

**BEFORE THE HONORABLE KHYBER PAKHATUNKHWA SERVICE
TRIBUNAL PESHAWAR.**

Application No. _____/2024 in Service Appeal No: 7373/2021

Director E&SE Department, Khyber Pakhtunkhwa & others.....Applicant

VERSUS

Mst. Nazia Nasreen D/O Zuriat Khan, SST GGHS Chokara Karak.....Respondent

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**SAMINA ALTAF
DIRECTOR**



**AUTHORIZED OFFICER
ABDUS SAMAD
DEPUTY DIRECTOR
E&SE Department Khyber
Pakhtunkhwa, Peshawar.**

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.

Khyber Pakhtunkhwa
Service Tribunal

Application No. _____ /2024 in Service Appeal No: 7373/2021

Diary No. 15506

Dated: 06-09-24

Director E&SE Department, Khyber Pakhtunkhwa & others.....Applicant

VERSUS

Mst. Nazia Nasreen D/O Zuriat Khan, SST GGHSS Chokara Karak.....Respondent.

APPLICATION FOR: -

1. **SUBMISSION OF RECORD IN COMPLIANCE OF ORDER DATED 29-02-2024 OF THIS HONORABLE TRIBUNAL IN THE TILTED APPEAL ON BEHALF OF THE RESPONDENTS NO. 1-4.**
2. **THE RELEASE OF MONTHLY SALARY OF MR. RIZWAN AD ATTACHED VIDE ORDER DATED 16-05-2024 BY THIS HONORABLE TRIBUNAL.**


Respectfully Sheweth:-

The Applicants/Respondents submit as under: -

1. That the titled appeal is pending for disposal before this Honorable Tribunal & is fixed for hearing on 24-07-2024 (today) for submission of the following record including:
 - a. Seniority List pertaining to the years 2016, 2017 & 2018.
 - b. Working papers & Minutes of Meeting dated 03-10-2017 & 29-11-2017 on the basis of which Notification dated 15-03-2018 was issued by the Department.
2. That vide order dated 16-05-2024 the monthly salary of Mr. Rizwan Assistant Director (Lit-II) has been attached on account of non-submission of the above-referred record including the seniority list for the year, 2018 & Notification dated 15-03-2018 before this Honorable Tribunal with further submission that the DEO (F) Karak being custodian of the afore-said record has been directed to provide & submit the said record which is still awaited to be received from her. *(Copies of the orders dated 29-02-2024 & 16-05-2024 are Annex-A & B)*

Therefore, in compliance of the order dated 29-02-2024 the required record as referred in Serial. No. a & b is hereby submitted with further submission that record for the year 2018 could not be traced out in spite of laborious efforts by the Department, hence, in view of the above the order dated 16-05-2024 may kindly be re-called in favor of Mr. Muhammad Rizwan, AD concerned with the direction to the AG office for the release of his monthly salary on the grounds that maintenance & provision of the afore-said record is the official responsibility of the District Education Officer (Female) Karak in the interest of justice.

SAMINA ALTAF
DIRECTOR



AUTHORIZED OFFICER
ABDUS SAMAD
DEPUTY DIRECTOR
E&SE Department Khyber
Pakhtunkhwa, Peshawar.

29.02.2024 1. Learned counsel for the appellant present. Mr. Muhammad Jan learned District Attorney alongwith Muhammad Rizwan, A.D for the official respondents present. Learned counsel for private respondent No.5 present.

2. Representative of respondent is directed to produce seniority lists pertaining to the years 2016, 2017 & 2018, working papers and minutes of meetings dated 03.10.2017 and 29.11.2017 on the basis of which notification dated 15.03.2018 was issued. Adjourned. To come up for record and arguments on 16.05.2024 before D.B. P.P given to the parties.



(Fareeha Paul)
Member (E)



(Rashida Bano)
Member (J)

16th May, 2024

1. Learned counsel for the appellant present. Mr. Muhammad Jan, District Attorney on behalf of official respondents and learned counsel for private respondent No. 5 are present.

2. On previous date i.e 29.02.2024 one Muhammad Rizwan, Assistant Director was present on behalf of the official respondents, who was directed to produce seniority list pertaining to the years 2016, 2017 & 2018, working papers as well as minutes of meeting dated 03.10.2017 and 29.11.2017 on the basis of which notification dated 15.03.2018 was issued. Today, he is not present, therefore, his salary is attached in the manner as prescribed under Section-60 (I) (i) of the code of Civil Procedure, 1908, till further orders. The Accountant General Khyber Pakhtunkhwa, Peshawar shall submit report that the salary of Mr. Muhammad Rizwan, Assistant Director is actually attached. Learned District Attorney shall intimate the respondents for production of record mentioned in order sheet dated 29.02.2024 on the next date positively. To come up for record as well as arguments on 11.07.2024 before the D.B. Parcha Peshi given to the parties.



(Rashida Bano)
Member (Judicial)



(Kalim Arshad Khan)
Chairman

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AFFIDAVIT

I, Samina Altaf, Director (E&SED) Khyber Pakhtunkhwa Peshawar, do hereby solemnly affirm & declare on oath that the contents of the instant application for submission of record are true & correct to the best of my knowledge & belief & nothing has been concealed from the ambit of this Honorable Tribunal.

**SAMINA ALTAF
DIRECTOR**



**AUTHORIZED OFFICER
ABDUS SAMAD
DEPUTY DIRECTOR
E&SE Department Khyber
Pakhtunkhwa, Peshawar.**



06 SEP 2024