

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

(Camp Court, D.I.Khan)

**Appeal No. 530/2018****Date of Institution ... 15.03.2018****Date of Decision ... 13.12.2021**

Kifayatullah son of Muhammad Rasool Caste Burki R/O Amair City Tehsil and District D.I.Khan posted in Government Degree College Ama Khel District Tank.  
... (Appellant)

VERSUS

Government of Khyber Pakhtunkhwa through Secretary Higher Education Khyber Peshawar and three others. ... (Respondents)

Present.

Pir Amjad Ali Shah,  
Advocate

... For appellant.

Mr. Muhammad Adeel Butt,  
Addl. Advocate General,

... For respondents.

MR AHMAD SULTAN TAREEN  
MRS. ROZINA REHMAN,

... CHAIRMAN  
... MEMBER(J)

JUDGMENT

**AHMAD SULTAN TAREEN, CHAIRMAN:-**The appellant named above has invoked the jurisdiction of this Tribunal through above titled appeal with the prayer as copied below:-

**"On acceptance of this appeal this august court may be considered the promotion of appellant as Lecturer (BPS-17) from 18.08.2010 in accordance with the rules and awarded all the back benefits on the grounds appearing hereinafter."**

2. Briefly stated, the facts of the appeal are that the appellant was initially appointed as DPE (BPS-16) on 11.11.2006. He was promoted as Lecturer BPS-17 on 24.12.2013. He purported to have entitlement for promotion as Lecturer (BPS-17) alongwith others who were promoted as such vide notification dated 18.08.2010. After exhausting remedy of departmental appeal for the relief as prayed for, the appellant approached this Tribunal through present service appeal.

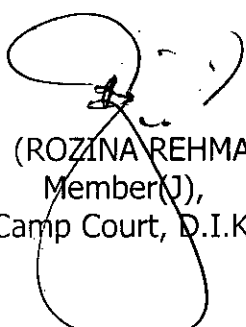
3. After admission of appeal for regular hearing, notice of appeal was given to the respondents who turned up and filed their parawise comments with several legal and factual objections and requested for dismissal of appeal with cost.

4. We have heard the arguments and perused the record.


5. The defence of the respondents as set up in their written reply and reiterated during the arguments is that the appellant was appointed as DPE BPS-16 on contract basis. The upgradation of the post in the year 2006 took place on the basis of Master Degree and the DPEs possessing such degree were absorbed into general cadre of Lecturers in BPS 17 on 24.12.2013. They further stated that the services of the appellant were to be terminated on arrival of selectee of Khyber Pakhtunkhwa Public Service Commission; so, such a selectee was adjusted in his place on 05.03.2009 and services of the appellant were terminated. After termination from service, the appellant submitted departmental appeal for re-appointment/regularization and later on he was regularized with effect from the commencement of Regularization of Service Act, 2009 vide notification dated 31.03.2011. The period in between termination and

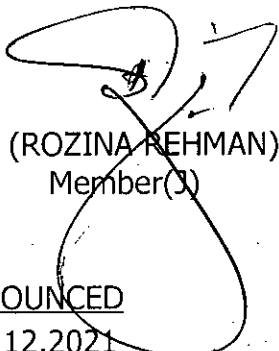
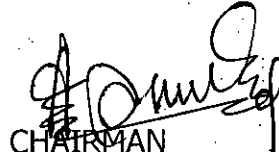


reinstatement was treated as extra-ordinary leave without pay to bridge the gap between service of the appellant. It has not been mentioned anywhere by the respondents that the appellant did not possess the Master Degree which was a pre-requisite for upgradation of the post of DPE to the post of Lecturer (BPS-17) in general cadre. When regular appointment of appellant is admitted since 2009, he becomes entitled for upgradation alongwith similarly placed DPEs (BPS-16) who got the higher post of Lecturer (BPS-17) w.e.f. 18.08.2010. However, he was not on duty when the upgradation took place and started his duty when he was regularized vide notification dated 31.03.2011. Therefore, he shall not be entitled for financial benefits of the upgradation for the period backward from the period 31.03.2011. However, he shall be entitled for financial benefits of the upgradation onwards from 31.03.2011. The appeal stands disposed of accordingly. Parties are left to bear their own costs. File be consigned to the record room.

  
(ROZINA REHMAN)  
Member(J),  
(Camp Court, D.I.Khan)

ANNOUNCED  
13.12.2021

  
(AHMAD SULTAN TAREEN)  
Chairman  
(Camp Court, D.I.Khan)

S.No.	Date of order/ proceedings	Order or other proceedings with signature of Judge or Magistrate and that of parties where necessary.
1	2	3
	13.12.2021	<p><u>Present.</u></p> <p>Pir Amjad Ali Shah, ... For appellant.</p> <p>Mr. Muhammad Adeel Butt, Addl. A.G. ... For respondents.</p> <p>Vide our detailed judgment; this appeal stands disposed of as per Para-5 of the judgment. Parties are left to bear their respective costs. File be consigned to the record room.</p> <p style="text-align: center;">             (ROZINA REHMAN)            Member(J)         </p> <p style="text-align: center;">             CHAIRMAN         </p> <p><u>ANNOUNCED</u> 13.12.2021</p>

SYED ARSHAD COURT, MINGOBAJI/NCU  
PAR-11 QAZALSHAH

FORM OF ORDER SHEET

Case No. \_\_\_\_\_  
of \_\_\_\_\_

of \_\_\_\_\_

09.10.2018

W.P. No. 208-M/2018

**Present:** Barrister Asad-ur-Rahman, Advocate, for the petitioner.

Mr. Rahim Shah, Astd: Advocate General, for the official respondents.

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SYED ARSHAD ALL, J:- Through the instant writ petition, the petitioner seeks constitutional jurisdiction of this Court with the following prayer:-

*It is therefore, humbly prayed that by accepting the instant writ petition, the impugned orders be declared illegal and unconstitutional as laid down by the august Supreme Court of Pakistan and this august Court and the petitioner may kindly be upgraded to BPS-17 w.e.f 10.05.2011 alongwith all back benefits and fixation of his seniority, please.*

*Any other relief, though not specifically prayed for in the heading of the petition for which the petitioner is otherwise entitled under the constitution, may also very graciously be granted, please.*



TESTED

Ex. Officer  
H. C. Bench  
D. Q. S. S. S.

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Nowak (D.O.) Hon'ble Mr. Justice Muzaffar Ali Khan  
Hon'ble Mr. Justice Syed Arshad Ali

" Very recently in civil petitions No. 491-P to 500-P of 2006, decided on 03.04.2009 by this Court and relying on the judgment passed in civil petitions No. 52-P/2003 etc (Supra) similar view was maintained and in addition, it was ruled that the appellants therein will be entitled to grade BPS-17 not with immediate effect but from the date they acquired higher qualification.

In view of judgments cited above favoring the present appellants and because of notification of 1995, if not followed, would discriminate the present appellants. These appeals are, therefore, allowed. The judgments of the NWFP Service Tribunal, Peshawar are set-aside and the respondents are directed to grant BPS-17 to the appellants with effect from the date of their Master degree acquiring higher qualification, however, there is no order as to costs."

Even on the strength of above-referred verdict of the Hon'ble Supreme Court of Pakistan, the Khyber Pakhtunkhwa Service Tribunal decided number of cases wherein the benefits of upgradation were extended to the similarly placed persons. Being dissatisfied from the said orders, the Government of Khyber Pakhtunkhwa impugned the same before the Hon'ble apex Court through civil petitions No. 415-P to 424-P, 436-P to 438-P & 511-P to 514-P of 2015, while deciding the said appeals of the aggrieved party, the Hon'ble Supreme Court of Pakistan formed the following view:-

" We tried our utmost to discover the grain of intelligible differentia from the bushel of the chaff but could not discover any, as could justify grant of higher scale to one set of Librarians acquiring higher qualification and

Master Degree way back in the year 2011 whereas the request for upgradation on his behalf was forwarded vide letter No. 164 dated 08.01.2013. Therefore, the delay with regard to entitlement of the petitioner in respect of his upgradation was not on the part of the respondents, rather he could be blamed for his own miseries as he had not informed the competent authority in time with regard to acquiring of his Master Degree.

4. Arguments of learned counsel for the petitioner heard in motion and available record placed on file perused with his able assistance.

5. It appears from the record that in essence the petitioner seeks his upgradation from the date of acquiring of his Master Degree i.e. 10.05.2011 as similarly placed persons/employees have already been extended the same benefit by the Hon'ble apex Court from the date of acquiring of their Master Degrees. It was admitted by the answering respondents in their comments that in *Bibi Musarrat 's case alongwith other connected matters (Civil Appeal No. 1114 to 1116 of 2006)* decided on 22.02.2010 the Hon'ble Supreme Court of Pakistan extended the concession of upgradation from BPS-16 to BPS-17 with retrospective effect to the similarly placed persons like petitioner in the following manner:-



Court Branch  
Swar, Swat

5/11

*refusal to another similarly placed. In this state of things, we would not like to interfere with the impugned judgment endorsing the mandate of Article 25 of the Constitution.*

*For the reasons discussed above, these petitions stand dismissed and leave to appeal is declined.*

6. In view of the above-referred esteem judgments of the Hon'ble apex Court there is no denial of fact that petitioner is a similarly placed person like other persons/employees who have been awarded upgradation from BPS-16 to BPS-17 from the date of acquiring of their Master degrees, therefore, the petitioner cannot be refused the said relief. However, the petitioner obtained his Master Degree in HPE on 10.05.2011 whereas application for upgradation on his behalf was forwarded to the competent authority through letter No. 161 dated 08.01.2013, therefore, in no way the respondents could be made accountable for the negligence of the petitioner as obviously they were not in knowledge of his Master Degree being acquired by him way back in the year 2011. Therefore, the petitioner is not entitled to the financial benefits from the date of acquisition of his Master Degree.

7. In view of the above, this writ petition is allowed in terms that the respondents are direct to extend



the benefit of upgradation to the petitioner from the date of acquisition of his Master Degree but without financial benefits.

Announced  
Dt. 08.10.2018

JUDGE

JUDGE

Certified to be true copy

07-12-2020

S No. 28  
Name of Applicant M. S. Bada  
Date of Presentation of Applicant 07-12-2020  
Date of Completion of Copies 41  
No of Copies 11-P  
Urgent Fee 114/-  
Fee Charged 114/-  
Date of Delivery of Copies 07-12-2020

①

②

**BEFORE PESHAWAR HIGH COURT, MINGORA  
BENCH (Dar-ul-Qaza), SWAT**

WRIT PETITION # 20807 OF 2018

Nasib Bachu S/o Gul Azim Khan R/o Village & P.O Thral  
Tahsil Timergara, Dir Lower. Presently: Lecturer in HPE,  
Government Degree College, Gul Abad, Dir Lower.

(Petitioner)

**V E R S U S**

1. The Government of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat at Peshawar.
2. The Secretary to Government of Khyber Pakhtunkhwa, Higher Education Department, Civil Secretariat at Peshawar.
3. The Secretary to Government of Khyber Pakhtunkhwa, Finance Department, Civil Secretariat at Peshawar.
4. The Secretary to Government of Khyber Pakhtunkhwa, Establishment Department, Civil Secretariat at Peshawar.
5. The Director, Higher Education Department, Khyber Pakhtunkhwa at Peshawar.

(Respondents)

**WRIT PETITION UNDER ARTICLE 199 OF THE  
CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN  
1973**

*Respectfully Sheweth:*

Relevant facts giving rise to the instant writ petition are briefly enumerated as under:

- 1) That the petitioner was appointed as Director Physical Education (DPE) in BPS-16 on 31-05-2008 in GPGC Khaar Bajaur Agency and ever since his appointment, the petitioner is

**FILED TODAY**

14 FEB 2018

Additional Registrar

performing his duty to the entire satisfaction of his superiors.  
Copy of appointment order is *Annexure A*.

2) That the posts of all DPEs in BPS-16 have been up-graded to BPS-17 on the basis of holding Masters Degree on 21.01.2008 and 01-01-2010 and were merged to General Cadre of Lecturers, but the petitioner couldn't get its benefit because he was Bachelor Degree holder in HPE at that time. Copy of notification is "Annexure B".

3) That at the time of initial appointment the petitioner was Bachelor Degree holder and was appointed in BPS-16. Later on 10-05-2011 the petitioner got M.Sc Degree in HPE and became entitled for BPS-17 but the respondents granted it to the petitioner on 20-12-2013. Copy of M.Sc. Degree and order is "Annexure C".

4) That in the light of *ibid* notification and correspondence made by Higher Education Department with Establishment Department the petitioner is entitled to up-gradation w.e.f 10.05.2011. Copy of correspondence is "Annexure D".

5) That the appellant followed by a request, filed departmental appeal before the competent authority followed by Service appeal before the learned Service Tribunal but fruitless. Copies of Departmental appeal and its order is "Annexure E" while copy of Service appeal and its order is "Annexure F".

6) That feeling aggrieved from the *ibid* order, the petitioner having no other remedy, he approached to approach this august court for the purpose of effective relief, hence the petition was filed. The following amongst other grounds...



**GROUNDS:**

a) That as the issue raised in the instant petition has already been resolved by this august Court in the case of **Abdul Aziz and another vs Chief Secretary and others in Writ Petition No. 4137-P/2016** wherein up-gradation has been granted to the petitioners from the date of acquiring their Master degrees, therefore, the petitioner may also be treated alike. Needless to mention that the *ibid* judgment was based on the verdict rendered by the Apex Court in case of **Bibi Musarrat Librarian and others vs Province of NWFP and others in Civil Appeal No. 1114 to 1116 of 2006**. Copy of WP No. 4137-P/2016 is "Annexure G"

b) That the respondents itself has mentioned in its notification dated 21-01-2008 as follows:

*"2) The Librarians and D.P Es who hold the diploma in the relevant subject will stay in BS-16 till such time, they acquired Master degree in the respective subject. On acquiring Master Degree in the relevant subject, their posts will be upgraded on case to case basis from BS-16 to BS-17 (Regular) and promotion (from BS-16 to BS-17) would be given as per laid down procedure and in accordance with the service rules to be framed. However, their existing seniority will remain intact."*

c) That when the petitioner fulfilled requisite qualifications and conditions for his upgradation to BPS-17 on specified date i.e


10.05.2011, there was, there, no reason for denying him  
upgradation with retrospective effect when other incumbents of  
posts were allowed upgradation from the date of first  
notification of specified date

- d) That in view of the *ratio decidendi* settled by this august Court  
as well as the Apex Court and notification dated 21.01.2008  
coupled with official correspondence, the petitioner is entitled  
to upgradation w.e.f 10.05.2011 (date of acquiring master  
degree) as well as his seniority
- e) That many other legal grounds to be agitated at the time of  
arguments, by the prior permission of this Hon'ble court.

It is therefore, humbly prayed that by accepting the instant writ  
petition, the impugned orders be declared illegal and unconstitutional  
as laid down by the august Supreme Court of Pakistan and this august  
Court and the petitioner may kindly be upgraded to BS-17 w.e.f  
10.05.2011 along with all back benefits and fixation of his seniority,  
please.

Any other relief, though not specifically prayed for in the  
heading of the petition for which the petitioner is otherwise entitled  
under the constitution, may also very graciously be granted, please.

Petitioner through counsel

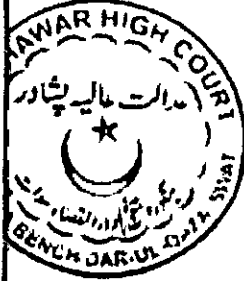
  
BARRISTER,  
ASAD-UR-RAHMAN  
Advocate, High Court.

FILED TODAY

14 FEB 2018

**INTERIM RELIEF:**

Keeping in view the aforementioned grounds, the petitioner has got a *prima facie* case and is sanguine of its success, therefore, by way of interim relief it is prayed that the respondents may kindly be restrained from taking any adverse action against the petitioner till final disposal of the instant writ petition.




Petitioner through counsel

  
**BARRISTER,  
 ASAD-UR-RAHMAN**  
 Advocate, High Court.

**LIST OF BOOKS:**

1. Constitution of the Islamic Republic of Pakistan, 1973.
2. Any other relevant case law as per need.

Petitioner through counsel

  
**BARRISTER,  
 ASAD-UR-RAHMAN**  
 Advocate, High Court.

**TESTED**

Examiner  
 High Court Bench  
 Dargai-Qaza, Swat

**FILED TODAY,**

**14 FEB 2018**

  
 National Registrar

23.06.2021

Due to COVID-19, the case is adjourned to 27.10.2021 for the same.




READER

27.10.2021


Junior of learned counsel for the appellant present.

Mr. Asif Masood Ali Shah, Deputy District Attorney alongwith Mr. Ihsan Ullah Khan, Law Officer and Mr. Shafique Junior Clerk for respondents present.

Junior of learned counsel for the appellant requested for adjournment as senior counsel for the appellant was stated to busy in the Hon'ble Peshawar High Court, D.I Khan Bench. In this regard cause list was also produced which is placed on file. Adjourned. To come up for arguments on 13.12.2021 before D.B at Camp Court, D.I. Khan.



(ATIQ-UR-REHMAN WAZIR)  
MEMBER (E)  
CAMP COURT, D.I KHAN



(ROZINA REHMAN)  
MEMBER (J)  
CAMP COURT, D.I KHAN

25.03.2021

Mr. Pir Amjad Ali Shah, Advocate, for the appellant present. M/S Ihsanullah, Lecturer and Latif Khan, Section Officer alongwith Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

Former request for adjournment on the ground that he is not prepared for arguments. Adjourned. To come up for arguments before D.B at Camp Court D.I.Khan on 23.06.2021.

(MIAN MUHAMMAD)  
MEMBER (EXECUTIVE)  
CAMP COURT D.I.KHAN

(SALAH-UD-DIN)  
MEMBER (JUDICIAL)  
CAMP COURT D.I.KHAN

22/10/2021

~~Mr. Asif Masood Ali Shah, Deputy District Attorney alongwith  
Mr. Ihsanullah, Lecturer and Latif Khan, Section Officer alongwith  
respondents present.  
Former request for adjournment on the ground that he is not prepared for  
arguments. Adjourned. To come up for arguments before D.B at Camp Court  
D.I.Khan.~~

~~(ATIQE BEGUM MAZIR)  
(MEMBER E)  
CAMP COURT D.I.KHAN~~

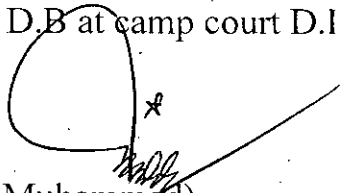
~~(ROZINA BEGUM)  
(MEMBER J)  
CAMP COURT D.I.KHAN~~



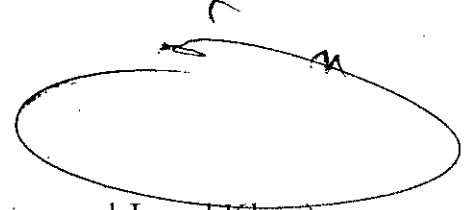
27.10.2020

Nemo for appellant present. Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Naseeb Khan, SO and Mr. Ihsan Ullah Khan, Lecturer for respondents is present.

Since the Members of the High Court as well as of the District Bar Association D.I.Khan are observing strike today, therefore, the case is adjourned to 25.11.2020 for arguments before D.B at camp court D.I.Khan.



(Mian Muhammad)  
Member(E)



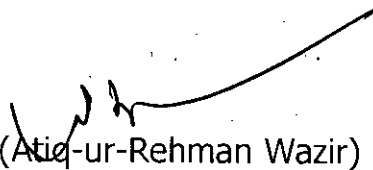
(Muhammad Jamal Khan)  
Member(J)  
Camp Court D.I Khan

25.11.2020

Nemo for appellant.

Muhammad Jan learned Deputy Attorney alongwith Ihsan Ullah Lecturer for respondents present.

Notice be issued to appellant/counsel for 27.01.2021 for arguments, before D.B at Camp Court, D.I.Khan.



(Atiq-ur-Rehman Wazir)  
Member (E)  
Camp Court, D.I Khan



(Rozina Rehman)  
Member (J)  
Camp Court, D.I Khan

27.1.2021

Due to COVID 19, the case is adjourned  
to 25.3.2021 for the first time.



26/3/2020

Due to COVID-19 the case is adjourned. To come up for the same 22/ 4/2020 at Camp Court, D.I Khan

  
Reader

22 / 4/2020

Due to COVID-19 the case is adjourned. To come up for the same 22/ 9/2020 at Camp Court, D.I Khan

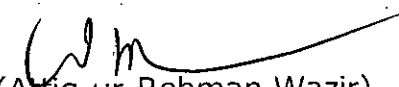
  
Reader


22.09.2020

Appellant in person present.

Mr. Muhammad Jan, learned Deputy District Attorney alongwith Ihsan Ullah, Lecturer for respondents present.

Former requests for adjournment through written application on the ground that his counsel is busy in some other cases in district Tank. Requests is exceeded hence case is adjourned. To come up for arguments on 27.10.2020 before D.B at Camp Court D.I Khan.

  
(Attiq-ur-Rehman Wazir)  
Member  
Camp Court, D.I Khan

  
(Rozina Rehman)  
Member (J)  
Camp Court, D.I Khan

لہذا ضابطہ سرورس ٹریبونل 'ج' ص ۲۲۷ کراچی اور ایف ڈی کورڈ  
ڈیرہ ایگل خان -

کفایت اللہ نیام گورنمنٹ آف کراچی

سرورس ایگل

درواست میرا دینزا ادنی تاریخ مہینہ  
مخانیہ ایگل

ضابطہ عالی ایگل جسٹس خلیفہ خان ایگل


- ① یہ کہ ایگل عنوان بلاڈ ٹریبونل میں عدالت ہے۔
- ② ایگل عنوان بلاڈ ٹریبونل میں عدالت ہے۔
- ③ ایگل عنوان بلاڈ ٹریبونل میں عدالت ہے۔


لہذا ضابطہ عالی ایگل

2020 - 9 - 22  
کفایت اللہ  
ایگل

29.01.2020

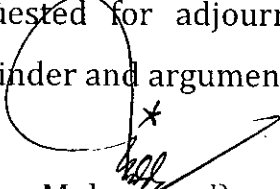
Clerk to counsel for the appellant and Mr. Usman Ghani, District Attorney alongwith Mr. Ihsanullah, Lecturer for the respondents present. Clerk to counsel for appellant requested for adjournment on the ground that learned counsel for the appellant is not available today due to general strike of the Khyber Pakhtunkhwa Bar Council. Adjourned to 26.02.2020 for rejoinder and arguments before D.B at Camp Court D.I.Khan.


  
(Hussain Shah)  
Member  
Camp Court D.I.Khan

  
(M. Amin Khan Kundi)  
Member  
Camp Court D.I.Khan

26.02.2020


Counsel for the appellant and Mr. Ziaullah, Deputy District Attorney alongwith Mr. Ihsanullah, Lecturer for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned to 26.03.2020 for rejoinder and arguments before D.B at Camp Court D.I.Khan.

  
(Mian Mohammad)  
Member  
Camp Court D.I.Khan

  
(M. Amin Khan Kundi)  
Member  
Camp Court D.I.Khan

28.08.2019

Counsel for the appellant and Mr. Farhaj Sikandar, District Attorney alongwith M/S Muhammad Shafique, Senior Clerk & Syed Abid Hussain, Associate Professor for the respondents present. Written reply not submitted. Representatives of the department requested for further adjournment to file written reply. Adjourned to 21.10.2019 for written reply/comments before S.B at Camp Court D.I.Khan.

  
(Muhammad Amin Khan Kundi)  
Member  
Camp Court D.I.Khan


21/10/2019

Since tour to D.I.Khan has been cancelled .To come for the same on 27/11/2019.

  
Reader

27.11.2019

Counsel for the appellant and Mr. Ziaullah, Deputy District Attorney alongwith M/S Ihsanullah Khan, Lecturer and Muhammad Shafique, Senior Clerk for the respondents present. Representative of the department submitted para-wise comments on behalf of respondents No. 1, 3 & 4. Case to come up for rejoinder and arguments on 29.01.2020 before D.B at Camp Court D.I.Khan.

  
(Muhammad Amin Khan Kundi)  
Member  
Camp Court D.I.Khan


25.03.2019


Appellant in person present. Mr. Farhaj Sikandar, District Attorney for respondents present. Security and process fee has not been not deposited. Appellant is directed to deposit the same within one week, thereafter notices be issued to the respondents for submission of written reply/comments on 24.04.2019 before S.B at camp court D.I.Khan.

Appellant Deposited  
Security & Process Fee

24.04.2019

Appellant absent. Notice be issued to the appellant. Respondents be also put to notice with direction to furnish written reply/comments. Adjourn. To come up for reply on 26.06.2019 before S.B at Camp Court, D.I.Khan.

  
Member  
Camp Court, D.I.Khan.


  
Member  
Camp Court, D.I.Khan.

~~24.04.2019~~

~~Appellant in person present. Written reply not submitted. No one present on behalf of respondent department. Notice be issued to the respondent department with direction to furnish written reply/comments. Adjourn. To come up for written reply/comments on 26.06.2019 before S.B at Camp Court, D.I.Khan.~~

26.06.2019

Appellant in person and Mr. Farhaj Sikandar, District Attorney alongwith Mr. Sajid, Superintendent on behalf of respondent No. 3 present. Neither written reply on behalf of respondents No. 1 & 4 submitted nor their representative present therefore, notices be issued to respondents No. 1 & 4, with the direction to direct the representative to attend the court and submit written reply on the next date positively. Representative of respondent No. 3 also requested for further adjournment to file written reply. Adjourned to 28.08.2019 for written reply/comments before S.B at Camp Court D.I.Khan.

  
(Muhammad Amin Khan Kundi)  
Member  
Camp Court D.I.Khan

18.12.2018


As per direction of the worthy Chairman Khyber Pakhtunkhwa Service Tribunal, D.I.Khan tour dated 18.12.2018 has been rescheduled and the case is re-fixed for 27.12.2018.

Reader

27.12.2018

Counsel for the appellant Kifayatullah present. Preliminary arguments heard. It was contended by the learned counsel for the appellant that the appellant was serving as DPE (BPS-16) since 2006. It was further contended that some colleagues of the appellant were promoted from BPS-16 to BPS-17 vide order dated 18.08.2010 but the appellant was ignored by the respondent-department despite the fact that he was also having same qualification and was eligible at that time. It was further contended that the appellant was also regularly promoted from BPS-16 to BPS-17 vide order dated 24.12.2013. It was further contended that the appellant filed departmental appeal on 19.01.2014 for antedate promotion which was decided with the observations that at that time since the appellant did not submit his verified degree that is why his name was not included in the said notification dated 05.03.2014. It was further contended that the appellant had already submitted verified degree but the respondent-department have not considered the same for the reason best known to them therefore, the appellant is also entitled for ante-date promotion with effect from 18.08.2010 when the other colleagues of the appellant were promoted regularly.

The contention raised by the learned counsel for the appellant need consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days thereafter, notice be issued to the respondents for written reply/comments for 25.03.2019 before S.B at Camp Court D.I.Khan.

  
(Muhammad Amin Khan Kundi)  
Member  
Camp Court D.I. Khan

Form-A

FORM OF ORDERSHEET

Court of \_\_\_\_\_

Case No. 530/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	16/04/2018	<p>The appeal of Mr. Kifayatullah received today by post through Mr. Pir Amjid Ali Shah Advocate may be entered in the Institution Register and put up to the Learned Member for proper order please.</p> <p style="text-align: right;"><i>[Signature]</i> REGISTRAR 16/4/18</p>
2-		<p>This case is entrusted to Touring S. Bench at D.I.Khan for preliminary hearing to be put up there on <u>13-9-18</u></p> <p style="text-align: right;"><i>[Signature]</i> MEMBER</p>
	<p>13.09.2018</p> <p>22-10-18</p>	<p>Neither appellant nor his counsel present. Notice be issued to appellant and his counsel for attendance and preliminary hearing for 22.10.2018 before S.B at Camp Court D.I.Khan.</p> <p style="text-align: right;"><i>[Signature]</i> (Muhammad Amin Khan Kundi) Member Camp Court D.I.Khan</p> <p><i>Order is hereby cancelled, therefore the case is adjourned for the date on 18.12-18 at camp court D.I. Khan</i></p> <p style="text-align: right;"><i>[Signature]</i></p>



To,

The registrar  
Service Tribunal  
Khyber Pakhtunkhwa  
Peshawar.

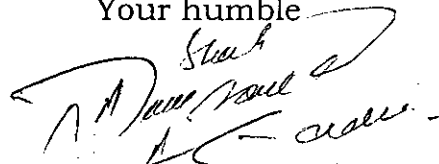
**Respected sir.**

I have received the Appeal of Mr. kifayat Ullah son of Muhammad Rasool with certain objections on 28-03-2018. It is requested that copy of appeal dated 19-01-2014 is annexed with the appeal. Furthermore, the blank places have been filled and the file has been flagged. Moreover, the annexure is attested by me as no attested copies from proper office available.

***It is therefore, requested that the appeal in hand may kindly be entertained.***

Dated; //04/2018

Your humble



**Pir Amjad Ali Shah**  
Advocate High Court  
District Bar DIKHan


The appeal of Mr. Kifayatullah son of Muhammad Rasool Caste Buki Govt. Degree College Ama Khel Distt. Tank received today by post on 15.03.2018 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Copy of departmental appeal dated 19.1.2014 mentioned in the memo of appeal is not attached with the appeal which may be placed on it.
- 2- In the memo of appeal many places have been left blank which may be filled up.
- 3- Annexures of the appeal may be attested.
- 4- Annexures of the appeal may be flagged.
- 5- One copy/set of the memo of appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 1566 /S.T,

Dt. 15/03 /2018

Pir Amjid Ali Shah Adv.  
Distt. Court D.I.Khan.

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**

Appeal No. 530 /2018

Kifayatullah

.....APPELLANT

**VERSUS**

Govt. of Khyber Pakhtunkhwa and others .....RESPONDENTS

**INDEX**

S #	Description of Documents	Annexure	Page #
1	Grounds of appeal	-----	1-7.
2	Copy of Appointment order	A	8.
3	Copy of Promotion order	B	8.
4	Copy of Notification	C	9-20
5	Copy of Educational Certificates and Reply	D & E	21-23
6	Copy of Departmental Appeal	F	23
7	Vakalatnama	-----	24.

Dated:

**Humble Appellant**

  
Kifayatullah  
Through Counsel

  
PirAmjad Ali Shah  
Advocate High Court,

①

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**

Appeal No. 530 /2018

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 394

Dated 15/03/2018

Kifayatullah Son of Muhammad Rasool Caste Burki R/O Amair City Tehsil and District Dera Ismail Khan posted in Government Degree College Amair Khel District Tank.

.....**APPELLANT**

**VERSUS**

1. Govt. of Khyber Pakhtunkhwa through Secretary Higher Education, Khyber Pakhtunkhwa, Peshawar.
2. Secretary Higher Education, Khyber Pakhtunkhwa, Peshawar.
3. Secretary To Government of Khyber Pakhtunkhwa Finance Department Peshawar
4. Director, Higher Education Khyber Pakhtunkhwa, Peshawar.

.....**RESPONDENTS**

**Filed to-day**

**Registrar**

15/3/18

**APPEAL UNDER SECTION 4 OF KHYBER PAKHTUNKHWA**

**Re-submitted to -day  
and filed.**

**SERVICE TRIBUNAL ACT, 1974**

**Registrar**

16/4/18

**PRAYER;** On acceptance of this appeal this august court may be considered the promotion of appellant as lecturer(BPS-17)

2

from 18-08-2010 in accordance with the rules and awarded all the back benefits on the grounds appearing hereinafter;

OR

**GRANT** any other relief considered just and appropriate under the given circumstances of the case.

-----

**Respectfully sheweth;**

1. That the appellant was initially appointed as DPE (BPS 16) Govt College Thall on 11-11-2006 vide appointment order Ends: No. 56-62/F.No.4-1/Req/Lib:/ dated 26-02-2002. Copy of appointment order is enclosed as **Mark-A**.
2. That appellant was promoted as Lecturer (BPS-17) on 24-12-2013. Copy of promotion order is enclosed as **Mark-B**.
3. That in-fact, the appellant was entitled for promotion as Lecturer (BPS-17) alongwith other officials who were promoted as Lecturer (BPS-17) vide notification dated 18-08-2010. Copy of notification is enclosed as **Mark-C**.
4. That the appellant also possessed the required qualification and required grade in respect of qualification, therefore, the appellant was

entitled for promotion alongwith other officials promoted on 18-08-2010. Thereafter, the appellant filed the application / departmental appeal on 30-05-2011 to respondent No...4..., and appellant was promoted to BPS 17 on 24-12-2013. Thereafter, the appellant submitted an appeal on 19-01-2014 for his back benefits and in reply of which, the appellant was served with letter No. SO.(C-IV)17-2/2010/up-gradation/Seniority/653-55 dated Peshawar the March 5<sup>th</sup>, 2014 with reply that the case is under process in Finance Department as and when received, the aggrieved DPE's may be informed accordingly. Copy of educational certificates and reply are enclosed as Mark-D & E respectively.

5. That the appellant waited for further information but respondent never conveyed any information in this regard and the appellant submitted another appeal on 04/11/2017. Copy of the same is enclosed as Mark. F.
6. That the Departmental appeal of the appellant is not decided within the specified time by the respondent No.4. Thus, being aggrieved, the present appellant filing the instant appeal, inter alia, on the following grounds;

**GROUND:**

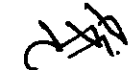
1. That the appellant possessed the required qualification and required grade, therefore, the appellant was entitled for promotion alongwith other officials promoted on 18-08-2010. Moreover, the whole service of the appellant is spotless and un-blamable and there is no red entry in the service book.
2. That the appellant has been deprived from her legal right while not promoted the appellant on 18-08-2010.
3. That the appellant is the victim of unlawful and illegal act of the respondents and such a malafide act on the part of respondents is against the law and natural justice, it has caused an immense mental torture and agony to the appellant.
4. That the appellant is not treated in accordance with law. He is virtually deprived of her right as guaranteed under the law.
5. That the appeal is being filed within the statutory period prescribed in section 4 of The KPK Service Tribunals Act, 1974.
6. Any other legal ground that may be raised at the time of hearing of this appeal.

5

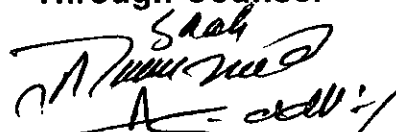
**It is therefore, humbly prayed that the instant appeal may kindly be accepted and be considered the promotion of appellant as DPE (BPS-17) from 18-08-2010 in accordance with the rules and awarded all the back benefits.**

Dated:

Humble Appellant



Kifayatullah  
Through Counsel



PirAmjad Ali Shah  
Advocate High Court,  
District Courts, D.I.Khan.



**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**

Appeal No. \_\_\_\_\_/2018

KifayatUllah

.....APPELLANT

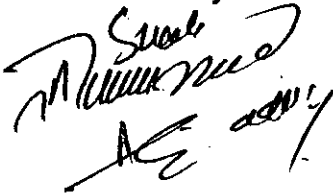
**VERSUS**

Govt. of Khyber Pakhtunkhwa and others .....RESPONDENTS

**AFFIDAVIT**

I, the Appellant, do hereby solemnly affirm and declare on Oath that all the para-wise contents of this appeal are true and correct to the best of my knowledge and belief; and that nothing has been deliberately concealed or kept secret from this Honourable Court.

Identified by Counsel



  
Deponent

(7)

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**

Appeal No. \_\_\_\_\_/2018

KifayatUllah

.....APPELLANT

**VERSUS**

Govt. of Khyber Pakhtunkhwa and others .....RESPONDENTS

-----  
**ADDRESSES OF THE PARTIES**  
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Kifayatullah Son of Muhammad Rasool Caste Burki R/O Amair City Tehsil and District Dera Ismail Khan posted in Government Degree College Ama Khel District Tank.

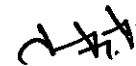
.....APPELLANT

- 
1. Govt. of Khyber Pakhtunkhwa through Secretary Higher Education, Khyber Pakhtunkhwa, Peshawar.
  2. Secretary Higher Education, Khyber Pakhtunkhwa, Peshawar.
  3. Secretary to GovtOf Khyber PakhtoonKhwa Finance Department Peshawar
  4. Director, Higher Education Khyber Pakhtunkhwa, Peshawar.

.....RESPONDENTS

Dated:

**Humble Appellant**



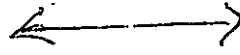
KifayatUllah

Annexure - A<sup>n</sup> (8)

GOVERNMENT OF KHYBER PAKHTUNKHWA  
HIGHER EDUCATION, ARCHIVES AND  
LIBRARIES DEPARTMENT

Dated Peshawar the, December 24<sup>th</sup>, 2013

NOTIFICATION



NO.50(C-IV)/17-1/HPE/2013, 19205-19  
On the recommendation of Departmental Promotion Committee, the competent authority is pleased to promote the following DPE's (Male/Female) of College Cadre who hold Masters Degree in the relevant subject working in BPS-16 to BPS-17 on/regular basis against the upgraded posts with immediate effect.

S.No.	Name of Officer	Place of Posting
1	Syed Muhammad Khalid, DPE	G.D.C Wana South Waziristan Agency
2	Naseeb Bachu, DPE	G.D.C Gul Abad Dir (Lower)
3	Gohar Zaman, DPE	G.D.C Dara Zinda FR D.I.Khan
4	Kifayat Ullah, DPE	G.D.C Aman Khel Tank
5	Ms. Ishrat Ali, DPE	G.G.D.C Dargi Malakand
6	Ms. Gul Rukh, DPE	G.G.D.C Thana Malakand

In terms of Section 6(2) Khyber Pakhtunkhwa Civil Servant Act, 1971 read with rule 13(b) of KPK civil servants (Appointment Promotion & Transfer) Rules 1987, the Lecturers in Physical Education on their Promotion shall be on probation for a period of one year.

SECRETARY HIGHER EDUCATION

Encl: No. & Date Even.pp

Copy to the of the above is forwarded:-

1. Director Higher Education Peshawar.
2. Principal G.D.C Wana South Waziristan Agency.
3. Principal G.D.C Gulabad Lower Dir.
4. Principal G.D.C Dara Zinda FR D.I.Khan
5. Principal G.D.C Aman Khel Tank
6. Principal G.G.D.C Dargi Malakand
7. Principal G.G.D.C Thana Malakand
8. Agency Accounts Officer South Waziristan.
9. District Account Officer Lower Dir.
10. District Account Officer D.I.Khan
11. District Account Officer Tank
12. District Account Officer Malakand.
13. Section Officer (Reg-1) estt. Department.
14. Section Officer (SR-II) Finance Department for information.

Attested

Pir Arif Ali Shah  
Advocate High Court  
District Bar D.I.Khan

(Jehan Zeb Khan)  
SECTION OFFICER (C-IV)

(9)  
Annexure - B

GOVT. OF KHYBER PAKHTUNKHWA  
HIGHER EDUCATION, ARCHIVES AND LIBRARIES  
DEPARTMENT

Dated Peshawar, the 18 August 2010

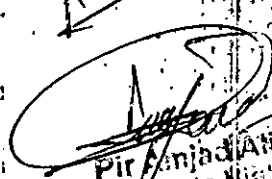
NOTIFICATION

No. No SO(T)HE/17-2/2010. - The Competent Authority is pleased to redesignate the following Directors of Physical Education (BS-17) regular as Lecturers in Physical Education and in relaxation of Rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment & Conditions of Service) Rules, 1974, and to absorb them in the General Cadre of Lecturers (Collegiate Branch) of Education Department with immediate effect.

DPE'S (MALE) BPS-17 (REGULAR)

S #	NAME OF OFFICIAL
1	Malik Asif, IPE Directorate of HE, Khyber Pakhtunkhwa, Peshawar
2	Muhammad Ismail, DPEG C, Kakki Bannu
3	Umar Bashir, DPE, G.C. Oghai
4	Sanaullah Khan, DPE, GPGC, Bannu
5	Aftab Ahmad, DPEGPGC, Kohat
6	Ziaur Rehman, DPE, G.C. Dir
7	Juma Khan, DPE, G.C. Paharpur, DIKhan
8	Hakim Khan, DPE, GPGC, Mardan
9	Gul Razim, DPE, G.C. Takht-e-Nasrati (Karak)
10	Fazle Rabbi, DPE, G.C. Kollia
11	Said Muhammad Jan, DPE, G.C. Thana
12	Muhammad Zaman, DPE, G.C. Timergara
13	Mohsin Shah, DPE, G.C. No.02, Mardan
14	Muhammad Abid Kamal, DPE, GSSC, Peshawar
15	Muhammad Abdul Latif, DPE, G.C. Kulachi
16	Manzoor Hussain, DPE, GPGX, Mandian A/Abad
17	Abdur Rashid, DPE, G.C. KDA Kohat
18	Abdul Hamid, DPE, G.C. Puran
19	Rashidullah, DPE, GPGC, Abbottabad
20	Noorul Amin, DPE, G.C. Khair, Abad
21	Asad Jan, DPE, G.C. No.01, DIKhan
22	Abdul Qayyum, DPE, G.C. Lakki Marwat
23	Muhammad Ayaz, DPE, GPLC, Charsadda
24	Muhammad Younas Khan, DPE, G.C. No.02, DIK
25	Azizullah, DPE, GDC, Ahmed Abad (Karak)
26	Muhammad Shafiq, DPE, G.C. Malla
27	Muhammad Ayaz Khan, DPE, GDC Laddah (S.W.A)
28	Samiullah Khan, DPE, GPGC, Nowshera
29	Bashir Ahmad, DPE, GPGC, Mardan
30	Muhammad Ibrahim, DPE, G.C. Gul Abad Dir
31	Shahid Hussain, DPE, GDC, Bannu No.02
32	Sabahat Ali Khan, DPE, G.C. Peshawar

Attested

  
Pir Anjad Ali Shah  
Advocate  
District Bannu

- 33. Khalid Mehmood DPE G.C. Haripur
- 34. Muhammad Anwar DPE G.C. Lakki Marwat
- 35. Sartaj Khan DPE G.C. Lurid Khawar (Mardan)
- 36. Farooq Hussain DPE G.C. Peshawar.
- 37. Abdul Nahid Khan DPE G.C. Sarai Naurang.
- 38. Muhammad Arif DPE G.C. Mingora (Swat)
- 39. Faridur Rehman DPE G.C. Hayatabad
- 40. Anwar Khan DPE G.C. Batagram
- 41. Musawar Khan DPE G.C. Toru Mardan
- 42. Hayat Shah DPE G.C. Takhl Bhai
- 43. Khalid Zaman DPE GPGC Sawabi
- 44. Ghous Muhammad DPE G.C. Miranshah
- 45. Safdar Khan DPE G.C. Mathra
- 46. Akhtar Ali DPE G.C. Saidu Sharif Swat
- 47. Dilabaz Khan DPE G.C. Sikandarkhel Bannu
- 48. Bakhtairud Din DPE G.C. Akora Khattak
- 49. Abidullah DPE G.C. Kotka Habibullah
- 50. Muhammad Qasim DPE G.C. Katlang
- 51. Muhammad Hafeez DPE G.C. KTS, Haripur
- 52. Faisal Islam DPE G.C. Dera Township
- 53. Tariq Iqbal DPE G.C. Darra Adam Khel
- 54. Haider Zaman DPE G.P.G.C. Bannu
- 55. Jehanzeb DPE G.C. Daggar Buner.
- 56. Khalid Rehman DPE G.C. B.D. Shah
- 57. Arif Ali Shah DPE G.C. No 1 Abbottabad.
- 58. Tajmali Khan DPE G.C. Mir Ali
- 59. Tahirullah DPE G.C. Saidu Sharif Swat
- 60. Yousaf Ali DPE G.C. Yar Hussain
- 61. Ghulam Mohammad DPE G.C. Mansehera
- 62. Irfanullah DPE G.C. Latamber
- 63. Ghulam Mohammad DPE G.C. Parova
- 64. Arshad Hussain DPE G.C. Pabbi
- 65. Noor Sher DPE G.C. Kohi Sher Haider.
- 66. Abdul Hadi DPE G.C. Dargai
- 67. Mohammad Naeem DPE G.C. Samar Bagh
- 68. Abdul Saboor DPE G.C. Khanpur.
- 69. Javed Noor DPE G.C. Saam (SWA)
- 70. Ishrat Ali DPE G.C. Bakhshali (Mardan)
- 71. Adalat Khan DPE G.C. Kabal (Swat)
- 72. Altaullah DPE G.C. Babuzai (Mardan)
- 73. Hafeezullah DPE G.C. Jandola
- 74. Bahar Hussain DPE G.C. Shawa (Swabi)
- 75. Tahir Mehmood DPE G.C. Havellian.
- 76. Shahid Ali DPE GDC Badaber
- 77. Abdur Rashid DPE GDC Wadpaga
- 78. Atta-ur-Rehaman DPE GDC Gandaf (Swabi)
- 79. Niaz Hussain DPE GDC Panyala D I Khan
- 80. Raja Gul Faraz DPE GDC Pattan (Kohistan)
- 81. Akhtar Nawaz DPE GDC Ghazi (Haripur)

Attested

*Mujad Ali Shah*

Mujad Ali Shah  
Advocate High Court  
District Bar D.I. Khan

- 82. Muhammad Imran, DPE GDC Nawagai(Bajure Agency)
- 83. Hamid Shakeel, D.P.E Ghoriwala Bannu
- 84. Gohar Ali, DPE, GDC Jawar (Buner)
- 85. Raham Niaz, DPE, GDC Domail (Bannu)
- 86. Muhammad Nazir, DPE GDC Balakot
- 87. Shakeel Abdul Jabbar, DPE, GDC Ghazni Khel.
- 88. Muhammad Rahim Khan, DPE, GDC Tall (Hangu)

DPE'S (FEMALE) BPS-17 (REGULAR)

- 89. Raham Bibi, DPE, G.F.C (W) Peshawar
- 90. Gulshan Ara, DPE G.G.C. Kohat
- 91. Gulnar Begum, DPE G.G.C Mardan
- 92. Shakila Khanum, DPE G.G.C Bannu
- 93. Sarwat Jabeen, DPE G.G.C. No.2 DI Khan
- 94. Farhad Begum, DPE G.G.C. Nowshera
- 95. Andaleeb Firdous, DPE G.G.C Thana MKD, Agency.
- 96. S. Nargis Abbas Bukhari, DPE, G.G.C, Lakk
- 97. Sadia Anwar, DPE G.G.C. No.1 A/Abad.
- 98. Rubina Khurshid, DPE G.G.C, D.I.Khan No.1
- 99. Shumaila Saeed, DPE G.G.C Tank
- 100. Sabrina Kousar, DPE G.G.C, Manki (Swabi)
- 101. Samina Khalil, DPE G.G.C Nawasher Abbottabad.
- 102. Salma Naz, DPE G.G.C Kohat Road Peshawar
- 103. Aysa Batool, DPE G.G.C Haripur
- 104. Hijab Maryam, DPE G.G.C Mundan (Bannu)
- 105. Naima Gul, DPE G.G.C, Mancian
- 106. Shaista Safdar, DPE G.G.C, Hangu.
- 107. Saima Syed, DPE G.G.C, Havelian.
- 108. Saima, DPE G.G.C, Timergara.
- 109. Noor-ul-Ain Khan G.G.C, Sarisaleh Haripur.
- 110. Afshan Nisar, DPE G.G.C, Mansehra No.
- 111. Attiha Mehmood, DPE G.G.C, Mansehra No. 1.
- 112. Najma Naz Qazi, DPE G.F.C (W) Peshawar
- 113. Unsia Zeb, DPE G.G.C, City Gulbahar Pesh.
- 114. Nair Sultana, DPE G.G.C Surrani.
- 115. Aliya Khatoon, DPE G.G.C Ghazi.
- 116. Sadaf Masud, DPE G.G.C KTS Haripur
- 117. Shagufta Mehreen, DPE G.G.C Karak.
- 118. Shakeela Jehan, DPE G.G.C K.Sher Khan
- 119. Javaria Gul, DPE G.G.C Ekka Ghund.
- 120. Amina Bibi, DPE G.G.C Takht Bhai.
- 121. Kokab Tabbani, DPE G.G.C Saidu Sharif (Swat)
- 122. Sumera Gul, DPE G.G.C Marguz (Swabi).
- 123. Surria Mumtaz, DPE G.G.C Pabbi.

*Noted*

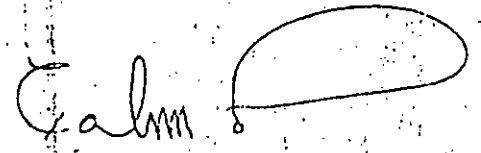
*Muhammad Ali Shah*  
 Advocate High Court  
 District Bar Peshawar

2. They shall be placed at the bottom of existing seniority list of Lecturers General Cadre.

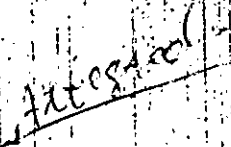
Endst. No. SO(T)HE/17-2/2010

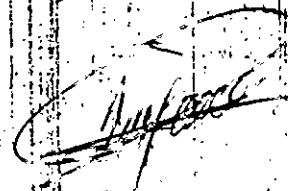
DATED 18-8-2010

1. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Secretary to Govt. of Khyber Pakhtunkhwa, Finance Department.
3. Secretary to Govt. of Khyber Pakhtunkhwa, Establishment Dept.
4. PS to Chief Minister, Khyber Pakhtunkhwa, Peshawar.
5. PS to Chief Secretary, Khyber Pakhtunkhwa, Peshawar.
6. PS to Minister Higher Education Khyber Pakhtunkhwa, Peshawar.
7. PS to Secretary Higher Education, Arch: & Lib: Department.
8. Director Higher Education, Khyber Pakhtunkhwa, Peshawar.
9. Director Information Khyber Pakhtunkhwa, Peshawar.
10. Director Education FATA.
11. All District Accounts Officers in Khyber Pakhtunkhwa.
12. All Agencies Accounts Officers in Khyber Pakhtunkhwa.
13. PA to Deputy Secretary (Admn), Higher Education Dept. Peshawar.
14. PA to Deputy Secretary-II Higher Education Department.
15. All Principals of Colleges in Khyber Pakhtunkhwa.
16. Officers concerned.



SECTION OFFICER (A&L)  
HIGHER EDUCATION DEPT.





(U) 13

GOVERNMENT OF N.-W.F.P  
HIGHER EDUCATION, ARCHIVES  
AND LIBRARIES DEPARTMENT

Dated Peshawar the 01-01-2010

**NOTIFICATION:**

**No. SO(THE/17-1/2003/VOL-III.** On the recommendation of Departmental Promotion Committee, the Competent Authority is pleased to promote the following DPE's and Librarians (Male/Female) of College Cadre who hold Master Degree, working in B-16/B-17(Personal) to B-17 on regular basis, against the upgraded posts with immediate effect:

DPE's (Male)		
S. #	Name of Officer	Place of Posting
1.	Sharifullah	G.C. Lahore (Swabi)
2.	Ali Sher Khan	G.C. Ghoriwala, Bannu
3.	Sultan Mohammad	G.C. Peshawar
4.	Malik Asif	Directorate of H.E Deptt: NWFP Pesh.
5.	Muhammad Ismail	G.C. Kakki Bannu
6.	Abidullah	Presently working at Science & Technology University, Bannu.
7.	Muhammad Saeed	G.C. D.I Khan No.01
8.	Umar Bashir	G.C. Oghai
9.	Sanaulah Khan	GPGC, Bannu
10.	Aftab Ahmad	GPGC, Kohat
11.	Ziaur Rehman	G.C. Dir.
12.	Juma Khan	G.C. Paharipur D.I Khan
13.	Hakim Khan	GPGC, Mardan
14.	Gul Razim	G.C. Takht-e-Nasrat (Karak)
15.	Fazle Rabbi	G.C. Kotha
16.	Said Muhammad Jan	G.C. Thana (Malakand)
17.	Muhammad Zaman	G.C. Timergara Dir
18.	Mohsin Shah	G.C. No.02, Mardan
19.	Muhammad Abid Kamal	GSSC, Peshawar
20.	Muhammad Abdul Latif	G.C. Kulachi
21.	Manzoor Hussain	GPGC, Mandian A/Abad
22.	Abdur Rashid	G.C. J.A. Kohat
23.	Abdul Famid	G.C. Miran
24.	Rashidullah	GPGC, Abbotabad
25.	Noorul Amin	G.C. Nur Abad
26.	Asad Jari	G.C. No.01 D.I Khan
27.	Abdul Cayum	G.C. Bakki Marwat
28.	Muhammad Ayaz	GPGC, Charsadda
29.	Muhammad Younas Khan	G.C. No.02 D.I Khan
30.	Azizullah	GPGC, Ahmed Abad (Karak)
31.	Muhammad Shafiq	G.C. Patta
32.	Muhammad Ayaz Khan	GPGC, Badli (S.W.A)
33.	Samiullah Khan	GPGC, Nowshera
34.	Bashir Ahmad	GPGC, Mardan
35.	Muhammad Ibrahim	G.C. Gul Abad Dir.

*Attested*  
*[Signature]*  
Advocate High Court  
District Bar D.I. Khan



36.	Shahid Hussain	GDC. Bannu
37.	Sabahai Ali Khan	G.C Badaber Peshawar
38.	Khalid Mehmood	G.C. Haripur
39.	Muhammad Anwar	G.C. Lakki Marwat
40.	Sartaj Khan	G.C. Lund Khawar (Mardan)
41.	Farooq Hussain	G.C. Peshawar
42.	Abdul Nahid Khan	G.C. Sara Naurang
43.	Muhammad Arif	G.C. Mingora (Swat)
44.	Faridur Rehman	G.C. Hayatabad.
45.	Anwar Khan	G.C. Batagram
46.	Musawar Khan	G.C. Toru Mardan
47.	Hayat Shah	GDC. Takht Bhai
48.	Khalid Zaman	GPCC Sawabi
49.	Ghous Muhammad	G.C. Miranshah
50.	Safdar Khan	G.C. Mathra
51.	Akhtar Ali	G.C. Saidu Sharif Swat
52.	Dilabaz Khan	G.C. Sikandar Khel Bannu
53.	Bakhtairud Din	G.C. Akora Khattak
54.	Abidullah DPE	G.C. Sabirabad
55.	Muhammad Qasim	G.C. Katlang
56.	Muhammad Hafeez	G.C. KES. Haripur
57.	Faisal Islam	G.C. Panjala DIKhan
58.	Tariq Iqbal	G.C. Darra Adam Khel
59.	Haider Zaman	G.P.G.C. Bar-nu
60.	Jehanzeb	G.C. Daggat. Buner.
61.	Khalid Rehman	G.C. Banda Daud Shah (Karak)
62.	Arif Ali Shah	G.C. No.1 Abbottabad.
63.	Fajmali Khan	G.C. Mir Ali (Miranshah)
64.	Tahirullah	G.C. Sidi Shari Shar.
65.	Yousaf Ali	G.C. Yar Hussain.
66.	Ghulam Mohammad	G.C. Manshra.
67.	Irfanullah	G.C. Tatamber.
68.	Ghulam Mohammad	G.C. Parova
69.	Arshad Hussain	G.C. Pabbi
70.	Noor Sher.	G.C. Kohi Sher Haider
71.	Abdul Hadi	G.C. Dargai.
72.	Mohammad Naeem	G.C. Samar Bagh
73.	Abdul Saboor	G.C. Khanpur.
74.	Javed Noor.	G.C. Saam (SWA)
75.	Ishrat Ali	G.C. Bakhshali (Mardan)
76.	Adalat Khan	G.C. Kabal. (Swat).
77.	Attaullah. DPE.	G.C. Babuzai (Mardan)
78.	Hafeezullah	G.C. Jandola.
79.	Babar Hussain	G.C. Shawa (Swabi)
80.	Shahid Ali	GDC Zarabi, Swabi
81.	Atta-ur-Rehman	GDC Gaudal (Swabi)
82.	Niaz Hussain	GDC Dera Town Ship D.I Khan
83.	Raja Gul Faraz.	GDC Pattan (Kohistan)
84.	Akhtar Nawaz.	GDC Ghazi (Haripur)
85.	Muhammad Imran	GDC Nawagai (Bajaur Agency)
86.	Hamid Shakeel	GDC Isak Khel.
87.	Gohar Ali	GDC Jawar (Buner)
88.	Raham Niaz	GDC Domail (Bannu)
89.	Muhammad Nazir	GDC Bakkot
90.	Shakeel Abdul Jabbar	GDC Jhami Khel.
91.	Muhammad Kabir Khan	GDC Anali (Hangu)

(3)

(14)

DPE's (Female)		
1.	Raham Bibi	G.F.C. (W) Peshawar
2.	Gulshan Ara	G.G.C. Kohat.
3.	Gulnar Begum	G.G.C. Mardan.
4.	Shakila Khanum	G.G.C. Bannu.
5.	Sarwat Jabeen	G.G.C, D.I Khan No. 2.
6.	Farhad Begum	G.G.C, Nowshera.
7.	Andaleeb Firdous,	G.G.C Thana MKD, Agency.
8.	S. Nargis Abbas Bukhari	G.G.C, Lakki.
9.	Sadia Anwar	G.G.C, No. 2 A/Abad.
10.	Rubina Khurshid	G.G.C, D.I. Khan No. 1.
11.	Shumaila Saeed	G.G.C.C, Tank
12.	Sabrina Kousar	G.G.C, Maniki (Swabi).
13.	Samina Khalil	G.G.C, Nawansher, Abbottabad
14.	Salma Naz	G.G.C.C, Kohat Road Pesh.
15.	Aysha Batool	G.G.C, Haripur.
16.	Hijab Maryam.	G.G.C, Mandan (Bannu)
17.	Naima Gul	G.G.C, Mandian.
18.	Shaista Safdar	G.G.C, Hangu.
19.	Saima Syed	G.G.C, Havelian.
20.	Saima	G.G.C, Timergara.
21.	Noor-ul-Ain Khan	G.G.C, Serai Saleh, Haripur.
22.	Afshan Nisar	G.G.C, Manshra No. 2.
23.	Attiha Mehmood	G.G.C, Manshra No. 1.
24.	Najma Naz Qazi	G.F.C. (W) Peshawar.
25.	Unsiya Zeb	G.G.C., City Gulbahar Pesh.
26.	Nair Sultana	G.G.C, Surrani (Bannu)
27.	Aliya Shaheen	G.G.C, Ghazi Haripur.
28.	Sadaf Masud	G.G.C, KTS, Haripur.
29.	Shagufta Mehreen	G.G.C, Karak.
30.	Shakeela Jehan	G.G.C, Kohi Sher Khan.
31.	Javairia Gul	G.G.C, Ekka Ghund.
32.	Amina Bibi	G.G.C, Takht Bhai.
33.	Kokab Tabbani	G.G.C, Saidi Sharif (Swat)
34.	Sumera Gul, DPE,	G.G.C, Marguz, Swabi.
35.	Surria Mumtaz	G.G.C, Pabbi.

#### Librarian (Male)

1.	Faridullah Khan	GC. No.1, DI Khan.
2.	Muhammad Gul	GPGC, Charsadda
3.	Amjad Ali	GC, Thana
4.	Yousaf Shah	GC, Pabbi
5.	Fazal Wahab.	GC, Gulabad Dir lower
6.	Muhammad Khalid	GC, Shabqadar
7.	Hidayaullah Khan	AD Libraries, DHE Office Pesh.
8.	Saeef Ullah	GC, Essak Khol
9.	Nihar Muhammad	GC, Takht Bhai
10.	Wajid Shabir	GC, Lahor (Swabi)
11.	Abdul Khaliq	GDC, Wadpagga, Peshawar
12.	Muhammad Hayat	GDC, Pahar Pur
13.	Hidayat-ur-Rehman	GC, Dir
14.	Muhammad Rasool	GC No.2 Mangora
15.	Imtiaz Khan	GC, Badaber (Peshawar)
16.	Ihsan Ullah	GC, Bakishali
17.	Muhammad Rashid	GC, Kalal (Swat)
18.	Saeed Ullah	GC, Kohat (Swabi)

Attested  
 Ali Shah  
 Advocate High Court  
 District Bar Dir. Khan

20	Rukhsar Ali	GC, Land Khwar
21	Iqbal Khan	GC, Bat Khela
22	Iqbal Khan	GC, Mathra
23	Abdul-Latif	GC, Tall (Hangu)
24	Rafiq-ur-Rehman	GC, Khan Kohi (NSR)
25	Zahir Ullah	GC, Khairabad
26	Iskhar	GC, No.2 Mardan
27	Faiz Muhammad Khan	GC, Ekka Gund
28	Muhammad Tahir Jan	GC, Matta (Swat)
29	Haroon Rashid	GPCC, Karak
30	Muhammad Irfan	GC, Agra (Malakand)
31	Abdul Ghaffar	GC, Daigai
32	Iftikhar Ali	GC, Dara Adam, Khel
33	Asghar-Khan	GC, Havelian
34	Muhammad Asif	GC, Akora Khatak
35	Hidayat Ullah	GC, Hayatabad
36	Naseer Razaq	GDC, Kallang
37	Ahmed Ali	GC, Timergra
38	Fazal Hussain Bacha	GC, Lachi
39	Abul Kalam Ahmed	GC, Mansehra
40	Zulfiqar Ali	GPCC, Bannu
41	Muhammad Ali	GDC, Tangi
42	Muhammad Shuaib Jan	GPCC NO 1, Mardan
43	Dawood Shah	GPCC No. 1, Abbottabad
44	Muhammad Nawaz	GC, Jawar (Buner)
45	Muhammad Quraish	GDC, Tajori
46	Hidayat Ullah	GDC, Zaroobi (Swabi)
47	Syed Zabiullah Shah	GC, Tangi Mardan
48	Rizwan Ullah	GDC, Babu Zai, Mardan
49	Rizwan Ullah	GDC, Yar Hussain Swabi
50	Karim Khan	GPCC, Bannu
51	Shah Khalid	GDC, Ghoriwala
52	Sher Bahadur	GDC, Peshawar
53	Atta-ur-Rehman	GSSC, Peshawar
54	Irfan Ullah	GPCC, Swabi
55	Hamdullah	GPCC No. 1, Abbottabad
56	Muhammad Ayaz	GPCC No. 2 Abbottabad (Mandian)
57	Shakir Masood	GC, Hangu
58	Shahid Ali	GC, Nawagai (Bannu)
59	Khan Badshah	GDC, Totakai (Malakand)
60	Ziaullah Khan	GDC, Lakki Marwat
61	Hafiz Jehanzeb Khan	GDC, Parova (D.I. Khan)
62	Ziaullah Khan	GDC, Chakesser
63	Ihtishamullah Khan	GDC, Lakar, Mohmand Agency
64	Imtiaz Alam	GDC, Totalai
65	Sajjad Ali	GDC, Gandaf
66	Muhammad Qasir	GDC, Khanpur
67	Maazullah Khan	
68	Abdul Razaq	
<b>Librarian (Female)</b>		
1.	Naz Parwar	GC, Mardan
2.	Ishrat Jehan	GC, Thana
3.	Rifat Naz	GC, Sheikh Maloon Mardan
4.	Mith Noor	GC, Pipai SSR
5.	Shandana Mirza	GC, (Sw) Pesh.

5

15

6.	Salina Bibi	GGC Kohat
7.	Shaheen Akhtar	GGC Hayatabad
8.	Rashida Begum	GGC Takhi Bhai
9.	Saima Noreen	GGC Hangra
10.	Asma Bashir	GGC Charsada
11.	Farhat Jabeer	GGC Dargai
12.	Zakia Begum	GGC Hayatabad
13.	Kaloom Manan	GGC No. 2 D.I Khan
14.	Saima Gul	GGC Land Jawar
15.	Nida Aziz	GGC Nowshera
16.	Sadia Miraj Noor	GGC Bannu
17.	Gul Bibi	GGC Nawanshah
18.	Humera Begum	GGC Jolagram
19.	Naseem Ara	GGC Timergara
20.	Bushra Khatoon	GGC Haripur
21.	Sabrina Nasir	GGC Kemal Sher Khan (Swabi)
22.	Haliza Jalwa Bashir	GGC Gulshan Rehman Pesh
23.	Sheela Bashir	GGC Jamrud Khyber Agency
24.	Shaista Malik	GGC No.2, Manshra.

SECRETARY TO GOVT. OF NWFP  
HIGHER EDUCATION, ARCHIVES  
& LIBRARIES DEPARTMENT

Enclst: NO.SO(T)HE/17-1/2007

Dated Pesh: the 01-01-2010

Copy is forwarded for information & necessary action to the:

1. The Accountant General NWFP.
2. Secretary to Government of NWFP, Finance Department.
3. Secretary to Government of NWFP, Establishment Department.
4. P.S to Chief Minister NWFP, Peshawar.
5. P.S to Chief Secretary NWFP, Peshawar.
6. P.S to Minister Higher Education NWFP, Peshawar.
7. P.S to Secretary Higher Education Arch. & Libr. Deptt. NWFP.
8. Director Higher Education, NWFP, Peshawar.
9. Director Information, NWFP, Peshawar.
10. Director Education, FATA.
11. All District Account Officer in NWFP.
12. All Agencies Account Officer in NWFP.
13. PA to Deputy Secretary (Admin), Higher Education Deptt. NWFP.
14. PA to Deputy Secretary (H), Higher Education Deptt. NWFP.
15. All Principals of College in NWFP.
16. Officers concerned.

*(Signature)*

(SAID BADSHAH)

SECTION OFFICER

*Approved*

*(Signature)*

Amjad Ali Shah  
Advocate High Court  
District Bar D.I. Khan

16

GOVERNMENT OF N.W.F.P.  
HIGHER EDUCATION, ARCHIVES  
AND LIBRARIES DEPARTMENT

Dated: Peshawar the 04/03/09

NOTIFICATION:

No.S.O:(I) HE/17-1/2008/VOL-III. The Competent authority is pleased to order the up-gradation of the posts of the following DPEs and Librarians (Possessing Master degrees) from BPS-16 to BPS-17 in Higher Education, Archives and Libraries Department w.e.f 09-10-2007 in the interest of public.

DIRECTORATE OF HIGHER EDUCATION N.W.F.P

DPEs (Male)

S.#	Name of Officer	Place of Posting	Qualification
1	Sharif Ullah Khan	GC Lahore Swabi	M.Sc H.P.E
2	Abdur Rehman	GC Ghazni Khel	Do
3	Ali Sheer Khan	GC Ghoriwala Bannu	Do
4	Sultan Muhammad	GC Peshawar	Do
5	Malik Asif	Directorate of Higher Edu.	Do
6	Muhammad Ismail	GC Kakki Bannu	Do
7	Abid Ullah	Deputation Bannu Univ.	Do
8	Muhammad Saeed	GC D.I.Khan No.1	Do
9	Umer Bashir	GC Oghi	Do
10	Sanaullah Khan	GPGC Bannu	Do
11	Aftab Ahmad	GPGC Kohat	Do
12	Ziaur Rehman	GC Dir	Do
13	Juma Khan	GC Pahar Pur DIK	Do
14	Hakim Khan	GPGC Mardan	Do
15	Gul Razim	GC Takht-e-Nasrati Karak	Do
16	Fazal-e- Rabbi	GC Kotha (Swabi)	Do
17	Said Muhammad Jan	GC Timergara	Do
18	Muhammad Zaman	GC Thana	Do
19	Mohsin Shah	GC Mardan No.2	Do
20	Abid Kamal	GSSC Peshawar	Do
21	Muhammad Abdul Latif	GC Kulachi	Do
22	Manzoor Hussain	GPGC Mandian A/Abad	Do
23	Abdur Rashid	GC KDA Kohat	Do
24	Abdul Hamid	GC Puran	Do
25	Rashid Ullah	GPGC Abbottabad	Do
26	Noorul Amin	GC Khair Abad	Do
27	Asad Jan	GC No. D.I.Khan	Do
28	Abdul Qayyum	GC Lakki Marwat	Do
29	Muhammad Ayaz	GPGC Chrsadda	Do
30	Muhammad Ayaz	GC Ladha (S.W.A)	Do
31	Muhammad Younas	GC No.2 D.I.Khan	Do
32	Muhammad Shafiq	GC Matta	Do
33	Azizullah	GC Ahmad Abad Karak	Do
34	Samiullah Khan	GPGC Nowshera	Do
35	Bashir Ahmad	GPGC Mardan	Do
36	Muhammad Ibrahim	GC Gul Abad Dir Lower	Do
37	Shahid Hussain	GC Bannu No 2	Do
38	Sabahat Ali Khan	GC Badaber Peshawar	Do

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Do. All Shah  
Advocate High Court  
District Peshawar



(17)

2

S.No	Name of Officer	Place of Posting	Qualification
40	Muhammad Anwar	GC Lakki Marwat	Do
41	Sartaj Khan	GC Lund Khawar	Do
42	Farooq Hussain	GC Peshawar	Do
43	Abdul Nahid	GC Sarai Nourang	Do
44	Muhammad Arif	GC Mingora (Swat)	Do
45	Faridur Rehman	GC Landi Kotal	Do
46	Hayat Shah	GC Takht Bahi	Do
47	Anwar Khan	GC Battagram	Do
48	Masawar Khan	GC Toru Mardan	Do
49	Khalid Zaman	GPGC Swabi	Do
50	Syed Muhammad Khalid	GC Wana	Do
51	Ghous Muhammad	Gc Miran Shah	Do
52	Safdar Khan	GC Mathra	Do
53	Akhtar Ali	GJC Saidu Sharif Swat	Do
54	Dil Baz Khan	GC Sikandar Khel Bannu	Do
55	Bakhtair Uddin	GC Akora Khattak	Do
56	Muhammad Qasim	GC Katlang Mardan	Do
57	Muhammad Hafeez	GC KTS Haripur	Do
58	Fasil Islam	GC Panyala D.I.Khan	Do
59	Tariq Iqbal	GC Nizam Pur	Do
60	Haider Zaman	GC Latamber Karak	Do
61	Jehanzeb	GC Daggar (Buner)	Do
62	Khalid Rehman	GC B.D.Shah Karak	Do
63	Arif Ali Shah	GPGC No. I Abbottabad	Do
64	Tajmali Khan	GC Kotka Habibullah NWA	Do
65	Tahir Ullah	GJC Saidu Sharif	Do
66	Yousaf Ali	GC Yar Hussain Swabi	Do
67	Ghulam Muhammad	GPGC Mansehra	Do
68	Irfanullah	GC Latamber Karak	Do
69	Ghulam Muhammad	GC Parova D.I.Khan	Do
70	Arshad Hussain	GC Pabbi	Do
71	Noor Sher	GC Kohi Sher Haider	Do
72	Abdul Hadi	GC Dargai	Do
73	Muhammad Naeem	GC Sammar Bagh	Do
74	Muhammad Ali	GC Hayat Abad Peshawar	Do
75	Abdul Saboor	GC Khan Pur Haripur	Do
76	Javed Noor	GC Saam (S.W.A)	Do
77	Ishrat Ali	GC Bakhshali Mardan	Do
78	Adalat Khan	GC Kabal Swat	Do
79	Attaullah	GC Babuzai Mardan	Do
80	Hafeezullah	GC Jandola Bannu	Do
81	Tahir Mehmood	GC Havelian	Do

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Pin Donag Ali Shah  
Advocate High Court  
District Bar D.I.Khan

DPEs (Female)

S.#	Name of Officer	Place of Posting	Qualification
1	Raham Bibi	GFC (W) Peshawar	M.Sc H.P.E
2	Gulshan Ara	GGC Kohat	Do
3	Gulnar Begum	GGC Mardan	Do
4	Shakila Khanum	GGC Bannu	Do
5	Sarwat Jabeen	GGC Tank	Do
6	Farhad Begum	GGC Nowshera	Do
7	Andalceeb Firdus	GGC Thana	Do
8	S.Nargis Abbas Bukhari	GGC Lakki Marwat	Do

9	Sadia Nwar	GGC No.1 Abbottabad	M.Sc H.P.E
10	Sabrina Kousar	GGC Manki Swabi	Do
11	Samina Khalil	GGC Nawan Sher A/Abad	Do
12	Shumaila Saeed	GGC No.2 D.I.Khan	Do
13	Salma Naz	GGC Kohat Raod Peshawar	Do
14	Aysha Batool	GGC Haripur	Do
15	Hijab Maryam	GGC Mandan Bannu	Do
16	Naima Gul	GGC Mandian Abbottabad	Do
17	Shaista Safdar	GGC Hangu	Do
18	Saima Syed	GGC Havellian	Do
19	Noorul Ain Khan	GGC Sarai Saleh Haripur	Do
20	Afshan Nisar	GGC Mansehra No.2	Do
21	Unsia Zeb	GGC Gul Bahar Peshawar	Do
22	Nasir Sultana	GGC Surrani Bannu	Do
23	Shagufta Mchrcen	GGC Karak	Do
24	Hussan Ara	GGC Khawazakhela (Swat)	Do
25	Najma Naz Qazi	GFC (W) Peshawar	Do
26	Maria Samin	GGC Hayat Abad	Do
27	Attia Mehmood	GGC Mansehra No.1	Do
28	Sadaf Masud	GGC KTS Haripur	Do
29	Aliya Khatoon	GGC Ghazi Haripur	Do
30	Shakila Jehan	GGC Kernal Sher Khan	Do
31	Javaria Gul	GGC Yaka Ghund	Do
32	Amina Bibi	GGC Takhtbhai	Do
33	Kokab Tabani	GGC saidu Sharif Swat	Do
34	Sumera Gul	GGC Jamrud Khyber Agy	Do
35	Surria Mumtaz	GGC Pabbi	Do
36	Saima	GGC Timergara	Do
37	Rubina Khurshid	GGC No-1 DIK	Do

**Librarians (Male)**

S.#	Name of Officer	Place of Posting	Qualification
1	Faridullah Khan	GCD I.Khan	M.L.I.Sc
2	Muhammad Gul	GPGC Charsadda	Do
3	Amjad Ali	GDC Thana	Do
4	Yousaf Shah	GDC Pabbi	Do
5	Fazal Wahab	GDC Gul Abad Dir	Do
6	Muhammad Khalid	GDC Shabqadar	Do
7	Hidayat Ullah A.D (Libs)	DHE Peshawar	Do
8	Safeer Ullah	GDC Essk Khel	Do
9	Nihar Muhammad	GDC Takht Bhai	Do
10	Wajid Shabir	GDC Lahore (Swabi)	Do
11	Abdul Khaliq	GSSC Peshawar	Do
12	Muhammad Hayat	GDC Pahirpur	Do
13	Hidayat Ur Rehman	GDC Dir	Do
14	Muhammad Rasool	GDC No.2 Mingora Swat	Do
15	Imtiaz Khan	GDC Badhber Peshawar	Do
16	Ihsanullah	GDC Bakhshali	Do
17	Muhammad Rashid	GDC Kabal Swat	Do
18	Saeed Ullah Jan	GDC Kotha Swabi	Do
19	Muhammad Sharif	GDC Sarai Nourang	Do
20	Zia Muhammad Irfan	GDC Sabir Abad Karak	Do
21	Tashqin	GDC Para Chinar	Do
22	Muhammad Salim	GDC Bala Kot	Do
23	Rukhsar Ali	GDC Lund Khawar Mardan	Do

P.D. Do. Ati Shah  
 Adv. Date. Mgn. court  
 Dist. Do. DI Khan



25	Abdul Bari	GDC Mathra Peshawar	Do
26	Ranigur Rehman	GDC Thal	Do
27	Zahir Ullah	GDC Khan Kohat NSR	Do
28	Iskhar	GDC Khair Abad Mardan	Do
29	Faiz Muhammad Khan	GDC No.2 Mardan	Do
30	Muhammad Tahir Jan	GDC Yaka Ghund	Do
31	Haroon Rashid	GDC Matta Swat	Do
32	Muhammad Ifan	GPGC Karak	Do
33	Abdul Ghaffar Khan	GDC Agra MKD	Do
34	Ifikhar Ali	GDC Dargai MKD	Do
35	Asghar Khan	GDC Dara Adam Khel	Do
36	Muhammad Asif	GDC Havellain	Do
37	Shaukat Ali	GDC Landi Kotal	Do
38	Hidayatullah	GDC Akora Khattak	Do
39	Naseer Raziq	GDC Hayat Abad	Do
40	Ahmad Ali	GDC Katlang Mardan	Do
41	Fazal Hussain Bacha	GDC Timergara	Do
42	Abul Kalam	GDC Kulachi	Do
43	Zulfiqar	GDC Mansehra	Do
44	Muhammad Ali	GPGC Bannu	Do
45	Muhammad Shuaib Jan	GDC Tangi Charsadda	Do
46	Shah Nawaz	GDC Kulachi	Do
47	Daud Shah	GPGC Mardan	Do
48	Muhammad Nawaz	GPGC No.1 Abbottabad	Do
49	Muhammad Quraish	GDC Jawar Buner	Do
50	Hidayat Ullah	GDC Tajori	Do
51	Syed Zaibullah Shah	GDC Zarobi	Do
52	Rizawan Ullah	GDC Toru Mardan	Do
53	Karim Khan	GDC Babuzai Mardan	Do
54	Shah Khalid	GDC Yar Hussain Swabi	Do
55	Sher Bahader	GPGC Bannu	Do
56	Irafanullah	GDC Ghazi	Do
57	Hamd Ullah Jan	GDC Latamber Karak	Do
58	Muhammad Ayaz	GPGC Swabi	Do
59	Irafanullah Jan	GPGC No.2 Abbottabad	Do
60	Khan Badshah	GDC Samar Bagh Dir	Do
61	Zia Ullah Khan	GDC Chitral	Do
62	Hafiz Jehanzeb Khan	GPGC Lakki Marwat	Do
63	Ihtisham Ullah Khan	GDC Parova DIK	Do
64	Imtiaz Alam	GDC Chakisar	Do
65	Sajjad Ali	GDC Lakaro Muhammud Agy	Do
66	Muhammad Qaisar	GDC Totalai	Do
67	Maaz Ullah Khan	GDC Gandaf Swabi	Do
68	Abdul Razaq	GDC Lasan Nawab	Do

#### Librarians (Female)

S.#	Name of Officers	Place of Posting	Qualification
1	Naz Parwar	GGC Mardan	M.L.I.Sc.
2	Ishrat Jabcen	GGC Thana	Do
3	Rifat Naz	GGC Sheikh Maltoon Mardan	Do
4	Mah Noor	GGC Pir Pai NSR	Do
5	Shandana Mirza	GFC (W) Peshawar	Do
6	Safina Bibi	GGC Kohat	Do
7	Shaheen Akhtar	GGC Havellian	Do

Handwritten signature and text: "Handwritten signature" and "Advocate High Court" with "D. Khan" written below.

8	Rashida Begum	GGC Takht Bhai	Do
9	Asma Bashir	GGC Charsadda	M.L.T.Sc
10	Sabahat Kanwal	GGC Pabbi	Do
11	Zakia Begum	GGC Hayat Abad	Do
12	Kalsoom Manan	GGC No.2 D. I. Khan	Do
13	Saima Gul	GGC Lund Khawar Mardan	Do
14	Nida Aziz	GGC Nowshera	Do
15	Sadia Miraj Noor	GGC Bannu	Do
16	Gul Bibi	GGC Nawan Shere	Do
17	Humera Begum	GGC Bari Kot Swat	Do
18	Naseem Ara	GGC Timergra	Do
19	Bushra Khatoon	GGC Haripur	Do
20	Haseeba Shafi	GI'C (W) Peshawar	Do
21	Shaista Malik	GGC No.2 Manshra	Do
22	Saima Nourcen	GGC Hangu	Do
23	Farhat Jabeen	GGC Dargai	Do

**Directorate of Archives & Libraries NWFP, Peshawar.**

S.#	Name of Officers	Place of Posting	Qualification
1	Muhammad Ashfaq Ahmad, Librarian.	Directorate of Archives & Libraries NWFP, Peshawar	M.L.T.Sc
2	Anwar Jalal Librarian.	Mardan Public Library Mardan	Do
3	Muhammad Nadeem Iqbal, Librarian.	Directorate of Archives & Libraries NWFP, Peshawar	Do
4	Muhammad Rafi Librarian.	Mufti Mehmood Public Library D.I. Khan.	Do
5	Zairullah, Librarian.	Swabi Public Library Swabi	Do
6	Miss Shahla Tahir, Librarian.	Directorate of Archives & Libraries NWFP, Peshawar	Do

**SECRETARY TO GOVERNMENT OF NWFP  
HIGHER EDUCATION ARCHIVES &  
LIBRARIES DEPARTMENT**

Endst.No. & Date Even

Copy is forwarded for information and necessary action to:-

- 1 Secretary to Government of NWFP, Establishment Department
- 2 Secretary to Government of NWFP, Finance Department
- 3 The Accountant General NWFP
- 4 P.S. to Chief Minister NWFP, Peshawar
- 5 P.S. to Chief Secretary NWFP, Peshawar
- 6 P.S. to Minister Higher Education, NWFP, Peshawar
- 7 P.S. to Secretary Higher Education, Archives and Libraries NWFP, Peshawar
- 8 Director Higher Education, NWFP, Peshawar
- 9 Director Archives and Libraries, NWFP, Peshawar.
- 10 Director Education, P.A.T.A.
- 11 All District Account Officers in NWFP
- 12 All Agency Account Officers in NWFP Waziristan Agency (Miranshah)
- 13 PA to Deputy Secretary-II, Higher Education Deptt. NWFP
- 14 PA to Deputy Secretary (Admn) Higher Education Department
- 15 All college principals
- 16 Office file of the Officer concerned.

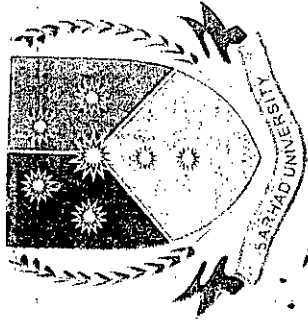
*Attested*

*(Signature)*  
**Adnan Ali Shah**  
 Advocate High Court  
 District Bar D.I. Khan

*(Signature)*  
**(SAID BADSHAH)**  
 SECTION OFFICER (TRAINING)

Registration No. SUIT-06-03-60035

Serial No. 002970



*Annexure V*

(2)

# Sarhad University of Science & Information Technology

This is to certify that Kifayat Ullab  
son/daughter of Muhammad Rasool

Having passed the requisite examination, is hereby awarded the degree of

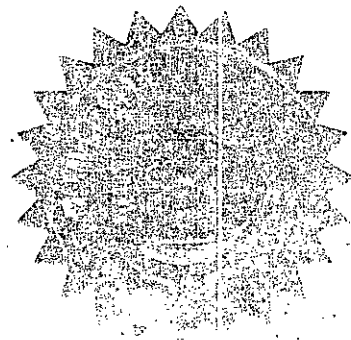
**Master of Health & Physical Education**

*Alles* All the rights and privileges appertaining thereto.

Given at Peshawar (PAKISTAN) on the Fifth Day of August Two Thousand Eight.

*Pir Arzoo Ali Shah*  
Advocate High Court  
District Bar D.I. Khan

*[Signature]*  
Registrar



*[Signature]*  
Vice-Chancellor

*[Signature]*  
President



# SARHAD UNIVERSITY

OF SCIENCE & INFORMATION TECHNOLOGY, PESHAWAR

## Detailed Marks Certificate

DMC No. SU/04105

(22)

Fall 2006



Student's Name Kifayat Ullah Roll No. 06-SU-14178  
 Father's Name Muhammad Rasool Registration No. SUIT-06-03-60035  
 Programme Master of Science in Physical Education - M.Sc. (HPE) Term No. 2

Courses	Max Marks	Marks Obtained		Remarks
		In Figures	In Words	
Research Method in Physical Education	100	068	Sixty Eight	Pass
Psychology of Sports	100	070	Seventy Only	Pass
Test, Measurement & Evaluation in Physical Edu.	100	073	Seventy Three	Pass
Science of Sports Training/Coaching Courses/ Athl	100	060	Sixty Only	Pass
Project	200	189	One Hundred and Eighty Nine	Pass
Administration & Management in Physical Education	100	065	Sixty Five	Pass
<b>Total</b>	<b>700</b>	<b>525</b>	<b>Five Hundred and Twenty Five</b>	<b>Pass</b>

*Attested*  
 Mr. Farjad Ali Shah  
 Advocate High Court  
 District Bar D.I.Khan

General Remarks The Examination was passed as a Whole in 1st division.

Exam held May 26-June 23, 2007 Result declared August 25, 2007 Date of Issue October 18, 2007

*Dr. M. Nadeem*  
 Dean

*Dr. M. Nadeem*  
 Controller of Examinations

(Errors and omissions are subject to subsequent rectification)

*Handwritten initials*

*Handwritten marks*

The Director Higher Education,  
Khyber Pakhtunkhwa, Peshawar

Subject: INCLUSION OF MY NAME IN LECTURER CADRE W.E.F  
AUG 18<sup>th</sup>, 2010.

Respected Sir,

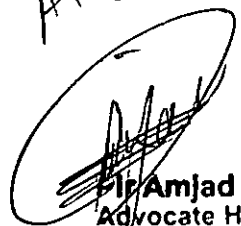
With due respect it is stated that I am serving as a DPE in this Department since Nov 2006. As you know that in 18 Aug, 2010 the competent authority have been issued a notification No. SO(T)HE/17-2-2010 of re-designated the post of D.P Es as lecturer in Physical Education and absorbed then the general cadre of lecturers with immediate effect. The names of 6 DPEs were not present in that notification including me.

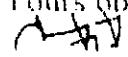
The competent authority issued a fresh notification No. SO(C-IV)17-1/HPE/2013 dated 24 Dec, 2013 in respect of 6 remaining DPEs. But with due apology the recent notification issued on 24 Dec, 2013 will badly effect our seniority and promotion.


Sir therefore, it is requested that our names may please be reconsidered for re-designation as lecturers with effect from 18 Aug, 2010 and oblige us.

Thanks

Dates: 19-01-2014

*Attested*  
  
Mr Amjad Ali Shah  
Advocate High Court  
District Bar D.I.Khan

Yours obediently  
  
Kifayat Ullah  
Lecturer in P.E  
G.D.C Ammakhel (Tank)

  
Principal  
Govt Degree College  
Ama Kheeristan

To:

The Director Higher Education,  
Khyber Pakhtunkhwa, Peshawar.

Subject:

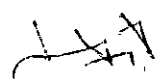
REQUEST FOR CORRECTION IN SENIORITY LIST

Respected Sir,

With due respect it is stated that I am serving as Lecturer in HPE at GDC Amakhel. I was appointed as a DPE on contract basis and regularized through act 2009. Then all DPEs were upgraded from BPS-16 to BPS-17 and all DPEs were merged into Lecturer on 01/01/2010.

At that time my name was not included in up gradation Notification. After that I submit application and I was up graded vide notification No.SO(C-IV)/17-1/HPE/2013/9205-19, dated: 24/12/2013.

Now I request your authority that my name may please be included in seniority list w.e.f 01/01/2010.

  
Kifayat Ullah  
Lecturer in HPE  
Govt Degree College  
Amakhel (TANK).

Endst No. 727


Dated: 04/11/2017

The self-explanatory application in original in respect of Mr Kifayat Ullah Lecturer in HPE is recommended and forwarded to the Director Higher Education, Khyber Pakhtunkhwa, Peshawar for necessary action please.

*Attested*



P: Amjad Ali Shah  
Advocate High Court  
District Bar D.I.Khan

  
Principal  
Govt Degree College  
Amakhel (TANK).

**BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE**

**TRIBUNAL, CAMP COURT DERA ISMAIL KHAN**

S.A # 530/2018

*Kifayat Ullah* ..... *Appellant*

*Versus*

*Govt: of Khyber Pakhtunkhwa*

*Through Secretary and*

*Director, Higher Education Peshawar & Others* ..... *Respondents*

***INDEX***

S No	Description Of Documents	Annexure	Page No.
1	Para Wise Comments		1-2
2	Application of Appellant	A	3
3	Notification Dated: 31/03/2011	B	4
4	Application of Appellant	C	5

  
Respondent

**BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**  
**CAMP COURT, D.I.KHAN.**

S.A # 530/2018

Kifayat Ullah.....Appellant

Versus

Govt. of Khyber Pakhtunkhwa  
Through Secretary and  
Director, Higher Education Peshawar & Others..... Respondents

**SUBJECT: PARAWISE COMMENTS ON BEHALF OF RESPONDENTS NO. 1, 3 & 4.**

**Respectfully Sheweth: -**

**Preliminary Objections:-**

1. That the appellant has got no cause of action/locus standi to file the instant Service appeal.
2. That the appellant is trying to conceal material facts from this Honourable Tribunal and is not entitled to the extraordinary relief of this Tribunal.
3. That the appellant has not come to this Honourable Tribunal with clean hands.
4. That the instant service appeal is hit by doctrine of laches.
5. That the appellant is estopped by his own conduct to file the instant service appeal.

**Facts: -**

- 1) Correct to the extent that the appellant was appointed as Director Physical Education BPS-16 on contract basis on 11/11/2006.
- 2) Correct to the extent that Provincial Govt: in the year 2010, up-graded the posts of DPE from BPS-16 to BPS-17 on the basis of master degree and absorbed them into the general cadre of lecturers but the appellant being on contract at that time, he was not upgraded. However, upon regularization, he was promoted and merged in general cadre of lecturers in BPS-17 on 24/12/2013.
- 3) Incorrect. It is mentioned that the appellant was appointed on contract basis with the condition that his services shall stand terminated on the arrival of selectee of Khyber Pakhtunkhwa Public Service Commission. Hence, a permanent selectee as DPE (BPS-16) was adjusted at Govt: Degree College, Thall, Hangu on 05/03/2009, and the services of the appellant were terminated as evident from the application of the appellant (copy of application is attached as **Annex-A**). After termination from service, the appellant submitted departmental appeal for re-appointment/ regularization and later on he was regularized with effect from the commencement of regularization of service Act 2009 vide notification dated 31/03/2011. As per his regularization notification terms and condition No. 07, he was on extra ordinary leave w.e.f



05/03/2009 to 31/03/2011 (more than 02 years), (Copy of notification is attached as **Annex-B**). When the services of the appellant were regularized, he requested for up-gradation from BPS-16 to BPS-17 vide application dated 22/12/2012 (copy attached as **Annex-C**). The case of the appellant along with other applicants was placed before Departmental Promotion Committee and was considered for promotion on 24/12/2013 with immediate effect. It is worth to mention that promotion/ up-gradation is always made with immediate effect and not from retrospective effect.


- 4) Already explained in the preceding paras.
- 5) Already explained in the preceding paras.
- 6) Already explained in the preceding paras.

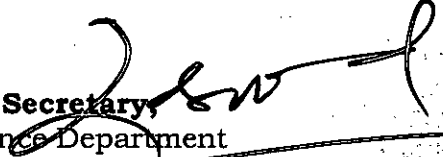
**Grounds: -**


1. Incorrect as already explained in the preceding paras.
2. Incorrect as already explained in the preceding paras.
3. Incorrect as already explained in the preceding paras.
4. Incorrect as already explained in the preceding paras.
5. Incorrect as already explained in the preceding paras.
6. That respondent may be allowed to raise additional grounds at the time of agreement.

**Prayers: -**

It is, therefore, humbly prayed that the instant case is based on misconception/misstatement, hence may graciously be dismissed with appropriate costs.

  
**Secretary,**  
Higher Education Department  
Respondent No. 1

  
**Secretary,**  
Finance Department  
Respondent No. 3

  
**Director,**  
Higher Education Department  
Respondent No. 4

Annex-A

The Director,  
Higher Education  
NWFP Peshawar.

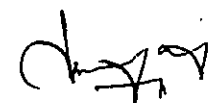
Subject. Re-Appointment against vacant Post/Regularization.

Dear Sir,

With respect, It is stated I had been appointed AS DPE at QDC Thall vide Notification No. 2077-2132-Dated 11-11-06 on contract basis. My Service Tenure was extended many time. My extension period was expired on 31-05-2009. In the meantime Selecte was appointed and have been adjust at QDC Thall on dated 05/03/2009 and my Service was terminated. After that I had given an application for Re-Appointment. Now The Govt of NWFP issued the ordinance of regularization of all Govt contract employes working before 31/12/2008. According to this ordinance I was already in service at that time.

It is therefore requested that I may please be Re-Appointed/Adjusted against any other vacant Post of DPE to give me compensation and save my previous service and include me in regularization accordingly. I will be very thankful you for this favour.

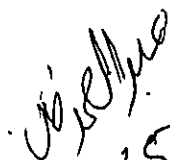
Dated: 01/10/2009.



Yours Sincerely

KIFAYAT ULLAH

S/o MUHAMMAD RASOOL

  
15471  
01/10/09

Annex-B



DIRECTORATE OF HIGHER EDUCATION, KHYBER PUKHTUN KHWA PESHAWAR.

Phone# 091-9211025, 091-9210242, 091-9210217 & Fax# 091-9210215.

NOTIFICATION.

In pursuance of Section 3 of the Khyber Pakhtunkhwa Employees (Regularization of Service) Act-2009, the competent authority is pleased to regularize the service of Mr. Kifayatullah DPE (BPS.16) appointed on contract basis with effect from the commencement of regularization of service Act-2009.

The competent authority is further pleased to adjust him at GDC Chitral against the vacant post of DPE with effect from 05-03-2009.

Terms & conditions of their regularization appointment will be as under:-

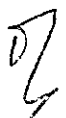
1. He will get pay at the minimum of BPS16 including usual allowances as admissible under the rules. He will also be entitled to annual increments as per existing policy.
2. He shall be governed by the K.P.K.Civil Servants Act, 1973 and all the laws applicable to the Civil Servants and Rules made there-under.
3. He shall for all intents and purposes, be civil servants except for purpose of pension & gratuity. In lieu of pension and gratuity, they shall be entitled to receive such amount as would be contributed by him towards Contributory Provident Fund (CPF) alongwith the contributions made by Government to his account in the said fund, in the prescribed manner.
4. His employment in the department is purely temporary and his services are liable to be terminated without assigning any reason at thirty (30) days notice or on the payment of 30 days salary in lieu thereof. In case he wish to resign at any time, 30-days notice will be necessary or in lieu thereof 30 days pay will be forfeited.
5. He shall, initially, be on probation for a period of two years extendable upto 3 years.
6. His seniority shall be determined in accordance with relevant rules but subject to Section-4 of the NWFP Employees (Regularization of Services) Act, 2009.
7. The period for which he remained away from service from 05-03-2009 till the date of his taking over charge be treated as Extra Ordinary Leave (without pay) in the light of bond executed on judicial stamp paper & as directed by the Provincial Govt. vide his letter No.SO(A&L)HE/1-2009/Vol-II dated 15-03-2011.
8. He should withdraw his case from the court as per statement of his lawyer and his own statement.

(PROF.GHULAM QASIM KHAN)  
DIRECTOR HIGHER EDUCATION.

Endst.No. 9020-23 /PF/Kifayatullah Burki /DPE/Dated Pesh.the 31/3/2011.

Copy forwarded to the:-

1. Section Officer (Arch: & Lib) Govt. of Khyber Pakhtunkhwa Higher Edu:Deptt:
2. Principal, Govt. Degree College Chitral with the remarks that officer concerned may be allowed charge with effect from 05-03-2009.
3. Distt: Accounts Officer Chitral.
4. D.P.E.Concerned.

  
DIRECTOR HIGHER EDUCATION.

P/Copy by  
hand- 31/3/2011  
31/3/2011  
31/3/2011

Annex - c

(c)

To,

The Director Higher Education,  
Khyber Pakhtunkhwa, Peshawar.

Subject:

PROMOTION FROM BPS-16 TO BPS-17 & CHANGE IN  
DESIGNATION.

Respected Sir,

With due respect it is stated that I am working at Govt: College, Ama Khel (Tank) as a DPE on regular basis. As you know that all the DPEs having master degree have been promoted from BPS-16 to BPS-17 and their designation have been changed from DPE to Lecturer in Physical Education.

I have already submitted my verified master degree along with all previous ACRs dated 02-06-2011 Dairy No. 4113 in your office.

Therefore, it is requested that the case of my promotion to Higher grade (BPS-17) along with the change of designation (Lecturer in Physical Education) may please be considered.

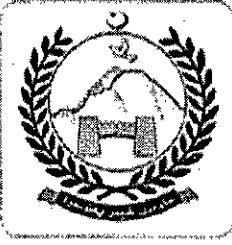
I shall be extremely obliged for this act of kindness.

Thanks.

Dated 22-12-2012

Yours Sincerely,

*Kifayatullah*  
Kifayatullah,  
DPE, Govt: College,  
Ama Khel (Tank)



**KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR**

No. 559 /ST

Dated: 24-2-2022

All communications should be addressed to the Registrar KPK Service Tribunal and not any official by name.

Ph:- 091-9212281  
Fax:- 091-9213262

To

The Secretary Higher Education Department,  
Government of Khyber Pakhtunkhwa,  
Peshawar.

Subject: JUDGMENT IN APPEAL NO. 530/2018 MR. KIFAYAT ULLAH.

I am directed to forward herewith a certified copy of Judgement dated 13.12.2021 passed by this Tribunal on the above subject for strict compliance.

Encl: As above

  
REGISTRAR

KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL  
PESHAWAR