BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

SERVICE APPEAL NO. 505/2024

Nosheen Saba.....

Versus

Pages 1 Parawise Comments 1-4 Hospital Director MTI, MMC Mardan 2 А 5 Office Order dated 05-12-2017 Deputy Director (Nursing) Office Order 3 В 6 dated 19-01/2018 Principal / C.E.GKMC / BKMC Swabi letter 4 C, C-1 7-8 dated 12-03-2018 & 03-05-2018 Letters dated 22-6-2018, 21-05-2018, 06-5 D 9-12 08-2018 & 28-08-2018 Notice of absente published in Daily AAj & 6 Ε 13-14 Mashriq dated 17-10-2018 Office Order dated 04-01-2019 regarding 7 F, F-1 15-16 removal of service & letter of regression of Departmental appeal of the appellant

Index

Description of Documents

dated 13-03-2019

Authority Letter

Affidavit

8

9

S.No.

Deponent

17

18

Annex

Director General Health Services Khyber Pakhtunkhwa, Peshawar

BEFORE THEHONORABLE KHYBER PAKHTUNKHWA

Sec. 1

SERVICE TRIBUNALPESHAWAR

SERVICE APPEAL NO. 505 OF 2024

Nosheen Saba ...

Versus

Govt. of Khyber Pakhtunkhwa and others......Respondents

PARAWISE COMMENTS ON BEHALF OF RESPONDENT NO.01 TO 02

Respectfully Sheweth:

Khyber Pakhtukhwa Service Tribunal Diary No. 16179 Dated 30-09-24

.....Appellant

Preliminary Objections:-

1. That the appellant has got no cause of action or locus standi to file the instant appeal.

- 2. That the appellant has filed the instant appeal just to pressurize the respondents.
- 3. That the instant appeal is against the prevailing Law and Rules.
- 4. That the appeal is not maintainable in its present form and also in the present circumstances of the issue.
- 5. That the appellant has filed the instant appeal with mala-fide intention hence liable to be dismissed.
- 6. That the appellant has not come to this Honorable Tribunal with clean hands.
- 7. That the appeal is barred by law and limitation.
- 8. That the instant appeal is bad for mis-joinder of unnecessary and non-joinder of necessary parties.

<u>ON FACTS:</u>

- 1. Correct.
- 2. Correct.
- Incorrect. The appellant was relieved from MMC Mardan on administrative grounds on 05/12/2017 (<u>Annex-A</u>) and subsequently posted to Bacha Khan Medical Complex Swabi on 19/01/2018 (<u>Annex-B</u>) however she did not join

duty over there and absented herself from official duty (Copy of letter from Principal /C.E GKMC/BKMC Swabi is attached <u>Annex-C, CI</u>).

- 4. Related to Hospital Director MTI MMC Mardan, who is not cited as respondent in the panel of respondents however detailed reply has been given in Para-03 above.
- 5. Incorrect, as stated in Para-03 above that the appellant was relieved from MMC Mardan on 05/12/2017 who was subsequently posted to BKMC Swabi on 19/01/2018 however she did not report there in compliance of the posting order and remained willfully absent therefore she was proceeded under Rule,9 of the Khyber Pakhtunkhwa Efficiency and Disciplinary Rules, 2011. She was served absence notice on her home address however she again failed to join her new place of posting thereafter the absence notices were published in Daily Mashriq Peshawar, and Daily Aaj Peshawar on 17/10/2018. (*Annex-D, E*). Hence after fulfilling all the codal formalities under Rule, 9 of the E&D Rules, 2011 she was removed from service vide order dated 04/01/2019 (Annex-F).
 - 6. Incorrect. The Appellant did not annexe any documents which may support her contention of communication of the appellate order however in case if she would have not been received the appellate order she was legally bound to file service appeal after expiry of 90 days as per Sec 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1994 however she did not comply the provisions of sec 4 of the ibid Act, 1974. Infact the appellate order was communicated well within time however in order to make a time barred service appeal within time she mala-fidly sign as received a copy of the appellate order therefore the instant appeal being badly time barred for more than 04 years is liable to be dismissed on this score alone.
 - 7. Incorrect. No vested right of the appellant has been violated by the replying respondent therefore she is not an aggrieved person however reply on the grounds are as under:

<u>GROUNDS</u>

- A. Incorrect. The impugned orders dated 04/01/2019, 13/03/2019 (<u>Annex-F</u>)are according to law, rules and principles of natural justice hence denied.
- B. Incorrect. The appellant wasproceeded under Rule, 9 of E&D Rules, 2011 after fulfilling all the codal formalities as per the above referred rule.

- C. Incorrect. Absence notices were served upon the appellant at her home address as mentioned in detail in Para-05 of the facts.
- D. Incorrect. Already replied in Para-B above.
- E. Incorrect. As discussed in Para-05 of the facts that the appellant was proceeded under Rule, 9 of the E&D Rules, 2011 after fulfilling all the codal formalities. The apex court has held in 2010 PLC CS Supreme Court 924 that every case has different facts and circumstances needs to be decided on its own facts on merit. Furthermore the appellant has never denied her willful absence in the departmental as well as in the instant appeal therefore she is not entitled for any relief from this Hon'ble Tribunal.
- F. Incorrect. Already replied in the preceding paras. Furthermore the appellant has never denied her willful absence in the departmental as well as in the instant appeal therefore she is not entitled for any relief from this Hon'ble Tribunal.
- G. Incorrect. Already replied in Para-05 of the facts and Para E of the grounds.
- H. Incorrect. For will-full absence procedure in Rule, 9 of the E&D Rules is specifically mentioned which has been followed by the respondents in its true letters and spirits.
- I. Incorrect. There is no regular inquiry required in the proceedings under Rule, 9 of the E&D Rules, 2011 Furthermore the appellant has never denied her willful absence in the departmental as well as in the instant appeal therefore she is not entitled for any relief from this Hon'ble Tribunal. As per consistent view of the apex court in case of admitted absence there is not need of regular inquiry reliance is placed on 2021 SCMR 144, 2022 PLC CS SC 1177 2021 SCMR 959.
- J. Incorrect. The referred judgment is not applicable to the instant appeal however detailed reply has been given in Para-H of the grounds
- K. As per Para-H of the grounds.
- L. Incorrect. The referred judgment is not applicable to the instant appeal however detailed reply has been given in Para-H of the grounds
- M. Incorrect. The appellant being a civil servant was duty bound to comply the order of the competent authority or even challenge her transfer order before the Hon'ble Tribunal if she was considering herself aggrieved from the

transfer order however she admittedly opted to remain absent willfully therefore she was proceeded under Rule,9 of ibid Rules.

- N. Incorrect. Already replied in Para-H of the grounds.
- O. Incorrect. There is no such option after expiry of 90 days and it is mandatory to file service appeal within 30 days after expiry of 90 days. Therefore the instant appeal is badly time barred.
- P. Incorrect. Already replied in the preceding paras.
- Q. The replying respondents seek permission of the Hon'ble Court to adduce other grounds during final hearing of the case.

PRAYER:

It is therefore humbly prayed that on acceptance of the comments, the instant appeal of the appellant may very graciously be dismissed with costs.

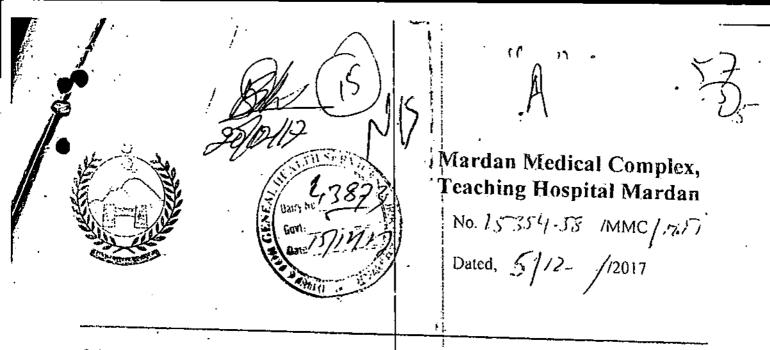
Director General Health Services Khyber Pakhtunkhwa (Respondent No. 01)

DR. MUHAMMAD SALEEM

retary to

Khyber Pakhunkhwa Health Department (Respondent No. 02)

ABEEL SHAH



OFFICE ORDER

Consequent upon the recommendation of Disciplinary Committee, Mrs. Nosheen Saba D/O Imdad Ullah Charge Nurse is hereby relived from MTI,MMC Mardan on administrative ground with immediate effect to Director General Health Services Khyber Pakhtunkhwa Peshawar for further posting.

Lopy to:

 Director Genera; Health Services Khyber Pakhtunkhwa Peshawar for information and further posting (copy Disciplinary Committee is attached)

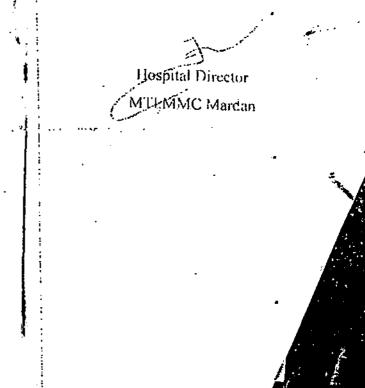
2. Medical Director MTI,MMC Mardan

3. Nursing Director MTI,MMC Mardan

4. Director Finance MTLMMC Mardan

5. Official concerned for information and compliance





Hospital Director

MTT, MMG-Mardan

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DIRECTORATE GENERAL HEALTH SERVICES KHYBER PAKHTUNKHWA PESHAWAR

communications should addressed to the Director General Health Services Peshawaf and not to any official by name.

Mail Address: <u>nwfpdghs@yahoo.com</u>

091-9210269 范 Exchange# 091-9210187, 9210196 091-9210230

Office Ph#

OFFICE ORDER.

On her relieving Mst. Nousheen Saba D/O Imdadullah Khan, Charge Nurse (BPS-16) is hereby from posted to Bacha Khan Medical Complex, Swabi in place of Mst. Bushra Sadiq Charge Nurse in the interest of public service with immediate effect.

NB: - Arrival/Departure reports should please be submitted to this Directorate for records.

No. 282-67

DIRECTOR GENERAL HEALTH SERVICES, K.P.K, PESHAWAR.

/E.II Dated Pesh The

/ 01 /2018.

Copy forwarded to the:-

01. 02

Hospital Director, MTI MMC Teaching Hospital Mardan w/r to his office order No. 15354-58/MMC/MTI, dated 05.12.2017. Medical Superintendent, Bacha Khan Medical Complex, Swabi. 03.

DAO, Mardan. 04. DAO, Swabi.

05.

06,

Mrs. Nousheen Saba D/O Imdadullah Khan, Charge Nurse Moh: Maingan, Ibrahimzai, Tchsil & District Charsadda. DA-concerned, DGHS Office Peshawar.

For information and necessary action.

Attentan

DEPUTY DIRECTOR (NURSING), DGHS KHYBER PAKHTWNKHWA

PESHAWAR.

F THE PRINCIPAT/CHIEF EXECUTIVE GAJJU KHAN MEDICAL COLLEGE/BACHA KHAN MEDICAL COMPLEX SWABI (Khyber Pakhtunkhwa) . Phone# +92-938-280421 Fax # +92-938-280221 Email: <u>gkmc.swabi@gmail.com</u> website: www.gkmcs.edu.pk iroqen Date: 12/03/2018 The Director General Health Services, Khyber Pakhtunkhwa Dairy 1914 Sub: CHARGE ASSUMPTION REPORT 6an 17/4/18 Memo, Reference your office letter No. 745-47/E.IK Dated 16-02-2018 on the subject noted above and to state that the Mrs: Nosheen Saba DOImadullah Khan Charge Nurse BPS-16 posted to Bacha Khan Medical Complex Swabi vide Endst: No. 262-67/E II dated 19-01-2017 has not joined duties at Bacha Khan Medical Complex Swabi till date. (cs lu (PRINCIPAL/CHIEF EXECUTIVE) Gajju khan Medical College/Bacha Khan Medical Complex Swabi Endst: No. & Date Even: Copy forwarded for information to: 1. Medical Superintendent Bacha Khan Medical Complex Swabi. PRINCIPAL/CHIEF EXECUTIVE) Han A

HE PRINCIPAL GAJJU KHAN MEDICAL COLLEGE ECUTIVE BACHA KHAN MEDICAL COMPLEX SWABI (Khyber Pakhtunkhwa) Phone# +92-938-280421 Fax # +92-938-280221 Email: <u>gkmc.swabi@gmail.com</u> website: www.gkmcs.edu.pk F.No ICM IS Date: _3_/05/2018 Ю Τo The Director Genefal Health Services Khyber Pakhtunkhwa. Sub **RGE ASSUMPTION REPO** Memo; Reference your office letter Nd. 1192-94/E-13:04.2018 and to state that Mrs. Nousheen Saba D/O Imdad Khan Charge Nurse BPS-16 posted to Bacha Khan - Medical Complex Swabi has not joined her daties till date. (PRINCIPAL/CHIEF EXECUTIVE) Gajju khan Medical College/Bacha Khan Medical Complex Swabi Endst: No. & Date Even: Copy forwarded for information & n/a to the: Medical Superintendent Bacha Khan Medical Complex Swabi. The (PRINCIPAL/CHIEF EXECUTIVE) Atothenton

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DIRECTORATE GENERAL HEALTH SERVICES KHYBER PAKHTUNKHWA PESHAWAR All communications Should be Addressed to The Director General Health Services Peshawar and not to any official by name

Office Ph (091 - 9210269Exchange 2 091 - 9210187, 091 - 9210196Fax P 091 - 9210230 No. 2406-8 /E.II Dated Pesh: the 22/

> Miss. Nousheen Saba D/O Imdad Ullah Khan, Village & P.O. Ibrahim Zai, Tehsil & District Charsadda.

Subject:-Memo :-

ABSENT FROM DUTY.

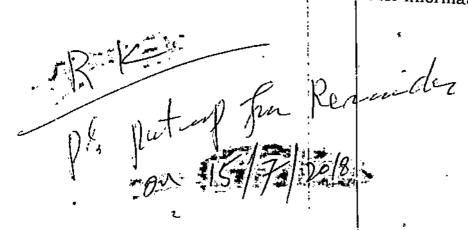
Reference this Directorate letter No. 1709-11/E-II, dated 21-05-2018, on the subject noted above and you have been relieved by the Hospital Director MTI MMC Mardan on 05-12-2017 and already posted to Bacha Khan Medical Complex, Swabi vide this Directorate office order bearing Endst. No. 262-67/E-II, dated 19-01-2018, as reported by Medical Supdt. Bacha Khan Medical Complex, Swabi you have not yet reported for duty at Bacha Khan Medical Complex, Swabi.

You are hereby directed to immediately report to Bacha Khan Medical Complex, Swabi for duty, failing which disciplinary action will be taken against you under E & D Rules-2011.

C.C.

DEPUTY DIRECTOR (NURSING), DGHS KHYBER PAKHTUNKHWA PESHAWAR.

Medical Supdt. Bacha Khan Medical Complex, Swabi for information 01. w/r to his letter No. 2-7/2018/Admin/11778-79; dated 12.03.2018, and No. 2-8/2018/Admin/12718-19, dated 03.05.2018 and this Directorate letter No. 17009-11/E-II, dated 21-05-2018. Latest position regarding arrival report of the Charge Nurse concerned may be intimated to this Directorate for further necessary action.



istered/AD



DIRECTORATE GENERAL HEALTH SERVICES KHYBER PAKHIUNKHWA PESHAWAR

All communications Should be Addressed to The Director General Health Services Peshawar and not to any official by name Office Ph t 091 - 9210269Exchange 2091 - 9210187, 091 - 9210196Fax \$\$091 - 9210230

No. 17 - 9 - 11 / E.II Dated Pesh: the 21 / 05 / 2018.

Miss. Nousheen Saba D/O Imdad Ullah Khan, Village & P.O. Ibrahim Zai, Tehsil & District Charsadda.

Subject:-Memo :-

ABSENT FROM DUTY.

You have been relieved by the Hospital Director MTI MMC Mardan on 05-12-2017 and already posted to Bacha Khan Medical Complex, Swabi vide this Directorate office order bearing Endst. No. 262-67/E-II, dated 19-01-2018, as reported by Medical Supdt. Bacha Khan Medical Complex, Swabi you have not yet reported for duty at Bacha Khan Medical Complex, Swabi.

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Registered/AD

DIRECTORATE GENERAL HEALTH SERVICES KHYBER PAKHTUNKHWA PESHAWAR All communications Should be Addressed to The Director General

08

/ 2018.

Health Services Peshawar and not to any official by name Office Ph (091 – 9210269Exchange 當 091 – 9210187, 091 – 9210196Fax # 091 – 9210230 No. 2998-3000 /E.II Dated Pesh: the 06

> Miss. Nousheen Saba D/O Imdad Ullah Khan, Village & P.O. Ibrahim Zai, Mohallah Mian Ghan, Tehsil & District Charsadda

Subject:-Memo :-

ABSENT FROM DUTY.

Reference this Directorate letter No. 1709-11/E-II, dated 21-05-2018, No. 2564-66/E-II, dated 04-07-2018 and reminder No. 2876-78/E-II, dated 26-07-2018, on the subject noted above and you have been relieved by the Hospital Director MTI MMC Mardan on 05-12-2017 and already posted to Bacha Khan Medical Complex, Swabi vide this Directorate office order bearing Endst. No. 262-67/E-II, dated 19-01-2018, as reported by Medical Supdt. Bacha Khan Medical Complex, Swabi you have not yet reported for duty at Bacha Khan Medical Complex, Swabi.

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Medical Supdt. Bacha Khan Medical Complex, Swabi for information 61. w/r to his letter No. 2-7/2018/Admin/11778-79, dated 12.03.2018, and No. 2-8/2018/Admin/12718-19, dated 03.05.2018 and this Directorate letter No. 17009-11/E-II, dated 21-05-2018. Latest position regarding arrival report of the Charge Nurse concerned may be intimated to this Directorate for further necessary action.

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Registered/AD

DIRECTORATE GENERAL HEALTH SERVICES KHYBER PAKHTUNKHWA PESHAWAR All communications Should be Addressed to The Director General Health Services Peshawar and not to any official by name Office Ph 1 091 - 9210269Exchange 209 - 9210187.091 - 9210196Fax 1/091 - 9210230

No. 3319-21 /E.II Dated Pesh: the 2-8 / 08 / 2018.

Miss. Nousheen Saba D/O Imdad Ullah Khan, Village & P.O. Ibrahim Zai, Mohallah Mian Ghan, Tehsil & District <u>Charsadda</u>

Subject:-Memo :-

To:-

ABSENT FROM DUTY.

Reference this Directorate letter No. 1709-11/E-II, dated 21-05-2018, No. 2564-66/E-II dated 04-07-2018, reminder No. 2876-78/ E-II, dated 26-07-2018 and No. 2998-3000/E-II, dated 06.08.2018, on the subject noted above and you have been relieved by the Hospital Director MTI MMC Mardan on 05-12-2017 and already posted to Bacha Khan Medical Complex, Swabi vide this Directorate office order bearing Endst. No. 262-67/E-II, dated 19-01-2018, as reported by Medical Supdt. Bacha Khan Medical Complex, Swabi you have not yet reported for duty at Bacha Khan Medical Complex, Swabi.

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01. Medical Supdt. Bacha Khan Medical Complex, Swabi for information w/r to his letter No. 2-7/2018/Admin/11778-79, dated 12.03.2018, and No. 2-8/2018/Admin/12718-19, dated 03.05.2018 and this Directorate letter No. 17009-11/E-II, dated 21-05-2018 and No. No. 2998-3000/E-II, dated 06.08.2018. Latest position regarding arrival report of the Charge Nurse concerned may be intimated to this Directorate for further necessary action.

patril File an 18/9/2018

قامات پر واردا یک که جرن مراسمت پر س مع است تحر اين واردا تمن بي ليس في مقدمات درت كر مستقيش شرون كردي فليد فيسكر بالمتان نيوي بل ارمز تلساراور المس بادر (دقائع لكار) موالى دارا كومت بثادر على كامياب مو مع مونت الله داد عدم خان مكنه ادم محرابي (آن المربع على بحرب س لي تاركرد. تالاش (مانكوماً للف مقالت پر زہران کی سید دادداتوں کے پایان نے وقی مالت ہی مان دیتے موج تھاند 1700 من قلب فیک کی این ایس معادن باکستان دريائ مججوزه مم ماں جن ہوکیا ہوگیں ذہائی ودان مزاحت بروفر جوانور كوفاتر كركروش ادمز وليس كومتا كركز شدشه ووكام ب والجم غوى والكراد على متحذو الكربر وقالتم ي قريب ترابي كمعام يرأ كرديا مي الزان دادوات رك بعد فراد بوت على جار با تماكردات عن (بال منور 10 بقد فبر 27) دومان باكستان نعدك (بال منور 10 ابتد فبر 26) ي و صاحبزاده عا لالطواكل 1.X ے کھر کوابنی لیبیٹ میں لے لیڈ سامان جل کررا کیے کا ذہیر بین کمیڈ متاثر دیکھرانے کی ند د کی اپنل بندج ومنتول ملير اآتكم امن آباد (آبی این بی) دز با بینادر(دقائع لکار) علی لوشوہ کے ملاتے اضاخل فرجرین کیامتا ایمیا ہے کد کڑشتہ روز داؤد شاہ دلد کل دیکھتے کل ہو۔ علی کمر عما نکل شارے سرکٹ کے باحث آنشود کم ہمیہ شاہ ڈی کھن کے کمر عما نکل شادے سرکٹ آنشود کی کے بینیج ماجزاده عامرجها كميركوا بناسادن کمکی مرار کارک مقرد کردیا باليت كا مامان کے منبع می لاکوں کا در چکا ساان بل کردا کھکا کے اعد اچا ک اک بزک آئی جس نے دیکھتے بل کردا کھ کا اجر بی کا حکومت نے ہیں دوکر کسی (باتی ملحہ 10 بقم جردد (فمائتده آن الخصيل جردد علاقه شاه كل اك *LE AND TECHNOLOGY* • سرجينيوس انفان شابرا، رفونای موز کار کا طرب 17 ساله (912-52914794, 5291501 Ext: 4794) لليل دلد (باق منو، 10 أبتيه تبر 28) 1.1123 OR AUCTION ڈائىريكى قريت جنرل ھيلتھ سروسز خيبر پختوندوا پشاور n "<u>AS IS WHERE IS BASIS</u>" will be وتشش غيشر حياضرى T) Indus High way road Kahat. OLLOW: آب مساة نوشين حبابنت اعداد الله خان جارة نرس BPS-16 آب كو بالمين ذائر يمر ايم فى (MIT) المردان ف Remarks "AS IS WHERE IS BASIS" دائر کیٹر جزل ہیلتہ سردسز خیبر پختونوا کو Relieve کیا تعااس کے بعد ڈی بی ہیلتہ نے آپ کی تبدیلی باجا خان میڈیکل "AS IS WHERE IS BASIS" ميليس موالي كوكروى ليكن آب في دوبال پرر يورث فيس كيا، آب مورجه 2017-12-05 مدايد في في في مغير ما مرب، Band opened at 11:30 AM on the آب مراسل مبر 11/E-II مودند 2018-20-21-05 مراسل نبر 2564-66/E-II مراحد 2018 ، 04-07 , who may choose to attend. مراسله نمبر 2876-78/E.II مودند، 2018-07-26 اودمراسله نمبر E-II في 3000/E-II مودند. 12-2014 آب كو y be obtained from the office of form fee of Rs.1000/- for each کھر کے پند پر ہدایت کی بخی کہ فوز ڈیوٹی پر حاضر ہوجا کمی اور طویل غیر حاضر کی کی بیچہ بیان کریں لیکن کپ ایسا کر لے میں ناکا م bsite i.e. www.kust.edu.pk. and a tender form. ر میں۔۔۔۔اب آپ کواس نوٹس کے ذریعے آخری بار ہوایت کی جاتی ہے کہ اس کی اشاعت کے 14 دنوں کے الجدرائدرا پی ذیونی پر حاضر بوجا کیل اورطویل غیر حاضری کی دجہ بیان کریں در نہ آپ کینلاف کو رضت مروض E&D روٹز 2011 کے بحت n Committee يكطرف كاردانى كى جاميكى جوكدآب كى سركارى لوكرى ب يرطرنى يريتج موسكتى بادر بعد عن آب كاعذ باقاعل تيول ند بلوكاe V يديشنل ڈائريکٹر جنرل Say NO to Corruption فتجل موسيل الإنستريش مندنواب ديدويل ورائع ڈائر یکٹوریٹ جنرل هیلتھ سروسز خ 2018-19 كىلىئەلكى تۇس بىدۇ خىرىخىونوا يىلا INF(P) 4030 / www.khyberpakhtunkhwa.gov.pk پالک کول بردا کے ویہ مائٹ Icbkp.gov.pk، ا وائلڈ لائف همارا اثاثه هيں ان کی حفاظات کريا Set لبريجار ا سامی خالی ہ بس شينڈآ مولا ز پر پیخلی کوایک عارض آساک کو پر کرنے کیلیے چتر ال کول نیٹن پارک داکل لائف ڈویژن کے عدود سے تعلق رکھنے دالے ذہل کواکف کے مان امیددارد ب سرماده کافد پردرخواشی مطلوب بین جوکد دفتر بزاکو بمند تعدیق شده نعتول Valld) لاسنس بطلی اساد تو ی سائن بورا 2 بى ئىندىرى 3 شاخى كاردادراد ديساكل مورجه 30 كتوبر 2018 مكودن بالح بج تك دى إفرر يعدداك موسول موجاني جاميك -باركيك الدوخا بانوا عيركي ا مرک مد تعلى قايليت جربه المجت آماك تتحيل توادة ماك نام آراى فبريكر شواخد: ا- بربول دبتد كيليج لازم مدك كدد مقرود JL40:18 بروكسك بو مارمنى لى لى الحرب 60 01 1845 01 لائن بولى دين الم الكل كوس بورا محد ور للسنس Viild) LTV) كالسنس [عمايو تعلق أنعيلات غلط إجعل اوف كاصورت ش فرانط: (1) اسيددارلغاف يرمابط تبرم رد رجح بركر (2) صرف يتر ال كول يشمل بارك دائلدلائف ويترن ك حدود ب التي ر كف وال يعنى الميلي دودن ش زكوره كال في بازت 15% المدو اسددارال موں کے (3) متعلقہ فیلڈ می تجرب رکھنے والے افراد کو ترج دی جاتے گ (4) سرکاری طاد عمد اپنی درخواتش تحکماند توسط ب جح کرانے کا <u>ابترہ وگا</u> تاکا لی کی صورت شمی ہو لی ار مال كري (6) شارت احد اميدداردن كوانترويو كيليج بلا إجائيكا (6) مقرره تاريخ مح بعدكو كى درخماست دم ل فتك كى جاف كى (7) انترويو مكومت ، موصول شده شرائط وخوامط بمائ خطا كا في يولى عراصر لينكا كواز فكس موكات كامراب يول دم كيلية 1 1 دالون كوكوكى TA/DA تعتى ديا جايك يابنده وكاد بكرشرا فكالبالع ويب مما بمث يهلة متلسبكي جايئة ٹ افیسر وائ INF(P)4021 نكشن نزد چتر ال يزكا وُنُس آ بيس ، بمقا <u>ڈویزن چرال</u> ، الكذلانغه مرحیات خاا^ہ مربعہ سے م فون نبر: 0943-412659 INF(P) 4014 also available on www.khyberpakhtunkhwa.gov.pk Keilan 1.5 17-10-18 ليلاد مين او ارس معرفی per y TOB (111

terns ל שוק הירש ענוגעוי טואי של ی بر محدود کی معلود (ایک دو من میدا ای مروا و کا معشور منتظم سی کم جبکه متصور مادیمن نے ککشن کر قانو کی محک 22 زندكى دربهم يربهم ب الإسرايش لماك وككركي قبادت بحرائعا كميتك لجاكم عداموالى داكر كااهدالى بالمراس كرما يتجرع وتعدير الجرعانة ومهال كرابا دعل دم يم بوكا جد مذا واد ك مال ... سول تج الكارذين تح شنع اوتالبادش ك مدى القريمات كال إحدالت تمتر مدشاعات فان في فيلى ورث موامت بمقام وسوامت 23 فرالس سيلاب ااصلخب يتثادر بقيدكم إرجد 11 11 11 11 11 11 11 11 11 11 11 برجر ب يتدمه نبر 300/F C رجمه 28/7/18 لأل ک اِمد آ نے دالے کاب نے 13 انراد 4ک جب می موک، دا<u>ل</u>اس تیک د میدو(مانیک ۲ میم) add كستعددهمى يوشح فراتسي وذارت واطسك جاء 18/10/18 مؤان متدرس: مسماة إلميين (يتأم) ald ally Bush was way بارى اوت دال بان ش كما كما ب كرما والقول وسفل لما ليساتك بمر عالم مراحم عدمين م م بنور اشتهار مام کل لور دار مستان ساکن می ا ی من جد منوں ، دران ال ار مرا مول ج مام وهدكم تعسلهم جلعه عاكه فالردوا الأوال يشخله باژه خيبرايجنس سورتمن (مدهامليه) مقدمه منولان Alexandrafil grade to Budge طوري 13 م ارد ار م م م اول بادمود حل ك 7:1 بالامى معاعليد بالماكوبة دميراشتهار بذامطلح كيأجاتا سلاساو عالاي ماقعد فانكر كاما لأيتم كالأعمد المتراحمان وقمره وی تطران ماتول می قام سکول ادرادارے بتد کردیے in () we benet باكارارك مريا ميزش مذعط عن بر بارغ 18/10/18 كراسان th کھ بی ۔ ایما جا ب 127 مال کی 1891 می روادا کیا کیا قت فرانس کے دوراعظم اور دقب کے (11 حال کا عبار بای معادلات بال الدي داركي الدي (س) * محتبارة ما ضرعدالت الوكري وك مقدمه كري-لدوليكريد يستسعدوكم يسالى كملوك بمريول باسا 17 (1) N N (1) 7 (1) שני דילי זאות חדת לי אריול بعودت وكمرتماد يطاف يكطرن كالدداني فمل تكم 4 Company 10 - alizzon based الغرودارين فحروارا ريكى روى غاصب بيه ي . لالی بات کی۔ (مرحدالت) (دیخلوماکم) BI(IT) Julian لد (دورام) ي فارتسو المرد (٢٠) ساء في بعدالت جتاب ميدالمن ممندسول فجا كاردين ع basenvourseling فنبلع سوات بمقام مدرسوات -16 131-50 بجل بمرز السيلامل عراقل جلسا 1 (1) 2/11/2018 Jun () 11/1/2018 - 20/11/2019 مى زابدا قبال، NTFP فيردائز رم ان ذائر يكوريت آف نان اقد (ا) والد المر المالية المالية المر والمر والمر المر والمر المر والمر المر والمر المر والمر المر والمر الم بر دید. ار در زنده (۱۰) ما : ۵۷ زم میشیم شد، حل ۱۹۹۶ این شد اورا تاریم که کاره همکن که طور منبعه هما ممرفارست يردؤكش ، خيبر بختونخوا فارست وزيرار تمنت بشاور ، جوكه ی انتجار ما میم این کدن کدن براد ما یک درمیکند با یک میر از حول او اینم تکرکا، وقت کم تسل مدر برکه ماکن دانم ابني ذيو في سے مورجه 2018-05-30 سے بغير سي اطلاح احازت کراریدانید داشت کوی، برکرماتل مانید دکته 19 سال که موجد دست است کوی، برگرماتل مانید دکتر او سال ایک کولک براسید وصف باکک کرکم جهود او است حکظ طری Frontier Constabulary Here Pakhtunkhwa invitesise to کے غیر حاضر ہے ادر باد جود بار بارنولسز کے اپنی ڈیوٹی پر حاضر بیں ہو pre-qualified Firms/sontered سکا، کوبذرایداشتهار بذا آخری بار مطلع کما جاتا ہے کہ وہ اپی ڈیونی پر مدكم تعسال ككروك تراقان Ballanmubest Garages, Stores, Office hu ward for FC Troops and (horal and sty مورد 2018-11-01 تك حاضر الوجاكي - بصورت ديكر اس بعدالت بناب ميدكم المسين شاء Khyber Pakhtunkhwa یے خلاف کیطرفہ تادی کارردائی کی ایا ہے گی ۔ جس میں اس کی million, up to 5-11-18 a ADJ XV ماحب يشادر The bid will be opened on the تدمد فر 19/18/13 في 19/19/18 ممكان ملازمت ، برطر في محمى ہو کمتى ہے۔ S.No Name of Contract غدمد سماة مثاكنة فكموفيره (حام) سماة وحياه بشير وفيرد توريع مراجع ريان ك بدريد دادان (1) شراد ا د بن د اتر بکشر، نان تمبر فارسد برد و کش ، حبر با تونو افارسد د بیاد تمسد شا می دد M/S Bawagar مر(ا) داد (۱۱۱) رود ار (۱۱) ماد ام (۷) 2 M/S Anar Jan Gov (ای ار (۱۱) از ار (۱۱۱) ملل مان اران (۱) M/S Wilayat Khan INF(P) 4013 يثادون جرور 105 (P) والمراه (٥) ورهر (٢) مورد مرور المعل ماكان 4 M/S Abdur Rehma اکرم آ اد دودن مرک محیث چادد (دسا فاش) متد مدمندان M/S National RC الاى د بالأس الكروي المجار فاس كالما ، ال رلاس حيبر يحتو تحو ايشاور دائريكٹريٹ جزانج 6 M/S Musa Khan (ورق 19/10/18 كاملاككا الكوامة معرمات 7 M/S Haq Nawaz/8 الاكرى ولما متندد كمري ويصودون والمرجلات فكالس يكلول M/S Muhammad 8 <u>ہوشیس غیبیر حاض</u> اسال بعدول باع كد (مرفات) (دهدام)) 9 M/S Royal Builde اً ب سمات فوشین مباینت امدادانشدخان جارت نهل BPS-16 آب کو اسطل ڈائر بمشر بعدالت جناب معاداته بأن مباحب ول نظاهبته د .10 M/S C.E. Pak Con بر حد 10/11، 212 رعد : 1/06/18 (J 11 M/S Rehman Cons ايما ايم ى (MIT) مردان ف ذائر كمتر جزل بيلتر مردمز خير بخونو الو Relieve كيا 1/11/25 متران ۲ حدان شاه الم هواللد ولجرد ساتي كما Tender documents and BOQ car تمارس کے بعدوی تی اسلتھ نے آب کی تبدیلی اچاخان میڈیکل کی بیس موالی کو کردی۔ يشتباريهم ندحاطيم خلن تحردند انترف خلن مسالا تجاره لتده undersigned three days prior to the مالاراميا رساوكل عرد سمالا تعاني وسالالك وفترعن 2. Original bid security 2% of the te لیس آب ف دہاں پر رود خوں کیا۔ آب مورد 102/21/10 سے ابن ویون مردرته کل بخد تا بردارمان الرج بخد تله ا receipt (CDR) in the name of G Headquarters, Peshawarshall acq. مدود بر کمل ما ، مسلما گر از ان ما کان ماند بعرش بالمدر شعب الاتراق والاعرب المع الاكل 3. Bids shall reach the concern office The contractor himself or his re بالتدر مول المريد _ مول مشكرة موال - لدائم 4. نبر 11 - E + 6 6 / E - 11 مودور | 8 1 0 2 / 7 0 / 4 0 • مراسله should participate in all tender pr م و كاليل بدريد الدر المورك بال يروم دما مع 5. The successful bidder whose rate GITA BUS 10600 425/10/2018 ... نير 2876-78/E-II مود 107/2018 20 اود مراسل مير II-3000/E will bound to deposit 8% security فالم الى كر ي الموسد فروا مرى أب عظال CDR within 7 days otherwise his ارو ال عرول بالحقد (مرمال) (الامام) مورد ۲04/12/2017 ب وكمر عيد بر بابت كاكى كدفوراذي في ماخر بوجا مي will be forfeited. 6. If found any cutting or over-writing رالت جناب جاويدالرض مماحب بتج Form and BOQ will be cancelled. ادر طویل فرما مرک کا دجہ میان کریں جکن آب ایر آرف شک تاکام ہو کم ... كيس وميلتي كورث بشادر The bidders will quote the cost in 7. تعديم 11/212 في 18/10/18 مول محر (٢٠) اب آب كواس كود سيط آخرى باد جالت ك جالى ب ركواس بكواما مت ك 8 The undersigned reserves the ميس المتوارية ميكوم ميس وور NIFA وعب قادم ق bids/proposals under the dause? WITH OR WITHOUT REASON. فالإدريمة ورعبومون إاعماس أكمس خار چدد (14) دنوں کے اعدا عدا بن ڈیوٹی پر مامن اور جا میں ادرطویل میر ماضری کی جد بیان 9. This tender is also available on Plu كاف المالي المسلح -60312570 بوب افر يدمنه كري دوندا ب كظاف كود منت مردش E&D روز 2011 م تحت كم فرف كاردوال as Frontier Constabulary I اب کو بزدیرانتوی با من کونوا ب کراب اخترار بلک 21 من کراند بزدیر در قامت ایک علب دال د www.fc.gov.pk ى جا يكى جوكة بكمركاد كالوكرى بد رفر فى يربع بوكى ب-ادر بعدش ة بكاعد 10. For further information, if any, pl اور بالاكرير بصورت و تحرموني بعدانشدا و 21 ولته مک کمک 1. 091-9210016-Ext:32 II. 0342-9176637 يت ذكرل متوجركا متدادماكرعاليت فسق مناسب تجابقه کال تول نه دکا۔ لإب 12 ردين ك ابازت كيل اكر وفراست ، عزاد وال ی استزدر متدرکا Merii پغا کاپلے ک For Com ابذيشنل ذائر بكثر جنرل ذائر بكثريت جنرل ميلته مردمز وللمالقال مرجو مصاوحها فتلقانا المعاشرك Frontier Constabul بويدهد كم بالى بالعامة المراد المقابط. Sonehri Masjid roa خبأ بخونخوانشادر 'INF(P) 4030 . (برمالف) (الخام)) . Khyber Pak ³Daily Mashriq شىر ق 17/10/18 (1)

DIRECTORATE GENERAL HEALTH SERVICES KHYBER PAKHTUNKHWA PESHAWAR

All communications Should be Addressed to The Director General Health Services Peshawar and not to any official by name Office Ph + 091 - 9210269Exchange 習 091 - 9210187, 091 - 9210196Fax 091 - 9210230

OFFICE ORDER.

01. WHEREAS Disciplinary proceedings under E & D Rules initiated against Mrs. Nousheen Saba D/O Imdadullah Khan, were Charge Nurse BPS-16 Bacha Khan Medical Complex, Swabi on account of her absence from duty w.e.from 05.12.2017, without any information / permission of the competent authority.

02. AND WHEREAS the above named Charge Nurse was directed at her home address as well as through press published in Daily "Mashriq" Peshawar and Daily "Aaj" Peshawar on 17.10.2018, directing her to resume duty within 14 days failing which exparte action will be taken against her under E & D Rules 2011, but she did not respond to

03. Now therefore I, Director General Health Services, Khyber Pakhtunkhwa Peshawar, being competent Authority, in exercise of Powers conferred under Khyber Pakhtunkhwa Govt. Servants E & D Rules 2011 am pleased to impose major penalty of "Removal from Service" upon Mrs. Nousheen Saba D/O Imdadullah Khan, Charge Nurse BPS-16 Bacha Khan Medical Complex, Swabi with immediate effect on account of her willful absence from duty w.e.from 05.12.2017.

Sd/-

DIRECTOR GENERAL HEALTH SERVICES, KP PESHAWAR.

No. 70 - 74 /E.II, Dated Peshawar. the 04/01/201Q Copy forwarded to the: -01-Medical Supdt. Bacha Khan Medical Complex, Swabi.

02-DAO, Swabi.

Registered/AD.

عين لواز ^م

03-Mrs. Nousheen Saba D/O Imdadullah Khan, Charge Nurse BPS-16 Village & PO Ibrahim Zai, Mohallah'Mian Ghan, Tehsil & District Charsadda.

04-DA-concerned, DGHS office Peshawar.

For information and necessary action

DIRECTOR GENERAL HEALTH SERVICES, KHYBER RAKHTUNKHWA PESHAWAR

DIRECTORATE GENERAL HEALTH SERVICES KHYBER PAKHTUNKHWA PESHAWAR All communications Should be Addressed to The Director General

All communications Should be Addressed to The Director Otheria Health Services Peshawar and not to any official by name Office Ph 1 091 - 9210269Exchange F 091 - 9210187, 091 - 9210196Fax # 091 - 9210230

/E.II, Dated Peshawar the 13

10:-

No.121/2

Mrs. Nousheen Saba D/O Imdadullah Khan, Village & PO Ibrahim Zai, Mohallah Mian Ghan, Tehsil & District Charsadda.

Subject: - <u>RE-INSTATEMENT INTO SERVICE.</u> Memo:-

Reference your application dated 28.02.2019, on the subject noted above.

Your request for re-instatement into service cannot it is regretted be acceded to, as on account of your absence you were removed from service after fulfilling of all codal formalities w.e.from 05.12.2017 vide this Directorate office order bearing Endst: No. 70-74/E.II, dated 04.01.2018.

Atten 1

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DEPUTY DIRECTOR (NURSING), DGHS KP PESHAWAR

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/2019

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

SERVICE APPEAL NO. 505/2024

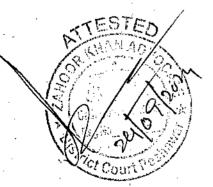
Nosheen Saba......Appellant

Versus

Government of Khyber Pakhtunkhwa & othersRespondents

<u>Affidavit</u>

I, Dr. Muhammad Saleem, Director General Health Services, Khyber Pakhtunkhwa, Peshawar, under the directions of the Competent Authority, do hereby solemnly affirm that the contents of the parawise Comments on behalf of Respondents are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court. It is further stated on oath that in this appeal, the answering respondents have neither been placed ex-parte nor their defense has been struck off / costs.



Deponent

Director General Health Services Khyber Pakhtunkhwa, Peshawar



DIRECTORATE GENERAL HEALTH SERVICES KHYBER PAKHTUNKHWA PESHAWAR

All communications should be addressed to the Director General Health Services Peshawar and not to any official by name Office # 091-9210269 Fax # 091-9210230

AUTHORITY LETTER

Muhammad Yousaf Jamal Focal Person Litigation Section Directorate General Health Services Khyber Pakhtunkhwa is hereby authorized to attend/defend the court cases and file Parawise Comments / Reply on behalf of the undersigned before the Honorable Khyber Pakhtunkhwa Service Tribunal and its Camp Courts.

Director General Health Services Khyber Pakhtunkhwa, Peshawar