


FORM OF ORDER SHEET

Court of _____

Appeal No. 1686/2024


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	01/10/2024	<p>The appeal of Mst. Hafsa Sharabat resubmitted today by Mr. Amaad Nasir Kundi Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 04.10.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

The appeal of Mst. Hafsa Sharabat received today i.e on 26.09.2024 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

1- Wakalat nama is blank and unsigned.

No. 838 /Inst./2024/KPST,

Dt. 26/9 /2024.


ADDITIONAL REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mansoor Salam Adv.
High Court at Peshawar.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

SERVICE APPEAL NO. 1186 /2024

Mst. Hafsa Sharabat

VS

Director E&SE KPK

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S.No.	Documents	Annexur	P. No.
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3.	Copy of the Appointment Orders Dated 24.02.2007	-A-	-6-7-
4.	Copy of the Federal Ombudspersons Findings 11.03.2014	-B-	-8-8-c-
5.	Copy of the Judgment dt 03.03.2014	-C-	-9-9-d-
6.	Copy of Salary Slip of Jan-2024	-D-	-10-
7.	Copy of the Impugned Order	-E-	-11-
8.	Copy of Complaint to PMPDU & Departmental Appeal 27.05.2024	-F&G-	-12-12-d- -13-15-
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Hafsa
APPELLANT

(Mst. Hafsa Sharabat)

THROUGH

Mansoor Salam
(MANSOOR SALAM)

&

(AMAAD NASIR KUNDI)
ADVOCATE HIGH COURT
PESHAWAR

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

SERVICE APPEAL NO. _____ /2024

Mst. Hafsa Sharabat Ex-CT (BPS-15) Government Girls Middle
School Jalat Khan Kot, District South Waziristan. R/o Jamia Hafsa
Islamabad. **(APPELLANT)**

VERSUS

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa,
Peshawar.
2. District Education Officer (Female) District South Waziristan.

(RESPONDENTS)

APPEAL UNDER SECTION-04 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 AGAINST
THE IMPUGNED ORDER DATED 19.03.2024, WHEREBY THE
APPELANT HAS BEEN REMOVED FROM SERVICE AND
AGAINST NOT TAKING ACTION ON DEPARTMENTAL
APPEAL OF THE APPELLANT WITHIN STATUTORY PERIOD
OF 90 DAYS.

PRAYER:

ON THE ACCEPTANCE OF INSTANT SERVICE APPEAL THE
IMPUGNED ORDER DATED 19.03.2024 PASSED BY THE
RESPONDENT NO.02 MAY VERY GRACIOUSLY BE SET
ASIDE AND THE APPELLANT MAY PLEASE BE REINSTATED
INTO SERVICE WITH ALL BACK & CONSEQUENTIAL
BENEFITS. ANY OTHER REMEDY WHICH THIS HON'BLE
TRIBUNAL DEEMS FIT AND PROPER MAY ALSO BE
AWARDED IN THE FAVOR OF THE APPELLANT.

RESPECTFULLY SUBMITTED;

FACTS:

1. That the appellant has been appointed as CT (BPS-09) vide order Endst
No.1041-1056 dated 24.02.2007 under the rules/ new policy notified by
Government of N.W.F.P vide SO (R-VI) E&AD/13-1/2005 dated
10.08.2005 r/w Civil Servants (Amendment) Act 2005 dated 23.07.2005
at GGMS Jalat Khan Kot and performed her duties with great devotion

&honesty in Government Girls Middle School Jalat Khan Kot, District South Waziristan, and no complaints or any adverse remarks has ever risen by her seniors or department concerned. **(Copy of the Appointment Orders Dated 24.02.2007 is Annexure-A)**

2. That the appelland was not only a teacher but she was a wife of her husband and mother of three daughters, when in the year 2013 prior to the institution of suit for separation on the basis of cruelty dated 24.01.2013, the appelland husband severely beaten her and ousted her from home along with her three minor daughters, therefore appelland leave everything in native district and take a shelter in Islamabad at Jamia Hafsa.
3. That it is pertinent to be noted that the Government Girls Middle School Jalat Khan Kot has been closed dated 29.05.2014 due the operation Zarb-e-Azab against the terrorist activities in South Waziristan, wherein specifically the Girls Schools Teachers and Schools building were on hit list of terrorist.
4. That during the course of family litigation from 24.01.2013 to 03.03.2014 the respondent department with mala-fide intention has stopped the salary of the appelland despite the operation of Zarb-e-Azab collaterally damages, against which the appelland has file a complaint before the Federal Ombudsperson Office for unjust stoppage of salaries (reasons mention therein), the same has been considered and Federal Ombudsperson has given their recommendations mention therein. **(Copy of the Federal Ombudspersons Findings 11.03.2014 is Annexure-B)**
5. That as mentioned in preceding para the appelland were ousted by her husband from home and appelland take shelter in Jamia Hafsa, appelland husband was neither performing her duties as husband nor as father, and hence appelland file Suit for Separation on the basis of Cruelty, which was decided/decreed ex-parte by the judge Family Court West Islamabad in favor of the appelland (Plaintiff) dated 03.03.2014. **(Copy of the Judgment dated 03.03.2014 is Annexure-C)**
6. That after the above mention episode & suit for separation, the appelland was receiving threatening telephone calls and murderous threats from her ex-husband and his family, inspite closure of schools due to operation Zarb-e-Azab, where Army personals are in possession, threats and hurdles, appelland were receiving her salary up till January 2024, which is evident from Salary slip. **(Copy of Salary Slip is Annexure-D)**
7. That all of a sudden appelland was informed by the DEO (F) Office South Waziristan via telephonic call regarding here removal from service, later on the appelland file complaint on PMPDU which was corresponded and on 29.04.2024 the appelland has informed that she has been removed from service in absence of mandatory and procedural law; against which the appelland filed departmental appeal also to the appelland authority. **(Copy of the Impugned Order is Annexure-E)**

8. That feeling aggrieved from the impugned office order dated 19.03.2024, communicated to appellant on 29.04.2024, it is noteworthy that the life of the appellant is in danger due to the enmity and fear of her ex-husband, the appellant has preferred departmental appeal on dated 27.05.2024 to Director E&SE KP, however the same has not considered despite the laps of statutory period of 90 days. **(Copy of the Departmental Appeal & PMPDU are Annexure-F&G)**
9. That the appellant has no other remedy except to file the instant Service Appeal before this Hon'ble Tribunal for redressal of his grievances on the following grounds amongst others.

GROUND:

- A. That the appellant has not been treated according to law and rules and has been illegal removed through void order.
- B. That the impugned removal order of the respondent is unlawful and violation of Apex Court judgments, thus removal order is not tenable and liable to be set-aside and the appellant is entitled to be re-instated with all back and consequential benefits.
- C. That the appellant never remain absent from duty intentionally but due to the ongoing Zarb-e-Azab military Operation due to which all schools especially the girls' schools were closed and similarly due to the special circumstances of enmity and hostilities of appellant decamp from scene and starts residing in Jamia Hafsa Islamabad which is otherwise and against the law and norms justice.
- D. That the respondent department has neither issued any charge sheet nor show cause notices and also conducted no regular inquiry, no statement of any allegations has recorded and no opportunity of cross examination and defense has been provided to the appellant, therefore the impugned order is against the law and judgment of the Apex Court.
- E. That the impugned office order is against the rules and superior court judgment and is liable to be set-aside by reinstating the appellant on his own position as he was before the impugned order.
- F. That it is a cherished principal of law, that where a law requires a thing to be done in a particular manner, the same is to be done in that manner and not otherwise.
- G. That the absence of the appellant was neither willful nor intentional, however due to compelling circumstances of military operation & enmity and hostilities that are evident from record.

- H. That the appellant has 17 years' service on his credit, so the penalty of removal from service is very harsh which is passed in violation of law and, therefore, the same is not sustainable in the eyes of law.
- I. That the appellant has not been treated in accordance with law and rules by removing from service via impugned office order dated 19.03.2024.
- J. That on removal from service via impugned office order the appellant has been treated illegally and not in accordance with prescribed law and rules which suffer irreparable loss to the appellant.
- K. That the appellant seeks permission of this Hon'ble Tribunal to rely on other grounds at the time of arguments and produce any Additional Document if required in support of instant Service Appeal.

It is therefore most humbly prayed that the Appeal of the appellant may be accepted as prayed for.

Hafsa

APPELLANT
(Mst. Hafsa Sharabat)

THROUGH

Mansoor Salam

(MANSOOR SALAM)
& *Amad Nasir Kundi*
(AMAD NASIR KUNDI)

**ADVOCATE HIGH COURT
PESHAWAR**

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

SERVICE APPEAL NO. _____ /2024

Mst. Hafsa Sharabat

VS

Director E&SE KPK

AFFIDAVIT

I, Mst. Hafsa Sharabat Ex-CT (BPS-15) Government Girls Middle School Jalat Khan Kot, District South Waziristan, do hereby affirm and declare on oath that the contents of instant Service Appeal are true & correct to the best of my knowledge & belief, and nothing has been withheld from this Hon'ble Tribunal.

Hafsa

DEPONENT
(Hafsa Sharabat)

CNIC: 12201-4829236-0

IDENTIFIED BY:

Amjad Kundi

AMAAD NASIR KUNDI
ADVOCATE HIGH COURT
PESHAWAR

**OFFICE OF THE AGENCY EDUCATION OFFICER
SOUTH WAZIRISTAN AGENCY AT TANK**

APPOINTMENT ORDER

Consequent upon the approval by the Department Selection Committee the following female candidates of S.W. Agency are hereby appointed against G.T. post purely on temporary basis in BPS-9 plus usual allowances as admissible under the rules / New policy notified by the Govt of N.W.F.P. vide SO (R-VI) E&AD/13/2005 Dated 10.08.2005 and Civil Service Amendment Act 2005 vide No. PA/NWFP/Legis-19/2005-20440 Dated 23.07.2005 with the date of taking effect from 2005 at the School noted as against their names in the annexed table.

S. No.	Name of Candidate	Father's Name	Name of School where appointed	Remarks
01	Amra Mahsood	Jan Ghulam	GGMS Toddi Chini	Against newly Created Post
02	Nusrat Bibi	Jalanda Khan	GGMS Qayum Kul	Against newly Created Post
03	Ruqia Bibi	M. Rafiq	GGMS Waris	Against vacant post
04	Asma Mehsud	M. Azam	GGMS Siman Abad	Against newly Created Post
05	Hafza Sharabat	Sharabat Khan	GGMS Jalat Khan Koi	Against newly Created Post
06	Zubaida Azam	Mir Azam Shah	GGMS Toddi Chini	Against newly Created Post
07	Fozia Nureen	H. Aqil Jan	GGMS Qayum Kul	Against newly Created Post
08	Rabi Saced	M. Saced	GGMS Noor Nawuz	Against Vacant Post
09	Shahzadi Taj Alam	Taj Alam	GGMS Jalat Khan Koi	Against newly Created Post

TERMS AND CONDITIONS

- The appointment of the candidates is being made on temporary basis & is liable for termination at any time without assigning any reason.
- They will not be entitled to get pensionary/gratuity benefits, however, GP Fund/CP Fund will be deducted as per rules.
- Charge report should be submitted to all concerned in duplicate.
- All kinds of documents should be verified in the concerned institution before the drawl of their salaries.
- Health and Age certificate should be produced to this office to be obtained from the Agency Surgeon concerned.
- They should not be handed over charge of the post if they are below 18 years or above 33 years (In case of fresh candidates) and in case of Female the upper age limit is 40 Years.
- The trained C.T. possessing Higher Qualification of B.A or M.A should be placed in BPS-14. If they have not already been availed the facility of increments on these qualifications.
- If they failed to report of their arrival with in 15 days, their appointment order will be automatically considered as cancelled.

Agency Education Officer,
South Waziristan Agency, Tank.

Encls: No. 1041-1056 / D-1 Tank dt. 25/2/2007

- 1. Copy of the above is forwarded to the Director of Education, FATA N.W.F.P, Peshawar.
- 2. Political Agent, South Waziristan Agency at Tank.
- 3. Agency Accounts Officer, S.W.A at Tank.
- 4. Head Master / Head Mistress concerned.
- 5. Assistant Agency Education Officer (Female) concerned.
- 6. Pay Clerk local office.
- 7. Candidate concerned.

Agency Education Officer,
South Waziristan Agency, Tank.

OFFICE OF THE AGENCY EDUCATION OFFICER

South Waziristan Agency at Tank

No. _____ Dated _____ /07.

OFFICE ORDER

APPOINTMENT

In pursuance of Govt. of NWFP Finance Deptt. notification No. FD(SR-1) 2-123/2004 dated: 13.08.2005, the following Trained Teacher is hereby placed in the higher scale on possessing higher qualifications noted against each w.e.f. due date:

Sr#	Name of Teacher	Name of School	Qualification	Remarks
01	Malik Khan CT	GMS Anoor Aada	B.A and BWS	Placed in BPS-14
02	Hafza Sharabat C ?	GGMS Jalat Khan Kot	B.A and BWS	Placed in BPS-14

Note: Necessary entry to this effect should be made in his/her service book.

Agency Education Officer,
South Waziristan Agency at Tank.

Encl: No. 4157-60 / Dated Tank the 21/8 /2007

Copy of the above is forwarded to the:-

- 1. Director of Education, FATA, NWFP, Peshawar.
- 2. Agency-Accounts Officer, South Waziristan Agency at Tank.
- 3. H/Master/Mistress Concerned.
- 4. Pay Clerk Local office.

[Signature]
Agency Education Officer,
South Waziristan Agency at Tank.

7. The candidate should be placed in the higher scale on possessing higher qualifications noted against each w.e.f. due date.

Agency Education Officer,
South Waziristan Agency at Tank.

- 1. Director of Education, FATA, NWFP, Peshawar.
- 2. Agency-Accounts Officer, South Waziristan Agency at Tank.
- 3. H/Master/Mistress Concerned.
- 4. Pay Clerk Local office.
- 5. Candidate's service book.

By LCS/Regd.Post.

AMB. (R) SHER AFGAN KHAN
ADVISOR/GCFOP



WAFAQI MOHTASIB (OMBUDSMAN)'S
SECRETARIAT

Constitution Avenue, Opp: Supreme Court,
G-5/2, Islamabad.

Phone:(051) 9217254

Fax No.(051) 9217224

E-Mail Address: mohtasib@mohtasib.gov.pk

E-Mail Address: sherafgankhan2004@yahoo.com

Case No. HQR/10183/2013

Islamabad : March 11, 2013

To


- i. The Additional Chief Secretary (FATA),
FATA Secretariat, Warsak Road,
Peshawar.
- ii. The Director Education,
FATA Secretariat, Warsak Road,
Peshawar.
- iii. Mr. Aziz-ur-Rehman,
Agency Education Officer,
South Waziristan,
District Tank.
- ✓ iv. Mst. Hifsa Sharabat, Complainant.

Subject: UNJUST STOPPAGE OF SALARIES

A copy of Wafaqi Mohtasib (Ombudsman)'s Findings/Recommendations dated 11-03-2014 in the complaint cited above is enclosed for information.

2. The Agency, in terms of Article 11(2) of P.O. No. 1 of 1983 is required to:-
 - (i) intimate to this Office compliance of the recommendations contained in the Findings within the time frame specified therein; or
 - (ii) intimate to this Office, under the signatures of the Principal Officer of the Agency or an officer authorized by him for the case seeking alteration, modification, amendment or recall of the said recommendations in terms of Article 11(2A) *ibid*.
3. Attention is also invited to the provision of Article 11(2A) of P.O. 1 of 1983 read with section 13 of Federal Ombudsmen Institutional Reforms Act 2013 and Article 32 of P.O.1 of 1983 under which any person, aggrieved by a decision or an order by the Wafaqi Mohtasib may also, within thirty days:-
 - (a) file a review petition before the Wafaqi Mohtasib; or
 - (b) make a representation to the President.

BY ORDER OF THE HONOURABLE WAFAQI MOHTASIB.


(Sher Afgan Khan)

Encl: as above.




-8-a-

WAFAQI MOHTASIB (OMBUDSMAN)'S SECRETARIAT

FINDINGS

Complaint No : HQR/10183/2013
Date of Registration : 26.12.2013
Name & Address of the Complainant : Mst. Hifsa Sharabat C/o Maula Wajeed Ullah Khan, Chamber No.5, Allama Iqbal Block, F-8 Markaz, Islamabad.
Name of the Agency Complained Against : FATA Administration.
Name of the Investigating Officer : Sher Afgan Khan Advisor, H.O. Islamabad
Subject of Complaint : Unjust Stoppage of Salaries.
Date when Report called from Agency: 15-01-2014
Date of Receipt of Complete Report: 23-01-2014
Number & Dates of Hearing : i) Number: 03
ii) Dates: 15-01-2014, 22.01.2014 and 10-02-2014
Date of Dispatch of Draft Findings: 12-02-2014


Emb. (R) Sher Afgan Khan
Advisor
Wafaqi Mohtasib Secretariat
Islamabad

THE COMPLAINT

The complainant Mst Hifsa Sharabat stated in her complaint that she was a School teacher in the Government Girls Middle School Jalat Khan Kot, South Waziristan Agency (SWA). After the Military action in South Waziristan Agency (SWA) local schools were closed down and she was obliged to leave Waziristan and move over to Tank and later to D.I.Khan. She, alongwith other school teachers, continued to receive her salary which was abruptly stopped, in her case, after July 2013. She also states in her application that she has been forced to move to Islamabad as her husband & his family members hounded her. A return by her, to SWA, will be at the peril of her life & that of her three daughters. She states that her husband has also influenced officials of the Agency who are now acting against her.

2. The complainant's case was originally being dealt with by the Regional Office, Wafaqi Mohtasib, Peshawar, but was transferred to Headquarters on 27-1-2014 on the request of the complainant who feels threatened for her safety in Khyber Pakhtunkhwa.

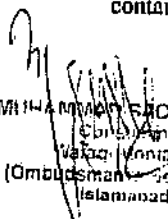
3. She requests that her pay, which was stopped in July 2013; be restored.

RESPONSE BY THE AGENCY

4. On 15 January 2014, the FATA Education Department was asked for its comments on the complaint. The Agency failed to submit the requisite report. The Regional office, Peshawar scheduled hearings on 15-01-2014 and 22-01-2014 but both parties failed to be present at the two hearings.

5. The Agency subsequently submitted a report on 31-01-2014 to the Peshawar office which contains the following points:

i) In terms of letter No.19125 dated 21-12-2012 the complainant had been redeployed to the Zam Public School, PA compound Tank.


Mst. Hifsa Sharabat
Complainant
Wafaqi Mohtasib
(Ombudsman) Secretariat
Islamabad

-8-b-

- ii) On 03 September 2013, the principal of the school where the complainant was redeployed informed the authorities of the Agency Education Department that she had not reported for duty. Her explanation was accordingly called for by the Agency Education Officer on 3-9-2013 to which the complainant did not reply.
- iii) Political Agent South Waziristan, in his letter No.6667/S-31 dated 14-09-2013, stated that the complainant's pay be stopped till further orders as the complainant was performing her duties in Jamia Hifsa, Islamabad. Since this is a serious charge it needs proper investigation and the pay for the absentia period be recovered from the complainant & credited in government treasury.

POINT AT ISSUE

6. Point of issue is the release of pay to the complainant which was stopped since July 2013.

HEARING PROCEEDINGS

7. A hearing was held on 10-02-2014 which was attended by the complainant and the representative of Agency, Assistant Agency Education Officer Mr. S.M. Siddiq Shah. The Agency's representative mentioned that the notification issued for the redeployment of the complainant to the Public School in Tank on 21-12-2012, may not have reached the complainant because her address is not indicated in the said notification. The complainant on her part said that because of her family situation and the possible extreme action that her husband and his family members are likely to take she fears for her life. She cannot return to resume her teaching in South Waziristan or to any other FATA Agency. During the hearing she came across as a person who is traumatised & in a very disturbed state of mind.

8. While the Political Agent, SWA, in his letter of 14 September 2013 said that the complainant be investigated against, she was actually redeployed & her services placed at the disposal of the Agency Education officer, Khyber Agency, vide letter of 7 November 2013, of Director Education, FATA.

FINDINGS/RECOMMENDATIONS

9. As the complainant is still a bonafide employee of the Directorate of Education, FATA, her salary, which was stopped after July 2013, is unjustified and should be immediately released and the arrears paid to her. This will help her in alleviating, to some degree, the dire financial straits that finds herself in.

10. As the complainant feels threatened if she were to return to any part of FATA, she deserves sympathetic consideration on humanitarian grounds. In this context, her services could be transferred to the Federal Government which would enable her to bring up her 3 daughters and continue her career as a teacher.

11. Compliance should be reported within 30 days of the receipt of a copy of these Findings or reasons for not doing so intimated in terms of Article 11(2) of P.O. I of 1983.

Muhammad
 Amb. (R) Sher Afgan Khan
 Advisor
 Wafaqi Mohtasib Secretariat
 Islamabad

Muhammad
 MUHAMMAD RASHID KHAN
 Wafaqi Mohtasib
 (Ombudsman's) Secretariat
 Islamabad

Approved by
 (M. SALMAN FARUQUI)
 WAFAQI MOHTASIB (OMBUDSMAN)
 11.1 MAR 2014 / 2014



WAFaqI MOHTASIB (OMBUDSMAN)'S SECRETARIAT
Constitution Avenue, G-5/2
Fax No.051-9217224

Case No .H/10183/13
2024

Islamabad the 6th May,

Subject:- **NON-IMPLEMENTATION OF WAFaqI MOHTASIB'S FINDINGS**

The case has been fixed for implementation proceeding on **20-05-2024 at 11:00 a.m. before the undersigned.**

It is, therefore, requested to designate an officer not below the rank of **BS-19** to attend the implementation proceedings on the scheduled date and time. The officer should be well versed with the case and should be in a position to represent the in-charge of the Organization.

(PERVEZ HALIM RAJPOOT)
DY ADVISOR (IMP)

The Chairman,
Federally Administrator Tribute Area (FATA),
Education Department ,
Peshawer

The Political Agenct,
South Waziristan,

Complainant

1.	H/10183/13	Mst. Hifsa Sharabat	Unjust stoppage of salaries.
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**IN THE COURT OF SENIOR CIVIL JUDGE, HAVING
POWERS OF JUDGE FAMILY COURT, ISLAMABAD
(West Division)**

Family Suit No. _____ / 2013

1. Ms. Hafsa Sharabat Daughter of Sharabat Khan wife of Salah-ud-din.
2. Mst. Arooba
3. Mst. Tooba
4. Mst Afifa daughters of Salah-ud-din minors through plaintiff No. 1 as next friend, all residents of Jamia Hafsa, Sector G-7-3/3, Islamabad.

Plaintiffs

Versus

Salah-ud-din S/O Muhammad Shafi R/O Mchallah Barki-abad, Tehsil and District Tank.

**SUIT FOR DISSOLUTION OF MARRIAGE AND
RECOVERY OF MAINTENANCE ALLOWANCE.**

CERTIFICATE:

This is to certify:

- i. That subject matter or material in issue in the instant suit has not directly or substantially been in issue in a former proceeding between the same parties or between the parties under whom or any of them claim litigation under the same title before a court of competent jurisdiction.
- ii. That the subject matter or the material issue never came up before Honorable High Courts or The Supreme Court of Pakistan.

Respectfully Sheweth:

1. That plaintiff No. 2 to 4 are minors, hence the suit has been filed through plaintiff No. 1 real mother, whose interest is not against that of the minors.



13/1/13
7343

Handwritten signature and date: 23-1-13

2013, District 23-1-13
Date of hearing 24-1-13
Dated 23-1-13

IN THE COURT OF MR. MUBESHAR HASSAN, JUDGE FAMILY COURT, WEST ISLAMABAD

Family Suit No. 131 of 2013

Date of Institution: 24-01-2013

Date of Decision: 03-03-2014

Mst Hafsa Sharabat Vs Salah-ud-din

SUIT FOR DISSOLUTION OF MARRIAGE AND RECOVERY OF MAINTENANCE.

EX-PARTE JUDGMENT.

Precisely the facts as narrated in plaint are that marriage of plaintiff was solemnized with defendant in the year 2002, according to Mohammedan rites against dower of Rs.500/-, which is yet to be paid. Out of this wedlock spouses were blessed with three daughters. The relationship of parties remains cordial but thereafter, defendant started to maltreat the plaintiff and put certain restriction on plaintiff. The defendant never maintained the plaintiff. The expenses of delivery of minors along with other expenses of treatment of plaintiff No.1 were born by the plaintiff No.1 and her parents. That six months prior to filing of suit in hand defendant ousted the plaintiffs from his house after giving severe beating to the plaintiff No.1, whereafter, the plaintiff came to Islamabad, along with her minor daughters. The defendant did not pay maintenance to the plaintiffs from the day of desertion. That defendant never maintained the plaintiffs and always tortured the plaintiff due to which the plaintiff No.1 has developed extreme hatred in her mind against defendant, therefore, she cannot live with him within the limits prescribed by Allah Almighty. The plaintiff No.1 contended that she is entitled to decree for dissolution of marriage on the ground of physical and mental torture, desertion, nonpayment of maintenance; non-performance of marital obligations. That defendant is a medical technician besides this he has business and landed properties. That the defendant was asked to pay maintenance to the plaintiffs and pronouncement of divorce to the plaintiff No.1 but he has refused to do the same. Hence, suit in hand.

MUBESHAR HASSAN
JUDGE FAMILY COURT
WEST ISLAMABAD

2. After institution of suit, defendant put appearance but thereafter failed to join the proceedings resultantly, he was proceeded against ex-parte vide order dated 16-05-2013. The defendant filed an application for setting aside ex-parte proceedings which was accepted and ex-parte order was recalled but he again failed to join the proceedings therefore, he was again proceeded against ex-parte vide order dated 05-10-13 and plaintiffs were directed to produce their ex-parte evidence.

3. Plaintiff No.1 herself appeared as sole witness in witness box as PW-1 whereby she filed her affidavit in evidence as Ex-P1.

4. Ex-parte arguments heard. Record perused.

5. Plaintiff has sought decree for dissolution of marriage inter-alia on grounds of cruelty and none providing of maintenance allowance etc. PW-1 in her evidence stated that defendant kicked out the plaintiffs from his house in wearing apparels, that plaintiff No.1 has developed severe hatred and cannot live with defendant at any cost.

6. The plaintiff No.1 has leveled serious allegation of cruelty and non-performance of marital obligations against defendant but said plaintiff has not produce any cogent and confidence inspiring evidence to prove allegation of cruelty or non-performance of marital obligations against defendant. Therefore, plaintiff has failed to prove the allegation of cruelty or non-performance of marital obligations against defendant.

7. PW-1 stated that she is not ready to live with defendant at any cost and she hates defendant. As plaintiff is not willing to live with defendant so, to force plaintiff into hateful union would be against dictates of Holy Quran. Hence, marriage of the parties is hereby dissolved on the basis of Khula in consideration of dower amount.

8. The plaintiffs in Para No.13 of the plaint asserted that plaintiff No.1 is entitled to recover maintenance allowance at the rate of Rs.20000/-, per month since January 2003 with an annual increasement of 20% till iddat period, the plaintiff No.2 to 4 are entitled to recover maintenance allowance at the rate of Rs.10000/-, per month since their date of birth with 20% annual increasement, and plaintiff No.1 is entitled to recover Rs.70000/-, on account of expenses incurred on gestation and delivery of plaintiffs No.2 to 4.

9. The Pw-1 in her deposition stated that suit to the extent of maintenance allowance be decreed as prayed for.

10. As per record no independent witness appeared in the court to depose that the defendant ousted the plaintiff No.1. A wife who failed to perform marital obligations is not entitled to claim maintenance from her husband. Since, the plaintiff No.1 failed to produce cogent evidence on this score therefore, the plaintiff No.1 is not entitled to get past maintenance from her husband however, the plaintiff No.1 is entitled to recover maintenance from defendant during iddat period.

11. Admittedly, the plaintiff No.2 to 4 are real daughters of defendant therefore, said plaintiffs are entitled to recover maintenance from defendant.

12. Since the evidence of plaintiffs has gone un rebutted and un challenged therefore, this court has no other option except to believe that the defendant has not been maintaining the minors from six months prior to filing of instant suit. Suit in hand was filed in January 2013 therefore, the plaintiff No.2 to 4 being real daughters of defendant are entitled to recover maintenance allowance from defendant since July 2012 till their marriage.

13. The plaintiff No.1 asserted in plaint that she is entitled to recover Rs.70000/-, from defendant on account of medical expenses of minors. The plaintiff No.1 has not produced any trustworthy evidence in support of this claim. Thus, the plaintiff No.1 is not entitled to recover such medical expenses.

14. As far as quantum of maintenance allowance is concerned, the plaintiffs have not produced any proof regarding the financial status of defendant.

For the reasons mentioned above the suit of plaintiff is hereby partially ex-parte decreed as under:-


1. The marriage of plaintiff No.1 and defendant is hereby dissolved on the ground of khula in consideration of dower amount.

2. Plaintiff No.1 is entitled to recover Rs: 2000/- per month from defendant during iddat period.

3. Plaintiff No. 2 to 4 are entitled to recover maintenance allowance at the rate of Rs.3000/-, each per month with 10% annual incensement from defendant since July 2012, till their marriage.

15. There is no order as to cost. Certified copy of this judgment be sent to concerned union council to act in accordance with law and a certified copy of this ex-parte judgment also be sent to the defendant through registered post AD within 3 days of announcement of judgment. Decree sheet be prepared. File be consigned to record room.

Announced
03.03.2014


Judge Family Court,
West Islamabad

Certified that this ex-parte judgment consist of 03 pages. Each page has been dictated, read, corrected and signed by me.


Judge Family Court,
West Islamabad

DECREE IN FAMILY SUIT
IN THE COURT OF Mr. MUBESHAR HASSAN CIVIL JUDGE/JUDGE
FAMILY COURT - West ISLAMABAD

FAMILY SUIT No. 131 of 07-3-13

(1) Mr. Hysa. Sharabat D/o Sharabat Khan wife
Salah-ud-din
(2) Mit Anzoba. s/o Mst Taaba w. Mit Afifa
D/o Salah-ud-din R/o Jamia Hafsa Sector G-7-3/3
Islamabad. Plaintiff(s)

versus

Salah-ud-din s/o Muhammad Shafi R/o Mahallah
Barki-abad Tehsil District Taxila Defendant(s)

SUIT FOR Dissolution of Marriage And Recovery
of Maintenance Allowance

Plainpresented on: 03-3-14

This suit coming on this day before me for final disposal in the presence of
Moulana M. Wahjueh Advocate for the plaintiff and Ex parte Advocate for the
defendant.

It is ordered that the The suit of Plaintiff is hereby partially
ex-parte decreed as under:

(1) The marriage of plaintiff no. 1 and defendant is hereby
dissolved on the ground of Khula in consideration of dower amount
(2) Plaintiff no. 1 is entitled to receive Rs. 2000 per month from
defendant during iddat period i.e. plaintiff no. 2 to 4 are entitled to
Recovery maintenance allowance at the rate of Rs. 2000 each per month with
1/2% annual increment from defendant since July 2011 till their marriage.
Value of the suit fixed by plaintiff Rs. 15/- There is no order as to cost.

Plaintiff	Costs of the Suit	Defendant
/	Stamp for the Plaint.	/
/	Stamp for Power.	/
/	Stamp for exhibits.	/
10	Pleadings Fee	/
/	Subsistence for witness.	/
/	Commissioners Fee	/
/	Service of Process	/
15	Misc.	/
25	Total	/

Give under my hand and seal of the court this 03-3-14

(Mubeshar Hassan)
Civil Judge Judge Family Court
West-Islamabad

Certified copy of this Judgment be sent to concerned
 with counsel to Adv & accordance with law.

Annex-C

Tank-S.W.Agency

S#:1
Pers #: 50160742 Buckle:
Name: HAFZA SHERABAT X
CERTIFICATED TEACHER
CNIC No. 1220143292360 X
GPF Interest Applied
15 Active Temporary

P Sec:001 Month:January 2024
TW6044 -Govt. Middle Schools (Male)
DEO SOUTH WAZIRISTAN
NTN:
GPF #:
Old #: 21399999999

TW6044 -063

PAYS AND ALLOWANCES:

0001-Basic Pay 57,580.00
1001-House Rent Allowance 45% 3,524.00
1210-Convey Allowance 2005 2,856.00
1300-Medical Allowance 1,500.00
1538-Unattractive Area Allow 1,700.00
2148-15% Adhoc Relief All-2013 705.00
2199-Adhoc Relief Allow @10% 478.00
2316-Teaching Allowance 2021 3,224.00
2341-Dispr. Red All 15% 2022KP 5,411.00
Gross Pay and Allowances 101,849.00

DEDUCTIONS:

IT Payable 7,357.40 Deducted 9,179.00 TAX:(3609) 1,472.00
GPF Balance 426,859.00 Subrc: 4,290.00
3501-Benevolent Fund 1,200.00
3990-Emp. Edu. Fund-KPK 135.00
4004-R.-Benefits & Death Comp: 600.00

Total Deductions 7,697.00
94,152.00

D.O.B 01.07.1983 LFP Quota:
10 Years 11 Months 001 Days X HABIB BANK LIMITED SUPREME COURT BUILDI
19827900251701

Tank-S.W.Agency

S#:2
Pers #: 50160742 Buckle:
Name: HAFZA SHERABAT
CERTIFICATED TEACHER
CNIC No.1220143292360
GPF Interest Applied
15 Active Temporary

P Sec:001 Month:January 2024
TW6044 -Govt. Middle Schools (Male)
DEO SOUTH WAZIRISTAN
NTN:
GPF #:
Old #: 21399999999

TW6044 -063

PAYS AND ALLOWANCES:

2347-Adhoc Rel All 15% 22(P517) 5,411.00
2378-Adhoc Relief All 2023 35% 19,460.00

Gross Pay and Allowances

101,849.00

DEDUCTIONS:

IT Payable 7,357.40 Deducted 9,179.00
GPF Balance 426,859.00 Subrc:

Total Deductions 7,697.00
94,152.00

D.O.B 01.07.1983 LFP Quota:
10 Years 11 Months 001 Days HABIB BANK LIMITED SUPREME COURT BUILDI
19827900251701

-10-

Annex-D



-11- Annex - "E"
Government of Khyber Pakhtunkhwa
Office of the District Education Officer, Female
SOUTH WAZIRISTAN
Email: deoswtdofficialf@gmail.com



NO 980-85 / DATED 19 / 03 / 2024

1. WHERE AS you Mst. Hafsa sharabat Personal No 50160742, while serving as Certified Teacher (BPS-15) at GGMS Jalat Khan Kot were proceeded for having committed the following acts which constitutes inefficiency and misconduct under rules 3 sub rules (a) (b) & (d) of the Khyber Pakhtunkhwa Govt: Servants (Efficiency & Disciplinary) rules 2011.
2. That you remained absent from duty (Since Long) as reported by Head Mistress / In-Charge Head Mistress, DDEO, SDEO EMA & ASDEO concerned.
3. AND WHERE Show cause were served upon you vide this office Endst 149-54 Date 10/03/2023, 195-99 Dated 04/05/2023, & 250-54 Dated 17-May-2023 by the competent authority i.e. District Education Officer (F) South Waziristan.
4. AND WHEREAS this office issued a letter Vide No 740-44 Dated 09-August-2023 to you for personal hearing and it was communicated to you at your school address and you were directed to appear before the action committee at DEO Office (F) South Waziristan along with documentary proof within Seven Days (if any).
5. AND whereas this office published advertisement in "Daily Mashriq" against the absent teachers to produce record and to appear before the committee.
6. AND WHERE you were failed to appear before action committee in your personal hearing.
7. NOW THEREFORE I Mst. Ghulam Fatima District Education Officer (F) South Waziristan being Competent Authority in exercise of the power conferred under sub Rules 4-b (iii) and 9 of Govt: of Khyber Pakhtunkhwa, Establishment & Administration Department Rules 2011, impose upon you the Major Penalty of "Removal From Service" with immediate effect.

DISTRICT EDUCATION OFFICER (F)
SOUTH WAZIRISTAN

Endst No. & Date even

Copy of the above is forwarded to the: -

1. Director, Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
2. Deputy Commissioner South Waziristan.
3. District Monitoring Officer South Waziristan.
4. District Account Officer, South Waziristan.
5. SDEO/DDO Concerned for further necessary action.
6. Official.

DISTRICT EDUCATION OFFICER (F)
SOUTH WAZIRISTAN

Annex-F

درست خاتمه پذیر طرز استادن خاتمه پذیر استادن خاتمه پذیر

مستند استادن خاتمه پذیر استادن خاتمه پذیر

1- در صورتی که در صورتی که در صورتی که در صورتی که در صورتی که

(Annex I) استادن خاتمه پذیر

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2- لیٹریچر کے ضمن میں ایک اور نکتہ یہ بھی یاد رکھنا چاہیے کہ
 - اور پاکستان کے مختلف حصوں میں لکھی گئی کتابوں اور
 - جنہوں نے اس وقت تک پاکستان کی تاریخ و ثقافت کے بارے میں
 - حقیقی طور پر آگہی حاصل نہیں کی ہے۔ یہ سب باتیں دیکھ کر ہر
 - سادہ لوح اور سادہ دماغ کے لئے دلچسپی اور توجہ کا باعث بنتی ہیں۔
 - (Annex IV) - دوسری بار پاکستان کے بارے میں لکھی گئی
 - اور اس میں اس کے بارے میں سچے سچے اور درست طور پر
 - جاننے والوں کی طرف سے لکھی گئی ہے۔ یہ سب باتیں دیکھ کر ہر
 - سادہ لوح اور سادہ دماغ کے لئے دلچسپی اور توجہ کا باعث بنتی ہیں۔
 - اس میں اس کے بارے میں سچے سچے اور درست طور پر
 - جاننے والوں کی طرف سے لکھی گئی ہے۔ یہ سب باتیں دیکھ کر ہر
 - سادہ لوح اور سادہ دماغ کے لئے دلچسپی اور توجہ کا باعث بنتی ہیں۔
 - اس میں اس کے بارے میں سچے سچے اور درست طور پر
 - جاننے والوں کی طرف سے لکھی گئی ہے۔ یہ سب باتیں دیکھ کر ہر
 - سادہ لوح اور سادہ دماغ کے لئے دلچسپی اور توجہ کا باعث بنتی ہیں۔

5- لیٹریچر کے ضمن میں ایک اور نکتہ یہ بھی یاد رکھنا چاہیے کہ
 - اور پاکستان کے مختلف حصوں میں لکھی گئی کتابوں اور
 - جنہوں نے اس وقت تک پاکستان کی تاریخ و ثقافت کے بارے میں
 - حقیقی طور پر آگہی حاصل نہیں کی ہے۔ یہ سب باتیں دیکھ کر ہر
 - سادہ لوح اور سادہ دماغ کے لئے دلچسپی اور توجہ کا باعث بنتی ہیں۔
 - اس میں اس کے بارے میں سچے سچے اور درست طور پر
 - جاننے والوں کی طرف سے لکھی گئی ہے۔ یہ سب باتیں دیکھ کر ہر
 - سادہ لوح اور سادہ دماغ کے لئے دلچسپی اور توجہ کا باعث بنتی ہیں۔

25/03/2024
 12201-4829236-D-0
 سنای ۱۹۷۳

(Handwritten signature)
 نوری

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Prime Minister's Performance Delivery Unit (PMDU)

Pakistan Citizen's Portal (PCP)

Prime Minister's Public Affairs & Grievances Wing (GW - VI) Federal
Govt

KP250324-91205373 (MB)

Print Date: 23/08/2024



-12-C-

A. Complaint Details

DATE OF COMPLAINT	25/03/2024	CURRENT STATUS	Resolved (5 Days, 1 months, 0 years)
COMPLAINT CATEGORY/ LEVEL 1:	Education	COMPLAINT SUB-CATEGORY/ LEVEL 2:	Elementary & Secondary (General Complaint)
LOCATION OF COMPLAINT:	Peshawar (Khyber Pakhtunkhwa, Pakistan)	COMPLAINT ADDRESS:	Peshawar
GPS ADDRESS:		CITIZEN PROFILE	Provided by Citizen
COMPLAINT SUBJECT	Request for release of Salary		

Contents

Application Attached

Attachment

This complaint has 1 attachment.

B. Complaint Processing History

#	DATED	FROM	TO	STATUS	REMARKS
1	29/04/2024	DO Education (F), South Waziristan	Citizen	Resolved (RCG) 🟢	Dear Citizen the Said Teacher absent since long reported by head teacher, EMA, Dy. District Education Officer & This office issued various show causes, Personal hearing & this office published advertisement in Daily Mashriq but the said teacher failed to appear before action committee. then this office issued removal from service. Note: all documents attached
2	08/04/2024	DO Education (F), North Waziristan	DO Education (F), South Waziristan	In-progress	R/Madam, The complaint is assigned for your Kind Consideration Please
3	05/04/2024	Director Education (Newly Merged Districts)	DO Education (F), North Waziristan	In-progress	Look in to the matter as per rules and policy, please
4	03/04/2024	Directorate of Elementary & Secondary Education	Director Education (Newly Merged Districts)	In-progress	Look into the matter, please.
5	03/04/2024	Secretary, Elementary & Secondary Education	Directorate of Elementary & Secondary Education	In-progress	Respected Sir, the subject complaint / request is hereby forwarded to your good office with the request to examine the case and resolve the grievance of the complainant under relevant rules. The complainant may be kept informed during each stage of processing of complaint on his/her given details, if available. Furthermore, the complaint is desired to be redressed as per "User's Guidelines Manual" please
6	25/03/2024	SO (ICT/KP), PA& GW	Secretary, Elementary & Secondary Education	In-progress	Complaint has been assigned to Secretary, Elementary & Secondary Education

C. Complaint Resolution Quality Checklist

ACTIONS	YES	NO	N/A
Approval from the competent authority is solicited ?	✓	x	x
Necessary proof/evidence/reason of the action taken provided ?	✓	x	x
Action statement drafted in professional and official manner ?	x	✓	x
Respect towards citizen maintained ?	x	✓	x
Action taken on complaint within the assigned timeline (20-41 days) ?	x	✓	x

D. Citizen's Feedback

☆☆☆☆ (1 out of 5)

Satisfied: No

غلام فاطمہ مجرمان کے لیے سہولت کار کا کردار ادا کر رہی ہیں جب مجھے کورٹ کا حکم ملا ہوا ہے کہ میں کسی DEO میری وزیراعظم صاحب سے گزارش ہے کہ فیملی صورت فائنا نہیں جاؤں گی اور میری حاضریہ وہاں کبھی بھی ممکن نہیں ہے لیکن وہ بھڑ ہیں اور کورٹ کے آرڈر کی کوئی پرواہ نہیں ہے اگر دیکھا جائے کہ آخر کس کے کہنے پر وہ مجھے سختی سے فائنا بلانے پر بھڑ ہیں تو یہ بات سارے ادارے جانتے ہیں اس لیے مہربانی فرما کر میرے ساتھ اس طرح کا انتقامی رویہ ترک کیا جائے وہ خود بھی ایک خاتون ہیں اگر ان کی اولاد کو کوئی خطرہ ہوگا تو وہ خود بھی سب سے پہلے انہیں محفوظ رکھیں گی یا انہیں دشمنوں کے علاقے میں بھیجیں گی؟ بس مجھے اتنا بتا دیں ایسے ہی میرے بھی بچے ہیں میں ان کو اس علاقے میں لا کر کیسے ان سیکور کروں؟

Dated: 30/04/2024

To,

The Director
Elementary & Secondary Education Directorate
Khyber Pakhtunkhwa, Peshawar

DEPARTMENTAL APPEAL AGAINST THE IMPUGNED REMOVAL FROM SERVICE ORDER VIDE DATED 29.04.2024 OF THE OFFICE OF DISTRICT EDUCATION OFFICER FEMALE SOUTH WAZIRISTAN, WHICH IS COMMUNICATED VIA (PMPDU) ON 29.04.2024, AND WHICH AGAINST THE PREVAILING LAW AND RULES.

Respected Sir/Ma'am,

1. That the Appellant is a naturally born bona-fide citizen of Islamic Republic of Pakistan & belong from a respectable family of South Waziristan.
2. That the appellant has been appointed as CT (BPS-09) vide order Endst No.1041-1056 dated 24.02.2007 under the rules/ new policy notified by Government of N.W.F.P vide SO (R-VI) E&AD/13-1/2005 dated 10.08.2005 r/w Civil Servants (Amendment) Act 2005 dated 23.07.2005 at GGMS Jalat Khan Kot and performing her duties with great devotion & honesty in GGMS Jalat Khan Kot, District South Waziristan, and no complaints or any adverse remarks has ever risen by her seniors or department concerned.
3. That the appellant is mother of three daughters, when in the year 2013 prior to the institution of suit for separation on the basis of cruelty dated 24.01.2013, the appellant husband severely beaten her and ousted her from home along with her three minor daughters, therefore appellant leave everything in native district and take a shelter in Islamabad at Jamia Hafsa.
4. That the due to militancy all the health & education sectors get closed, similarly Government Girls Middle School Jalat Khan Kot has also been closed when the operation Zarb-e-Azab started in 2014 against the terrorist in South Waziristan, wherein specifically the Girls Schools Teachers and Schools building were on hit list of terrorist.
5. That after the above mention episode & suit for separation, the appellant was receiving threatening telephone calls and murderous threats from her ex-husband and his family, inspite closure of schools due to operation Zarb-e-Azab, where Army personals are in possession, threats and hurdles, appellant were receiving her salary up till January 2024.
6. That all of sudden & without informing the respondent department has issued the impugned office order dated 19.03.2024, whereby the

appellant was removed from service in absence of mandatory and procedural law; no show cause notices, charge sheet and no regular inquiry has conducted against which the appellant has filed complaint on Prime Minister Complaint Unite, which was properly corresponded and it came into the knowledge of the appellant on dated 29.04.2024 that the appellant has removed from service on 19.03.2024.

7. That feeling aggrieved from the impugned order of DEO(F) South Waziristan dated 19.03.2024 & communicated on 29.04.2024, the appellant has preferred departmental appeal in your good-self office upon the following grounds;

GROUND:

- A. That the appellant has not been treated according to law and rules and has been illegal removed through void order.
- B. That the impugned removal order of the respondent is unlawful and violation of Apex Court judgments, thus removal order is not tenable and liable to be set-aside and the appellant is entitled to be re-instated with all back and consequential benefits.
- C. That the appellant never remain absent from duty intentionally but due the ongoing Zarb-e-Azab military Operation due to which all schools especially the girls' schools were closed and similarly due to the special circumstances of enmity and hostilities of appellant decamp from scene and starts residing in Jamia Hafsa Islamabad which is otherwise and against the law and norms justice.
- D. That the respondent department did not issued any charge sheet, show cause notices and conducted no regular inquiry, no statement of any concern has recorded and no opportunity of cross examination and defense has been provided to the appellant, therefore the impugned order is against the law and judgment of the Apex Court.
- E. That the impugned office order is against the rules and superior court judgment and is liable to be set-aside by reinstating the appellant on his own position as he was before the impugned order.
- F. That it is a cherished principal of law, that where a law requires a thing to be done in a particular manner, the same is to be done in that manner and not otherwise.
- G. That the absence of the appellant was neither willful nor intentional, however due to compelling circumstances of military operation & enmity and hostilities that are evident from record.

- H. That the appellant has 10 years' service on his credit, so the penalty of removal from service is very harsh which is passed in violation of law and, therefore, the same is not sustainable in the eyes of law.
- I. That the appellant has not been treated in accordance with law and rules by removing from service via impugned office order dated 19.03.2024.
- J. That on removal from service via impugned office order the appellant has treated illegally and not in accordance with prescribed law and rules which suffer irreparable loss to the appellant.

On the acceptance of instant departmental appeal the impugned order dated 19.03.2024 by the DEO (F) South Waziristan which is communicated to appellant on 29.04.2024 via PMPDU may very graciously be set aside and the appellant may please be reinstated into service with all back & consequential benefits.

Note: The Appellant also implores and beseeches for personal hearing as well.

Date: 27.05.2024



Hafsa Sharabat Ex-CT (BPS-15)
GGMS Jalat Khan Kot, District
South Waziristan. R/o Jamia
Hafsa Islamabad.

Political Agent
South Westistan Agency
South Westistan Tribes



No. 3991
Date with seal

COUNTERSIGNED

ASSISTANT POLITICAL AGENT/GIRGON

POLITICAL AGENT/TEHSILDAR
S. D. KHAN
S. D. KHAN

ATTESTED
[Signature]

That he shares all losses of his tribe and shoulder the tribal territorial responsibilities
allowances paid to the tribe whose membership he claims
member of a recognized tribe and is entitled to all benefits there
Tehsil _____ South Westistan Agency is Bonafide
Sub Case Label _____
Case No. _____
Certified that Mr. _____

DOMICILE CERTIFICATE



2011/11/11 11:11

Handwritten signature and scribbles.

Handwritten notes and scribbles, including a date "15-05-2011".

Handwritten text: "PMT 2" and "15-05-2011".



Main body of handwritten text, including the word 'ASWA' and various illegible notes.

VAKALATNAMA

KPK

IN THE HONORABLE FEDERAL SERVICE TRIBUNAL, ISLAMABAD

Hajra Shariqat

VS

E & SE

Case: _____

On Behalf Of: Appellant

I/WE undersigned do hereby nominate and appoint below mentioned lawyers as counsel in the above matter for me/us and on my/our behalf to appear, plead, act and answer in the above Court or any appellate Court or any other court to which the business is transferred in the above matter, and to sign and file petitions, written statements, exhibits, compromise or other documents whatsoever, in connection with the said matter or any matter arising there from, and also to apply for and receive all documents, disposition etc, and to apply for and issue summons and other writs or sub-poena and to apply for and get issued any arrest, attachment or other execution, warrant or order and to conduct any proceeding that may arise there out and to apply for and receive payment of any or all sums or submit for the above matter to arbitration, and to employ any other legal petitioner authorizing him exercise the Power and authorities hereby conferred on the Advocate whenever he may think fit to do so.

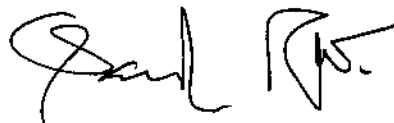
AND to do all acts legally necessary to manage and conduct the said case in all respect, whether herein specified or not as may be proper and expedient.

AND I/We hereby agreed to ratify and confirm all acts done on my/our behalf under or by virtue of these presents or of the usual practice in such matter.

WHERE OF I/We have hereto signed at _____ the _____ day of _____ in the year 2024.

Signature of the Party Hajra

Accepted:



AMAAD NASIR KUNDI

Advocate High Court
KUNDI LAW CHAMBER,

Office No.4, 2NDFloor, Juma Khan Plaza,
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Mansoor Salam
Adv. HC