


FORM OF ORDER SHEET

Court of _____

Appeal No. _____ **1706/2024**


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. Nadia resubmitted today by Mr. Zafer Gul Daudzai 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. Nadia received today i.e on 12.09.2024 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- ✓ Address of appellant and respondent no.2 are incomplete be completed according to Khyber Pakhtunkhwa Service Tribunal Rules 1974.
- 2- ✓ Memorandum of appeal is not signed by the appellant.
- 3- Copy of stoppage of salary (impugned) order is not attached with the appeal be placed on it.
- 4- Annexures of the appeal are not in sequence.
- 5- ✓ Necessary party be made in the heading of appeal.
- 8- According to sub-rule-4 of rule-6 of Khyber Pakhtunkhwa Service Tribunal rules 1974 respondent nos.1 & 3 are unnecessary/improper parties, in light of the rules ibid and on the written direction of the Worthy Chairman the above mentioned respondent number be deleted/struck out from the list of respondent.

No. 779 /Inst./2024/KPST,

Dt. 13/9 /2024.


ADDITIONAL REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Zafeer Gul Daudzai Adv.
High Court at Nowshera.

Dear Sir,

Objection no 1,2,4,5 & 8 were removed while application for providing order regarding stoppage of salary was not answered nor any reply to the application was given the application was is annexed as annexure "D"

Advocate



BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR
CHECK-LIST

Case Title: Nadia vs D. By Health Department & others

S.#	Contents	Yes	No
1.	This appeal has been presented by:		
2.	Whether Counsel / Appellant / Respondent / Deponent have signed the requisite documents?	✓	
3.	Whether Appeal is within time?	✓	
4.	Whether the enactment under which the appeal is filed mentioned?	✓	
5.	Whether the enactment under which the appeal is filed is correct?	✓	
6.	Whether affidavit is appended?	✓	
7.	Whether affidavit is duly attested by competent oath commissioner?	✓	
8.	Whether appeal/annexures are properly paged?	✓	
9.	Whether certificate regarding filing any earlier appeal on the subject, furnished?		
10.	Whether annexures are legible?	✓	
11.	Whether annexures are attested?	✓	
12.	Whether copies of annexures are readable/clear?	✓	
13.	Whether copy of appeal is delivered to A.G/D.A.G?	✓	
14.	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?	✓	
15.	Whether numbers of referred cases given are correct?		✓
16.	Whether appeal contains cuttings/overwriting?		
17.	Whether list of books has been provided at the end of the appeal?	✓	
18.	Whether case relate to this Court?	✓	
19.	Whether requisite number of spare copies attached?	✓	
20.	Whether complete spare copy is filed in separate file cover?	✓	
21.	Whether addresses of parties given are complete?	✓	
22.	Whether index filed?	✓	
23.	Whether index is correct?		✓
24.	Whether Security and Process fee deposited? on		
25.	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, notice along with copy of appeal and annexures has been sent to respondents? on	✓	
26.	Whether copies of comments/reply/rejoinder submitted? on		✓
27.	Whether copies of comments/reply/rejoinder provided to opposite party? on		✓

It is certified that formalities/documentation as required in the above table have been fulfilled

Name: Zafar Gul Ahmad

Signature: _____

Dated: 10.9.24

**BEFORE THE HON'BLE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA,
PESHAWAR**

Service Appeal No. 1706 /2024

NADIA W/O ILAHI DAD KHAN DURRANI POSTED AT D.H.O OFFICE R.H.C
HOSPITAL PEER PAI TEHSIL PABBI DISTRICT NOWSHEHRA.

.....Appellant

Versus

The D.G health Department, Khyber Pakhtunkhwa Peshawar &
others

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S#	Description of Documents	Annex	Pages
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2.	Affidavit		3
3.	Addresses of Parties		4
4.	Copy of the appointment order	A	5
5.	Copy of pay slip	B	6
6.	Copy of departmental appeal	C	7
7.	Copy of application for providing copy of order of stoppage of salary or source sent for stoppage of salary	D	8
8.	Wakalatnama		9

Nadia
Appellant

Through

Zafeer gul daudzai

Abdul malik

&

Wahid ullah

Advocates, High Court

Peshawar

Cell#03349207486

Dated: 09/09/2024

BEFORE THE HON'BLE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA,
PESHAWAR

Service Appeal No. 1706 /2024

NADIA W/O ILAHI DAD KHAN DURRANI POSTED AT D.H.O OFFICE R.H.C
HOSPITAL PEER PAI TEHSIL PABBI DISTRICT NOWSHEHRA.

.....Appellant

Versus

1. THE D.G HEALTH DEPARTMENT, KHYBER PAKHTUNKHWA
PESHAWAR.
2. THE DISTICT ACCOUNT OFFICER NOWSHERA.
3. DISTRICT HEALTH OFFICER NOWSHERA

.....Respondents

**APPEAL U/S 4 OF THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL ACT, 1974 for release of the
salary to the appellants.**

Prayer in Appeal:-

**On acceptance of the instant appeal, the respondents
may kindly be directed to release the salary of
appellant along with back benefits .**

**Any other remedy which this August Tribunal deems
fit that may also be awarded in favour of the appellant.**

Respectfully Sheweth:

Brief Facts:-

1. That appellant was appointed as ward orderly BPS-4 in the health department on 13.10.2022 at District nowshera and started her duty quite efficiently and up to the entire satisfaction of her superiors. (Copies of the appointment order annexed as Annexure "A").
2. That salary for the month of October and November were duly issued to the appellant. (Copy of pay slip is annexed as Annexure "B").

BEFORE THE HON'BLE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA,
PESHAWAR

Service Appeal No. 1706 /2024

NADIA S/O ILAHI DAD KHAN DURANI R/O GHARI ZARDAD KHAN, PASHTOON
GHARI P.O PABBI TEHSIL AND DISTRICT NOWSHEHRA.

.....Appellant

Versus

1. The D.G health Department, Khyber Pakhtunkhwa Peshawar.
2. The ACCOUNT OFFICE NOWSHERA Khyber Pakhtunkhwa,
Peshawar.
3. Accountant general Khyber pakhtunkhwa

.....Respondents

**APPEAL U/S 4 OF THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL ACT, 1974 FOR RELEASE OF
THE SALARY TO THE APPELLANTS.**

Prayer in Appeal:-

**On acceptance of the instant appeal, the respondents
may kindly be directed to release the salary of
appellant along with back benefits .**

**Any other remedy which this August Tribunal deems
fit that may also be awarded in favour of the appellant.**

Respectfully Sheweth:

Brief Facts:-

1. That appellant was appointed as ward attendant BPS-4 in the health department on 30.06.2022 at District nowshera and started her duty quite efficiently and up to the entire satisfaction of her superiors. (Copy of the appointment order annexed as Annexure "A").
2. That salary for the month of October and November were duly issued to the appellant. (Copy of pay slip is annexed as Annexure "B").

- 3. That after November the salary of the appellant was stopped illegally and unjustly.
- 4. That the appellant is still serving as a ward attendant and is performing duty with zeal and zest but despite of service on regularly basis the respondents are not issuing salary to the appellant.
- 5. That the appellant approached the office of worthy D.H.O Nowshehra as well as account office but his grievance was not addressed.
- 6. That the appellant filed departmental appeal to his department on 05/06/2024 but the same has not been replied yet.
- 7. That under compelling circumstances having no other remedy to prefer the instant service appeal before this Hon'ble Tribunal inter alia on the following grounds;

GROUNDS:

- A. That the act of the respondents is against the law, facts, norms of natural justice and materials on the record, hence not tenable and liable to be set aside.
- B. That the appellant has not been treated by the respondents in accordance with law and rules on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan, 1973.
- C. That any other ground will be raised at the time of arguments with the prior permission of this Hon'ble Tribunal.

It is, Therefore, most humbly prayed that on acceptance of this instant appeal, Respondents may graciously be directed to release the salaries of the appellant forthwith including the arrears.

Nadia
Appellant

Through

Zafeer gul daudzai
Abdul malik
&
Wahid ullah
Advocates, High Court
Peshawar
Cell#03349207486

Dated: 09/09/2024

**BEFORE THE HON'BLE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA, PESHAWAR**

Service Appeal No. _____/2024

NADIA S/O ILAHI DAD KHAN DURANI R/O GHARI ZARDAD KHAN, PASHTOON
GHARI P.O PABBI TEHSIL AND DISTRICT NOWSHEHRA.

.....**Appellant**

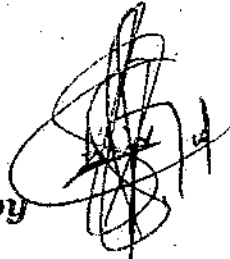
Versus

*The D.G health Department, Khyber Pakhtunkhwa Peshawar &
others*

AFFIDAVIT

I, NADIA S/O ILAHI DAD KHAN DURANI R/O GHARI ZARDAD KHAN, PASHTOON
GHARI P.O PABBI TEHSIL AND DISTRICT NOWSHEHRA, do hereby solemnly affirm and
declare on oath that the contents of the accompanying **Service Appeal** are true and
correct to the best of my knowledge and belief and nothing has been concealed
from this Hon'ble Court.

Identified by



**Zafeer gul daudzai
Advocate, High Court
Peshawar**

DEPONENT
CNIC# 17201-2570096-6
Cell# null

(Circular stamp with handwritten signature and date 9-9-24)

**BEFORE THE HON'BLE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA, PESHAWAR**

Service Appeal No. _____/2024

NADIA W/O ILAHI DAD KHAN DURRANI POSTED AT D.H.O OFFICE R.H.C
HOSPITAL PEER PAI TEHSIL PABBI DISTRICT NOWSHEHRA.

.....Appellant

Versus

The D.G health Department, Khyber Pakhtunkhwa Peshawar &
others

ADDRESSES OF PARTIES

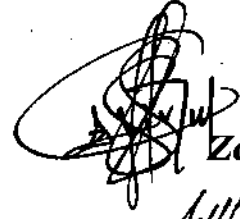

APPELLANT:

NADIA W/O ILAHI DAD KHAN DURRANI POSTED AT D.H.O OFFICE R.H.C
HOSPITAL PEER PAI TEHSIL PABBI DISTRICT NOWSHEHRA.

RESPONDENTS:

4. THE D.G HEALTH DEPARTMENT, KHYBER PAKHTUNKHWA
PESHAWAR.
5. THE DISTICT ACCOUNT OFFICER NOWSHERA.
6. DISTRICT HEALTH OFFICER NOWSHERA

Nadia
Appellant


Through
Zafeer gul daudzai
Abdul malik
&
Wahid ullah 

Advocates, High Court
Peshawar

Cell#03349207486

Dated: 09/09/2024

OFFICE OF THE DISTRICT HEALTH OFFICER NOWSHERA

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Phone & Fax: 0923-580759

E-Mail: nowshera.doh@gmail.com

OFFICE ORDER

Annexure "A"

Consequent upon approval & recommendation accorded by the Departmental Selection & Appointment Committee constituted for the purpose, MISS NADIA W/O ELAHI DAD KHAN is hereby appointed as WARD ATTENDANT BPS-04 against the vacant post of Ward Attendant under the control of this office with immediate effect, with the following term & conditions.

1. The appointment shall be subject to the Medical fitness and initially on probation for a period of 02-years.
2. The services can be dispensed with during the probation period on un-satisfactory performance.
3. You will not entitle to any TA & DA for Medical Examination and joining the first appointment.
4. In case if any of the documents submitted by you, with your application is found forged & fake, your service shall be liable to terminate without any notice and will also be liable to further legal proceeding.
5. The appointment will be governed by such rules and order issued by the Govt. from time to time.
6. If you wish to resign from service, you will have to submit resignation in writing, one month in advance OR deposit one month pay in the Govt. treasury.
7. If the above terms & conditions are acceptable to you then you should report to DHO Office Nowshera within 07 days after the receipt of this appointment order.

Sd /
District Health Officer
Nowshera

Date: 30.06.2022

No. 3290-94 DHO NSR

Copy forwarded to the:

1. Director General Health Services Khyber Pakhtunkhwa Peshawar
2. District Accounts Officer Nowshera.
3. Accounts Section DHO Office Nowshera.
4. Miss. Nadia W/O Elahi Dad Khan Resident of Mohallan Khan Sher Garhi, Tehsil Pabbi, District Nowshera.
5. Office record.

Attested
[Signature]

[Signature]
District Health Officer
Nowshera

1001 House Rent Allowance 151	2,120 00
1010-Leavey Allowance 2003	1,785 00
1100-Medical Allowance	1,500 00
2111-Dress Allowance - 2021	1,800 00
2112-Washing Allowance 2021	400 00
2113-Integrated Allowance 2021	1,405 00
2114-Depn Fund All 15% 2021FF	1,405 00
2117-Other Rel All 15% 2021FF	10,126 00
Gross Pay and Allowances	

10,126 00

Gross Pay and Allowances
DEDUCTIONS:

DEDUCTIONS

100 Balance	7,100 00	subtr	1,150.00
1501-Benevolent Fund			400.00
1501-R. Benefits & Death Coop.			100 00 -

100 Balance 7,100 00

subtr

Total Deductions

3,050 00

Total Deductions

2,050.00

20,176 00

18,176 00

BA

01 01 1987

ALLIED BANK LIMITED P.O. BOX 11448
Nairobi Kenya

01 01 1987
01 Years 03 Months 001 Days

LET CASH.
ALLIED BANK LIMITED P.O. BOX 11448
Nairobi Kenya

01 Years 03 Months 001 Days

copy

B

Attached

7.

To,
The D.G Health
Khyber Pakhtunkhwa, Peshawar

Ameene, C

DEPARTMENTAL APPEAL FOR RELEASE OF SALARY OF APPELLANT

Respected sir,

1. The appellant is law abiding citizen of Pakistan and is permanent resident of district Nowshera.
2. That the appellant was appointed as **WARD ATTENDENT** in health department on 30.06.2022. (copy of appointment order is annexed)
3. That salary for the month of October and November 2023 were issued to the appellant. (Copy of pay roll is annexed)
4. That after November the salary of the appellant was stopped illegally and unjustly.
5. That the appellant is still serving as ward attendant and is performing duty with zeal and zest.
6. That the appellant approached the office of worthy D.H.O Nowshera as well as the office of account officer but the grievance of appellant was not addressed.
7. That now the appellant approaches your good self for release of salary.

It is therefore requested that on acceptance of instant departmental appeal the salary of the appellant may kindly be released.

Date: 5/6/24

Applicant

NADIA D/O ILAHI DAD KHAN

Signature _____

Attested
Shahjahan

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TO,

The worthy D.H.O

Nowshera

Am. case - 10

Application for providing copy of order of stoppage of
Salary or source sent for stoppage of salary.

Respected sir,

It is stated that I am an employe in your department and still serving with zeal and zest but my salary has been stopped since long and no order of stoppage of salary or any source sent for stoppage of salary has been given to me. So it is very humbly submitted that a copy of order for stoppage of salary or source may kindly be provided to me.

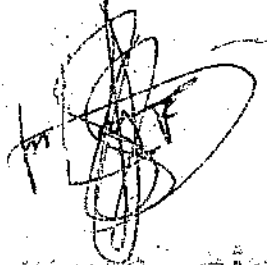
Dated: 05/06/2024

Nadia

APPLICANT

NADIA

Accepted for
Abdullah

20


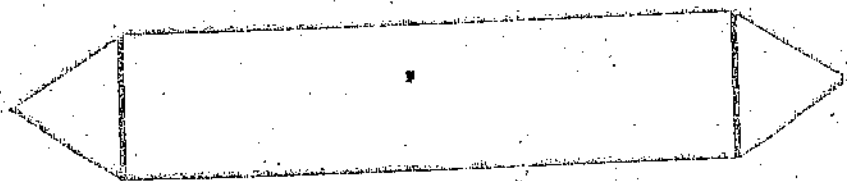
Handwritten text in Arabic script, appearing to be a list or a set of instructions, enclosed in a rectangular border.

Handwritten text on the left side of the page, oriented vertically.

Handwritten text at the bottom of the main rectangular frame.

Handwritten text below the main frame.

Handwritten text at the bottom right of the page.



Handwritten text below the diagram.

03349207486

22af@qwa0310@gmail.com

13c-19-1124

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