

**BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL**  
**PESHAWAR**

C.M No \_\_\_\_\_/2024  
In Execution No.265/2024  
Appeal No.7869/2021

**Mr Dilawar Khan, Deputy District Education Officer plus additional charge holder of DEO District North Waziristan.....APPLICANT.**

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**APPELLANT**

Through:

**AFRASIAB KHAN WAZIR  
ADVOCATE HIGH COURT**

*Office:*  
ROOM NO. B-16, GOVT COLLEGE CHOWK,  
NIMRA PLAZA, PESHAWAR.  
CELL: 0312-9888752

08-05-24  
Pest

**BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL PESHAWAR**

Khyber Pakhtunkhwa  
Service Tribunal

C.M. \_\_\_\_\_/2024  
IN EXECUTION PETITION NO.265/2024  
APPEAL NO.7863/2021

Diary No. 12627  
Dated 08-05-2024

Mr Dilawar Khan, Deputy District Education Officer plus additional charge holder of DEO District North Waziristan.....**APPLICANT.**

**IMPLEADMENT APPLICATION OF THE ABOVEMENTIONED NECESSARY PARTY IN THE ARRAY OF RESPONDENTS AS PRIVATE RESPONDENT IN EXECUTION PETITION NO.265/2024.**

**RESPECTFULLY SHEWETH:**

- 1- That the abovementioned execution petition is pending adjudication before this Honorable tribunal, fixed for hearing today dated 08.05.2024.
- 2- That the applicant/respondent had been impleaded itself as private respondent in abovementioned appeal but it was disposed off by the honorable tribunal as **"this being so when he was confronted as to what would be determined by the tribunal in this appeal. He was fair and frank enough that it has rendered fruitless. Disposed accordingly"**.
- 3- That the petitioner/appellant is repeatedly stressing on the order dated 17.02.2023 which is withdrawn on dated 03.03.2023 while the case is not decided on merit and the applicant/respondent is necessary party in the subject execution petition wherein applicant is deliberately avoided placing him as respondent to decide the case on merit.
- 4- That initially the petitioner/appellant being teaching cadre was transferred on dated 12.03.2021 on management cadre on wrong post of DDEO north waziristan and latter on placed at the disposal of directorate of E&SE Peshawar vide dated 25.11.2021 due to misuse of power for appointments in department and inquiry was also initiated against the petitioner/appellant by serving charge sheet upon him as well and thus the abovementioned transfer order was suspended vide date 25.02.2022. Meanwhile, the department issued order dated 17.02.2023 in which the applicant/respondent was transferred from Lachi Kohat to North Waziristan as DDEO being a management cadre which was later withdrawn to the extent of Appellant and the applicant/respondent was placed at the disposal of directorate E&SE for further posting vide order dated 03.03.2023 on the base of Tribunal order. **Copies of transfer order 12.03.202, 25.11.2021 & letters for inquiry & charge sheet, suspension order dated 25.02.2022, transfer order 17.02.2023, withdrawal order 03.03.2023 are attached as annexure..... A, B, C, D, E.**
- 5- That after that the honorable tribunal disposed off "being fruitless" the appeal of the appellant vide Tribunal order dated 12.04.2023, later on vide order dated 03.05.2023 the transfer posting order

dated 17.02.2023 is restored, and applicant/respondent is again transferred/posted as DEO vide order dated 17.08.2023 and subsequently cancelled vide order dated 01.09.2023 via tribunal order but surprisingly the applicant/respondent was again given additional charge as DEO north Waziristan dated 10.11.2023. **Copies of the tribunal order dated 12.04.2023, withdrawal order dated 03.05.2023, transfer order 17.08..2023, cancellation order 01.09.2023, additional charge order 10.11.2023 are attached as annexure.... F, G, H, I, J.**

- 6- That due to non-joinder of the necessary party/applicant the aforementioned execution petition is the clear violation of Article 10-A of the constitution of Islamic Republic of Pakistan 1973 being his fundamental right and is against the principle of natural justice that no one should be condemned unheard.
- 7- That the abovementioned execution petition is filed by the appellant to avoid merit of the case and concealed the facts from tribunal in a stealthy manner by not placing the applicant/respondent as private respondent in the column of respondents as the applicant/respondent is from management cadre while the appellant is teaching cadre and in this regard Honorable Peshawar high court has given judgments that policy be followed in strict sense by not adjusting teaching cadre into management cadre vice versa.
- 8- That the abovementioned petition is ambiguous in itself and violates Section 24-A of the General Clauses Act-1967.
- 9- That the law gives ample power to the tribunal to add party to the appeal/execution as respondents being direct affectee to avoid multiplicity of litigation and wastage of precious time of the Honorable tribunal.

It is therefore, most humbly prayed that on acceptance of this impleadment application the applicant/respondent may please be impleaded as private respondent in the row of respondents in the best interest of justice and to avoid multiplicity of litigation.

APPLICANT

THROUGH:

AFRASIAB KHAN WAZIR  
ADVOCATE HIGH COURT

DATED:

**AFFIDAVIT:**

I Mr. Dilawar khan, Deputy District education officer District North Waziristan, do hereby solemnly affirm and declare that the contents of this impleadment application is true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Tribunal so far.



DEPONENT



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

Dated Peshawar the March 12, 2021

NOTIFICATION

NO.SO(SM)E&SED/7-1/2020/Posting/Transfer/MC:- Posting/transfer of the following officers of Elementary & Secondary Education is hereby ordered as mentioned against each, in the best public interest, with immediate effect:

S#	Name, designation & present place of duty	Posted as	Remarks
1.	Mr. Aurangzeb BS-17 (MC) SDEO (M) Bisham, Shangla	Deputy DEO (M) BS-18 Swat in OPS	AVP.
2.	Raja Jehangir SDEO (Male) Abbottabad, (MC BS-17).	DDEO (Male) BS-18 Mansehra in OPS	AVP.
3.	Mr. Raees Ur Rehman SDEO (MC BS-17) SDEO (Male) Judba Torghar	DDEO (M) Torghar BS- 18 in OPS.	AVP
4.	Mr. Said Muhammad SS H/Civics (BS-17) GHSS Sarobi Garhi Orakzai (TC BS-17)	DDEO (M) Miranshah North Waziristan TD BS- 18 in OPS	AVP.
5.	Mr. Ali Haider SDEO (BS-17) MC SDEO (M) Timergara Dir Lower	DDEO (M) BS-18 Dir Lower In OPS.	AVP
6.	Mr. Mehboob Elahi SDEO (BS- 17) MC SDEO (M) Chitral Lower	DDEO (M) BS-18 Chitral Lower In OPS	AVP
7.	Muhammad Zubair, BS-17, (MC) Deputy DEO (M) Charsadda in OPS	Deputy DEO (M) BS-18 Mohmand TD in OPS	AVP
8.	Mr. Abdul Haleem BS-16 (MC) ASDEO, O/O DEO (M), Shangla	SDEO (M) BS-17 Bisham, Shangla in OPS	V.S#1
9.	Muhammad Zahid BS-17 (MC) Assistant Director, Directorate of E&SE, KP	SDEO (M) BS-17 Kabal , Swat	AVP
10.	Mr. Saleh Badshah ASDEO BS-16 (MC) ASDEO (M) Serai Naurang Lakki Marwat	Assistant Director (BS-17) , Directorate of E&SE, KP.	V.S# 9 Promoted to BS-17 MC vide Notification No.SO(PE)/2- 6/DPC Meeting/2020 dated: 04.02.2021



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

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11.	Muhammad Noor Sultan ADEO (BS-16) SDEO (M) Daraban D.I Khan In OPS	SDEO (M) BS-17 Daraban D.I Khan	Already Occupied Promoted to BS-17 MC vide Notification No.SO(PE)/2- 6/DPC Meeting/2020 dated: 04.02.2021
12.	Wisal Muhammad ADEO (BS-16) SDEO (M) Tangi Charsadda In OPS	SDEO (M) BS-17 Tangi Charsadda.	Already Occupied Promoted to BS-17 MC vide Notification No.SO(PE)/2- 6/DPC Meeting/2020 dated: 04.02.2021
13.	Muhammad Alamdin ASDEO BS-16 (MC) ASDEO Circle Kotka Muhammad Khan Bannu	SDEO (M) BS-17 Hangu	AVP. Promoted to BS-17 MC vide Notification No.SO(PE)/2- 6/DPC Meeting/2020 dated: 04.02.2021
14.	Mr. Sikandar Hayat. ASDEO BS-16 (MC) ASDEO (M) Tand Kowai Swabi	DDEO (M) BS-18 Swabi in OPS	AVP Promoted to BS-17 MC vide Notification No.SO(PE)/2- 6/DPC Meeting/2020 dated: 04.02.2021. He will actualize his promotion against AD (BS-17) (DDU) Directorate of E&SE Peshawar
15.	Mr. Nisar Ahmad ADEO BS-16 (MC) ADEO (Estab Primary) O/O DEO (M) Mardan	SDEO (M) BS-17 Rustam Mardan	V.S#31 Promoted to BS-17 MC vide Notification No.SO(PE)/2- 6/DPC Meeting/2020



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

			dated: 04.02.2021
16.	Mr. Saif Zamin Shah ASDEO, (MC BS-16) ASDEO (Male) Dargai, Malakand	SDEO (Male) BS-17 Khwaza Khela Swat in OPS	AVP
17.	Mr. Altaf Hussain ADEO (MC BS-16) ADEO (Male) P&D Malakand	SDEO (M) BS-17 Barikot Swat	AVP Promoted to BS-17 MC vide Notification No.SO(PE)/2- 6/DPC Meeting/2020 dated: 04.02.2021
18.	Mr. Akbar Ghani ASDEO (MC BS-16) ASDEO (Male) Kumbhar Medan, Dir Lower	SDEO (Male) BS-17 Barawal Bandi Dir Upper.	AVP Promoted to BS-17 MC vide Notification No.SO(PE)/2- 6/DPC Meeting/2020 dated: 04.02.2021
19.	Mr. Muhammad Iqbal ADEO (MC BS-16) ADEO (Female) Dir Upper	SDEO (Male) BS-17 Kalkot Dir Upper In OPS	AVP
20.	Mr. Muhammad Tahir ADEO (MC BS-16) ADEO (Male) P&D Dir Upper	SDEO (Male) BS-17 Larjam Dir Upper In OPS	AVP
21.	Mr. Muhammad Azeem Khan (MC BS-16) At Directorate of E&SE Peshawar	Assistant Director (Sports) BS-17 Directorate of E&SE Peshawar	V.S#22 Promoted to BS-17 MC vide Notification No.SO(PE)/2- 6/DPC Meeting/2020 dated: 04.02.2021
22.	Mr. Abdul Ahad Assistant Director (Sports) BS-17 Directorate of E&SE Peshawar	Services placed at the disposal of Directorate of E&SE Peshawar	
23.	Syed. Anwar Shah ASDEO (MC BS-16) ASDEO (Male) Mansehra	SDEO (Male) BS-17 Kolai Palas Kohistan in OPS.	AVP

ATTSTED



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

24.	Mr. Muhammad Ishtiaq ASDEO (MC BS-16) ASDEO (Male) Battal Manshira	SDEO (Male) BS-17 Kohistan Upper in OPS.	AVP
25.	Mr. Sarfaraz Khan ADEO (MC BS-16) ADEO (Male) P&D Manshira	SDEO (Male) BS-17 Hussain Zai Torghar in OPS.	AVP
26.	Mr. Ghulam Jilani ASDEO (MC) BS-16 ASDEO Circle Kaghan Manshira	SDEO (Male) BS-17 Balokot Manshira in OPS	V.S#27
27.	Mr. Shamas ur Rehman SDEO (M) Balakot Manshira (MC BS- 17)	SDEO (Male) BS-17 Abbottabad	V.S#2
28.	Mr. Zaheer Ud Din ASDEO (MC) BS-16 ASDEO Malakand	SDEO (M) BS-17 Munda Dir Lower. In OPS.	V.S#36
29.	Mr. Sharafuddin SDEO (MC) BS-17 working as HM (BS-17) GHS Balim Chitral	SDEO (M) BS-17 Mastuj Chitral Upper	V.S#30
30.	Mr. Shahid Hussan SDEO (MC) BS-17 Mastuj Chitral Upper.	SDEO (M) BS-17 Drosh Chitral Lower	V.S#32
31.	Mr. Imtiaz SDEO (MC) BS-17) Rustam Mardan	DDEO (M) BS-18 Mardan in OPS	AVP
32.	Mr. Shahzad Nadeem SDEO (MC) BS-17 Drosh Chitral Lower	SDEO (M) BS-17 Chitral Lower	V.S#6
33.	Mr. Adil Muhammad SDEO (MC) BS-17 Jehangira Nowshera	SDEO (M) BS-17 Katlang Mardan	V.S#34
34.	Mr. Fazl-E-Khuda SDEO (MC) BS-17 Katlang Mardan	SDEO (M) BS-17 Jehangira Nowshera	V.S#33
35.	Mr. Zahid Ullah (TC BS-18) at the disposal of Directorate of E&SE Peshawar	DDEO (M) BS-18 Orakzai	AVP
36.	Mr. Muhammad Islam SDEO (MC) BS-17 Munda Dir Lower	SDEO (M) BS-17 Timergar Dir Lower	V.S#5
37.	Mr. Sher Nawab (TC BS-18) GHSS Gardai Bajaur	DDEO (M) BS-18 Bajaur	AVP
38.	Syed Tahir Shah (MC BS-18) DDEO Dir Upper	DDEO (M) BS-18 Nowshera	V.S#39



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

30.	Mr. Abdur Rehman (MC BS-18) DDEO Nowshera	DDEO (M) BS-18 Dir Upper	V.S/38
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Endst. of even No. & Date

SECRETARY

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officers (Male), Concerned.
4. District Accounts Officers, Concerned.
5. PS to Minister E&SE Department, Khyber Pakhtunkhwa.
6. PS to Secretary E&SE Department, Khyber Pakhtunkhwa.
7. PS to Special Secretary E&SE Department, Khyber Pakhtunkhwa.
8. PA to Additional Secretary (Estab) E&SE Department.
9. PA to Deputy Secretary (Admn) E&SE Department.
10. Director, EMIS E&SE Department.
11. Officers concerned.
12. Master file.

(MUJEEB UR REHMAN)

SECTION OFFICER (SCHOOLS MALE)

*Mujeeb*  
*12/03/21*

ATTSTED





GOVERNMENT OF KHYBER PAKHTUNKHWA  
 ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
 Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar  
 Phone No. 071-9223133

B-8

3

Dated Peshawar the November, 25 2021

**NOTIFICATION**

**NO.SO(SME&SED/7-1/2021/PT/GMC):** The Competent Authority is pleased to order the transfer of the following Officers of Elementary & Secondary Education Department, in the best public interest, with immediate effect:-

S#	Name & Designation	From	To
1	Said Muhammad TC (BS-17)	Deputy District Education Officer (M) North Waziristan OPS.	Services placed at the disposal of Directorate of E&SE Peshawar.
2	Mr. Samir Ullah, TC (BS-16)	ADEO (P&D o/o North Waziristan.	DEO (Male) Services placed at the disposal of Directorate of E&SE Peshawar.
3	Mr. Ihsan Ullah TC (BS-16)	ADEO o/o of DEO (Male) North Waziristan.	Services placed at the disposal of Directorate of E&SE Peshawar.

SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA  
 E&SE DEPARTMENT

Endst: of even No. & Date.

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Male) North Waziristan.
4. District Account Officers, North Waziristan.
5. Director, EMIS E&SE Department.
6. PS to Minister for E&SE Department.
7. PS to Secretary E&SE Department.
8. PA to Deputy Secretary (Admn) E&SE Department.
9. Officers concerned.
10. Office order file.

*M. Javed*  
*24-11-21*  
*07/12/2021*  
*1/12/21*

*(Signature)*  
 (NATERRUR REHMAN SHAH)  
 SECTION OFFICER (SCHOOLS MALE)

*(Signature)*  
**ATTSTED**



2

**OFFICE OF THE DISTRICT EDUCATION OFFICER  
District North Waziristan, at Miranshah**

Phone: 0928-313040

Email: deomalecnwt@gmail.com

No. 24246-47/DEO/DNW

Dated: 25/8/2021

To,

C-9

The Director,  
Elementary & Secondary Education  
Khyber Pakhtunkhwa, Peshawar.

Subject: **GUIDANCE**  
Memo:

It is brought into your kind notice, that the undersigned took over charge as DEO District North Waziristan, Miranshah on dated: 14/07/2021 (F/N).

Sir, the undersigned received the enclosed self explanatory letter from District Accounts Officer, Miranshah with subject as "**CLARIFICATION REGARDING APPOINTMENT POWER OF DEO EXERCISE BY DEPUTY DEO MALE FOR APPOINTMENTS OF 143 NO CLASS-IV IN DIFFERENT SCHOOLS OF MALE AND FEMALE IN NORTH WAZIRISTAN.** For responding to the request of the Dy: District Education Officer (Male) DNW, Miranshah for release of monthly salaries of the newly appointed Class-IV in Male/Female Education Institutions by the said DyDEO(M) during June, 2021. The following major observations have been conveyed by the District Accounts Officer, DNW Miranshah:

1. The Dy: DEO (Male) Miranshah was appointed as DDO, not appointing authority vide Secretary (E&SED) KPK Notification No.SO(5)/M/ESD/7-1/DDO-Ship, Dated: 23/06/2021, where as he has appointed 143 Class-IV in various Education Institutions (Male/Female).
2. The Dy:DEO North made appointments, even in the Female Educational Institutions despite the facts that the incumbent Dy-DEO (Female) is DDO for the Female Schools in District North.
3. 143 Class-IV have been appointed whereas 121 were advertised.

Sir, the undersigned needs guidance in the light of above highlighted queries, please.

End: (DAO Miranshah letter)

**DISTRICT EDUCATION OFFICER  
DISTRICT NORTH WAZIRISTAN  
MIRANSHAH**

Copy for information to:

1. The District Accounts Officer, Miranshah w/r to his letter No. DAO/MRN/NWTD/2021-22/99-102, Dated: 16/08/2021.

ATTSTED

**DISTRICT EDUCATION OFFICER  
DISTRICT NORTH WAZIRISTAN  
MIRANSHAH**

APPROVED

DISTRICT NORTH MARIANA  
DISTRICT EDUCATION OFFICER

*[Signature]*

DATE: 10/20/75

TO: THE DISTRICT ACCOUNTS OFFICER, MANAGERS WITH THE DISTRICT OFFICE, P.O. BOX 108, MANAGERS WITH THE DISTRICT OFFICE.

DISTRICT NORTH MARIANA  
DISTRICT EDUCATION OFFICER

FROM: (NAME)

RE:

THE FUNDING OF THE DISTRICT OFFICE IN THE FORM OF A FUNDING AGREEMENT

1. THE DISTRICT OFFICE HAS BEEN APPROVED BY THE DISTRICT OFFICE.

DISTRICT OFFICE

2. THE DISTRICT OFFICE HAS BEEN APPROVED BY THE DISTRICT OFFICE.

3. THE DISTRICT OFFICE HAS BEEN APPROVED BY THE DISTRICT OFFICE.

4. THE DISTRICT OFFICE HAS BEEN APPROVED BY THE DISTRICT OFFICE.

THE DISTRICT ACCOUNTS OFFICER, MANAGERS WITH THE DISTRICT OFFICE.

THE DISTRICT OFFICE HAS BEEN APPROVED BY THE DISTRICT OFFICE.

THE DISTRICT OFFICE HAS BEEN APPROVED BY THE DISTRICT OFFICE.

THE DISTRICT OFFICE HAS BEEN APPROVED BY THE DISTRICT OFFICE.

DISTRICT NORTH MARIANA, MANAGERS WITH THE DISTRICT OFFICE (NAME)

IF IT PLEASES YOU AND YOUR OFFICE, THE DISTRICT OFFICE WILL BE APPROVED BY THE DISTRICT OFFICE.

MEMO:

SUBJECT: EDUCATION

MANAGERS WITH THE DISTRICT OFFICE  
ELEMENTARY & SECONDARY EDUCATION  
THE DISTRICT OFFICE

10

DISTRICT NORTH MARIANA  
OFFICE OF THE DISTRICT EDUCATION OFFICER

Dated Peshawar the January 24, 2022

**NOTIFICATION**

No. SO/SME/SSD/11-1/2021/Said Muhammad DDEO NW The Competent Authority, Chief Secretary Khyber Pakhtunkhwa is pleased to constitute Inquiry Committee comprising Mr. Sharif Hussain, (PMS BS-19) Director General PDMA Peshawar and Mr. Muhammad Shiraz, (BS-19) DEO (M) Hangu to conduct formal inquiry against the following officer/officials of DDEO (M) North Waziristan for the charges mentioned in the Charge Sheet and Statement of Allegations.

- 1. Mr. Saib Muhammad, DDEO, DEO Office NWTD
- 2. Mr. Khad Ur Rehman, Principal GHSS Miranshah City NWTD
- 3. Mr. Sami Ullah, VI Principal GHSS Eidak NWTD
- 4. Mr. Habibullah, Head Master GHS Gul Muhammad Kot Mandy Khel
- 5. Mr. Samir Ullah ADEO (Dev) O/O DEO Office NWTD

The inquiry committee shall submit report to the Competent Authority within (30) days positively. (Copies of Charge Sheets & Statements of Allegations are enclosed for all concerned)

**SECRETARY TO GOVT OF KHYBER AKHTUNKHWA  
E&SE DEPARTMENT**

Endst: of even No. & Date:-

Copy forwarded to the:

- 1. Director, E&SE Khyber Pakhtunkhwa is requested to nominate a Departmental Representative to assist the inquiry committee.
- 2. Mr. Sharif Hussain, (PMS BS-19) Director General PDMA Peshawar
- 3. Mr. Muhammad Shiraz, (BS-19) DEO (M) Hangu
- 4. Mr. Saib Muhammad, DDEO (M) District North Waziristan
- 5. Mr. Khad Ur Rehman, Principal GHSS Miranshah City NWTD
- 6. Mr. Sami Ullah, VI Principal GHSS Eidak NWTD
- 7. Mr. Habibullah, Head Master GHS Gul Muhammad Kot Mandy Khel.
- 8. Mr. Samir Ullah ADEO (Dev) O/O DEO Office NWTD.
- 9. DEO (M) North Waziristan District.
- 10. PS to Secretary E&SE Department, Khyber Pakhtunkhwa.
- 11. Office order file.

Copy of Charge Sheet & Statement of allegations are enclosed.

(HAFEEZ UR RAHMAN SHAH)  
SECTION OFFICER (SCHOOLS MALE)

ATTSTED 27-1-2022

ATTSTED

*Handwritten initials/signature*

Mr. Said Muhammad, Deputy DEO, North Waziristan Tribal District.

(DR. SHAHZAD KHAN BANGASH)  
CHIEF SECRETARY KHYBER PAKHTUNKHWA

*Handwritten signature of Dr. Shahzad Khan Bangash*

Statement of Allegations is enclosed.

Intimate whether you desire to be heard in person.

defense to put in and, in that case, ex-parte action shall be taken against you.

committee within specified period, failing which it shall be presumed that you have no  
Your written defense, if any, should reach the inquiry officer/ inquiry

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

specified in Rule-4 of the Rules ibid.  
Discipline) Rules, 2011 and have rendered yourself liable to all or any of the penalties

misconduct, under Rule-3 of the Khyber Pakhtunkhwa Government Servants (Efficiency and  
By reason of the above, you appear to be guilty of inefficiency and

1. You were authorized as DDO, not entrusted the charge of DDO.
2. You used the powers of DDO and recruited 143 class-IV employees.

committed the following irregularities:  
That you, while posted as Deputy DEO, North Waziristan Tribal District,

North Waziristan Tribal District as follows:

1. Dr. Shahzad Khan Bangash, Chief Secretary, Khyber Pakhtunkhwa as  
competent Authority, hereby charge you Mr. Said Muhammad, Deputy DEO, North

CHARGE SHEET

Annexure - II

11

*Handwritten mark*

D - 12



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar  
Phone No. 091-9223588

Dated Peshawar the February 25<sup>th</sup>, 2022

**NOTIFICATION**

**NO. SO(MC)E&SED/4-16/POSTING/TRANSFER/TC:** This Department's Notification No. SO(SM)E&SED/7-1/2021/PT/G/MC dated 25-11-2021 to the extent of posting/transfer of Mr. Said Muhammad, Subject Specialist (BS-17) Deputy DEO (Male) North Waziristan (OPS), is hereby held in abeyance/suspended in light of the Khyber Pakhtunkhwa Service Tribunal Order Sheet dated 23-12-2021 in Service Appeal No. 7869/2021.

SECRETARY TO THE GOVT: OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT

**Endst: of even No.& date:**

Copy forwarded for information to the: -

1. Registrar Khyber Pakhtunkhwa Service Tribunal, Peshawar.
2. Accountant General, Khyber Pakhtunkhwa, Peshawar.
3. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
4. District Education Officer (Male) North Waziristan.
5. Director EMIS, E&SE Department with the request to upload the same on the official website of the department.
6. District Accounts Officer North Waziristan.
7. Section Officer (Litigation-II) E&SE Department with the direction to pursue the case in KP Service Tribunal Peshawar till final decision.
8. PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
9. Officer concerned.
10. Master file.

Asst  
28/2/22

Handwritten signature

Handwritten signature and date: 25/2/22

(JUNAID SHAH)

SECTION OFFICER (Management Cadre)

ATTSTED



5.

GOVERNMENT OF PUNJAB  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

E-13

Dated: 17<sup>th</sup> February, 2023

**NOTIFICATION**

**NO.SO(MC)E&SED/2-3/2022/Promotion/MC(BS17to18)ACB:** In pursuance of this Department's Notification of even number dated 12.12.2022, and subsequent approval from the Election Commission of Pakistan vide their letter No. F.3(1)/2023-Eis dated 10.02.2023, the following posting/adjustment of officers of the Management Cadre are hereby ordered, in the public interest, with immediate effect:-

S#	Name of Officer	From	To	Remarks
1.	Aamir-ur-Rehman	SDEO (M) Hasanzai Torghar	Deputy DEO (Male) Battagram	Vice S.No. 22
2.	Luqman Haqim	SDEO(M) Kohat	Deputy DEO (Male) Karak	Vice S.No.18
3.	Malak Khan	SDEO(M) Tank	Deputy DEO (Male) South Waziristan	Vice S.No.15
4.	Shahid Hussain	Deputy DEO (M) Lower Chitral in OPS	Deputy DEO (Male) Lower Chitral	Against the already Occupied Post
5.	Dilawar Khan	SDEO(M) Lachi Kohat	Deputy DEO (Male) North Waziristan	Vice S.No.19
6.	Muqaddas Khan	Deputy DEO (M) Upper Chitral in OPS	Deputy DEO (Male) Upper Chitral	Against the already Occupied Post
7.	Abdul Hamid	SDEO (M) Piry Thal Hangu	Deputy DEO (Male) Kohat	Vice S.No.16
8.	Kiram Shah	SDEO (M) Babozai Swat	Deputy DEO (Male) Swat Upper	Vice S.No.25
9.	Maroof Khan	SDEO (M) Darban Mansehra	Deputy DEO (Male) Mansehra	Vice S.No.17
10.	Naseer Ahmad	Deputy DEO (M) Abbottabad in OPS	Deputy DEO (Male) Abbottabad	Against the already Occupied Post
11.	Ghulam Habib	SDEO (M) Samar Bagh Dir Lower	Deputy DEO (Male) Bajaur	Vice S.No.20
12.	Mehboob Ellahi	SDEO (M) Drosh Lower Chitral	Deputy DEO (Male) Dir Lower	A.V.P
13.	Muhammad Farooq	SDEO (M) Karak	Deputy DEO (Male) Orakzai	Vice S.No.14
<b>Consequential Posting/ Transfer</b>				
14.	Zahid Khan TC BS-18	Deputy DEO (Male) Orakzai	Principal (BS-18) GHS Spin South Waziristan	A.V.P
15.	Khyal Muhammad TC BS-17	Deputy DEO (Male) South Waziristan	HM (BS-17) GHS Shakai South Waziristan	A.V.P
16.	Qaisar Khan MC BS-17	Deputy DEO (Male) Kohat in OPS	SDEO (Male) Lachi Circle Kohat	Vice S.No.5
17.	Shams Ur Rahman MC BS-17	Deputy DEO (Male) Mansehra in OPS	SDEO (Male) Balakot Mansehra	Services of Mr. Ghulam Jilani (MC BS-16) are place at the disposal of DEO (M) Mansehra for further posting.

*Asst Secy*  
17.2.23

*Muhammad*  
**ATTSTED**



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

14

18.	Muhammad Hussain MC BS-17	Deputy DEO (Male) Karak in OPS	SDEO(Male) Karak	V.S.No.13
19.	Said Muhammad TC BS-17	Deputy DEO (Male) North Waziristan in OPS	SS (Islamiyat) GHSS Eldak North Waziristan	A.V.P
20.	Sher Nawab TC BS-18	Deputy DEO (M) Bajaur	Principal GHS Ghazi Baba Bajaur.	A.V.P
21.	Saleh Muhammad MC BS-17	SDEO (M) Chakaiser	SDEO(M) Babozai Swat	A.V.P
22.	Mr.Gul Bad Shah TC BS-18	Deputy DEO (Male) Battagram	Principal (BS-18) GHS Bana Allai Battagram	A.V.P
23.	Wali Ur Rehman MC BS-17	SDEO (Male) Kalkot Dir Upper	SDEO (Male) Allai Battagram	V.S.No.24
24.	Zarif Khan MC BS-17	SDEO (Male) Allai Battagram	SDEO Tank	V.S.No.3
25.	Nazr Ul Islam Bacha TC BS-17	Deputy DEO Swat Upper in OPS	SS (Islamiyat) BS-17 GHSS Kabal Swat.	A.V.P
26.	Mr. Shandi Gul TC BS-17	SDEO (M) Landi Kotal Khyber	SS (Pashto) GHSS Paindi Cheena Khyber	A.V.P
27.	Mr. Raees Khan MC BS-17	Asst. Director, E&SE Peshawar	SDEO (M) Landi Kotal Khyber	V.S.No. 26
28.	Sardar Irshad Ali MC BS-17	Awaiting Posting	SDEO (M) Darban Mansehra	V.S.No.9
29.	Mr. Misri Khan MC BS-18	Awaiting Posting	Deputy Director P&D-II, Directorate of E&SE Peshawar	V.S.No.30
30.	Abdul Shakoor TC BS-17	Deputy Director P&D-II, in OPS Directorate of E&SE Peshawar	SS (Urdu) GHSS Dheral (Alpuri) Shangla	A.V.P

SECRETARY TO GOVT: OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT

Endst: of even No.& date:

Copy forwarded for information to the: -

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. Director EMIS, E&SE Department with the request to upload the same on the official website of the department.
4. Section Officer (Schools Male/Female) E&SE Department.
5. District Education Officer (Male) Concerned.
6. District Accounts Officer Concerned.
7. PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
8. Master file.

*Muhammad  
A.P.*

*Naseer*  
17-02-23  
(NASEER ABBAS KHALIL)  
SECTION OFFICER (Management Cadre)

ATTSTEL





GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

Dated: 3<sup>rd</sup> March, 2023

**NOTIFICATION**

NO.SO(MC)E&SED/4-16/2023/Posting/Transfer/MC/: In compliance to Khyber Pakhtunkhwa Service Tribunal Peshawar Order in connection with Service Appeal No. 7869/2021, the Notification NO.SO(MC)E&SED/2-3/2022/Promotion /MC (BS17to18) ACB dated 17.02.2023, to the extent of Sr.No. 19 is hereby withdrawn/cancelled ab-initio, in the best public interest, till further order.

2. Consequent upon above, the services of Mr. Dilawar Khan, Sr.No.5 under transferred to Deputy DEO (Male) North Waziristan is hereby placed at the disposal of Directorate of E&SE for further posting.

SECRETARY TO GOVT: OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT

Endst: of even No.& date:

Copy forwarded for information to the: -

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. Director EMIS, E&SE Department with the request to upload the same on the official website of the department.
4. Section Officer (Lit-II) E&SE Department.
5. District Education Officer (Male) North Waziristan.
6. District Accounts Officer North Waziristan.
7. PS to Advisor to Chief Minister for E&SE Khyber Pakhtunkhwa.
8. PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
9. Master file.

111 / 700  
3/8/2023

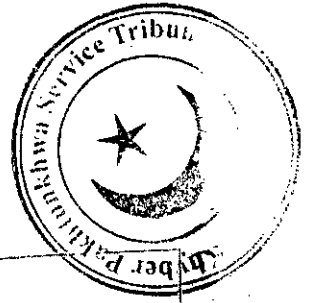
(IMRAN ZAMAN)

SECTION OFFICER (Management Cadre)

ATTSTED

F-16

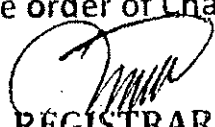
Form- A  
FORM OF ORDER SHEET



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

Implementation Petition No. 265/2024

Order or other proceedings with signature of judge

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	27.03.2024	<p>The implementation petition of Mr. Said Muhammad submitted today by Mr. Yasir Saleem Advocate. It is fixed for implementation report before Single Bench at Peshawar on 3-4-2024</p> <p>Original file be requisitioned. AAG has noted the next date. Parcha Peshi given to counsel for the Petitioner.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>
	03.04.2024	<ol style="list-style-type: none"> <li>1. Learned counsel for the petitioner present.</li> <li>2. Notice be issued to the respondents through TCS for submission of implementation report. To come up for implementation report on 26.04.2024 before S.B.</li> <li>3. Petitioner is directed to deposit TCS expenses within three days.</li> </ol>

SCANNED  
KPST  
Peshawar

\*Kamranullah\*

**ATTESTED**  
  
**EXAMINER**  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

(Muhammad Akbar Khan)  
Member (E)

**ATTSTED**

A-16

Appeal No, 7869/2021  
Titled "Said Muhammad-vs-Government of Khyber  
Pakhtuukhwa through Chief Secretary Civil Secretariat  
Peshawar and others"

**ORDER:**

12<sup>th</sup> April, 2023

**Kalim Arshad Khan, Chairman:** Learned counsel for the appellant present. Mr. Muhammad Jan, District Attorney for official respondents present. Syed Noman Ali Bukhari, Advocate for impleaded respondent Present.

2. Learned counsel for the appellant submits that after passage of impugned order of transfer another order was made on 17.02.2023, which was withdrawn vide notification dated 03.03.2023 and consequent upon the same the appellant would be said to be on the post from where he was transferred vide the impugned order. This being so when he was confronted as to what would be determined by the Tribunal in this appeal, he was fair and frank enough to say that it has rendered fruitless. Disposed off accordingly. Consign.

3. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 12<sup>th</sup> day of April, 2023.*

RECEIVED  
KABUT  
PESHAWAR

(Muhammad Akbar Khan)  
Member(Executive)

(Kalim Arshad Khan)  
Chairman

Certified to be true copy  
EXAMINER  
Khyber Pakhtukhwa  
Service Tribunal  
Peshawar

Date of Presentation of Application 29-4-23

Number of Words 27

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Date of Completion of Copy 29-4-23

Date of Delivery of Copy 29-4-23

\*Adnan Ali Shah



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

Dated: 3<sup>rd</sup> May, 2023

**NOTIFICATION**

NO.SO(MC)E&SED/2-3/2022/Promotion/MC(BS-17to18)ACB: In the light of the honorable Khyber Pakhtunkhwa Service Tribunal Order dated 12.04.2023 in Service Appeal No.7869/2021, this Department's Notification of even number dated 17.02.2023 regarding posting/transfer in respect of Mr. Dilawar Khan (MC BS-18) appearing at Sr.No.5 and Mr. Said Muhammad (TC BS-17) appearing at Sr.No.19 is hereby **restored**, in the best public interest.

**SECRETARY TO GOVT: OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT**

**Endst: of even No.& date:**

Copy forwarded for information to the: -

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Registrar Service Tribunal Khyber Pakhtunkhwa Peshawar.
3. Additional Advocate General Khyber Pakhtunkhwa.
4. Director EMIS, E&SE Department with the request to upload the same on the official website of the department.
5. Section Officer (Lit-II) E&SE Department.
6. District Education Officer (Male) North Waziristan.
7. District Accounts Officer North Waziristan.
8. PS to Advisor to Chief Minister on E&SE Khyber Pakhtunkhwa.
9. PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
10. Officers concerned.

*Naseer*  
03-05-23  
(NASEER ABBAS KHALIL)  
SECTION OFFICER (Management Cadre)

*Muhammad*  
*M. A.*  
**ATTSTED**



H-18



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar  
Phone No. 091-9210626

Dated: 17<sup>th</sup> August, 2023

**NOTIFICATION**

NO.SO(MC)E&SED/4-16/2023/Posting/Transfer//DEO(M)NW: Consequent upon the approval of the Competent Authority and subsequent NOC from the Election Commission of Pakistan, the following postings/ transfers are hereby ordered with immediate effect, in the best public interest: -

Sr. No	Name & Designation	From	To	Remarks
1.	Mr. Muhib Ur Rehman MC BS-18	DEO (Male) North Waziristan in OPS	Deputy DEO (Male) Kohistan Upper	AVP
2.	Mr. Dilawar Khan MC BS-18	Deputy DEO (Male) North Waziristan	DEO (Male) North Waziristan in OPS	V S No 1

SECRETARY TO THE GOVT. OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT

Endst: of even No. & date:

Copy forwarded for information to the: -

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. Director EMIS, E&SE Department with the request to upload the same on the official website of the department.
4. Assistant Director (Election-II) ECP Constitution Avenue G 5/2 Islamabad.
5. District Education Officer (Male) North Waziristan.
6. District Accounts Officer North Waziristan.
7. PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
8. Officers concerned.
9. Master file.

*Muhib  
of P*

SECTION OFFICER (Management Cadre)

**ATTSTED**

111 / 17 / 8 / 2023



GOVERNMENT OF KHYBER PAKHTUNKHWA

ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT

Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar

Phone No. 091-9210636

Dated: 1<sup>st</sup> September, 2023

NOTIFICATION

NO.SO(MC)E&SED/4-16/2022/Posting/Transfer/DEO(M)NW/: In compliance to Khyber Pakhtunkhwa Service Tribunal Peshawar Order Sheet dated 29.08.2023 in Service Appeal No. 1732/2023, the Notification of even number dated 17.08.2023 is hereby held in abeyance, with immediate effect, in the best public interest.

SECRETARY TO GOVT: OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT

Endst: of Even No. & date:

I-19

Copy forwarded for information to the:-

1. Registrar Khyber Pakhtunkhwa Service Tribunal
2. Accountant General, Khyber Pakhtunkhwa, Peshawar.
3. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
4. Director, EMIS, E&SE Department with the request to upload the same on the official website of the department.
5. Section Officer (Lit-II) E&SE Department.
6. District Education Officers (Male) North Waziristan.
7. District Accounts Officers North Waziristan.
8. PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
9. Master file

111/19  
1-9-2023  
(IMRAN ZAMAN)

SECTION OFFICER (Management Cadre)

ATTSTED



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar  
Phone No. 091-9210626

Dated: 10<sup>th</sup> November, 2023

NOTIFICATION

- ① J-20
1. NO.SO(MC)E&SED/4-16/2023/Mohib Ur Rehman/DEO: In view of the Progress Review meeting held on 08.11.2023 and the poor performance as evident from the report presented by Mr. Mohib Ur Rehman DEO (Male) North Waziristan with regard to the functionalization of Non-functional schools and total ignorance about facts and figures, regarding the reported schools and allied complaints, the Competent Authority has been pleased to suspend, relieve and direct Mr. Mohib Ur Rehman, DEO (Male) North Waziristan to report to Directorate of E&SE in order to ensure the larger interest of students and schools.
2. Consequent upon the above, Mr. Dilawar Khan DDEO North Waziristan is hereby authorized to hold Additional charge of the post of DEO (Male) North Waziristan, with immediate effect till further order.

SECRETARY TO GOVT: OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT

Copy forwarded for information to the: -

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. Director EMIS, E&SE Department with the request to upload the same on the official website of the department.
4. District Education Officer (M) District North Waziristan.
5. District Accounts Officer Waziristan
6. PS to Minister for E&SE Department, Khyber Pakhtunkhwa.
7. PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
8. Master file

11/11/2023  
10-11-2023  
(IMRAN ZAMAN)

SECTION OFFICER (Management Cadre)

Moed  
HAD  
**ATTSTED**

**POWER OF ATTORNEY/VAKALATNAMA**

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

For private respondent No.

Dilqas Khan

VERSUS

In appeal No. 7869/2021

E.P. No. 265/2024.

Appeal No. \_\_\_\_\_-P/2024

On behalf of Petitioner/Appellant No.

I/ we the petitioners/appellant hereby appoint **Mr. Afrasiab Khan Wazir** Advocate in the above-mentioned case, to do all or any of the following acts, deeds things.

1. To appear, act, sign, record Statement and plead for me/us in the above-mentioned case in this court /Tribunal or any other Court /Tribunal in which the same may be tried or heard, and other proceedings arising out of or connected therewith.
2. To sign, verify compromise and file or withdraw all proceedings, petitions, appeals, affidavits, and any other documents, as may be deemed necessary or advisable by them for the conduct, prosecution or defense of the said case at its stages.
3. To receive payments of, and issue receipts for, all money that may be or become due and payable to us during the course or on the conclusion of the proceedings.
4. To do all other acts and things which may be deemed necessary or advisable during the proceedings.

**AND HEREBY AGREE:**

- a. To ratify whatever the said advocate may do in the proceedings.
- b. Not to hold the Advocate responsible if the said case be proceeded ex-parte or dismissed in default in consequence of absence from the Court/Tribunal when it is called for hearing.
- c. An advocate shall not be responsible for any concealment, fraud, misrepresentation made by the client before any tribunal, court or forum.
- d. That the Advocate shall be entitled to withdraw from the prosecution of the said case if the whole or any part of the agreed fees remains unpaid.

In witness whereof, I/We have signed this power of Attorney/ Vakalatnama hereunder, the contents of which have been read/ explained to me/us and fully understood by me/ us.

Terms Accepted

Signatures

Accepted & Attested

**Afrasiab Khan Wazir**

Advocate Peshawar High Court, Peshawar.

Office:

Room No. B-16, Govt College Chowk,

Nimra Plaza, Peshawar.

Cell: 0312-9888752.