


FORM OF ORDER SHEET

Court of _____

Appeal No. 1220/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	16/08/2024	<p>The appeal of Mr. Rajman Shaheen presented today by Mr. Afrasiab Khan Wazir Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 20.08.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By the order of Chairman</p>  <p>REGISTRAR</p>

KP SERVICES TRIBUNAL, PESHAWAR

CHECK LIST

Case Title: RAJMAN SHAHEEN v/s EDUCATION DEPTT

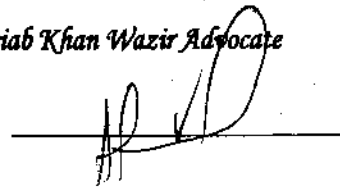
S#	CONTENTS	YES	NO
1	This Appeal has been presented by: <i>Afrasiab Khan Wazir Advocate</i>	<input checked="" type="checkbox"/>	
2	Whether Counsel/Appellant/Respondent/Deponent have signed the requisite documents?	<input checked="" type="checkbox"/>	
3	Whether appeal is within time?	<input checked="" type="checkbox"/>	
4	Whether the enactment under which the appeal is filed mentioned?	<input checked="" type="checkbox"/>	
5	Whether the enactment under which the appeal is filed is correct?	<input checked="" type="checkbox"/>	
6	Whether affidavit is appended?	<input checked="" type="checkbox"/>	
7	Whether affidavit is duly attested by competent Oath Commissioner?	<input checked="" type="checkbox"/>	
8	Whether appeal/annexures are properly paged?	<input checked="" type="checkbox"/>	
9	Whether certificate regarding filing any earlier appeal on the subject, furnished?	<input checked="" type="checkbox"/>	
10	Whether annexures are legible?	<input checked="" type="checkbox"/>	
11	Whether annexures are attested?	<input checked="" type="checkbox"/>	
12	Whether copies of annexures are readable/clear?	<input checked="" type="checkbox"/>	
13	Whether copy of appeal is delivered to AG/DAG?	<input checked="" type="checkbox"/>	
14	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?	<input checked="" type="checkbox"/>	
15	Whether numbers of referred cases given are correct?	<input checked="" type="checkbox"/>	
16	Whether appeal contains cutting/overwriting?		<input checked="" type="checkbox"/>
17	Whether list of books has been provided at the end of the appeal?	<input checked="" type="checkbox"/>	
18	Whether case relate to this court?	<input checked="" type="checkbox"/>	
19	Whether requisite number of spare copies attached?	<input checked="" type="checkbox"/>	
20	Whether complete spare copy is filed in separate file cover?	<input checked="" type="checkbox"/>	
21	Whether addresses of parties given are complete?	<input checked="" type="checkbox"/>	
22	Whether index filed?	<input checked="" type="checkbox"/>	
23	Whether index is correct?	<input checked="" type="checkbox"/>	
24	Whether Security and Process Fee deposited? On		
25	Whether copies of comments/reply/rejoinder submitted? On		
26	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: *Afrasiab Khan Wazir Advocate*

Signature: _____

Dated: _____



**BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR**

Appeal No. 1220 /2024

Rajman Shateen

.....VERSUS.....

EDUCATION DEPTT

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APPELLANT

Through:

Afrasiab Khan Wazir
**AFRASIAB KHAN WAZIR
ADVOCATE HIGH COURT**

Office:

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

①

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

APPEAL NO. 1220/2024

Mst: Rajman Shaheen, SCT (BPS-15), Spelanokas Jamrud District Khyber.

.....APPELLANT.

VERSUS

- 1- The Director Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar. Khyber Pakhtunkhwa Service Tribunal
- 2- The District Education Officer, Jamrud, District Khyber. Diary No. 15028
- 3- The District Account Officer, Jamrud, District Khyber. Dated 16-08-2024
- 4- The Accountant General Khyber Pakhtunkhwa, Peshawar.

.....RESPONDENTS.

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL ACT, 1974 READ WITH ALL ENABLING PROVISIONS OF LAW GOVERNING THE SUBJECT, AND AGAINST IMPUGNED APPELLATE ORDER DATED 31.07.2024 WHEREBY DEPARTMENTAL APPEAL OF THE APPELLANT IS REJECTED ON NO GOOD GROUNDS.

RESPECTFULLY SHEWETH:

ON FACTS:

- 1- That the Appellant is serving in the Education Department as CT- BPS 15 and since her appointment she is performing her duties with full dedication and passion.
- 2- That Appellant was on deputation which was repatriated vide order dated 31.03.2022 against which she submitted joining and adjustment letter which was not considered by the Respondents. **(Copy of repatriation order 31.03.2022 and letter of joining dated 1/4/2022 is attached as annexure.....A).**
- 3- That the Respondents initiated inquiry against the Appellant about which the Appellant has no idea and it is crystal clear from the facts of inquiry report that the Appellant was not at fault rather it was Department's negligence to adjust her on repatriation and that inquiry report is received by the appellant at his own from respondent otherwise the respondents were reluctant to provide the same. **(copy of inquiry report attached as annexure.....B)**
- 4- That despite the fact that it was Department's negligence to adjust the Appellant, the respondents issued original impugned

Filed to-day
Registrar

16/8/24

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order dated 08.08.2023 in which the baseless period i.e. w.e.f 01.04.2022 to 09.01.2023 is converted into leave without pay. **(Copy of impugned order 08.08.2023 is attached as annexure.....C)**

- 5- That the Appellant feeling aggrieved, he moved representation to the Appellate authority which was rejected vide impugned appellate order dated 31.07.2024, on no justifiable reasons. **(Copy of the Representation and Appellate order dated 31.07.2024 is attached as annexure.....D & E).**
- 6- That the Appellant further feeling aggrieved and left with no other alternate and efficacious remedy but to file this instant appeal on the following grounds inter alia.

ON GROUNDS

- A- That the issuance of impugned order dated 08.08.2023 and Appellate order 31.07.2024 by respondents is against law and norms of natural justice hence liable to be set aside.
- B- That the action of the Respondent is violative of the Article 4 and 25 of the Constitution, 1973.
- C- That the inquiry conducted dated 04.02.2023 is baseless and concocted without notice/ information served on Appellant. Further the Respondents admitted the negligence on its part through the inquiry report that the Appellant was at no fault as she had submitted an application letter for joining and adjustment in school but the Respondents paid no heed to it. Hence, the inquiry proves the impugned and appellate order is illegal and unlawful.
- D- That the Appellant was not given reasonable opportunity of being personally heard and an inquiry was made without notice been served on her.
- E- That further no show cause, charge sheet, statement of allegation was served on Appellant before the initiation of inquiry and issuance of impugned order and appellate order. Hence, the aforementioned impugned order and appellate order is untenable in the eyes of law.

3

F- That the Appellant on repatriation submitted joining letter to the Parent Department which was not considered by the Respondents hence her right of joining and adjustment was curbed by the respondents illegally and unlawfully.

G-That the Appellant further seeks permission to advance any other grounds at the time of regular hearing.

PRAYER

That on acceptance of this appeal the impugned order dated 08.08.2023 and appellate order dated 31.07.2024 may very kindly be set aside and the respondents may please be directed to reimburse the salaries with effect from 01.04.2022 to 09.01.2023 to the Appellant converting the absence period with full pay, with all back benefits. Any other remedy which this honorable tribunal deems fit that may also be awarded in favor of Appellant.

Dated:

Through: **APPELLANT**
RAJMAN SHAHEEN
AFRASIAB KHAN WAZIR
&
SALMAN KHAN WAZIR
ADVOCATE(S) HIGH COURT

Certificate:

It is certified that no other appeal is filed between the parties on the same issue.

DEPONENT

AFFIDAVITE:

I Mrs. Rajman Shaheen, Wife Of Hameed Ullah Khan, SCT (BPS-15), Spelanokas Jamrud District Khyber, do hereby solemnly affirm and declare that the contents of this appeal is true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable tribunal so far.

ATTESTED
16-8-24
Court Registrar

DEPONENT

Repatriation

order

No.F.9-16/13-D-SET(W) FDE
Government of Pakistan
Federal Directorate of Education

4

Islamabad the 31st March 2022OFFICE ORDER

With immediate effect Ms. Rajman Shaheen, CT (BS-15), Elementary & Secondary Education Department, Government of KPK working on deputation basis against the post of TUGT / EST (BS-14) at Islamabad Model School for Girls (I-X) Sangjani (FA), Islamabad under Federal Directorate of Education, Islamabad is hereby repatriated (on her own request) with the direction to report back to her parent department i.e Elementary & Secondary Education Department, Government of KPK.

2. She stands relieved with immediate effect to report back to her parent department.
3. No T.A/D.A will be allowed in this connection.
4. This issues with the approval of Director General, FDE.



(ALI AZHAR)
Assistant Director Schools (F)

Copy to:

- The AGPR, Islamabad
- PS to DG, FDE
- AEO concerned
- The Head/DDO concerned, with the direction to relieve and stop her salary immediately and send a copy of her relieving report to this Directorate.
- The Section Officer (Schools), Elementary & Secondary Education Department, Government of KPK.
- The teacher concerned.
- Office order file.

(ALI AZHAR)
Assistant Director Schools (F)

~~ATTACHED~~

The Section Officer (Schools)
Elementary & Secondary Education Department,
Government of KPK.

Subject:- REQUEST FOR JOINING.

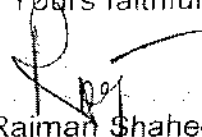
Respected Sir,

With reference to the above cited subject, I was on deputation from Government Girls Middle School Malang Ghari, Bara, Khyber since 25.5.2005. I have cancelled my deputation on 01-04-2022 vide office order No. F.9-16/13-D-SET(W)FDE dated 31-03-2022.

It is therefore, requested that please join me and adjust me in a school accordingly. Hopefully you will facilitate me.

Date.01/04/2022

Yours faithfully,


(Rajman Shaheen)
CTO UGT

*So
was*

~~ATTSTED~~

5

After cancellation
of deputation, request
of joining and adjust



ANNEXURE - B (6)
Deputy District Education Office
Female Khyber at Jamrud

Email: deofemalekhyber21@gmail.com Phone No. 091-5820275

*D.A. Comr
 For Pensions
 Jamrud
 24/02/2023*

**INQUIRY REPORT REGRDING RAJMAN SHAHEEN CT TEACHER GGHS SPELANOKAS
 JAMRUD KHYBER OF DEPUTATION/REPATRIATION TO PARENT DEPARTMENT.**

Introduction.

In pursuance to office order by DEO (F) District Khyber to conduct inquiry regarding the above mentioned subject teacher deputation/repatriation. The Inquiry committee comprising of the following:-

1. Najma Niaz Deputy DEO (F) Khyber Chalrperson, 2. Zia-Un-Nisa H/M GGHS Karigar Bara (Membre).

The inquiry officer contacted Zia-Un-Nisa H/M GGHS Karigar Ghari Bara five times on calls & watsapp and she did not respond. On sixth times she received call and assured the dealing officer that she will collect information regarding subject inquiry. After lapse of 25 days she did not share her information. When the dealing officer made a try to contact her, her cell phone is off.

Mst: Rajman shaheen presently CT Teacher at GGHS Spelanokas Jamrud was deputed from Khyber Agency to Federal Govt: Primary School Islamabad dated 25.05.2005 for a period of about 16 years. Then she was given to times extension. 1st extension was in 2010 & 2nd extension was in 2014. then her case was processed for permanent absorbtion in Federal Govt. Consequently, which was denied by the Federal Govt Education Department. The teacher concerned was repatriated to her parent department/school.

Facts:-

- ✓ Mst: Rajman Shaheen was asked to produce challan forms of transferring of pension emoluments from the Federal Govt to Provincial Govt Ex-checker.
- ✓ In response, the teacher concerned after the laps of three weeks produced application alongwith proforma of transferring of her GP Fund from Federal Govt to Provincial Govt GP Fund account. This also is incomplete & unsigned by the authorized officer.

Findings:-

- ✓ Mst: Rajman Shaheen CT teacher is rightly transferred from Provincial Govt to Federal Govt.
- ✓ Her deputation period was rightly extended two times and the teacher concerned is also eligible for further one year extension. The Federal Education Departement tried to absorb her services in Federal Education Department, but due to long terms adjudication in the high courts which further complicated the matter, consequently, the teacher concerned has repatriated.
- ✓ Upon her repatriation the teacher concerned submitted her arrival report to parent Department. The parent Department did not give her charge nor release her pay and the teacher concerned used to sit in her home due to the ignorance of the rules & regulations of terms & conditions of services on deputation.

Conclusion:-

Almost the case of the concerned teacher is under the rules and regulations and her deputation is quietly according to the law & rules.

However, the transfer of the pension emoluments from the Federal Govt to the Provincial Govt Ex-checker is compulsory for which she should officially be directed to transfer the same.

So far, her absentism is concerned, negligence of both the department and teacher involved which needs resolvance, however half of the problem has been resolved on the appointment of the teacher concerned and parent department.

Recommendations:-

- She may be directed to transfer her pension emoluments from Fedral Govt to Provincial Govt Ex-checker.
- Her absent period may be treated as leave without pay.
- If she did not provide challan form regarding the transfer of pension emoluments. then the particular period may be deducted from her service for the purpose of pension

i. Najma Niaz DDEO Female Chalrperson

Asterceel
Khalid
 Deputy: District Education Officer
 Female District Khyber
 2-8-2024

Atul
 03/02/2023
 Deputy District
 Education Officer (F)
 Khyber

ATISTEEL



DISTRICT EDUCATION OFFICER
(FEMALE) KHYBER.

7

No. 2343

Date 29 /06/2024

Email: deofemalekhyber21@gmail.com

To:

The Director
E&SE Khyber Pakhtunkhwa,
at Peshawar.

Report

SUBJECT: APPEAL FOR RELEASE OF PAY W.E.F. 01.04.2022 TO 09.01.2023.

Please refer to your office letter No. 7103, dated 06.06.2024 on the subject cited above and the detail report in respect of Mst: Rajman Shaheen CT BS-15 GGHS Spelanokas Jamrud District Khyber as is follow:-

- ❖ Whereas, a letter was addressed to the Director E&SE Khyber Pakhtunkhwa regarding Mst: Rajman Shaheen CT for initiating disciplinary proceeding (copy attached as annexure-A).
- ❖ Whereas, a showcase notice was issued to her vide this office order No. 4087-93, dated 01.07.2022 (copy attached as annexure-B)
- ❖ A letter was addressed to the Director E&SE Khyber Pakhtunkhwa vide this office No. 7665, dated 14.09.2022 for guidance regarding the joining of duty the concerned teacher (copy attached as annexure-C).
- ❖ A letter was addressed to this office by the Director E&SE Khyber Pakhtunkhwa alongwith personal attendance sheet of the personal hearing of the teacher concerned for disposal of the case (copy attached as annexure-D).
- ❖ An inquiry committee was constituted in the subject matter vide this office Endst: No. 161-66, dated 10.01.2023 (copy attached as annexure-E).
- ❖ The inquiry committee submitted their report to the undersigned vide dairy No. 8627, dated 4.2.2023 with clear cut recommendations (copy attached as annexure-F).
- ❖ Whereas, the teacher concerned didn't perform her duty at any school during the period, it was converted into leave without pay w.e.f. 01.04.2022 to 09.01.2023 (282-days) as per the recommendation of the inquiry committee (copy attached as annexure-G), which she also confessed in her appeal stating that she waited at home for 9 months and 9 days.

Report is submitted for further procedure please.

[Signature]
DISTRICT EDUCATION OFFICER
FEMALE KHYBER AT JAMRUD

Endst: No. 2344-45
Copy forwarded to the:-

Dated 29 /06/2024.

1. PA to Additional Director Estab: E&SE Khyber Pakhtunkhwa at Peshawar.
2. Master File.

[Signature]
29/06/2024

[Signature]
DISTRICT EDUCATION OFFICER
FEMALE KHYBER AT JAMRUD

~~ATTN: ST/ST~~

o/c

Impugned order

ANNEXURE - 2

8



**DISTRICT EDUCATION OFFICER
FEMALE DISTRICT KHYBER AT JAMRUD.**

Email: deofemalekhyber21@gmail.com

Phone No. 091-5820275

OFFICE ORDER.

Reference to this office adjustment order No. 161-66, dated 10.01.2023 & in the light of the recommendations of inquiry committee Dairy No. 8627, dated 04.02.2023 in respect of Mst: Rajman Shaheen CT BPS-15 GGHS Spelanokas Jamrud District Khyber, her absent period i.e. w.e.f. **01.04.2022 to 09.01.2023** (282 days) is hereby converted into **leave without pay.**

Necessary entry to this effect should be made in her service book.

**DISTRICT EDUCATION OFFICER
FEMALE KHYBER AT JAMRUD**

Endst: No. 5389-95
Copy forwarded to the

Dated 08/08/2023

1. District Account officer Khyber at Jamrud.
2. PA to Additional Director E&SE Department Khyber Pakhtunkhwa at Peshawar.
3. Principal GGHS Spelanokas Jamrud.
4. ADEO Female concerned District Khyber.
5. Individual concerned.
6. Accountant local office.
7. Master File.

Mani
08/08/2023
**DISTRICT EDUCATION OFFICER
FEMALE KHYBER AT JAMRUD**
Mani

~~ATTSTEI~~

To,

The Secretary,
Elementary & Secondary Education,
Khyber Pakhtunkhwa.

Subject: - APPEAL FOR ADJUSTMENT/REPRITATION AT GGMS MALANG GHARI BARA.

Dear Sir,

9
ANNEXURE D

With reference to the above-cited subject, I explain the points raised in the SHOW CAUSE letter Endst No. 4087-93 (Annex-A) as under:-

1. I was appointed as PTC teacher at Government Girls Primary School Amir Shah, on 15-11-1994 (Annex-B) and then I was regularly appointed as CT teacher at Government Girls Middle School Malang Ghari, Bara, Khyber on 14-12-1999. (Annex-C)
2. I was transferred to the Federal Directorate of Education, Islamabad on Deputation under Wedlock Policy, (Annex-D) vide letter No. F.4-9/2005/D-71(W)FDE dated 28th May 2005 for three (3) years w.e.f 25-05-2005 to 24-05-2008 (Annex-E) which was extended for more two (2) years vide No.F.9-14/1192 (W)FDE dated 7th January 2010 (Annex-F). As I was posted on deputation under Wedlock Policy, therefore, the time limit beyond 05 years is not applicable under this policy. (Annex-G)
2. During this period my case was processed for permanent absorption at the Federal Directorate of Education, Islamabad (Annex-H). In this regard X-FATA Secretariat Warsak Road, Peshawar was also requested for issuance of NOC for permanent absorption at FDE Islamabad vide letter No. F.2013/P.A-Dep/14-16-17/ (W)FDE dated 26th August, 2013 (Annex-I). The FATA Secretariat Peshawar, accordingly issued NOC for my permanent absorption at FDE Islamabad, vide letter No. S.O(FATA)EDU/1-30/2013 Endst No. 2984-87 dated 18th December 2013. (Annex-J) My case for permanent absorption at the Federal Directorate of Education was processed which was prolonged till 2022 due to court cases (Annex-K). Ultimately my service was repatriated to my parent office on my own request vide letter No. F.9-16/13-D-SET(W)FDE dated 31st March, 2022 (Annex-L)
3. It is submitted solemnly that no order/letter has been received me from the education Department KPK ex-FATA till my repatriation. The allegation mentioned in the above show cause notice is baseless, as there is no fault on my part due to the reason explained above.
5. I have requested for an adjustment instead I was issued a show cause notice according to E&D rules and I have immediately replied DOE Dr. Fanoos Jamal (Annex-M) but my case is still pending. Instead of this E&D rules Education Department has adjusted Ms. Nishat Begum, PST at GGPS No.1 Bannu (Annex-N), Ms. Mussarat Sultana PST at GGPS No.1 Kohat (Annex-O) and Ms. Tahira Shaheen, SST was issued show cause but The Education Department of KPK has allowed her to enjoy her duty at Islamabad till absorption verbally and no action has been taken till date. (Annex-P). The above-mentioned teacher's case is the same as mine.
6. The Federal Directorate of Education has stopped my salary since 1st April 2022 and I mentally very disturbed due to such above-mentioned conditions.


It is therefore, requested to kindly accept my joining, adjust me at GG.Middle School Malang Ghari Bara Khyber and withdraw/cancel my show cause on humanitarian basis, please.

Date. 20-9-2022.

Yours faithfully,

(RAJMAN SHAHEEN)

CT- TEACHER
GGMS MALANG GHARI, BARA, KHYBER
C/o Hameed Ullah Khan, Headmaster
Islamabad Model School for Boys (I-V)
Dhoke Lubana, FA, Islamabad. (FDE)
0348-5006435

o/c
Respected Madam,
kindly fact that
the person bearing this
writing is the maximum.
Regards.

20.9.22

~~ATTSTEL~~

To

The Deputy District Education Officer (Female),
DEO, Office Jamrud, Peshawar.

10

Subject:- APPEAL FOR RELEASE OF ARREARS OF PAY W.E.F 01-04-2022 TO
10-01-2023.

Respected Madam,

With reference to the DEO office Khyber Letter No. 5627 dated 04-02-2023 the inquiry officer has admitted and supported me in her conclusion that "Almost the case of the concerned teacher is under the rules and regulations and her deputation is quietly according to the law & rules"

The inquiry officer has stood responsible the parent department and the teacher equally for their negligence (Annex-A).

In Findings the inquiry officer has admitted that the parent department has not given her charge nor release her pay in time after submitted her arrival in parent department KPK and send back the teacher to sit at her home (Annex-A).

The inquiry officer has demanded the pension contribution emoluments and G.P.Fund. The G.P Fund Rs: 684,297/- has been transferred to District Account Office Jamrud vide Letter No. 337 to A/c No. Khy/Edu/2835, on 07-04-2023 (Annex-B). The Pension Contribution Case in AGPR, Islamabad is under process and the AGPR will send pension contribution online to AG office KPK (documents attached) (Annex-C).

Dear Madam, I have submitted my joining in parent department for adjustment but unfortunately they have ignored my joining, so I was waiting for my adjustment in any school and the parent department has prolonged the matter. There is no negligence or any fault in my side (Annex-D).

It is therefore, humbly requested that please release my whole pay without any allowance deduction in (BPS-15) w.e.f (01-04-2022 to 10-01-2023) on humanitarian basis. I hope you will facilitate me.

Dated 10-07-2023

Yours faithfully

Rajman

(Rajman Shaheen)

SCT, B-15

GGHS SPELANOKAS JAMRUD

O/C

CANN
10/7/23

~~ATTSTEC~~

1973/74

To,

The director E&SE department,
KPK Peshawar.

Subject: Departmental appeal against the imp
Service w.e.f 01.04.2022 to 09.01.2
respondents as the appellant ha
respondents is against law and rul

No. 876

To: Jinnah Post Office
RGL116991211

the time it weighs in with the
Post Office, London, and the
returning of the mail is the



11

Original
M/1

Respected sir,

I am writing to bring to your attention Miss Rajman Shaheen, have endured at the I Samina Ghani. I humbly request your interventi the period from 01-04-2022 to 10-01-2023.

As per the details of my case, I was on c Directorate of Education repatriated me to my parent's department. In compliance with the repatriation, I immediately submitted my arrival report to SO (Elementary & Secondary Education Department Khyber Pakhtunkhwa), Muhammad Ishaq, on 01-04-2022. Despite my best efforts and numerous visits to various education offices, including the Education Department, Secretariat of Education, SO Education, and DEO Office Jamrud, I wasnot assigned any school for adjustment, and my pay was not released on time.

Moreover, DEO Fanoos Jamal called me in for an explanation without valid reasons, to which I promptly responded. Nevertheless, my situation remained unchanged, and I wasleft without a school posting and proper payment.

Finally, on 10-01-2023, new DEO Samina Ghani adjusted me at Government Girls High School Spelano Kas Jamrudbut created a controversy regarding the pay adjustment, considering the period from 01-04-2022 to 10-01-2023. The inquiry officer Miss: Najma Niaz, DDEO and Zia-Un-Nisa Headmistress, appointed for this matter unfairly raised irrelevant points regarding Pension contributions and G.P. Fund transfer, etc, which did not pertain to the issue at hand. The inquiry officer concluded, "My case followed the rules and regulations, and my deputation was in accordance with the law. However, regarding my absenteeism during the aforementioned period, she attributed negligence to both the department and myself, even though half of the problem was resolved".

In her recommendations, the inquiry officer Miss: Najma Niaz, DDEO, and Zia-Un-Nisa Headmistress suggested treating my absent period as leave without pay, which is entirely unjust given my relentless efforts to secure my rightful pay and posting during this time. It is crucial to note that I was not sitting idly at home; instead, I continuously visited offices and sought help to address the matter.

The mental and financial toll this ordeal has taken on me has been immense. The education department's negligence and mistreatment have forced me to seek loans from relatives just to sustain my life during this difficult period.

Considering the facts outlined above, I earnestly request your esteemed assistance to address my case and ensure the release of my pay from 01-04-2022 to 10-01-2023 and may very kindly set aside the impugned order dated 08.08.2023.

I trust in your impartiality and wisdom and remain hopeful that justice will prevail.
Thank you for your attention to this matter.

Sincerely,
Raj

Miss Rajman Shaheen
SCT, GGHS, SPELANO KAS, JAMRUD
Cell # 03215146190
Date: 10.08.2023.

~~ATTSTEL~~

ATTSTFI

0348506435
SCT, GHS, Spelanokas
(Rajman Shaheen)

Rajman
yours faithfully

No. 1232
11-05-24
Directorate of Education
Merged Areas KPK Peshawar

Date: 08-05-2024

good prayers.
financial loses and undue mental agony. I shall remain always obliged and hold you in
withdraw the inquiry recommendation and rescue your subordinate from extreme
Therefore, I very humbly request your honor to reconsider my case,
part.

01-2023 (282) days was a professional constant of the department with no fault at my
my part. So the recommendation of converting my waiting period of 01-04-2022 to 09-
view, the findings and conclusion of the inquiry does not suggest any laxity, oversight on
9-Month 9-Days, to be converted into leave without pay (Annexure-H). In my humble
DEO Jamrud conducted an inquiry and recommended my waiting period of
adjusted at Government Girls High School Spelanokas, Jamrud (Annexure-G).

I submitted my arrival report to Section Officer, Primary Education
(Annexure-E) and waited for 9-Month and 9-days for adjustment. Finally, I was directed
to report at DEO office, Jamrud on 25-12-2022 (Annexure-F). As directed I gave my arrival
to DEO office Jamrud on 25-12-2022 with attendance (Copy attached). I was further
adjusted at Government Girls High School Spelanokas, Jamrud (Annexure-G).

With due respect, I humbly explain my case in your honor for kind
consideration:

Respected Madam,
Subject: **APPEAL FOR RELEASE OF PAY W.R.E 01-04-2022 TO 09-01-2023.**

Director Education,
Khyber Pakhtunkhwa.

12

11/05/24



**Directorate of Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar**

Merged Areas Phone# 091/-9330242
(PST, SPST, PSHT & Shuhada Package)

No. _____

Dated 31/07/2024

To

District Education Officer (Female)
Khyber

ANNEXURE E³¹¹

13

Subject: - **APPEAL FOR RELEASE OF PAY WITH EFFECT FROM 01-04-2022 TO 09-01-2023**

I am directed to refer to your office letter No. 2343 dated 29-06-2024 on the subject cited above and to state that the appeal in respect of Mst. Rajman Shaheen Sr, CT (BPS-15) GGHS Spilano Kas Tehsil Jamrud District Khyber has been **REJECTED** on the basis of your office report.

I am further directed to ask you to inform the teacher concerned accordingly please.

(Bushra Begum)
Assistant Director Estab: (Female)
Elementary & Secondary Education
(Merged Areas) Khyber Pakhtunkhwa

Endst No. 9936-37

Copy to the:-

1. Mst Rajman Shaheen Sr, CT (BPS-15) GGHS Spilano Kas Tehsil Jamrud District Khyber.
2. P.A to Additional Director (Estab :) Local Directorate.

(Bushra Begum)
Assistant Director Estab: (Female)
Elementary & Secondary Education
(Merged Areas) Khyber Pakhtunkhwa

~~ATTN~~

POWER OF ATTORNEY/VAKALATNAMA

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

RAJMAN SHAHEEN

VERSUS

EDUCATION DEPTT

Appeal No. _____-P/2024

On behalf of Petitioner/Appellant No.

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

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

AND HEREBY AGREE:

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

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

Accepted & Attested

Afrasiab Khan Wazir & Salman Khan Wazir
Advocates Peshawar High Court, Peshawar.

Office:
Room No. B-16, Govt College Chowk,
Nimra Plaza, Peshawar.
Cell: 0312-9888752.

Terms Accepted
Signatures

[Handwritten Signature]

Malik Asif Haxoon. Adv.

[Handwritten Signature]
Malik Asif Haxoon.