

**IN THE COURT OF SYED OBAIDULLAH SHAH**  
**SESSIONS JUDGE/JUSTICE OF PEACE, ORAKZAI**  
**(AT BABER MELA)**

22-A CASE NO. : 12/4 OF 2023  
DATE OF INSTITUTION : 27.11.2023  
DATE OF DECISION : 15.12.2023

DIL TAJ BEGUM W/O FAIZULLAH, R/O MOHALLAH PAAS  
KALEY, DISTRICT HANGU  
.....(PETITIONER)

-VERSUS-

1. ASSISTANT DIRECTOR ANTI-CORRUPTION, KOHAT REGION,  
DISTRICT ORAKZAI, HANGU
2. MAHBOOB KHAN BUDGE OFFICER, PRESENTLY SERVING AS  
DEO (F) ORAKZAI AT HANGU
3. FARIDULLAH EX-DEO, PRESENTLY O.S.D ELEMENTARY &  
SECONDARY EDUCATION, PESHAWAR


.....(RESPONDENTS)

**Present:** Mr. Safdar Iqbal Khattak Advocate for petitioner  
: Mr. Abid Ali Advocate for respondent no. 2  
: DPP Umar Niaz for the State

U/S: 22-A Cr.P.C.

**ORDER**  
15.12.2023

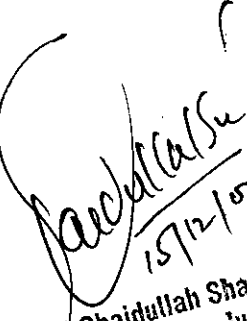
The above-named petitioner seeks registration of a case or FIR against the respondents no. 2 and 3 for the allegations that the petitioner and wife of respondent no. 2 share the same name and were both appointed as Theology Teachers in 1993 and 1995, respectively. It is also claimed that respondent no. 2, who was the Budget Officer at that time, collaborated with respondent no. 3 to unlawfully disburse a lower salary of his (respondent no. 2) wife to the petitioner, which is considered an act of corruption and an abuse of authority. The petitioner, for redressal of her

  
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grievance, approached respondent no. 1 but in vain; hence, the present petition.

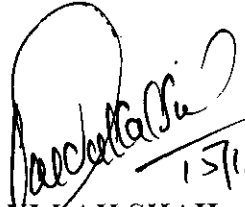
Counsel for the respondent no. 2 submitted his written reply along with inquiry reports of Assistant Director Crimes, Anti-Corruption Establishment, Kohat Region and Directorate of Elementary and Secondary Education Khyber Pakhtunkhwa and other relevant documents. Placed on file.

- (2). Arguments heard and record gone through.
- (3). Upon reviewing the record coupled with the inquiries conducted into the matter, it's apparent that the petitioner was promoted to BPS-15 in 2012 but she asserted her promotion in 2017, leading to the subsequent crediting of arrears to her account. In contrast, the wife of respondent no. 2 was promoted to BPS-14 in 2007. The petitioner had approached respondents no. 1 who, after investigation, affirmed that the petitioner's actual salary had been duly credited to her own bank account which is distinct from that of the wife of respondent no. 2, besides the matter was also investigated by the department of education. The complaint of the petition was dropped down/closed as no ambiguity or discrepancy was found in the record. Moreover, the contents of petition do not constitute any cognizable offence rather it is a service matter and the petitioner may have approached the concerned forum for redressal of her grievance.

  
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- (4). In these circumstances, the petition in hand is turned down. Needless to mention that, the petitioner may approach the concerned forum for redressal of his grievance. Order announced. File be consigned to record room after its necessary completion and compilation.

Dated: 15.12.2023

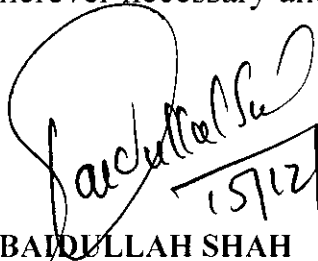
  
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**CERTIFICATE**

Certified that this order consists of three (03) pages.

Each page has been read, corrected wherever necessary and signed by me.

Dated: 15.12.2023

  
15/12/2023  
**SYED OBAIDULLAH SHAH**  
Sessions Judge/Justice of Peace,  
Orakzai at Baber Mela

