after appearing in test, have qualified the test of PST and secured 98.84 marks and was placed at Serial No. 10 of the final Merit list

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prepared by the NTS and Education Department
(Copy of merit list is attached as annexure "C").

5. That the petitioner is highly qualified from the respondent No. 4. (Copies of educational documents are attached as annexure "D").
6. That after fulfillment of required qualifications, petitioner here waited for appointment letter, but surprisingly his appointment was proved to be a dream and respondent No. 4 was appointed which have secured less marks from the petitioner on the basis of political affiliation/approach. (Copy of appointment order dated 19/05/2017 is attached as annexure "E").
7. That the respondent No. 4 was shown at Serial No. 32 of the appointment letter and the petitioner nowhere stand in the appointment letter.
8. That petitioner have approached to respondents and submit an application on the ground that the appointment order of the respondent No. 4 is share violation of the merit list prepared by them, in vain

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EXAMINER
Faisalabad High Court

WP2287-2017-Saima-Shah vs Govt of Punjab Education-Faisalabad High Court
28 MAY 2017

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due to political pressure. (Copy of application is attached as annexure "F").

9. That respondents give deaf ear to the application of the petitioner, hence invoked jurisdiction of this Hon'ble Court through instant Writ Petition on following grounds amongst others:

GROUNDS:

- A. That petitioner have qualified the test of NTS and secured high marks and petitioner is most suitable candidate for appointment.
- B. That refusal of respondents not to appointment the petitioner and appointed the respondent No. 4 who secure less marks from the petitioner as well as on serial No. 11 while the petitioner is on serial No. 10 of the merit list, which is against the principle of natural justice.
- C. That the refusal of the respondents is also violation of Article 25 of the Constitution of Islamic Republic of Pakistan, 1973 which grant rights of profession to every citizen of Pakistan.

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(A)

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- D. That if petitioner is not appointed, it will amount to discrimination which is against the fundamental rights guaranteed by the Constitution of Islamic Republic of Pakistan, 1973.
- E. That the respondent No. 4 submitted a Madrassa Certificate at the time of issuing the appointment orders which is not required in the advertisement and grace marks were given to the respondent No. 4 on this pretext and was included in the merit list on the basis of this factitious and bogus Madrassa Certificate.
- F. That actions and inactions of the respondents are highly deplorable, illegal, unconstitutional and unlawful which has caused grave miscarriage of justice to the petitioner. Moreover, the respondents appointed unsuitable candidates for the above mentioned posts which will further deteriorate.
- G. That the concerned authorities of District Education Officer Charsadda is involved in appointing

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EXAMINER
Peshawar High Court

(a) (b) -29-

unsuitable persons at the cost of qualified and legible candidates for some ulterior motives.

H. Any other ground will be raised at the bar during the course of arguments with the prior permission of this Hon'ble Court.

It is, therefore, humbly prayed that on acceptance of this Writ Petition, the respondents may be directed to appoint petitioner for the post of PST, as petitioner as more qualified and deserving candidate for the post mentioned above.

And the appointment of respondent No. 4 may kindly be declared as illegal, unlawful, void-ab-initio, and without merit.

Any other relief, which not specifically asked for, may also be granted to the petitioner, keeping in view the facts and circumstances of the instant Writ Petition.

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26 MAY 2027

INTERIM RELIEF:

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By way of interim relief, the respondents No. 3/ District Education Officer (F) Charsadda be restrained to give charge to the No. 4 as PST in GGCMS, Dhakki, Charsadda, till the final decision of the instant Writ Petition.

Petitioner
Through
Dated: 25/05/2017
Syed Akbar Ali Shah
&
Khyal Muhammad Mohmand
Advocates High Court,
Peshawar.

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CERTIFICATE:

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It is certified by no such like Writ Petition has early been filed by the petitioner in this Hon'ble Court. Further stated that being Writ Petition on the score that since there is no adequate and alternate remedy is available or previously avail or approach lower forum, thus this case may fixed before the Worthy Division Bench (D.B) of this Hon'ble Court.

Alim
ADVOCATE

LIST OF BOOKS:

1. Constitution of Islamic Republic of Pakistan, 1973.
2. Any other law books according to need.

Alim
ADVOCATE

CERTIFIED TO BE TRUE COPY

Examiner
High Court, Peshawar
authorized under Article 97 of
the Constitution of Pakistan Order 1988

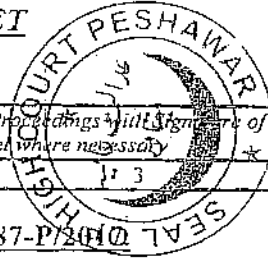
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Deputy Registrar

26 SEP 2019

26 MAY 2017

PESHAWAR HIGH COURT PESHAWAR
FORM "A"

ORDER SHEET



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Serial No. of Order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with signature of Judge or that of parties or counsel where necessary
1	24.9.2019	<p>WP No. 2287-P/2019</p> <p>Present:</p> <p>Syed Akbar Ali Shah, advocate for petitioner.</p> <p>Mr. Arshad Ahmad, AAG.alongwith Mudassir Shah, ADEO Litigation, Charsadda.</p> <p>Mr. Zartaj Anwar, advocate for respondent ZNo.4.</p> <p style="text-align: center;">*****</p> <p><u>ROOH-UL-AMIN KHAN, J.-</u> Through the instant petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973 petitioner seeks issuance of an appropriate writ to direct the respondents to appoint her as Primary School Teacher (PST) as she is more qualified and deserving candidate, whereas the appointment of respondent no.4 be declared as illegal, unlawful and void-ab-initio and without merit.</p> <p>2. The grievance of petitioner is that, in pursuance of advertisement for filling up different</p>

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	<p>posts including the post of PST, the petitioner alongwith other candidates applied for the same. After conducting test and interview the petitioner secured 98.84 marks and was placed at serial no. 10 of the final merit list, but the respondent No.4 despite securing less marks having less qualification, has been appointed.</p> <p>3. During arguments counsel for the parties relied on two different inquiries conducted by different entities i.e. District Education Officer (M) and Director DCTE, KP Abbottabad respectively. In former inquiry the appointment of petitioner was justified by holding that she was granted 100.04 marks including the marks of Shahadat Ul Khasa, after proper verification from the Inter Board Committee of Chairmen (IBCC), whereas in the latter inquiry the inquiry committee without associating the respondent No.4 while referring the case to D.S.C for reconsideration has observed that the authority has illegally accepted equivalency certificate of Honour of Arabic qualification passed in 2003 that too at the belated stage.</p> <p>4. The observation mentioned in Para-I</p>
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of the order dated 13.5.2019 passed by the worthy Secretary being without hearing of the respondent No.4 is prejudicial to her interest, hence the same are expunged, however, the case is remitted to the Departmental Selection Committee (DSC) for reconsideration strictly in accordance with law and rules on the subject.

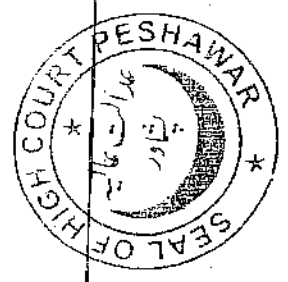
5. In view of above, the instant writ petition is disposed of.

6. It is expected that the District Education Officer (Female), District Charsadda shall constitute the DSC within a fortnight, where the case of parties shall be considered within a month time positively.

Announced on;
24th of September, 2019

[Signature]
JUDGE.

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Presentation of Application..... 25/9/19
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at the reception of Copy 26/9/19
of Secretary of copy 26/9/19
08/10/19



Jatsahad

(DB) Hon'ble Mr. Justice Rooh Ul Amin Khan & Hon'ble Mr. Justice Ishfaq Ibrahim

CERTIFIED TO BE TRUE COPY

Examined by
Peshawar High Court, Peshawar
Authorized Under Article 187 of
the Qanun-e-shahadat Order 1988

26 SEP 2019



Amma

**OFFICE OF THE DISTRICT EDUCATION
OFFICER (FEMALE) CHARSADDA**
Emischarsadda.deo@yaho.com
Phono No. # 091-9220486
Email Address: emischarsadda.deo@yaho.com

**MINUTES OF THE SCRUTINY COMMITTEE CONSTITUTED ON THE DIRECTION
OF HONORABLE COURT IN THE CASE OF SAIMA SHAH IN WRIT PETITION NO
2287/P-2017.**

As per instructions of the Honorable High Court Khyber Pakhtunkhwa Peshawar, in writ petition No. 2287/P-2017, a meeting of the District Selection Committee was held on 31-12-2019, at 10:00 AM under the chairpersonship of District Education Officer (Female) Charsadda in her office for the Review/ Re-Exam of PST Post of Union Council Dhakki, The Committee was comprising of the following members attended the meeting:

- | | |
|--|--------------|
| 1. District Education Officer (F) Charsadda | in-Chair |
| 2. Representative of Directorate (E&SE) | Member |
| 3. Miss Laila Af Dy DEO (Female) Charsadda. | Member |
| 4. Miss Sabreena Fayoz (ADEO Sec: Estbb) | Member |
| 5. Mr Khadir Shah (Suft: Secondary Estb) | Member |
| 6. Mr Nihar Muhammad Assistant Estbb Branch | Member |
| 7. Mr Sajid Ali S/Clerk Estabb Branch Local Office | Member. |
| 8. Muhammad Saeed Dattari/ Computer Typist | Facilitator. |

The meeting started with the recitation of some verses from the Holy Quran.

The DEO (Female) Charsadda briefed the committee members about the nature and proceedings of the case, then the Committee Scrutinized all the relevant record and found that:

1. At the time of submission of application From Tahira Bibi Submitted FA Certificate and found eligible for the post.
2. After the Process the merit list was prepared and her name cannot be seen anywhere in the 1st merit list.
3. The DEO (Female) has not demanded any certificate from her during the interview and checking the documents. The Committee did not find any letter in the whole record.
4. Tahira Bibi has submitted an Arabic Honour certificate and due to heavy rush of work inadvertently her FA Marks have been exchanged with the Arabic honour by the DSC.
5. According to the NTS Result the Score of Mst: Tahira is 96.77 later on increased by the DSC committee inadvertently to 100.04 through Arabic Honor Certificate, and the petitioner of Mst: Saima Shah having score 98.84 Date of Birth is 12-02-1995., and Mst: Musarat Begum having Score is 98.84 & Date of Birth is 08-03-1987, boths Score having 98.84, hence on the basis of date of birth Mst: Musarat begum is next deserving candidate.

So It is recommended that her score be calculated on her FA Certificate which she has submitted for the first time to NTS and the next Eligible candidate be given an offer of appointment. ✓

[Signature]

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The chairperson ended the meeting with the appreciation of words for all participants.

(Miss Ulfat Begum)
District Local Officer (Female) Charsadda
(Chairperson)

(Mr Jehangir Khan Kaka) DED (M) Chd.
Representative of Directorate
(Member)

(Miss Lalai Ali)
Dy DEO (Female) Local Office
(Facilitator)

(Mr Khadim Shah)
Ex-Supdt: Secy/ Pny Local Office.
(Member)

(Miss Sabreena Fayaz)
A/DEO (Female) Es/bs: Secy Chd.
(Member)

(Mr Nihar Muhammad)
Assistant Es/bs: Secy Branch Chd.
(Member)

(Mr Saif Ali S/Clerk)
(Member) Local Office.

(Miss Wahida Saad)
Dattani / Computer Operator Local Office
(Facilitator)

Local row.

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(15)

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) CHARSADDA

APPOINTMENT ORDER

Consequent upon the judgment of the Hon.ble high court Peshwar COC NO,72-p/2020 in writ petition No 2287-p/2017 issued direction on the recommendation of the District Selection Committee dated 31-12-2019 the appointment of Mst Tahira bibi D/O Sher Muhammad PST GGCMS Dhakki at S-No 132 Notification No 3663-15 dated 19/05/2017 is hereby withdraw and Mst, MST MUSARRAT BEGUM D/O SABZALI is hereby appointed against the vacant post of Primary school teacher (PST) SCHOOL BASED J/C BASED in BPS-12, Rs.13320-960-42120, (fixed plus usual allowances as admissible under the rules on adhoc basis on contract under the existing policy of the provincial Government in teaching cadre against the vacant post at GGCMS Dhakki w.e.f the date of taking over charge at the said school in the interest of public service.

Terms And Conditions:-

1. NO TA/DA etc is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary & contract basis initially for one year under the rules and policy.
4. She should not be handed over charge if she exceeds 35 years or below 18 years of age.
5. Appointment is subject to the condition that the certificate/documents must be verified from the concerned authorities by the DEO (concerned) Any one found producing bogus Certificate will be reported to the law enforcing agencies for further action.
6. Her services are liable to termination on one month's notice from either side. In case of resignation without notice her one-month pay/allowances shall be forfeited to the Government.
7. Pay will not be drawn until and unless a certificate to the effect by DEO(concerned) is issued that her certificates are verified.
8. She should join her post within 15 days of the issuance of this notification. In case of failure to join Her post within 15 days of the issuance of this notification, her appointment will expire automatically and no subsequent appeal etc shall be entertained.
9. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
10. She will be governed by such rules and regulations as may be issued from time to time by the Govt.
11. Her services shall be terminated at any time, in case her performance is found unsatisfactory during her contract period. in case of misconduct, she shall be preceded under the rules framed from time to time.
12. Her appointment is made on School based, they will have to serve at the place of posting, and their service is not transferable to any other station.
13. Before handing over charge once again their document may be checked if they have not the required qualifications they may not be handed over charge.

(MISS Ulfat Begum)
DISTRICT EDUCATION OFFICER
(FEMALE) CHARSADDA

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Encl: No _____ /Apptt:of, verification AD, Dated 20/04/2020.

- Copy forwarded to the:-
1. PS to Secretary E&SE Khyber Pakhtunkhwa Peshawar.
 2. Additional Registrar Peshawar High Court Peshawar.
 3. PA to Director, E&SE Khyber Pakhtunkhwa Peshawar.
 4. District Accounts Officer Charsadda.
 5. SDEO (Female) Tangi.
 6. Head Teacher concerned.
 7. Official concerned
 8. Office file.

(Signature)
DISTRICT EDUCATION OFFICER
(FEMALE) CHARSADDA

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خدمت جناب ڈائریکٹر ایلیمنٹری اینڈ سیکنڈری ایجوکیشن

پشاور

Ames

(10)

جناب عالی! سالانہ حسب ذیل عرض درساں ہے۔

1- یہ کہ سالانہ کی تقرری میرٹ پر ہوئی باقاعدہ درخواست آر بیگ آر آر کیلئے دی اور متعلقہ DEO نے میرے (Hons) Arabic کے نمبر شمار کرتے ہوئے مجھے 100.4 نمبر دیے اور میری تقرری مورخہ 19/05/2017 کو ہوئی۔

2- یہ کہ میرے نمبرات پر باقاعدہ انکوائری جناب حافظ ابراہیم صاحب (EDO) نے کی جس میں DEO نے میل چارلسہ نے مانا تھا کہ میرے نمبرات (Hons) Arabic کیلئے ہیں۔ اس دوران تقریباً 3 سال سروس کی اور ریگولر بھی ہوئی مگر اب 3 سال بعد DEO نے میل نے غلط بیانی کرتے ہوئے میرے نمبر 100.4 سے کم کر دیے اور قواعد و ضوابط کے خلاف 3 ال بعد کسی دوسری ٹیچر کی تعیناتی کا آرڈر کر دیا۔

3- یہ کہ دوران کئی میٹنگ نہ مجھے سنا گیا ہے اور نہ ہی میرے سامنے کوئی ریکارڈ یا جان لیا گیا ہے۔

4- یہ کہ سالانہ 3 سال بعد ملازمت سے ہٹانا اور اس کی وجہ سے ٹیچر کی تعیناتی قانون قواعد و ضوابط کی خلاف ورزی ہے جس کی وجہ سے درخواست ہذا کی ضرورت لاحق ہوئی۔ لہذا استدعا ہے کہ منظور کی درخواست ہذا سالانہ کی 3 سالہ ملازمت کا کردگی میرٹ کو مد نظر رکھتے ہوئے سالانہ کو ملازمت پر دوبارہ بحال کیا جائے۔

Phina Bibi

سالانہ: طاہرہ بی بی دختر شریحہ

ساکن پونین کونسل ڈسٹرکٹ تحصیل منگی ضلع چارسدہ

شخصی کارڈ نمبر 2-17102-9023646


موبائل نمبر 0302-5591657

0345-9899198

"J"

① - 39 -

BEFORE THE PESHAWAR HIGH COURT, PESHAWAR



Writ Petition No. _____ /2020

Tahira Bibi D/O Sher Muhammad,
R/c Dhakki, Tehsil Tangi, District Charsadda.

PETITIONER

VERSUS

1. The Government of Khyber Pakhtunkhwa through Secretary Education (E&SE), Civil Secretariat Peshawar.
2. The Director Education (E&SE), Near Firdous Chowk, Peshawar City.
3. The District Education Officer (E&SE) (Female) District Charsadda.
4. Musarrat Begum D/o Sabz Ali, PST GGCMS Dhakki, Charsadda.

RESPONDENTS

.....

WRIT PETITION UNDER ARTICLE 199 OF THE
CONSTITUTION OF THE ISLAMIC REPUBLIC
OF PAKISTAN, 1973 AS AMENDED UP TO DATE.

RESPECTFULLY SHEWETH:

Brief facts giving rise to present petition are as under:-

1. That the petitioner is a law abiding citizen of Pakistan and belongs to District Charsadda. The petitioner has passed SSC, F.A, Arabic (Hons). Copies of the certificate are attached as Annexure-A.
2. That the respondent No. 3 advertised some posts including PST, in daily newspaper of September, 2016, in the said advertisement the requisite qualification for PST Posts were mentioned as Intermediate or Equivalent qualification from a recognized Board with PST/Diploma. Copy of advertisement is attached as Annexure-B.

ATTESTED
EXAMINER
Peshawar High Court

(P)

3. That the petitioner also applied for the post of PST and participated in test & interview. When, first tentative merit list was displayed, the petitioner by there and then, agitated about non-inclusion of marks of Arabic (Hons). The same position was prevailed even on second time merit list, the petitioner forthwith filed an appeal again on 13.05.2017 (duly diarized), thereafter, the marks of the petitioner were corrected as 100.4 on acceptance of her appeal. Thus the petitioner was finally appointed as P.S.T on 19.05.2017. Copies of appeal and appointment order are attached as Annexure-C & D.
4. That against the appointment of the petitioner one namely candidate Saima Shah filed an application. On that application an enquiry was conducted by Dr. Hafiz Muhammad Ibrahim. The said inquiry was resulted in favour of the petitioner. But the complainant (Saima Shah) again approached Secretary (E&SE) for the redressal of her grievances. The second inquiry was concluded in favour of Mst. Saima Shah. Copies of inquiry reports are attached as Annexure-E & F.
5. That then a writ petition No. 2227/2017 was filed by the complainant (Saima Shah). The said writ petition was heard on 29.09.2019, and the august Court was kind enough to dispose of the writ petition in terms "*the case is remitted to Departmental Selection Committee for reconsideration strictly in accordance with law*". Copies of the W.P and order are attached as Annexure-G & H.
6. That after the direction of the Honorable Court, the DSC meeting was convened on 1.12.2019 and the petitioner was knock out on the ground that *the petitioner was inadvertently given marks of Arabic Honor by DSC and DEO Female did not demand any certificate from the petitioner at the time of interview*. These findings are totally in contradiction within Annexure-C duly dairized in the office of DEO Female. However, vide order dated 20.04.2020 the petitioner's appointment order has been withdrawn and the private respondent No. 4 (Musarrat Begum) has been appointed in place of petitioner. Copies of

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2020

(11) 13 91-

minutes of DSC and order are attached as Annexure-I & J.

7. That the petitioner also filed appeal against the order dated 20.04.2020 but the same has not been responded so far. Copy of appeal is attached as Annexure-K.
8. That having no other remedy the petitioner is constrained to file the instant writ petition on the following grounds amongst the others.

GROUND:

- A) That the impugned withdrawal order dated 20.04.2020 is against the law fact, norms of justice and material on record therefore not tenable.
- B) That the petitioner was appointed on 19.05.2017 and was subsequently regularized by virtue of an Act of the Provincial Assembly in 2018. Thus due to change of status the appointment order of the petitioner, the order could not be so simply withdrawn without hearing the petitioner. Thus the whole act/omission of Respondent DEO is against the norms of justice, fair play.
- C) That the petitioner was validly appointed as PST on 19.05.2017 on adhoc/contract basis and subsequently regularized in the year 2018 by virtue of an Act of Provincial Assembly, which created valuable rights in favour of the petitioner and as such under the principles of locus poententiae the appointment order of the petitioner could not be withdrawn.
- D) That the petitioner was not associated while giving findings against her and as such the petitioner has been condemned unheard which is also the violation Article 10-A of the Constitution.
- E) That due to one sided act of the Respondents, the fundamental rights of the petitioner, guaranteed under Article 2A, 4, 9, 25 & 38 are affected. Thus the whole action of the Respondent DEO which is against the spirit of principle of justice and is liable to be struck down.
- F) That the findings of the DSC is self-presumed one, because in the inquiry conducted by Dr. Hafiz Ibrahim, the DEO (Female) Charsadda had categorically admitted that the

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(A)

petitioner submitted appeal for consideration of Arabic (Hons) before the preparation of final merit list and after acceptance of her appeal, the merit position of the petitioner was corrected and was became within the selection ambit.

- G) That no fair chance whatsoever was provided to the petitioner while withdrawing her regular appointment order in an arbitrary manner.
- H) That the petitioners seek permission to advance other grounds and proofs at the time hearing.

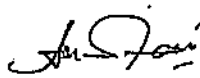
It is, therefore, most humbly prayed that on acceptance of this writ petition the Honorable Court may be pleased to:-

- (1) **Declare** the order dated 20.04.2020 and not responding the petitioner's appeal, may be declared as illegal unlawful, unconstitutional, without lawful authority, and against the spirit of Article 2A, 4, 9, 25 & 38 of the Constitution. Therefore the impugned order is liable to be struck down being ineffective upon the rights of the petitioner.
- (2) **Direct** the respondents to restore the petitioner of the appointment order 19.05.2017 with all back and consequential benefits.
- (3) Any other remedy which this august court deems appropriate may also be awarded in favour of petitioners.

INTERIM RELIEF:-

The operation of the impugned order dated 20.04.2020 may be suspended till the disposal of main writ petition.


PETITIONER

Tahira Bibi
THROUGH:

(M. ASIF YOUSAFZAI)
ADVOCATE SUPREME COURT,
OF PAKISTAN.

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(F)

VERIFICATION:

It is verified that no other Writ Petition earlier has been filed between the present parties, except the present one.

Chishti
DEPONENT

LIT OF BOOKS:

1. Constitution of the Islamic Republic of Pakistan, 1973.
2. Any other case law as per need.

NOTE: Prior Notice along with the copies of the Writ Petition has already been given to the respondents as per amended High Court's Rules dated. 23.02.2016

M. Asif Yousafzai
(M. ASIF YOUSAFZAI)
ADVOCATE SUPREME COURT,
OF PAKISTAN.

[Signature]
30 MAR 2012

J/2 - 94 - 12 N

**JUDGMENT SHEET
IN THE PESHAWAR HIGH COURT, PESHAWAR
JUDICIAL DEPARTMENT**

Writ Petition No. 2598-P/2020

Tahira Bibi

versus

**The Govt. of Khyber Pakhtunkhwa through
Secretary Education (E&SE), Peshawar & 3 others**

Date of hearing: 17.03.2022.

**Mr. Muhammad Asif Yousafzai, Advocate, for the
petitioner.**

**Mr. Muhammad Riaz Khan, AAG for the official
respondents.**

Mr. Mubarak Zeb, Advocate for the respondent No.4.

JUDGMENT

SHAKEEL AHMAD, I:- By means of this constitutional petition, filed under Article 199 of the Constitution of the Islamic Republic of Pakistan, 1973, the petitioner has sought the following relief:-

"It is, therefore, most humbly prayed that on acceptance of this writ petition the Honourable Court may be pleased to:

- (1) Declare the order dated 20.04.2020 and not responding the petitioner's appeal, may be declared as illegal, unlawful, unconstitutional, without lawful authority, and against the spirit of Article 2A, 4, 9, 25 & 38 of the Constitution. Therefore, the impugned order is liable to be struck down being ineffective upon the rights of the petitioner.
- (2) Direct the respondent to restore the petitioner of the appointment order 19.05.2017 with all back and consequential benefits.
- (3) Any other remedy which this august court deems appropriate may also be



ATTESTED
EXAMINER
PESHAWAR HIGH COURT

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awarded in favour of
petitioners:

02. After arguing the case at some length, learned counsel representing the petitioner stated at the bar that he would not press this petition any more, if direction is given to the respondent No.2 (Director Education, Elementary & Secondary Education, Peshawar), to decide the petitioner's appeal pending before him, within a shortest possible time.

03. In view of the above, we direct respondent No.2 (Director Education, Elementary & Secondary Education, Peshawar), to decide the petitioner's appeal pending before him, within a shortest possible time but not later than one month, after receipt of this order.

04. With the above terms, this petition is disposed of.

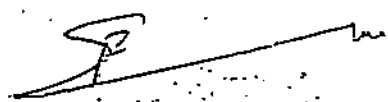
Announced
17.03.2022.

JUDGE

JUDGE

DB- Hon'ble Mr. Justice Abdul Shakoor
Hon'ble Mr. Justice Shaker Ahmad

Ilmargat, CS



30 MAR 2022

28873

17.3.22

7-P

28

30.3.22

30.3.22

-46- "K"

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR**

Service Appeal No. 896 /2022

Tahira Bibi Ex Primary School Teacher, Govt. Girls Community Model School Dhakki Tehsil Tangi District Charsadda.

.....Appellant

V E R S U S

1. Director, Elementary and Secondary Education, Govt. of Khyber Pakhtunkhwa, Peshawar.
2. District Education Officer (Female) Charsadda.
3. Secretary, Elementary and Secondary Education, Govt. of Khyber Pakhtunkhwa, Peshawar.
4. Musarrat Begum, Primary School Teacher, Govt. Girls Community Model School Dhakki Tehsil Tangi District Charsadda.

.....Respondents

APPEAL U/S 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974 AGAINST THE IMPUGNED ORDER DATED 20-04-2020 OF RESPONDENT NO 2, WHEREBY THE APPOINTMENT ORDER OF THE APPELLANT HAS BEEN WITHDRAWN AND RESPONDENT NO 4 HAS BEEN APPOINTED AND AGAINST WHICH DEPARTMENTAL APPEAL OF THE APPELLANT HAS NOT BEEN RESPONDED SO FAR DESPITE THE LAPSE OF MORE THAN THE STATUTORY PERIOD OF NINETY DAYS.

PRAYER:-

On acceptance of this appeal the impugned Order dated 20-04-2020, may kindly be set aside and the appellant may kindly be ordered to be reinstated in service with all back benefits.

Respectfully Submitted:-

1. That the appellant is the permanent resident of Union Council Dhakki Teshil Tangi District Charsadda and is highly qualified who has acquired her SSC, FA & Arabic (Hons). (Copies of Certificates are enclosed as Annexure A).
2. That in the year 2016 respondent No 2 invited applications through advertisement for appointment to various posts including the posts of Primary School Teachers, the appellant being perfectly fit, eligible and coming up to the criteria also applied for the post of Primary School Teacher (BPS-12) (herein after referred to as PST) from Union Council Dhakki. (Copy of Advertisement is enclosed as Annexure B).

3. That the appellant appeared in test conducted through NTS which she qualified with 47 score where after tentative merit list was prepared wherein the appellant was not awarded the score for Arabic (Hons) and the same situation prevailed in the second tentative merit list. The appellant forthwith submitted appeal on 13-05-2017 where upon necessary correction was made thus the score of the appellant came to 100.4 and thus the appellant along with others was appointed as PST vide order dated 19-05-2017. **(Copy of merit lists, appeal & order dated 19-05-2017 is enclosed as Annexure C, D & E).**
4. That one candidate namely Saima Shah submitted application against the appointment of the appellant, upon which an inquiry was conducted by the Director Education KP which resulted in favor of the appellant however the said Saima Shah still filed another application to the respondent No 3 which resulted in her favor. **(Copies of inquiry reports are enclosed as Annexure F & G).**
5. That the said Saima Shah thereafter filed Writ Petition No 2287-P/2017 which after hearing was disposed of with directions to the Departmental Selection Committee for reconsideration strictly in accordance with law and rules on the subject vide Order dated 24-09-2019, upon which the meeting of DSC was convened on 01-12-2019 which held that the appellant was inadvertently given the Arabic (Hons) score and that respondent No 4 be appointed, thus the appointment of the appellant was withdrawn while respondent No 4 was appointed as PST vide order dated 20-04-2020. **(Copy of Writ Petition with order dated 24-09-2019, Minutes of Scrutiny Committee & order dated 20-04-2020 is enclosed as Annexure H, I & J).**
6. That the appellant filed departmental appeal before respondent No 1 and then filed Writ Petition No 2598-P/2020, comments were filed and finally the same was sent to respondent No 1 with directions to decide the appeal of the appellant pending before him not later than one month vide order dated 17-03-2022. **(Copy of Appeal, grounds of writ petition, comments & order dated 17-03-2022 is enclosed as Annexure K, L, M & N).**
7. That the impugned Order dated 20-04-2020 is against the law, facts and principles of justice on grounds inter-alia as follows:-

GROUNDS:-

- A. That the impugned Order is illegal, unlawful, without lawful authority and void ab-initio.
- B. That mandatory provisions of law and rules have been badly violated by the respondents and the appellant has not

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been treated according to law and rules in violation of Article 4 and 25 of the Constitution.

- C. That the appellant was validly appointed as PST on 19-05-2017 on adhoc/contract basis and subsequently regularized in the year 2018 through Act of the provincial Assembly which created valuable rights in favor of the appellant and as such under the principles of locus poententiae, the appointment order of the appellant could not be withdrawn.
- D. That Ex-parte action has been taken against the appellant and she has been condemned unheard in violation of Article 10-A of the Constitution.
- E. That no Charge Sheet and Show Cause Notice was issued to the appellant.
- F. That no regular inquiry was conducted in the matter hence the impugned order is liable to be set at naught.
- G. That the appellant was not afforded opportunity of personal hearing.
- H. That the findings of the DSC is self-presumed one because the inquiry conducted by Dr Hafiz Ibrahim, the DEO (Female) Charsadda has categorically admitted that the appellant submitted appeal for consideration of Arabic (Hons) preparation of final merit list and after acceptance of her appeal, the merit position of the appellant was corrected.
- I. That since illegal termination from service, the appellant is jobless.
- J. That the appellant seeks the permission of this honorable tribunal for further/additional grounds at the time of arguments.


It is therefore prayed that appeal of the appellant may kindly be accepted as prayed for in the heading of the appeal.

Any other relief deemed appropriate and not specifically asked for, may also be granted in favor of the appellant.

Dated:-06-06-2022

Through


Appellant


Fazal Shah Mohmand
Advocate,
Supreme Court of Pakistan

LIST OF BOOKS

1. Constitution 1973.
2. other books as per need

CERTIFICATE:

Certified that as per instructions of my client, no other Service Appeal on the same subject and between the same parties has been filed previously or concurrently before this honorable Tribunal.


ADVOCATE

AFFIDAVIT

I, Tahira Bibi Ex Primary School Teacher, Govt. Girls Community Model School Dhakki Tehsil Tangi, District Charsadda, do hereby solemnly affirm and declare on oath that the contents of this **Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.


DEPONENT

- 9 -

SD

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR**

Service Appeal No _____ /2022

Tahira Bibi.....Appellant

V E R S U S

Director and others.....Respondents

Application for condonation of delay if any

Respectfully Submitted:-


1. That the accompanying appeal is being filed today in which no date of hearing has been fixed so far.
2. That the grounds of appeal may be considered as integral Part of this application.
3. That since the impugned order is void ab-initio being ex-parte and even the appellant duly pursued her claim before the honorable Peshawar High Court, Peshawar besides the departmental appeal of the appellant is still before respondent No 2, such lis are to be decided on merit instead of technicalities.
4. That the law as well as the dictums of the superior Courts also favors decisions of cases on merit.

It is therefore prayed that on acceptance of this application, the delay if any in filing of appeal may kindly be condoned.

Dated:-06-06-2022

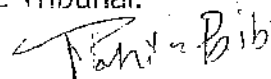
Through


Appellant


Fazal Shah Mohmand
Advocate,
Supreme Court of Pakistan

AFFIDAVIT

I, Tahira Bibi Ex. Primary School Teacher, Govt. Girls Community Model School Dhakki Tehsil Tangil District Charsadda, do hereby solemnly affirm and declare on oath that the contents of this Application, are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.


DEPONENT

896/2022

24th Nov., 2022

Appellant in person present. Mr. Kabirullah Khattak.

Addl. Advocate General alongwith Syed Mudassir Shah,

ADEO (Litigation) for the respondents present.

Reply/comments on behalf of the respondents have not been submitted. Learned AAG requested for further time. Last opportunity is granted. To come up for written reply/comments on 28.12.2022 before the S.B.

SCANNED
KPST
Peshawar

(Fareeha Paul)
Member(E)

28.12.2022

Due to winter vacation, the case is adjourned to 13.02.2023 for the same as before.

Reader

13.02.2023

Counsel for the appellant present. Umair Azam learned Additional Advocate General for official respondents present.

Mubarak Zeb, Advocate present on behalf of private respondent No. 4 and submitted power of attorney.

Written reply on behalf of respondents No. 1 to 3 submitted which is placed on file. Counsel for private respondent No. 4 requested for time to submit written reply on the next date. Last chance is given. To come up for written reply/comments on 22.03.2023 before S.B.

ATTESTED

Khyber Pakhtunkhwa
Service Tribunal
Peshawar

(Rozina Rehman)
Member (J)


"M"
-52-

22nd March, 2023

Counsel for the appellant present. Mr. Fazal Shah Mohmaud, Addl. Advocate General alongwith Muhammad Tufail, Assistant for the official respondents present. Nemo for private respondent No. 4.

Reply/comments on behalf of respondents No. 1 to 3 already received. Respondent No. 4 failed to submit reply/comments despite last chance, hence placed ex-parte. To come up for rejoinder, if any, and arguments on 31.05.2023 before the D.B. Parecha Peshi given to the parties.


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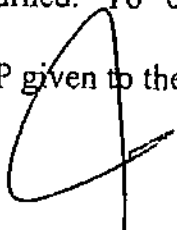

(Parecha Paul)
Member (E)

31st May, 2023

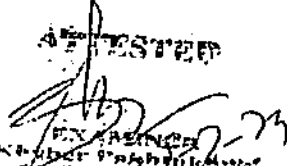
1. Appellant alongwith his counsel present. Mr. Fazal Shah Mohmand, Additional Advocate General for the respondents present.

2. Learned counsel for the appellant requested for adjournment in order to prepare the brief. Adjourned. To come up for arguments on 07.09.2023 before D.B. P.P given to the parties.


(Muhammad Akbar Khan)
Member (E)


(Kalim Arshad Khan)
Chairman

*Kaleem Ullah

ATTESTED

Kaleem Ullah
Member (E)

53-11 "N"

BEFORE THE KHYBER PAKHTUNKHWA SERVICE

TRIBUNAL PESHAWAR

C.M. No. 1/2024

Service Appeal No. 896/2022

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 10075

Dated 1-1-2024

Musarrat Begum, Primary School Teacher, Govt Girls
Community Model School Dhakki Tehsil Tangi District
Charsaddah..... Applicant

VERSUS

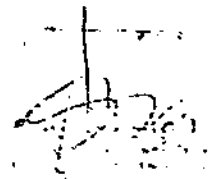
Tahira Bibi Ex Primary School Teacher, Govt Girls
Community Model School Dhakki Tehsil Tangi district
Charsadda & others Respondents

APPLICATION FOR SETTING ASIDE EX-PARTE

PROCEEDINGS ON BEHALF OF APPLICANT

Respectfully Sheweth:


The Applicant humbly submits as under;

1. That the above titled Service Appeal is pending before this Hon'ble Tribunal, and is fixed for today.
 2. That the applicant was placed ex-parte on the last proceeding date.
 3. That the non-appearance was not deliberate, as the applicant is serving as teacher.
- 

2
-54-

- 4. That valuable rights of the applicant are involved in the present appeal.
- 5. That if the ex-parte proceedings are not set aside, the applicant will suffer irreparable loss.

It is, therefore, most humbly prayed that the ex-parte proceedings, may kindly be set aside, for the ends of justice.

Applicant / Respondent No 4
 Through

MUBARAK ZEB
 Advocate, Peshawar

AFFIDAVIT:

It is stated on oath that the contents of the instant Application are true and correct to the best of my knowledge and belief and nothing has been kept concealed from this Hon'ble Court.





DEPONENT

Date of Filing of Application 09/17/23
 Number of Words 50
 Copying Fee 20
 Urgent ✓
 Total 30
 Name of Copyist _____
 Date of Completion of Copy 09/17/23
 Date of Delivery of Copy 09/17/23

S.A No. 896/2022


"0" - 55 -


07.09.2023

Learned counsel for the appellant present.
Mr. Asif Masood Ali Shah, Deputy District Attorney for
official respondents No. 1 to 3 present.

Learned counsel for the appellant requested for
adjournment on the ground that he has not made preparation
for arguments. Adjourned. To come up for arguments on
01.01.2024 before the D.B. Parcha Peshi given to the parties.

RECORDED
IN
OFFICE
OF
THE
JUDGE
OF
THE
D.B.
PARCHA
PESHI


(Fareeha Paul)
Member (E)


(Salah-ud-Din)
Member (J)


Noem Amin

1st Jan. 2024

1. Learned counsel for the appellant present. Mr. Asif Masood Ali
Shah, Deputy District Attorney for official respondents present. Clerk of
counsel for private respondent No.4 present.

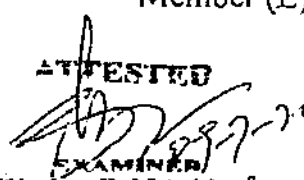
2. Clerk of counsel for private respondent No.4 states that private
respondent No.4 was placed ex-parte, who has moved application for
setting aside ex-parte proceedings, which has not been brought on file as
yet, therefore, the matter cannot be argued. Let the application be
brought on file, the notice of which be given to the other side for
arguments on the said application. To come up for arguments on
24.04.2024 before D.B. P.P given to the parties.




(Fareeha Paul)
Member (E)

(Kalim Arshad Khan)
Chairman

Amazem Shah

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

-56- "P"

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 896/2022

BEFORE: MRS. RASHIDA BANO ... MEMBER(J)
MISS FAREEHA PAUL ... MEMBER(E)

Tahira Bibi, Ex-PST, Government Girls Community Model School Dhakki
Tehsil Tangi District Charsadda: (Appellant)

VERSUS

1. Director Elementary & Secondary Education, Civil Secretariat, Peshawar.
2. District Education Officer (Female), Charsadda.
3. Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Civil Secretariat, Peshawar.
4. Mussarat Begum, PST, GGCMS Dhakki Tehsil Tangi District Charsadda.

... (Respondents)

Mr. Fazal Shah Mohmand
Advocate /

... For appellant

Mr. Asif Masood Ali Shah
Deputy District Attorney

... For respondents

Date of Institution.....08.06.2022

Date of Hearing.....06.03.2024


Date of Decision.....06.03.2024

JUDGMENT

RASHIDA BANO, MEMBER (J):The instant service appeal has been instituted under section 4 of the Khyber Pakhtunkhwa Service Tribunal, Act 1974 with the prayer as copied below:

"On acceptance of this appeal, the impugned order dated 20.04.2020 may kindly be set aside and the appellant may kindly be ordered to be reinstated in service with all back benefits."

2. Brief facts of the case, as given in the memorandum of appeal, are that respondent department advertised various posts including the post of Primary School Teachers (PST) in the year 2016. The appellant being eligible also applied for it. After conducting test and interview, the appellant secured 47 score whereafter tentative merit list was prepared wherein the appellant was not awarded the score for Arabic (Hons) and the same situation prevailed in the second tentative merit list. The appellant filed appeal for correction, upon which necessary correction was made and secured marks of the appellant came to 100.4 and the appellant alongwith others were appointed vide order dated 19.05.2017. One candidate namely Saima Sheh submitted application against the appointment of the appellant, upon which an inquiry was conducted by the Director Education which resulted in favor of the appellant. She filed another application before the Secretary Education, which resulted in her favor. Thereafter, she filed writ petition before Worthy Peshawar High Court, which was disposed of with direction to the D.S.C for reconsideration strictly in accordance with law and rules upon which meeting of D.S.C was convened and it was held that appellant was inadvertently given Arabic (Hons) marks. Thus appointment order of the appellant was withdraw while respondent No.4 was appointed vide order dated 20.04.2020. Feeling aggrieved, she filed


12/7/20

departmental appeal and then filed writ petition bearing No. 2598-F/20 which was disposed of with direction to decide the appeal of the appellant not later than one month, hence the instant service appeal.

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

4. Learned counsel for appellant argued that appellant has not been treated in accordance with law, hence her rights secured and guaranteed under the constitution are badly violated. He further argued that the impugned order is illegal, wrong, void ab-initio and against the rules, hence not tenable in the eyes of law; that appellant was validly appointed as PST on 19.05.2017 on adhoc/contract basis and subsequently regularized in the year 2018 and such under the principle of *locus poenitentiae*, the appointment order of the could not be withdrawn; that no regular inquiry was conducted in the case of appellant nor the appellant was heard in person, thus she was condemned unheard; that no charge sheet, statement of allegation, show cause notice was issued to the appellant, which are mandatory requirement of law.

5. Conversely learned Deputy District Attorney contended that appellant has been treated in accordance with law and rules. He further contended that appellant filed appeal on 13.05.2017 for correction of her marks to include the marks of Arabic (Hons) while last date for submission of documents was

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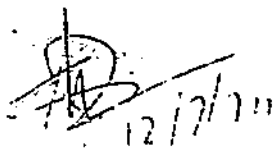
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30.09.2016. The prescribed qualification for the post of PST was FA/B.Sc under the service rules hence in the presence of prescribed qualification the DSC was not supposed to consider and accept the equivalent certificate of Arabic (Hons) qualification and to consider it at belated stage i.e after the due date and even after the preparation of merit list, hence the original score of the appellant is 96.77 only. He further contended that in light of the court direction DSC meeting was held on 31.12.2019, the DSC scrutinized the relevant record and recommended that the score of the appellant be calculated on her FA qualification which she has submitted for the first time to NTS and the next eligible candidate (Mst. Musarrat) was appointed.

6. Perusal of record reveals that appellant is the permanent of union council Daki Tehsil Charsadda and who had qualification of SSC, FA and Arabic

~~(Hons) Respondent No. 2 in the year 2016 advertised various posts including~~

the post of PST, appellant being eligible applied for the post of PST RPS-12 from U.C Daki. She appeared in the test through NTS and qualified the same with 47 score. She was not awarded the score of Arabic Hons in the tentative merit upon which she submitted departmental appeal on 13.05.2017 whereupon necessary correction was made by awarding score allotted for Honors Degree after which score of the appellant came to 100.4 and resultantly she alongwith others were appointed vide order dated 19.05.2017. One candidate Saima Shah filed application challenging the appointment of the appellant which was dismissed after inquiry by respondent department. She also filed W.P No.


12/12/11

2287-P/20 17 which after hearing was disposed of vide order dated 24.09.2019 with direction to DSC for reconsideration strictly in accordance with law and rules on the subject, upon which meeting of DSC was convened on 12.12.2019 which held that appellant was inadvertently given Arabic score and that respondent No. 4 be appointed, thus the appointment order of the appellant was withdrawn and respondent No.4 was appointed as PST vide 20.04.2020.


7. Perusal of order of worthy Peshawar High Court, Peshawar dated, 24/09/2019 delivered in WP No. 2287 P-/2017 titled as Saima Shah Vs. Government and in the said inquiry report dated 14/04/2019 it was ordered and recommended that matter be placed before DSC for considering it afresh while worthy Peshawar High Court directed DEO(F) District Charsadda to constitute the DSC within a fortnight for consideration of the matter. Impugned order dated 20/04/2020 was passed on the basis of recommendation of scrutiny committee consisting of chairperson, six members and one facilitator dated 31/02/2019. Although in the impugned order it was mentioned as District Selection Committee but same was not decided because DSC consists of three official i.e 1. Chairperson 2. Member nominee from Directorate of Elementary & Secondary Education 3. Member nominee of the Appointing Authority. Therefore it is held that order of worthy Peshawar High Court, Peshawar and recommendation of said inquiry committee was not followed in its true letter and spirit. Matter is remanded back to the respondent by setting aside the impugned order for re-considering it before the DSC with further direction to


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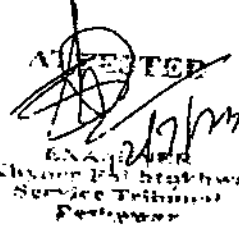
provide proper chance of hearing to appellant and Mst. Musarrat Begum and decide it within one month after receipt of copy of judgment. Costs shall follow the event. Consign.

8. Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 6th day of March, 2024.


(Fareeha Paul)
Member (E)


(Rashida Bano)
Member (J)

*Kaleemullah


Khyber Pakhtunkhwa
Service Tribunal
Peshawar

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AMMOGATES
ABDUL SHAH
MAHMOOD JAM
UMAR FAROOQ MOHAMMAD
WALIED ADMAN
ADVOCATE SUPREME COURT
NOOR MOHAMMAD KHATTAK

ACCEPTED

CLIENT

Dated: / / 202

above noted matter.
Advocate to deposit, withdraw and receive on my/out behalf all
sums and amounts payable or deposited on my/out account in the
Advocate Counsel on my/out cost. I/we authorize the said
for his default and with the authority to engage/appoint any other
Counsel/Advocate in the above noted matter, without any liability
withdraw or refer to arbitration for me/us as my/out
Advocate Supreme Court to appear, plead, act, compromise,
Do hereby appoint and constitute Noor Mohammad Khattak

Umer Musarat Begum

(RESPONDENT)
(DEFENDANT)

Govt of KPK

VERSUS

(PETITIONER)
(PLAINTIFF)
(APPELLANT)

Musarat Begum

NO
/ 202

Appeal

PESHAWAR

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

WAKALATNAMA

62-1