
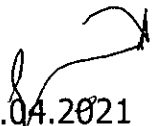

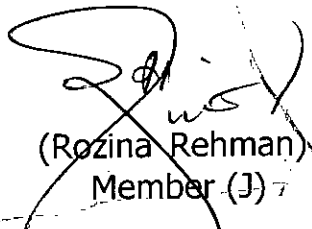


Form- A

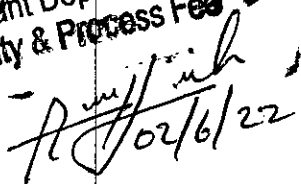
FORM OF ORDER SHEET

Court of _____

Case No.- _____ 543 /2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	13/04/2022	<p>The appeal of Mr. Shah Nawaz presented today by Mian Asif Aman Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	<p>Noted  15.04.2021</p>	<p>This case is entrusted to Single Bench at Peshawar for preliminary hearing to be put there on <u>15-04-22</u>. Notices be issued to appellant and his counsel for the date fixed.</p> <p style="text-align: right;"> CHAIRMAN</p> <p>Appellant present through counsel. Preliminary arguments heard. Record perused.</p> <p>Points raised need consideration. Instant 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 respondents for submission of written reply/comments. To come up for reply/comments on 09.05.2022 before S.B.</p> <p>Annexed with the memo of appeal is an application for suspension of operation of the impugned order dated 24.02.2022. Notice of this application be served upon respondents. In the meanwhile, operation of the impugned order shall remain suspended, if not acted upon earlier.</p> <p style="text-align: right;"> (Rozina Rehman) Member (J)</p>

Rs-500/-
Appellant Deposited
Security & Process Fee

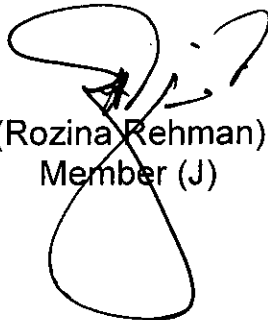

02/6/22

09.05.2022

Junior to counsel for appellant present.

Kabir Ullah Khattak learned Additional Advocate General present. Nemo for respondent Department.

Reply on behalf of respondents is still awaited. Notice be issued to respondents for submission of reply/comments. To come up for submission of reply/comments on 02.06.2022 before S.B. In the meanwhile, operation of impugned order shall remain suspended, if not acted upon earlier.



(Rozina Rehman)
Member (J)

2nd June, 2022

Clerk of counsel for appellant present.
Mr.Kabeerullah Khattak, Addl. AG for respondents present.

Respondents have not submitted reply/comments. Last chance is given to respondents for submission of reply/comments on 21.07.2022 before S.B.



Chairman

KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

CHECK LIST

Shah Nawaz

Versus

Chief Secretary Govt.

..... Appellant

..... Respondents

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

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

Name:- Mian Asif

Signature:- [Signature]

Dated:- 12/4/22

BEFORE THE COURT OF WORTHY CHAIRMAN
SERVICES TRIBUNAL, PESHAWAR

Appeal No. 543 /2022

Shah Nawaz.....**Appellant**

V E R S U S

Chief Secretary and others.....**Respondents**


I N D E X

S.No.	Description of Documents	Annex	Pages
1.	Memo of appeal	*	1-7
	Application for suspension	*	8-9
2.	Affidavit	*	10
3.	Copy of Advertisement, Recommendation and appointment letter	A to C	11-17
4.	Copy of impugned order dated 24/02/2022	D	18
5.	Copies of departmental appeal and order dated 06/04/2022	E & F	19-20
6.	Copies of budget book	G & H	21-26
7.	Copies of the rules	I & J	27-40
8.	Wakalatnama	*	41

Appellant

Through

Date: 11/04/2022


Mian Asif Aman
Advocate, High Court,
Peshawar
Cell# 0313-9185077

①

BEFORE THE COURT OF WORTHY CHAIRMAN
SERVICES TRIBUNAL, PESHAWAR

Appeal No. 543 /2022

Shah Nawaz S/o Malik Nasir Khan R/o Peshawar
(Serving as Budget and Account Officer, BPS-17 at
Directorate of Transport and Mass Transit Khyber
Pakhtunkhwa, Peshawar).....**Appellant**

V E R S U S

1. Chief Secretary, Government of Khyber
Pakhtunkhwa, Civil Secretariat, Peshawar.
2. Secretary, Transport and Mass Transit Khyber
Pakhtunkhwa, Peshawar
3. Director, Transport and Mass Transit Khyber
Pakhtunkhwa, Peshawar**Respondents**

APPEAL UNDER SECTION 4 OF
KP SERVICES TRIBUNAL ACT
1974 AGAINST THE TRANSFER /
POSTING ORDER NO. 1449-56
DATED 24/02/2022 BY WHICH
APPELLANT AT SERIAL NO.1
WAS TRANSFERRED AND HIS
SERVICE WERE PLACED AT
BUDGET AND ACCOUNT
OFFICER TRANSPORT OFFICE
CIVIL SECRETARIAT PESHAWAR
AND CONSEQUENTLY THE

(2)

DEPARTMENT APPEAL AGAINST
THE TRANSFER ORDER WAS
ALSO REGRETTED VIDE
IMPUGNED ORDER DATED
06/04/2022

Prayer in Appeal:

On acceptance of this service appeal, the impugned transfer order dated 24/02/2022 and regretted department appeal vide order dated 06/04/2022 of the respondents No.2 may kindly be set aside and the appellant may please be restored to his prior position as Budget and Account Officer BS-17, at Directorate of Transport and Mass Transit Department, Peshawar.

Respectfully Sheweth:

1. That initially the appellant was appointed on 20/12/2013 as Project Employee and later on vide notification dated 01/06/2017, the services of all BDU Employees was regularized and the appellant was appointed against the vacant post of Budget and Account Officer (BPS-17) in Directorate of Transport Department Khyber Pakhtunkhwa, Peshawar. **(Copies of**

appointment, regularization notification, regular appointment order and salary slip of appellant are attached as Annexure-A, B, C and D respectively)

2. That the appellant performing his duty with zeal and zest at that post and suddenly the respondent No.2 issued impugned office order No. SO(E)/TD/2-21/Post, Tranf/2020-21/ 1449-56 dated 24/02/2022 whereby respondent No.2 transferred the appellant from Directorate of Transport & Mass Transit Department Peshawar to Secretary Transport and Mass Transit Civil Secretariat, Peshawar. **(Copy of impugned order dated 24/02/2022 is attached as Annexure-E)**

3. That the appellant aggrieved from the above mentioned impugned transfer order dated 24/02/2022 and order dated 06/04/2022 issued on the basis of malafide intention, political motivation, in hasty and hasty manner, arbitrary without any valid reason, be transferred where no position or post of Budget and Account Officer (BPS-17) is yet been exist, consequently the appellant filed department appeal before the respondent No.2 and request

for the setting aside the impugned transfer order and also request to allow and continue his official duty at prior to transfer order which was regretted by the respondent NO.2 vide impugned order dated 06/04/2022. **(Copies of departmental appeal and order dated 06/04/2022 are attached as Annexure-F & G respectively)**

- 4. That aggrieved from the above mentioned impugned transfer order dated 24/02/2022 and dated 06/04/2022 notification, action and in actions of the respondents, which are illegal, unlawful, void-ab-initio and liable to be set aside inter alia on the following grounds:

GROUND S:

- A. That the respondents acted illegally and in violation of KPK Services Rules by issuing the impugned transfer order.
- B. That the appellant appointed in Directorate of Transport and Mass Transit Department against the vacant 1 post of Budget and Account Officer BPS-17 as per budget book available, but at the time there there is no post of budget and account officer exist in the Department of Transport, KP

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Civil Secretariat, Peshawar, and post equivalent to BPS-17 is available in Secretary Transport Civil Secretariat Office i.e. Section Officer, Private Secretary and Superintendent which already filled by another officers, therefore the impugned transfer order is arbitrary, without lawful authority and without valid reason, hence liable to be set aside, quashed/withdrawn. **(Copies of budget book are attached as Annexure-G & H respectively)**

- C. That the Secretary Transport and Mass Transit Department Civil Secretariat Peshawar requirement and posting and transfer rules governed under the Establishment Rules, while Directorate Of Transport and Mass Transit Department, Peshawar recruitment, appointment transfer rules are different in nature and perusal of the Establishment rules reflect that no post of Budget and Account Officer, BPS-17 exist in the Secretary Transport and Mass Transit Department Civil Secretariat Peshawar, therefore the impugned transfer order dated 24/02/2022 of the appellant amounts to gross violation of the rules and regulations, malafide and liable to be set aside/withdrawn and have no legal effect to the extent of appellant. **(Copies of the rules are attached as Annexure-I & J respectively)**

- ①
- D. That the action and inaction of respondent No.2 is against the law, justice, rules and regulations.
- E. That the respondent No.2 acted illegally on the direction of the Minister for Transport and Mass Transit Department on Political motivation, issued impugned transfer order dated 24/02/2022 of the appellant in hasty manner, which also reflects from the impugned officer order dated 24/02/2022 whereby one copy of order for information forwarded to the Minister of Transport which legally not required to forwarded but on malafide the said impugned order sent to Minister in order to assure compliance of illegal direction issued by the minister, who's uncalled illegal orders refused to obey and act by the appellant, the impugned office order colorable exercise of authority, liable to be set aside and withdrawn.
- F. That the impugned order of the respondents is illegal, unlawful and without lawful authority, liable to be set aside.
- G. That any other grounds will be raised at the time of arguments with prior permission of this Hon'ble Tribunal.

②


It is, therefore, most humbly prayed that on acceptance of this service appeal, the impugned transfer order dated 24/02/2022 and regretted order dated 06/04/2022 of the respondents No.2 may kindly be set aside and the appellant may please be restored to his prior position as Budget and Account Officer BS-17, at Directorate of Transport and Mass Transit Department, Peshawar.

Any other relief may deemed fit in the circumstances of the law may also be granted in favour of the appellant against respondent.

Appellant

Through

Date: 11/04/2022


Mian Asif Aman
Advocate, High Court,
Peshawar

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BEFORE THE COURT OF WORTHY CHAIRMAN
SERVICES TRIBUNAL, PESHAWAR

CM No. _____/2022

IN

Appeal No. _____/2022

Shah Nawaz.....**Appellant**

V E R S U S

Chief Secretary and others.....**Respondents**

APPLICATION FOR SUSPENSION OF THE
IMPUGNED TRANSFER ORDERS NO.
SO(E)/TD/2-21/POST, TRANF/2020-21/
1449-56 DATED 24/02/2022 AND
IMPUGNED NOTIFICATION DATED
06/04/2022 OF THE RESPONDENT NO.2,
TILL THE FINAL DECISION OF THE
SERVICE APPEAL.

Respectfully Sheweth:-

1. That the above noted service appeal is being filed before this Honourable Tribunal, in which no date of hearing has yet been fixed.
2. That the facts and grounds of the service appeal may kindly be read as an integral part of this application.


- 9
3. That the applicant has got a good prima facie case in his favour, and is sanguine about its success.
 4. That the balance of convenience also lies in favour of the applicant.
 5. That if the transfer orders dated 24/02/2022 and 06/04/2022 are not suspended, than the applicant would suffer irreparable loss.

It is, therefore, respectfully prayed that on acceptance of this application, the impugned transfer order dated 24/02/2022 and 06/04/2022 may kindly be suspended, till the final decision of the case.

Applicant

Through

Date: 11/04/2022


Mian Asif Aman
Advocate, High Court,
Peshawar

10

BEFORE THE COURT OF WORTHY CHAIRMAN
SERVICES TRIBUNAL, PESHAWAR

CM No. _____/2022

IN

Appeal No. _____/2022

Shah Nawaz.....**Appellant**

V E R S U S

Chief Secretary and others.....**Respondents**

AFFIDAVIT

I, **Shah Nawaz S/o Malik Nasir Khan R/o Peshawar (Serving as Budget and Account Officer, BPS-17 at Directorate of Transport and Mass Transit Khyber Pakhtunkhwa, Peshawar)**, do hereby solemnly affirm and declare on oath that the contents of accompanying **Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable court.

Identified by:

DEPONENT

CNIC# 17301-4894583-3

Cell#

Mian Asif Aman
Advocate, High Court,
Peshawar.



**TRANSPORT & MASS TRANSIT DEPARTMENT
GOVERNMENT OF KHYBER PAKHTUNKHWA**

Dated: 20-12-2013

ORDER

No. 3607-16. Consequent upon recommendation of the Selection Committee, Mr. Shahnawaz S/O Malik Nasir Khan R/O Mohallah Daudzai, Tehkal Payan, P.O. (has, District & Tehsil Peshawar has been selected as **Budget & Account Officer** (equivalent to GS-17) with a lump sum pay package of Rs. 45,000/- (Rupees Forty Five Thousand only) P.M, with 5% annual increment upto the maximum, on contract basis in the Project "Business Development Unit" in Transport Department Govt. of Khyber Pakhtunkhwa on the following terms and condition:-

1. The period of his contract will be upto 30-06-2014 extendable thereafter maximum upto the project period.
2. His services would be liable to termination on 15 days notice if not required or found unsatisfactory.
3. In case he wishes to resign at any time, fifteen days notice will be necessary or in lieu thereof fifteen days pay shall be forfeited/paid by him to the Government.
4. He will have to produce a medical certificate of fitness from the Medical superintendent/Civil surgeon, Police & services Hospital, Peshawar.
5. His appointment to the above post will not confer on him any right of regular appointment/absorption against any other post and nor his service will count towards seniority/promotion /pension etc.
6. He has to join duty at his own expense.
7. He will execute a contract agreement with Transport Department Government of Khyber Pakhtunkhwa, on prescribed form before joining the post.
8. If he accepts the post on above terms & conditions he will report for duty in the Transport Department Khyber Pakhtunkhwa, within fifteen (15) days after issuance of this offer otherwise the offer will automatically be cancelled.
9. He will be governed as per provisions contained in the Contract Agreement signed by him.

-sd-

SECRETARY
TRANSPORT & MASS TRANSIT
GOVERNMENT OF KHYBER PAKHTUNKHWA

Endorsement of even No & date.

Copy forwarded to the:-

1. Additional Secretary Finance Department, Government of Khyber Pakhtunkhwa.
2. Secretary Planning & Development Department, Government of Khyber Pakhtunkhwa.
3. Secretary Establishment Department, Government of Khyber Pakhtunkhwa.
4. Accountant General, Khyber Pakhtunkhwa, Peshawar.
5. Additional Secretary, Transport & Mass Transit Deptt, Govt. of Khyber Pakhtunkhwa.
6. Chief (Transport), P&D Department, Govt of Khyber Pakhtunkhwa.
7. Business Development Officer, Business Development Unit.
8. PS to Secretary Transport & Mass Transit Deptt, Govt of Khyber Pakhtunkhwa.
9. PA to Director Transport, Khyber Pakhtunkhwa
10. Mr. Shahnawaz S/O Malik Nasir Khan

DDO O/O Director Transport
Directorate of Transport
Khyber Pakhtunkhwa

Section Officer (Transport)

The Business Development Officer,
Business Development Unit,
Directorate of transport,
Govt, Khyber Pakhtunkhwa.

12

Subject: ARRIVAL REPORT

In compliance of order No. BDU/TPT/2013-14/Rect/ 3607-16 Dated 20/12/2013

Shah Nawaz s/o Malik Nasir Khan
Mohallah Daudzai Tehkal Pagan University Road
Peshawar.

Original CNIC# 17301-4894583-3

Working cell/Contact # 0300-5931024

Residence/emergency contact# 0333 9139947

I hereby submit my arrival report as on today 24/12/2013 forenoon/ afternoon.

Date: 24-12-2013

Sincerely yours,

Shah Nawaz

Mr. Shah Nawaz

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**DIRECTORATE OF TRANSPORT
KHYBER PAKHTUNKHWA**

(Business Development Unit)
UG-416 Deans Trade Center, Peshawar Cantts.
PH No.091-9212170 Fax No.091-9212285

No.BDU/TPT/P.F/B&AO
Date: 24-12-2013

Subject: **CHARGE ASSUMPTION REPORT**

In pursuance of Government of Khyber Pakhtunkhwa, Transport & Mass Transit Department Notification No.3607-16 dated 20-12-2013, I Shah Nawaz hereby assume the charge of the post of Budget & Account Officer in the project "Business Development Unit" in Transport Department w.e.f 24-12-2013(forenoon)

Shah Nawaz
o/c (Shah Nawaz)
Budget & Account Officer

Endst. Of Even No. & Date

Copy for information forwarded to:-

1. The Accountant General Govt. of Khyber Pakhtunkhwa, Peshawar
2. The P.S. to Additional Chief Secretary, Planning & Development Department, Govt. of Khyber Pakhtunkhwa.
3. The P.S. to Secretary, Planning & Development Department, Govt. of Khyber Pakhtunkhwa.
4. The P.S. to Secretary Establishment, Govt. of Khyber Pakhtunkhwa.
5. The P.S. to Additional Secretary Finance Department, Govt. of Khyber Pakhtunkhwa.
6. The P.S. to Secretary Transport & Mass Transit Department, Govt. of Khyber Pakhtunkhwa.
7. The P.A. to Director Transport. Govt. of Khyber Pakhtunkhwa.
8. Official Record.

Shah Nawaz
o/c Budget & Account Officer

EXTRAORDINARY
GOVERNMENT



REGISTERED NO. P.III

GAZETTE

"B"

14

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, THURSDAY, 1ST JUNE, 2017.

PROVINCIAL ASSEMBLY SECRETARIAT,
KHYBER PAKHTUNKHWA

NOTIFICATION

Dated Peshawar, the 1st June, 2017.

No. PA/Khyber Pakhtunkhwa/Bills/2017/18409.—The Khyber Pakhtunkhwa Employees of Transport Department (Regularization of Services) Bill, 2017 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 22nd May, 2017 and assented to by the Governor of the Khyber Pakhtunkhwa on 29th May, 2017 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

**THE KHYBER PAKHTUNKHWA EMPLOYEES OF TRANSPORT DEPARTMENT
(REGULARIZATION OF SERVICES) ACT, 2017**

(KHYBER PAKHTUNKHWA ACT NO. XX OF 2017)

(First published after having received the assent of the Governor of the Khyber Pakhtunkhwa in the Gazette of the Khyber Pakhtunkhwa, (Extraordinary), dated the 1st June, 2017).

AN
ACT

To provide for the regularization of the services of employees appointed on contract/ fixed pay basis against the project posts of Automation of Transport Department- Computerization of Route Permit (ATD-CRP) Project and Business Development Unit (BDU) Project and others in the Transport & Mass Transit Department, Khyber Pakhtunkhwa.

PREAMBLE.---WHEREAS it is expedient to provide for the regularization of services of employees of Automation of Transport Department- Computerization of Route Permit (ATD-CRP) and Business Development Unit (BDU) of the ADP Projects and certain other contract/ fixed pay employees, in the public interest;

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DDO O/O Director/Transport
Directorate of Transport
Khyber Pakhtunkhwa

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1199 KHYBER PAKHTUNKHWA GOVERNMENT GAZETTE, EXTRAORDINARY, 1st JUNE, 2017

It is hereby enacted as follows:

1. **Short title and commencement.** --- (1) This Act may be called the Khyber Pakhtunkhwa Employees of Transport Department (Regularization of Services) Act, 2017.

(2) It shall come into force at once.

2. **Definitions.** --- (1) In this Act, unless the context otherwise requires,-

(a) "ADP" means Annual Development Programme Project, falls against the code "90393" and "90040" having name "Automation of Transport Department (Computerization of Route Permits) (ATD-CRP) and Establishment of Business Development Unit (BDU) in Transport Department respectively.

(b) "ATD-CRP employees" means those employees who were appointed by the Government on contract/fixed pay basis in the Automation of Transport Department-Computerization of Route Permit Project under the respective ADP;

(c) "BDU employees" means those employees who were appointed by the Government on contract/fixed pay basis in Business Development Unit Project, under respective ADP;

(d) "Department" means the Transport & Mass Transit Department of Government;

(e) "Government" means the Government of the Khyber Pakhtunkhwa;

(f) "law or rule" means the law or rule for the time being enforce governing the selection and appointment of civil servants;

(g) "PBT employees" means those employees who were appointed by the Road Transport Board on contract/fixed pay basis in Peshawar Bus Terminal;

(h) "Post" means the post of contract employees under the ADP and are required to be regularized upon commencement of this act;

(i) "Project" means the post of contract employees under the ADP of Automation of Transport Department- Computerization of Route Permit (ATD-CRP) and ADP of Establishment of Business Development Unit (BDU) in Transport Department; and

(j) "Project Post" means a post in the ADP project;

(2) The expression "contract appointment" shall have the same meaning as respectively assigned to them in Khyber Pakhtunkhwa Civil Servants Act 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973)

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1201 KHYBER PAKHTUNKHWA GOVERNMENT GAZETTE, EXTRAORDINARY, 1st JUNE, 2017

Provided that if the date of continuous officiation in the case of two or more ATD-CRP employees is the same, the employees older in age shall rank senior to the younger one.

(3) The BDU employees, who are appointed under this Act shall rank junior to all other employees, belonging to the same service or cadre, as the case may be, who are in service on regular basis on the commencement of this Act in the Department.

(4) The seniority inter se of the BDU employees, who services are regularized under this Act, within the same service or cadre, shall be determined on the basis of their continuous officiation in such service or cadre:

Provided that if the date of continuous officiation in the case of two or more BDU employees is the same, the employee older in age shall rank senior to the younger one.

(5) The PBT employees, who are appointed under this Act shall rank junior to all other employees, belonging to the same service or cadre, as the case may be, who are in service on regular basis on the commencement of this Act in the Department.

(6) The seniority inter se of the PBT employees, who services are regularized under this Act, within the same service or cadre, shall be determined on the basis of their continuous officiation in such service or cadre:

Provided that if the date of continuous officiation in the case of two or more PBT employees is the same, the employee older in age shall rank senior to the younger one.

7. **Removal of difficulties.** --- if any difficulty arises in giving effect to any provision of this Act, Government may make such order not inconsistent with the provisions of this Act as may appear to it to be necessary for the purpose of removing such difficulty.

8. **Overriding effect.** ---Notwithstanding any thing to the contrary contained in any other law or rule for the time being in force, the provisions of this Act shall have an overriding effect and the provisions of any such law or rule to the extent of this Act shall cease to have effect.

**BY ORDER OF MR. SPEAKER
PROVINCIAL ASSEMBLY OF KHYBER PAKHTUNKHWA**

**(AMANULLAH)
Secretary
Provincial Assembly of Khyber Pakhtunkhwa**

3. **Regularization of Services of ATD-CRP Employees.**---Notwithstanding anything contained in any law or rule, all ATD-CRP employees appointed on contract/fixed pay basis holding the project post since January 2011 under the ADP shall be deemed to have been so validly appointed to those posts on regular basis from the date of commencement of this Act, in the basic Pay Scale of the post as Initially appointed.

Provided further that those ATD-CRP employees in their Basic Pay Scales, who are appointed on regular basis under this Act, for their further posting would be on the strength of Directorate of Transport & Mass Transit, Khyber Pakhtunkhwa.

4. **Regularization of Services of BDU Employees.**--- Notwithstanding anything contained in any law or rule, all BDU employees appointed on contract/fixed pay basis under the ADP who have served against the project posts for minimum period of five year since start of the project till 31st December 2016 and those whose service contract extended upto 30th June 2017, shall be deemed to have been so validly appointed to those posts on regular basis from the date of commencement of this Act, in the Basic Pay Scale of the post as Initially appointed,

Provided further that those BDU employees in their Basic Pay Scales, who are appointed on regular basis under this Act, for their further posting would be on the strength of Directorate of Transport & Mass Transit, Khyber Pakhtunkhwa.


5. **Regularization of Services of PBT Employees.** --- Notwithstanding anything contained in any law or rule, Administrator, Manager, Computer Operators, CCTV Operators, Plumbers, Electricians, Tube Well Operators, Naib Qasids and Security Guards of PBT appointed on contract/fixed pay basis holding the post shall be deemed to have been so validly appointed to those posts on regular basis from the date of commencement of this Act,

Provided that a scrutiny committee shall be constituted by the Road Transport Board and it shall verify the qualification, experience and other criteria for PBT employees against which they were appointed.

Provided further that those PBT employees in their Basic Pay Scales, who are appointed on regular basis under this Act, for their further posting would be on the strength of Directorate of Transport & Mass Transit, Khyber Pakhtunkhwa.

6. **Determination of Seniority.** ---(1) The ATD-CRP employees, who are appointed under this Act shall rank junior to all other employees, belonging to the same service or cadre, as the case may be, who are in service on regular basis on the commencement of this Act in the Department,

(2) The seniority inter se of the ATD-CRP employees, who services are regularized under this Act, within the same service or cadre, shall be determined on the basis of their continuous officiation in such service or cadre:


DDO O/O Director Transport
Directorate of Transport
Khyber Pakhtunkhwa



TRANSPORT & MASS TRANSIT DEPARTMENT
GOVERNMENT OF KHYBER PAKHTUNKHWA

Mian Rashid Hussain Block, Civil Secretariat, Peshawar
Tel: 091-9211762, Fax 091-9212556

Dated Peshawar 21st December 2017

NOTIFICATION

No.SO(G)/TD/12-04/2017-18/ROS Act 2017/7400-12, In pursuance of Khyber Pakhtunkhwa Employees of Transport Department (Regularization of Services) Act, 2017 (KHYBER PAKHTUNKHWA ACT NO.XX OF 2017), services of the following Officers/officials of the Transport & Mass Transit Department, Khyber Pakhtunkhwa are regularized against the posts which they were serving on contract basis:-

S.No.	Name of Officers/Officials	Designation/BPS
01	Muhammad Imran	MIS Manager/Deputy Director MIS (BPS-18)
02	Khawar Abbas	Data Base Administrator (BPS-17)
03	Saddam Umair Sami	Network Administrator (BPS-17)
04	Mian Muhammad Zubair	Assistant Network Administrator (BPS-16)
05	Farhan Nisar	Computer Operator (BPS-16)
06	Khaista Bacha	Computer Operator (BPS-16)
07	Mian Irfan Uddin	Computer Operator (BPS-16)
08	Faridullah Khan	Computer Operator (BPS-16)
09	Bashir Ahmad	Computer Operator (BPS-16)
10	Baber Fasih	Computer Operator (BPS-16)
11	Abdul Sattar	Computer Operator (BPS-16)
12	Faizan Ahmad	Computer Operator (BPS-16)
13	Muhammad Faizan Shah	Computer Operator (BPS-16)
14	Irfan Jehan	Computer Operator (BPS-16)
15	Tahir Jamal Hassan	Computer Operator (BPS-16)
16	Adnan Ayub	Assistant Accountant (BPS-14)
17	Azhar Ali	Driver (BPS-04)
18	Noor Muhammad	Naib Qasid (BPS-03)
19	Irfan Khan	Sweeper (BPS-03)
20	Waqas Saliheen	Business Development Officer (BPS-19)
21	Bashir Ahmad	Traffic Engineer & Development Officer (BPS-18)
22	Shah Nawaz	Budget & Account Officer (BPS-17)
23	Safdar Mahboob	Office Assistant (BPS-16)
24	Irfan Nisar	Office Assistant (BPS-16)
25	Baseer Ahmad	Office Assistant (BPS-16)
26	Muhammad Ashfaq	Computer Operator (BPS-16)
27	Asim Ullah	Computer Operator (BPS-16)
28	Abdul Ghafoor	Naib Qasid (BPS 03)
29	Zarshad Khan	Naib Qasid (BPS 03)
30	Ikhtiar Gul	Chowkidar (BPS 03)

Terms and conditions of their regularization are as under:-

- As per section 3 of the said Act, the above employees of ATD (CRP) (Sr. No.1-19) project and as per section 4 of the said Act the above employees of BDU (Sr. No. 20-30) project were appointed on contract basis by the Government in the Directorate of Transport and in compliance to the said Act they shall be deemed to have been so validly appointed to those posts on regular basis from the date of commencement of this Act, respectively.

(PTO)

DDO O/O Director Transport
Directorate of Transport
Khyber Pakhtunkhwa

ii. As per section 6 of the said Act;

- a. The above employees whose services are regularized under this Act, shall rank junior to all other employees, belonging to the same service or cadre, as the case may be, who are in service on regular basis on the commencement of this Act in the department.
- b. The seniority inter se of the employees, whose services are regularized under this Act, within the same services or cadre, shall be determined on the basis of their continuous officiation in such services or cadre.

CHIEF SECRETARY
KHYBER PAKHTUNKHWA

Endst. No. and date even:-

Copy forwarded to the:-

1. Accountant General, Khyber Pakhtunkhwa.
2. Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
3. PSO to Chief Secretary, Khyber Pakhtunkhwa.
4. All Administrative Secretaries to Govt. of Khyber Pakhtunkhwa.
5. Director Transport and Mass Transit, Khyber Pakhtunkhwa.
6. The Secretary to Speaker, Provincial Assembly, Khyber Pakhtunkhwa.
7. The Deputy Speaker, Provincial Assembly, Khyber Pakhtunkhwa.
8. Chairman, Khyber Pakhtunkhwa Public Service Commission, Fort Road Peshawar.
9. Manager, Government Printing Press Department, Khyber Pakhtunkhwa for publication in the Official Gazette.
10. PS to Additional Chief Secretary (P&D), Khyber Pakhtunkhwa.
11. PS to Secretary Transport and Mass Transit, Khyber Pakhtunkhwa.
12. Officers/Officials concerned.


SECTION OFFICER (Admn)
TRANSPORT & MASS TRANSIT DEPARTMENT



To

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GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT

No.BC-II/FD/4-2/TPT/SNE/2017-18
Date Peshawar the 20.11.2017

To

The Secretary to Government of Khyber Pakhtunkhwa,
Transport & Mass Transit Department

SUBJECT:

CREATION OF POSTS FOR PROJECT REGULARIZED UNDER "THE KHYBER PAKHTUNKHWA EMPLOYEES OF TRANSPORT DEPARTMENT (REGULARIZATION OF SERVICE) ACT 2017.

Dear Sir,

I am directed to refer your letter No. SO(D)/TD/5-5/2014-15/BDU/6089-90 dated 06.11.2017 on the subject noted above and to state that in pursuance of the Khyber Pakhtunkhwa Employees of Transport Department (Regularization of Services) Act, 2017 (The Khyber Pakhtunkhwa Act No. XX of 2017), Finance Department agrees to the conversion/creation of following project posts on current side budget as per breakup indicated below:-

a) Automation of Transport Department Computerization of Route Permit (ATDCRP)			
S#	Name of Post	BPS	No. of post
1	MIS manager/Dy. Director MIS	18	01
2	Assistant Network administrator	16	01
3	Assistant Accountant	14	01
4	Computer Operator	16	02
5	Drivers	04	01
TOTAL			06
b) Establishment of Business Develop Unit in Transport Directorate (BDU)			
S#	Name of Post	BPS	No. of post
1	Business Dev. Officer	19	01
2	Traffic Engineer & Development Officer	18	01
3	Office Assistant	16	03
TOTAL			05
GRAND TOTAL (a + b)			11

Services of rest of the above mentioned project's staff may be regularized against the posts lying vacant in the Directorate of Transport subject to observance of above referred act/laid down procedure and all codal formalities.

The Administrative Department may submit audit copy in r/o the created posts indicating therein accurate financial implications for authentication please.

Yours faithfully,

(FAZLE SUBHAN)
BUDGET OFFICER-II

Endst: of even No. & Date

Copy forwarded to the:-

- 1) The Director FMIU, Finance Department Peshawar.

DDO/D/O Director Transport
Directorate of Transport
Khyber Pakhtunkhwa

Government of Khyber Pakhtunkhwa
Accountant General Khyber Pakhtunkhwa, Peshawar
Monthly Salary Statement (March-2022)



18
D

Personal Information of Mr SHAH NAWAZ d/w/s of MALIK NASIR KHAN

Personnel Number: 00710956 CNIC: 1730148945833 NTN:
 Date of Birth: 01.01.1980 Entry into Govt. Service: 20.12.2013 Length of Service: 08 Years 03 Months 013 Days

Employment Category: Active Permanent

Designation: BUDGET & ACCOUNTS OFFICER 80004039-GOVERNMENT OF KHYBER PAKH
 DDO Code: PR5122-Directorate of Transport Khyber Pkhtunkhwa.
 Payroll Section: 008 GPF Section: 004 Cash Center:
 GPF A/C No: GPF Interest applied **GPF Balance:** 254,092.00 (provisional)
 Vendor Number: 30240861 - SHAH NAWAZ 0701-0100716721 MEEZAN BANK
Pay and Allowances: Pay scale: BPS For - 2017 Pay Scale Type: Civil BPS: 17 Pay Stage: 5

Wage type		Amount	Wage type		Amount
0001	Basic Pay	41,870.00	1004	House Rent Allow 45% KP21	12,557.00
1210	Convey Allowance 2005	5,000.00	1974	Medical Allowance 2011	1,848.00
2211	Adhoc Relief All 2016 10%	2,544.00	2224	Adhoc Relief All 2017 10%	4,187.00
2247	Adhoc Relief All 2018 10%	4,187.00	2265	Adhoc Relief All 2019 05%	2,093.00
2309	Adhoc Relief All 2021 10%	4,187.00	2315	Special Allowance 2021	6,074.00

Deductions - General

Wage type		Amount	Wage type		Amount
3017	GPF Subscription	-4,270.00	3501	Benevolent Fund	-1,500.00
3609	Income Tax	-1,807.00	4004	R. Benefits & Death Comp:	-900.00

Deductions - Loans and Advances

Loan	Description	Principal amount	Deduction	Balance

Deductions - Income Tax

Payable: 20,551.03 Recovered till MAR-2022: 15,131.00 Exempted: 0.28- Recoverable: 5,420.31

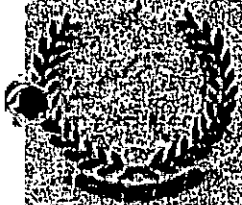
Gross Pay (Rs.): 84,547.00 Deductions: (Rs.): -8,477.00 Net Pay: (Rs.): 76,070.00

Payee Name: SHAH NAWAZ
 Account Number: 0701-0100716721
 Bank Details: MEEZAN BANK LIMITED, 420701 SADDAR ROAD BRANCH SADDAR ROAD BRANCH, PESHAWAR

Leaves: Opening Balance: Aailed: Earned: Balance:

Permanent Address:

City: PESHAWAR Domicile: - Housing Status: No Official
 Temp. Address:
 City: Email: shah.nawaz1024@gmail.com



GOVERNMENT OF KHYBER PAKHTUNKHWA
TRANSPORT & MASS TRANSIT DEPARTMENT

Ref: 001-021/702

Dated Peshawar 24-02-2022

(Handwritten initials)

NOTIFICATION

NO. SOI(F)TD/2-21/Pesh Tran/2020-21/2449-56 The competent authority is pleased to order posting/transfer of the following officers in the local public interest with immediate effect:

S No.	Name of Officer	Designation	From	To
	Shah Nawaz (BS-17)	Budget & Account Officer	Directorate of Transport & Mass Transit	Budget and Accounting Officer office of the Secretary Transport and Mass Transit Department
	Sara Jadoon (BS-17)	Assistant Director	Directorate of Transport & Mass Transit	Assistant Director Abbottabad

Consequent upon the relinquish of the Additional charge of BS by Mr. Salman Meen Deputy Director, Mr. Faiz Ali Khan Additional Secretary Transport and Mass Transit is authorized to hold additional Charge of Peshawar Bud Terminal till further order.

Sd/-
SECRETARY
Transport & Mass Transit
Department

Endat. No. & Date Even

Copy for information to the:

1. Accountant General, Khyber Pakhtunkhwa
2. Director, Transport & Mass Transit, Khyber Pakhtunkhwa
3. Secretary Provincial Transport Authority (PTA), Khyber Pakhtunkhwa
4. Secretary, Regional Transport Authorities, Khyber Pakhtunkhwa
5. PS to Minister for Transport, Transport & Mass Transit Department
6. PS to Secretary, Transport & Mass Transit Department
7. District Accounts Officers Abbottabad, Peshawar
8. Officers concerned
9. Master File

(Handwritten signature and date 24/2/22)

(BILAL NASIR)
SECTION OFFICER (E&T)

BEFORE THE WORTHY SECRETARY TRANSPORT GOVT. OF KHYBER PAKHTUNKHWA

DEPARTMENTAL APPEAL AGAINST THE IMPUGNED ORDER DATED 24/02/2022 WHEREBY THE APPELLANT HAS BEEN ILLEGALLY TRANSFERRED FROM DIRECTORATE OF TRANSPORT & MASS TRANSIT TO OFFICE OF THE SECRETARY TRANSPORT & MASS TRANSIT DEPARTMENT

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PRAYER IN APPEAL

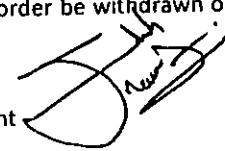
The Impugned Order Dated 24-02-2022 May Kindly Be Set Aside And The Appellant Be Allowed And Permitted To Perform His Official Duties.

Respectfully Sheweth,

1. That on the Regularization of service, Act 2017 of the Khyber Pakhtunkhwa (Act No. XX of 2017) appellant has been regularized against the vacant post of Budget & Accounts Officer (B&AO) in Directorate of Transport & Mass Transit Khyber Pakhtunkhwa. I am performing my duties to the entire satisfaction of my seniors. Currently I am looking after Accounts Section including Drawing & Disbursing Officer (DDO) in Directorate of Transport and Mass Transit, Khyber Pakhtunkhwa and has been serving on respective post and performing duties with full devotion.
2. That appellant was transferred from Directorate of Transport & Mass Transit, Khyber Pakhtunkhwa to office of Secretary Transport & Mass Transit, Khyber Pakhtunkhwa through order No.SO(E)/TD/2-21/Post.Traf/2020-21/1449-56 dated 24-02-2022 (copy of order Annexed). It is important to mention here that no post of Budget & Accounts Officer exists in the office of Secretary Transport & Mass Transit Department Khyber Pakhtunkhwa.
3. That Appellant has been performing duties in smooth manner at Directorate of Transport & Mass Transit and no objection or complaint whatsoever has been ever made to high ups against the appellant,
4. That the impugned transfer order dated 24-02-22 is against the facts as well as posting/ transfer policy of provincial government and is not based upon merit. Transfer has been passed arbitrarily without any valid reasons against a post that does not even exist.

Prayer: In view of above-mentioned circumstances the impugned transfer order dard: 24-02-2022 may kindly be set aside and the appellant may kindly be allowed and permitted to continue his official duties at Directorate of Transport and Mass Transit and the transfer order be withdrawn on humanitarian basis.

File No. S26
Dated 21-03-2022
P.S To Secy Transport
Khyber Pakhtunkhwa

Appellant 

Shah Nawaz (Budget & Accounts Officer BS-17),

Dated: 18th March, 2022

Directorate of Transport & Mass Transit, KP

Examine and file
on file please

AK
DS-I/S.O(E) 24/3/2022
24/3/2022



GOVERNMENT OF KHYBER PAKHTUNKHWA
TRANSPORT & MASS TRANSIT DEPARTMENT

Ph: 091-9211782

NO.SO(E/MTD.2-21/Post Trans /2020-21/2473-75
Dated Peshawar: 06-04-2022

To

Mr. Shah Nawaz,
Budget & Account Officer (BPS-17),
Transport & Mass Transit Department.

Subject:

DEPARTMENTAL APPEAL AGAINST THE IMPUGNED ORDER DATED
24.02.2022 WHEREBY THE APPELLANT HAS BEEN ILLEGALLY
TRANSFERRED FROM DIRECTORATE OF TRANSPORT & MASS
TRANSIT DEPARTMENT TO THE OFFICE OF SECRETARY TRANSPORT
& MASS TRANSIT DEPARTMENT

Reference to your appeal dated 18.03.2022 on the subject noted above and to state that the Competent Authority has regretted your appeal being not based on solid ground, please.


(BILAL NASIR)
SECTION OFFICER (Estt:)

Endst. No. & Date Even

Copy for information to the:

1. Director Transport & Mass Transit Department.
2. PS to Secretary, Transport & Mass Transit Department.
3. Master File.


SECTION OFFICER (Estt:)

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NC21072 (045)
TRANSPORT & MASS TRANSIT DEPARTMENT

045201 ADMINISTRATION

FUNCTIONAL CUM OBJECT CLASSIFICATION AND PARTICULARS OF THE SCHEME	NUMBER OF POSTS		BUDGET ESTIMATES	REVISED ESTIMATES	BUDGET ESTIMATES
	2020-2021	2021-2022	2020-2021	2020-2021	2021-2022
			Rs	Rs	Rs
04 ECONOMIC AFFAIRS					
045 CONSTRUCTION AND TRANSPORT					
0452 ROAD TRANSPORT					
045201 ADMINISTRATION					
PR5102 Transport Department Secretariat					
A01 TOTAL EMPLOYEES RELATED EXPENSES.			<u>39,438,000</u>	<u>45,211,000</u>	<u>46,138,000</u>
A011 TOTAL PAY	65	65	<u>17,451,000</u>	<u>17,847,000</u>	<u>18,368,000</u>
A011-1 TOTAL PAY OF OFFICERS	27	27	<u>13,235,000</u>	<u>13,311,000</u>	<u>13,932,000</u>
A01101 Total Basic Pay Of Officer	27	27	<u>13,059,000</u>	<u>13,100,000</u>	<u>13,721,000</u>
S014 Secretary (BPS-20)	1	1	1,070,000		1,124,000
A018 Additional Secretary (BPS-19)	1	1	919,000		966,000
D052 Deputy Secretary (BPS-18)	2	2	1,177,000		1,237,000
S058 Senior Planning Officer (BPS-18)	1	1	667,000		701,000
P038 Planning Officer (BPS-17)	1	1	380,000		399,000
P075 Private Secretary (BPS-17)	1	1	439,000		462,000
S022 Section Officer (BPS-17)	5	5	3,796,000		3,987,000
S166 Superintendent (BPS-17)	3	3	910,000		956,000
A057 Assistant (BPS-16)	5	5	1,238,000		1,301,000
C082 Computer Operator (BPS-16)	5	5	1,906,000		2,002,000
P021 Personal Assistant (BPS-16)	1	1	388,000		408,000
S061 Senior Scale Stenographer (BPS-16)	1	1	169,000		178,000
A01102 Personal pay			119,000	120,000	120,000
A01103 Special Pay			36,000	72,000	72,000
A01105 Qualification Pay			21,000	19,000	19,000
A011-2 TOTAL PAY OF OTHER STAFF	38	38	<u>4,216,000</u>	<u>4,536,000</u>	<u>4,436,000</u>
A01151 Total Basic Pay Other Staff	38	38	<u>4,216,000</u>	<u>4,536,000</u>	<u>4,436,000</u>
S035 Senior Clerk (BPS-14)	2	2	285,000		300,000
S115 Stenographer (BPS-14)	3	3	1,186,000		1,246,000
J013 Junior Clerk (BPS-11)	9	9	951,000		1,000,000
D482 Driver cum Supervisor (BPS-08)	1	1	113,000		119,000
S396 Senior Driver (BPS-07)	1	1	106,000		112,000

NC21072 (045)
TRANSPORT & MASS TRANSIT DEPARTMENT

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045201 ADMINISTRATION

FUNCTIONAL CUM OBJECT CLASSIFICATION AND PARTICULARS OF THE SCHEME	NUMBER OF POSTS		BUDGET ESTIMATES	REVISED ESTIMATES	BUDGET ESTIMATES
	2020-2021	2021-2022	2020-2021	2020-2021	2021-2022
			Rs	Rs	Rs
04 ECONOMIC AFFAIRS					
045 CONSTRUCTION AND TRANSPORT					
0452 ROAD TRANSPORT					
045201 ADMINISTRATION					
PR5102 Transport Department Secretariat					
D112 Driver (BPS-06)	6	6	410,000		431,000
D006 Dafitari (BPS-04)	2	2	191,000		202,000
C057 Chowkidar (BPS-03)	2	2	146,000		154,000
N005 Naib Qasid (BPS-03)	10	10	716,000		753,000
S162 Sweeper (BPS-03)	2	2	112,000		119,000
A012 TOTAL ALLOWANCES			<u>21,987,000</u>	<u>27,364,000</u>	<u>27,770,000</u>
A012-1 TOTAL REGULAR ALLOWANCES			<u>21,749,000</u>	<u>26,153,000</u>	<u>26,196,000</u>
A01201 Senior Post Allowance			15,000	16,000	16,000
A01202 House Rent Allowance			1,772,000	1,686,000	1,686,000
A01203 Conveyance Allowance			1,528,000	1,685,000	1,685,000
A01207 Washing Allowance			11,000	11,000	11,000
A01208 Dress Allowance			5,000	6,000	6,000
A0120D Integrated Allowance			50,000	48,000	48,000
A0120E Housing Subsidy Allowance			339,000	436,000	436,000
A0120N Special allowances @ 30% of basic pay for Secretar			4,847,000	211,000	254,000
A01217 Medical Allowance			943,000	985,000	985,000
A0121T Adhoc Relief Allowance 2013			303,000	327,000	327,000
A01224 Entertainment Allowance			13,000	12,000	12,000
A01226 Computer Allowance			32,000	56,000	56,000
A01228 Orderly Allowance			163,000	174,000	174,000
A0122C Adhoc Relief Allowance - 2015			212,000	226,000	226,000
A0122M Adhoc Relief Allowance 2016			1,178,000	1,265,000	1,265,000
A0122Y Ad-hoc Relief Allowance 2017			1,625,000	1,770,000	1,770,000
A0123E Executive Allowance to PCS and PMS Officers (KP)			5,957,000	5,901,000	5,901,000
A0123G Ad-hoc Relief Allowance-2018			1,621,000	1,770,000	1,770,000
A0123P Ad-hoc Relief Allowance 2019			837,000	897,000	897,000
A0123U Planning Performance Allowance				1,284,000	1,284,000
A0123V Secretariat Performance Allowance				7,068,000	7,068,000
A0124I Utility allowance for electricity			232,000	248,000	248,000
A01250 Incentive Allowance			66,000	71,000	71,000
001 Incentive Allowance			66,000	71,000	71,000

P 71⁶
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NC21072 (045)
TRANSPORT & MASS TRANSIT DEPARTMENT

045203 ROAD TRANSPORT

FUNCTIONAL CUM OBJECT CLASSIFICATION AND PARTICULARS OF THE SCHEME	NUMBER OF POSTS		BUDGET ESTIMATES	REVISED ESTIMATES	BUDGET ESTIMATES
	2020-2021	2021-2022	2020-2021	2020-2021	2021-2022
			Rs	Rs	Rs
04 ECONOMIC AFFAIRS					
045 CONSTRUCTION AND TRANSPORT					
0452 ROAD TRANSPORT					
045203 ROAD TRANSPORT					
PR5122 Directorate of Transport					
A01 TOTAL EMPLOYEES RELATED EXPENSES.			100,322,000	109,382,000	148,336,000
A011 TOTAL PAY	341	490	54,497,000	59,303,000	79,451,000
A011-1 TOTAL PAY OF OFFICERS	151	174	25,128,000	25,635,000	31,766,000
A01101 Total Basic Pay Of Officer	151	174	25,125,000	25,626,000	31,757,000
B123 Business Development officer (BPS-19)	1	1	545,000		573,000
D351 Director Transport (BPS-19)	1	1	601,000		632,000
D028 Deputy Director (BPS-18)	1	1	474,000		498,000
D467 Deputy Director Technical (BPS-18)	1	1	253,000		266,000
D524 Deputy Director (IT)/MIS Manager(IT) (BPS-18)	1	1	263,000		277,000
T117 Traffic Engineer & Development Officer (BPS-18)	1	1	263,000		277,000
A022 Administrator (BPS-17)		1			365,000
A079 Assistant Director (BPS-17)	18	18	4,371,000		4,591,000
A417 Assistant Director (Policy & Traffic) (BPS-17)	1	1	221,000		233,000
A513 Assistant Director (IT) (BPS-17)	1	1	205,000		216,000
A830 Assistant Director Legal (BPS-17)	1	1	219,000		231,000
B050 Budget & Accounts Officer (BPS-17)	1	1	338,000		356,000
C450 Chief Motor Vehicle Examiner (BPS-17)	1	1	338,000		356,000
D378 Database Administrator (BPS-17)	1	1	338,000		356,000
D581 Divisional Motor Vehicle Examiner (BPS-17)	2	2	407,000		428,000
M012 Manager (BPS-17)		1			365,000
N046 Network Administrator (BPS-17)	1	1	338,000		356,000
S166 Superintendent (BPS-17)	1	1	338,000		356,000
A057 Assistant (BPS-16)	26	27	3,676,000		4,060,000

(25)

NC21072 (045)
TRANSPORT & MASS TRANSIT DEPARTMENT

045203 ROAD TRANSPORT		NUMBER OF POSTS		BUDGET ESTIMATES	REVISED ESTIMATES	BUDGET ESTIMATES
FUNCTIONAL CUM OBJECT CLASSIFICATION AND PARTICULARS OF THE SCHEME		2020-2021	2021-2022	2020-2021	2020-2021	2021-2022
				Rs	Rs	Rs
04	ECONOMIC AFFAIRS					
045	CONSTRUCTION AND TRANSPORT					
0452	ROAD TRANSPORT					
045203	ROAD TRANSPORT					
PR5122 Directorate of Transport						
A470	Assistant Network Administrator (BPS-16)	1	1	132,000		140,000
C082	Computer Operator (BPS-16)	67	78	7,264,000		10,011,000
D582	District Motor Vehicle Examiner (BPS-16)	6	6	768,000		807,000
M074	Motor Mobile Inspector (BPS-16)	10	10	2,342,000		2,460,000
S590	Senior Motor Vehicle Examiner (BPS-16)	7	7	1,431,000		1,504,000
T010	Technical Officer (BPS-16)		9			2,043,000
A01105	Qualification Pay			3,000	9,000	9,000
A011-2	TOTAL PAY OF OTHER STAFF	190	316	29,369,000	33,668,000	47,685,000
A01151	Total Basic Pay Other Staff	190	316	29,344,000	33,626,000	47,643,000
A005	Accountant (BPS-14)		1			183,000
A234	Assistant Accountant (BPS-14)	1	1	166,000		175,000
C082	Computer Operator (BPS-14)		1			183,000
O003	Office Assistant (BPS-14)		1			183,000
S035	Senior Clerk (BPS-14)	2	2	363,000		382,000
S115	Stenographer (BPS-14)	2	2	643,000		676,000
S138	Sub Inspector (BPS-14)	2	2	472,000		497,000
T012	Technician (BPS-14)		11			2,004,000
M179	Maintenance Supervisor (BPS-13)	1	1	353,000		371,000
A005	Accountant (BPS-12)	1	1	257,000		271,000
M075	Motor Vehicle Examiner (BPS-12)	25	25	6,236,000		6,549,000
A006	Accounts Clerk (BPS-11)		1			151,000
J013	Junior Clerk (BPS-11)	37	38	6,303,000		6,751,000
C417	CCTV Camera Operator (BPS-09)		1			142,000
J015	Junior Instructor (BPS-09)	1	1	184,000		194,000
S271	Security Supervisor (BPS-09)		1			142,000

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NC21072 (045)
TRANSPORT & MASS TRANSIT DEPARTMENT

045203 ROAD TRANSPORT

FUNCTIONAL CUM OBJECT CLASSIFICATION AND PARTICULARS OF THE SCHEME	NUMBER OF POSTS		BUDGET ESTIMATES	REVISED ESTIMATES	BUDGET ESTIMATES
	2020-2021	2021-2022	2020-2021	2020-2021	2021-2022
			Rs	Rs	Rs
04 ECONOMIC AFFAIRS					
045 CONSTRUCTION AND TRANSPORT					
0452 ROAD TRANSPORT					
045203 ROAD TRANSPORT					
PR5122 Directorate of Transport					
H015 Head Constable (BPS-08)	6	6	1,164,000		1,223,000
D112 Driver (BPS-06)	9	17	1,263,000		2,209,000
C088 Constable (BPS-05)	18	18	3,029,000		3,181,000
D112 Driver (BPS-04)	1		96,000		
T126 Technical Helper (BPS-04)		3			357,000
C057 Chowkidar (BPS-03)	31	38	3,649,000		4,539,000
E019 Electrician (BPS-03)		2			231,000
H053 Helper (BPS-03)		2			231,000
M010 Mali (BPS-03)		1			116,000
N005 Naib Qasid (BPS-03)	36	45	3,597,000		4,687,000
P047 Plumber (BPS-03)		2			231,000
S023 Security Guard (BPS-03)		73			9,918,000
S162 Sweeper (BPS-03)	17	18	1,569,000		1,750,000
T049 Tubewell Operator (BPS-03)		1			116,000
A01152 Personal pay			25,000	42,000	42,000
A012 TOTAL ALLOWANCES			<u>45,825,000</u>	<u>50,079,000</u>	<u>68,885,000</u>
A012-1 TOTAL REGULAR ALLOWANCES			<u>45,265,000</u>	<u>49,964,000</u>	<u>67,885,000</u>
A01202 House Rent Allowance			7,958,000	8,993,000	10,291,000
A01203 Conveyance Allowance			7,356,000	8,535,000	13,181,000
A01207 Washing Allowance			116,000	127,000	127,000
A01208 Dress Allowance			106,000	84,000	84,000
A0120D Integrated Allowance			163,000	166,000	166,000
A0120E Housing Subsidy Allowance			174,000	214,000	214,000
A0120N Special allowances @ 30% of basic pay for Secretar			244,000		
A0120Q Fixed Daily Allowance			691,000	574,000	574,000
A01210 Risk Allowance			<u>940,000</u>	<u>794,000</u>	<u>794,000</u>
001 Risk Allowance			940,000	794,000	794,000
A01217 Medical Allowance			4,070,000	4,602,000	7,450,000
A0121T Adhoc Relief Allowance 2013			735,000	735,000	735,000

EXTRAORDINARY
GOVERNMENT



REGISTERED NO. PIII
GAZETTE

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, TUESDAY, 14th JULY, 2020.

GOVERNMENT OF KHYBER PAKHTUNKHWA TRANSPORT & MASS TRANSIT DEPARTMENT

NOTIFICATION

Dated: 1st July, 2020.

NO.SO(E)/TD/16-8/Vol-IV/2019-20/SSRC. In exercise of powers conferred by sub rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, and in supersession of all previous Notifications, issued in this behalf, the Government of Khyber Pakhtunkhwa, Transport and Mass Transit Department, in consultation with the Establishment Department and Finance Department; lays down the method of recruitment, promotion, qualification and other conditions specified in columns 2 to 5 of the appendix to this Notification which shall be applicable to the posts in the Directorate of Transport & Mass Transit, Khyber Pakhtunkhwa, specified in column 2 of the said Appendix, with immediate effect:

S.No	Name of the post	Minimum Qualification prescribed for initial recruitment	Age limit	Method of recruitment
1	2	3	4	5
1.	Director Transport & Mass Transit (BPS-19)	---	---	By transfer from amongst the officers of the Provincial Civil Service (PCS) or Provincial Management Service (PMS) or Pakistan Administrative Service (PAS).

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2. Deputy Director/Deputy Director Technical (BPS-18)			By promotion on the basis of seniority cum fitness, from amongst the Assistant Directors, Assistant Directors (Legal) & Assistant Director(P&T) (BPS-17) with at least five years service as such.
			Note: A joint Seniority list of Assistant Directors, Assistant Directors (Legal) and Assistant Directors (P&T) shall be maintained.
3. Dy Director (IT)/ MIS Manager (BS-18)			By promotion on the basis of seniority cum fitness, from amongst the Assistant Directors (IT), Database Administrator & Network Administrator (BS-17) with at least five years service as such.
			Note: A joint Seniority list of AD (IT), Database Administrator and Network Administrator shall be maintained.
4. Assistant Director (BPS-17)	At least Second Class University Degree obtained after 16 years of education in Economics, Statistics, Business Administration, Public Administration, Urban Planning, Development Studies, or Bachelor Degree in Law or any engineering technology from a recognized university.	20-30 Years	<ul style="list-style-type: none"> i. Fifty percent by promotion on the basis of seniority cum fitness from amongst the Superintendent (BPS-17) with three years service as Superintendent. ii. Fifty percent by initial recruitment. ✓
5. Assistant Director (IT) (BPS-17)			By promotion on the basis of seniority cum fitness from amongst the Computer Operator having 03 years service as such.
6. Assistant Director (P&T) (BPS-17)	At least Second Class Bachelor's Degree in Civil Engineering from a recognized University. Note: preference will be given to those having specialization in the Traffic Engineering or higher qualification in the field of Traffic Engineering & Management.	21-30 years	<ul style="list-style-type: none"> i. Fifty percent by promotion on the basis of seniority cum fitness from amongst the Chief & Divisional Motor Vehicle Examiners (BPS-17) with three year's service as Chief/Divisional Motor Vehicle Examiner, and ii. Fifty percent by initial.
7. Assistant Director (Legal) (BPS-17)	At least Second Class LLB Degree from recognized university with at least two years experience, having license from Bar Council.	21-30 years	<p>By initial recruitment.</p> <p>Provided that if no officer is available by initial recruitment, then by transfer, having experience as Law Officer along with LLB Degree, till appointment by initial recruitment.</p>

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8.	Database Administrator (BPS-17)	At least Second Class University Degree obtained after 16 years of education in Computer Science/IT/, Software Engineering or equivalent qualification from a recognized university and having specialization/certificates in Database, from public/reputable private sector institute with 03 years post qualification experience in Database.	21-30 years	By initial recruitment.
9.	Network Administrator (BPS-17)	At least Second Class University Degree obtained after 16 years of education in Computer Science/IT/, Software Engineering or equivalent qualification from a recognized university and having specialization/certification in Networking, from public/reputable private sector institute with 03 years post qualification experience in Networking.	21-30 years	By initial recruitment.
10.	Budget & Accounts Officer (BPS-17)	At least Second Class University Degree obtained after 16 years of education in Commerce/Business Administration (Finance)/Finance, with at least 2 nd division from a recognized University.	21-30 years	By initial recruitment. Provided that if no suitable officer is available for initial recruitment, then by transfer from suitable officers of equivalent scale/grade from Finance Department (Local Fund Audit/Treasury Office), till appointment by initial recruitment.
11.	Superintendent (BPS-17)			By promotion on the basis of seniority-cum-fitness, from amongst Assistants (BPS-16) with at least five years service as such.
12.	Chief Motor Vehicles Examiner/Divisional Motor Vehicles Examiner (BPS-17)			By promotion, on the basis of seniority-cum-fitness, with at least 05 years service, from amongst the Senior Motor Vehicles Examiners /District Motor Vehicle Examiners (BPS-16).
13.	Computer Operator (BPS-16)	i. At least Second Class University Degree obtained after 16 years of education in Computer Science/Information Technology or equivalent qualification from recognized University, or ii. At least Second Class Bachelor Degree obtained after 14 years of education from recognized University with one year diploma in Information Technology from a recognized board of Technical Education.	21-30 years	By initial recruitment.



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KHYBER PAKHTUNKHWA GOVERNMENT GAZETTE, EXTRAORDINARY, 30th JULY, 2020

14. Assistant (BPS-16)	At least 2 nd class Bachelor's Degree, obtained after 14 years of education from a recognized university.	21-30 years	i. Seventy Five percent by promotion, on the basis of seniority cum-fitness, from amongst the Senior Clerks and Stenographers (BPS-14) with at least five years service as such; and ii. Twenty Five percent by initial recruitment.
15. Senior Motor Vehicles Examiner/ District Motor Vehicles Examiner (BPS-16)	i. At least Second Class Bachelor of Technology (Honrs), Four years Degree in Automobile/Auto & Diesel Technology from Govt. recognized College of Technology or University of Engineering and Technology; or ii. At least Second Class BSc. Mechanical Engineering from recognized University of Engineering and Technology. Note:- Preference will be given to B.Tech (Hons) in Automobile/Auto & Diesel Technology.	21-30 years	i. Fifty percent by promotion on the basis of seniority-cum-fitness, from amongst the Motor Vehicles Examiners (BPS-12) with five years service as such; ii. Ten percent by promotion, on the basis of seniority-cum-fitness, from amongst the Maintenance Supervisors (BPS-13) with five years service as such; and iii. Forty percent by initial recruitment.
16. Motor Mobile Patrolling Inspector (BPS-16)			By promotion on the basis of seniority-cum-fitness, from amongst the Sub-Inspectors (BPS-14) with at least five year's service as such.
17. Sub-Inspector (BPS-14)	At least Second Class Bachelor's Degree, obtained after 14 years of education from recognized university.	21-30 years	By Initial recruitment.
18. Stenographer (BPS-14)	i. Intermediate or equivalent qualification from the recognized board; and ii. Speed of 50 words per minute in shorthand in English and 35 words per minutes in typing; and iii. Knowledge of Computer in using MS Word, MS Excel & Power Point.	18-30 years	By initial recruitment.

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24.	Junior Instructor (BPS-09)	i. Diploma of Associate Engineering (DAE) (3 years) in Automobile Technology from a recognized Institute with HTV and LTV license.	18-40 years	By initial recruitment.
25.	Head Constable (BPS-08)			By deputation from Police Department.
26.	Constable (BPS-05)			By deputation from Police Department.
27.	Driver (BPS-06)	Literate having LTV Driving Licence issued by the competent authority. Preference shall be given to those who have sufficient experience in driving, repair and maintenance of vehicles.	18-40 years	By initial recruitment.
28.	Naib Qasid (BPS-03)	Literate.	18-40 years	i. Seventy Five percent (75%) by initial recruitment; and ii. Twenty Five percent (25%) by transfer from the other categories holding posts in same pay scale, who does not fulfill criteria for promotion to Junior Clerk.
29.	Chowkidar (BPS-03)	Literate with sound physique	18-40 years	By initial recruitment
30.	Sweeper (BPS-03)	Literate	18-40 years	By initial recruitment

SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA
TRANSPORT & MASS TRANSIT DEPARTMENT

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KHYBER PAKHTUNKHWA GOVERNMENT GAZETTE, EXTRAORDINARY, 30th JULY, 2020 55

19. Senior Clerk (BPS-14)				By promotion, on the basis of seniority-cum-fitness, from amongst the Junior Clerks (BPS-11), with at least two years service as such.
20. Maintenance Supervisor (BPS-13)	Diploma of Associate Engineer (DAE) in Automobile Technology from a recognized Institute of Technology.	18-30 years		<ul style="list-style-type: none"> i. Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Jr. Instructors with 02 years service as such; and ii. Fifty percent by initial recruitment.
21. Motor Vehicles Examiner (BPS-12)	Diploma of Associate Engineer in Automobile Technology (DAE) from a recognized College of Technology.	18-30 years		By initial recruitment.
22. Accountant (BPS-11)	At least Second Class Degree obtained after 14 years of education in Commerce or Business Administration, from a recognized University.	18-30 years		By initial recruitment.
23. Junior Clerk (BPS-11)	<ul style="list-style-type: none"> a. At least Second Division Secondary School Certificate or equivalent qualification from a recognized board; and b. A Speed of 30 words per minute in typing. 	18-30 years		<ul style="list-style-type: none"> i. Thirty three percent by promotion, on the basis of seniority-cum-fitness from amongst the Naib Qasids, Chowkidars and Sweepers with two years service and having qualification mentioned at column 3; ii. Sixty seven percent by initial recruitment.

Note: for the purpose of promotion, a joint seniority list of Naib Qasids, Chowkidars and Sweeper shall be maintained

- (i) If two or more officials have acquired the secondary School Certificate in the same session, the inter seniority in the lower post shall be maintained for the purpose of joint seniority in the higher post, and
- (ii) Where a senior official does not possess the requisite qualification at the time of filling up of a vacancy, the official next junior to him, possessing the requisite qualification shall be promoted in preference to the senior official.

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EXTRAORDINARY
GOVERNMENT



REGISTERED NO. PHH
GAZETTE

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, TUESDAY, 23rd NOVEMBER, 2021.

GOVERNMENT OF KHYBER PAKHTUNKHWA TRANSPORT & MASS TRANSIT DEPARTMENT

NOTIFICATION

Dated Peshawar, the 06th October, 2021.

No. SO(E)/TD/16-8/Vol-IV/2019/S.R/DOT.— In pursuance of provisions contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 the Transport & Mass Transit Department, in consultation with the Establishment Department and the Finance Department, hereby directs that in this Department's Notification No. SO (E) /TD/16-8/Vol-IV/2019-20/SSRC, dated 01-07-2020, the following amendments shall be made namely:

AMENDMENTS

In the Appendix,-

a) After serial No. 1, the following new entries shall be inserted in respective Columns, namely:

S.No	Name of the post	Minimum Qualification prescribed for initial recruitment	Age limit	Method of recruitment
1	2	3	4	5
"1A	Business Development Officer (BPS-13)	2 nd Class University Degree obtained after 16 years of education in Business Administration / Public Administration / Economics / Urban & Regional planning from a recognized University, with 5 years post qualification experience	30-45 Years.	By initial Recruitment.

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on a Note for Secretary Establishment.

vi. Rules or amendments thereto will be notified after obtaining approval of the Secretary Establishment

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(b) after Serial No.3, the following new entries shall be inserted in the respective Column, namely:

1.	2.	3.	4.	5.
"3A.	Traffic Engineer & Development Officer (BS-18)	(i) M.Sc. in Traffic Planning / Transport Economics / Traffic Engineering / Highway Engineering / Civil Engineering with three years' experience in public sector organization or (ii) B.Sc. in Civil Engineering with five year experience in Road Transport in Public Sector organization.	30 to 40 years	By initial recruitment.

(c) against Serial No.4, in Column No.5

- (i) in clause i, for the word "fifty", the word "ten" shall be substituted, and
- (ii) in clause ii, for the word "fifty", the word "ninety" shall be substituted

(d) against Serial No.7,

- (i) in column No.3, the word "At least" shall be deleted, and
- (ii) in column No.5, the provision shall be deleted.

(e) after Serial No. 13, the following new entries shall be inserted in the respective Columns, namely:

1.	2.	3.	4.	5.
"13 A	Assistant Network Administrator (BS-16)	Second class University Degree obtained after 16 years of education, in Computer Science / IT / Software Engineering or its equivalent qualification from a recognized University and having specialization / certification in Networking, from public or reputable private sector institute.	21-30 Years.	By initial recruitment.

the same voted by ...
on a Note for Secretary Establishment.

vi. Rules or amendments thereto will be notified after obtaining approval of the

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(f) against Serial No. 14, in Column No.5,

- (i) in clause i, for the words "Seventy Five", the words "Twenty Five" shall be substituted; and
- (ii) in clause ii, for the words "Twenty Five", the words " Seventy Five" shall be substituted; and

(g) against Serial No. 15, in Column No.3, for the existing entry, the following shall be substituted, namely:

3.
"Diploma of Associate Engineer in Automobile Technology (D.A.E. three years Diploma), from a recognized Technical Board with five years experience in a government organization".

Sd/-xxx-
SECRETARY
TO GOVERNMENT OF KHYBER PAKHTUNKHWA
TRANSPORT & MASS TRANSIT DEPARTMENT

Printed and published by the Manager,
Staty. & Ptg. Deptt., Khyber Pakhtunkhwa, Peshawar

be same order by the Secretary
in a Note for Secretary Establishment.
rules or amendments thereto will be notified after obtaining approval of the
Secretary Establishment.

Annex-
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**THE ¹KHYBER PAKHTUNKHWA CIVIL SERVANTS
(APPOINTMENT, PROMOTION & TRANSFER) RULES, 1989**

PART-I

GENERAL

1. **Short title and commencement:** - (1) These rules may be called the ²[Khyber Pakhtunkhwa] Civil Servants (Appointment, Promotion and Transfer) Rules, 1989.
 - (2) They shall come into force at once.
2. **Definitions:**-(1) In these rules, unless the context otherwise requires:-
 - (a) "Appointing Authority" in relation to a post, means the persons authorized under rule 4 to make appointment to that post;
 - (b) "Basic Pay Scale" means the Basic Pay Scale for the time being sanctioned by Government, in which a post or a group of posts is placed;
 - (c) "Commission" means the ³[Khyber Pakhtunkhwa] Public Service Commission;
 - ⁴(d) "Departmental Promotion Committee" means a committee constituted for making selection for promotion or transfer to such posts under a Department, or offices of Government, which do not fall within the purview of the Provincial Selection Board;
 - ⁵(dd) "Departmental Selection Board" means a Board constituted for the purpose of making selection for initial recruitment /appointment to posts under a Department or office of Government in Basic Pay Scale 17 not falling within the purview of the Commission:

Provided that more than one such committees may be constituted for civil servants holding different scales of pay".
 - (e) "Departmental Selection Committee" means a committee constituted for the purpose of making selection for initial appointment to posts under a department, or office of Government [in Basic Pay Scale 17 and below not falling within the purview of the Commission];
 - (f) "Post" means a post sanctioned in connection with the affairs of the Province, but not allocated to all Pakistan Unified Grades ; and

¹ For the words "NWFP" or "North-West Frontier Province", wherever occurred, the words "Khyber Pakhtunkhwa" substituted by the Khyber Pakhtunkhwa Laws (Amendment) Act, 2011 (Khyber Pakhtunkhwa Act No. IV of 2011) published in the Khyber Pakhtunkhwa Government Gazette Extraordinary dated 2nd April, 2011

² Sub.by the Khyber Pakhtunkhwa Act No. IV of 2011.

³ Sub.by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁴ Substituted by Clause (d) of sub-rule (1) of Rule 2 vide Notification No. SOR-I (S&GAD) 4-1/80 (Vol-II) dated 14-01-92.

⁵ Clause (dd) added by Notification No. SOR-III (S&GAD) 2-7/86, dated 8-12-1994

⁶(g) "Provincial Selection Board" means the Board constituted by Government for the purpose of selection of civil servants for promotion or transfer to posts in respect whereof the appointing authority under rule 4 is the Chief Minister and shall consist of such persons as may be appointed to it by Government from time to time.

(2) Words and expressions used but not defined in these rules shall have the same meanings as are assigned to them in the ⁷[Khyber Pakhtunkhwa] Civil Servants Act, 1973 (⁸[Khyber Pakhtunkhwa] Act XVIII of 1973) or any other statutory order or rules of Government for the time being in force.

3. **Method of Appointment:-** (1) Appointment to posts shall be made by any of the following methods, namely:-

(a) by promotion or transfer in accordance with the provisions contained in Part-II of these rules; and

(b) by initial recruitment in accordance with the provisions contained in Part-III of these rules.

(2) The method of appointment, qualifications and other conditions applicable to a post shall be such as laid down by the Department concerned in consultation with the ⁹Establishment and Administration Department and the Finance Department.

4. **Appointing Authority:-** The authorities competent to make appointment to posts in various basic pay scales shall be as follows:-

S.No. !	Posts !	Appointing Authority
¹⁰ 1. (a)	Posts in Basic Pay Scale 18 and above including posts in Basic Pay Scale 17 borne on any of the following services; (i) Former Provincial Civil Service (Executive Branch); (ii) Former Provincial Civil Service (Judicial Branch); and (iii) Provincial Civil Secretariat Service.	Chief Minister
	¹¹ (b) Posts in Basic Pay Scale 17	Chief Secretary

⁶ Clause (g) substituted by Notification No. SOR-I(S&GAD) 4-1/80/II, dated 14-01-1992.

⁷ Sub.by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁸ Sub.by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁹ For the words "Services and General Administration" wherever occurred, substituted with the words "Establishment and Administration" by Notification No. SO(O&M) E&AD/8-6/2001 dated 30-05-2001.

¹⁰ Substituted by Notification No. SOR-I(S&GAD)4-1/75/Vol-I, dated 22-08-1991.

¹¹ Substituted by Notification No. SOR-III(E&AD)2(144)03 dated 16-09-2003

other than those covered by
(a) above and the post of
Deputy Superintendent of
Police; and.

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¹²(c) Posts of Deputy Superintendents of Police. Provincial Police Officer/
Inspector General of Police.

2. Posts in Basic Pay Scale 16. (a) In the case of Secretariat of the
Government of ¹³[Khyber Pakhtunkhwa],
the Chief Secretary.

¹² Inserted by Notification No. SOR-III(E&AD)2(144)03 dated 16-09-2003.

¹³ Sub.by the Khyber Pakhtunkhwa Act No. IV of 2011.

- (b) In case of High Court, the Chief Justice; and
- (c) In the case of Attached Department:

- (i) the Head of Attached Department concerned; and
- (ii) In any other case the Secretary of the Department concerned.

3. Posts in Basic Pay Scales 3 to 15.

- (a) In the case of civil Servants borne on ministerial establishment of Civil Courts subordinate to High Court, the officer authorized as such by the Chief Justice; and
- (b) In other cases
 - (i) an officer declared under the relevant Delegation of Powers Rules, which shall to this extent be deemed as operative; or
 - (ii) Where no such appointing authority has been declared, the Secretary to Government or the Head of an Attached Department/ Office, as the case may be.

4. posts in Basic pay Scale 1 and 2.	Deputy Secretary incharge of Administration or office, , as the care may be
--------------------------------------	---

5. ¹⁴Departmental Promotion & Selection Committee/Board- (1) In each Department or office of Government there shall be one or more Departmental Promotion Committee and Departmental Selection Committee ¹⁵(or, as the case may be, Departmental Selection Board), the composition of which shall be determined by the Establishment and Administration Department or the Department in consultation with the Establishment and Administration Department.

(2) Each such Committee (or the Board, as the case may be), shall consist of at least three members, one of whom shall be appointed as Chairman.

¹⁴ The heading of rule 5 substituted by Notification No. SOR-I(S&GAD)2-7/86, dated 8-12-1994.

¹⁵ The words inserted by Notification No. SOR-III(S&GAD)2-7/86, dated 8-12-1994

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¹⁶6. **Procedure when recommendation is not accepted:-** When an appointing authority for Basic Pay Scale 17 or below does not accept the recommendation of a Departmental Promotion or Selection Committee, or the Departmental Selection Board, as the case may be, it shall record its reasons and obtain order of the next higher authority.

PART-II

APPOINTMENT BY PROMOTION OR TRANSFER

7. **Appointment by Promotion or Transfer.** ¹⁷(1) Except as otherwise provided in any service rules for the time being in force, appointment by promotion or transfer to posts in respect whereof the appointing authority under rule 4 is the Chief Minister shall ordinarily be made on the recommendation of the Provincial Selection Board and promotion and transfer to posts other than those falling within the purview of the Provincial Selection Board shall ordinarily be made on the recommendation of appropriate Departmental Promotion Committee".

(2) Appointment by transfer shall be made from amongst the persons holding appointment on regular basis in the same basic pay scale, in which the posts to be filled, exist.

(3) Persons possessing such qualifications and fulfilling such conditions as laid down for the purpose of promotion or transfer to a post shall be considered by the Departmental Promotion Committee or the Provincial Selection Board for promotion or transfer, as the case may be.

(4) No promotion on regular basis shall be made to posts in Basic Pay Scale 18 to 21 unless the officer concerned has completed such minimum length of service as may be specified from time to time.

¹⁸(5) If on an order of promotion or before promotion any civil servant declines in writing, to accept promotion, such civil servant shall not be considered for such promotion for the next four years following order.

Provided that if he declines to avail the benefit of promotion for the second time, then he shall stand superseded permanently for such promotion.

8. **Inter-Provincial Transfer:-**(1) Persons holding appointment in BPS 1 to 15 under Federal Government and other Provincial Government may, in deserving cases, be transferred to equivalent posts under these rules:-

Provided that:-

- (i) the Federal Government or the Government of the Province concerned, as the case may be, has no objection to such a transfer;
- (ii) the person seeking transfer possesses the requisite qualification and experience and the post to which his transfer is intended can, under the rules, be filled by transfer;
- (iii) the person concerned holds appointment to the post in his parent Department on regular basis;

¹⁶ Rule-6 substituted by Notification No. SOR-III(S&GAD)2-7/86, dated 8-12-1994

¹⁷ Sub rule (1) substituted by Notification No. SOR-I(S&GAD)4-1/80/II, dated 14-01-1992.

¹⁸ Sub rule (5) inserted by Notification No. SOR-VI(E&AD)1-3/2009/Vol-VIII, dated 22-10-2011.

- (iv) the person concerned is a bona fide resident of the ¹⁹[Khyber Pakhtunkhwa].
- (v) a vacancy exists to accommodate the request for such a transfer; and:
- (vi) Provided further that in most deserving cases, the merit of which shall be determined on case to case basis and the decision of the Competent Authority in that behalf shall be final, Government may allow transfer of a civil servant in BPS-16 and above, subject to the aforesaid conditions.

(2) A person so transferred shall be placed at the bottom of the cadre strength which he joins for the purpose of determining his seniority vis-à-vis other members borne on the cadre.

(3) It will be the sole discretion of the appointing authority to accept or refuse a request for transfer under this rule and any decision made in this behalf shall be final and shall not be quoted as precedence in any other case.

9. Appointment on Acting Charge or current Charge Basis. (1) Where the appointing authority considered it to be in the public interest to fill a post reserved under the rules for departmental promotion and the most senior civil servant belonging to the cadre or service concerned, who is otherwise eligible for promotion, does not possess the specified length of service the authority may appoint him to that post on acting charge basis;

²⁰Provided that no such appointment shall be made, if the prescribed length of service is short by more than ²¹[three years].

²²[(2)].

(3) In the case of a post in Basic Pay Scale 17 and above, reserved under the rules to be filled in by initial recruitment, where the appointing authority is satisfied that no suitable officer drawing pay in the basic scale in which the post exists is available in that category to fill the post and it is expedient to fill the post, it may appoint to that post on acting charge basis the most senior officer otherwise eligible for promotion in the organization, cadre or service, as the case may be, in excess of the promotion quota.

(4) Acting charge appointment shall be made against posts which are likely to fall vacant for period of six months or more. Against vacancies occurring for less than six months, current charge appointment may be made according to the orders issued from time to time.

(5) Appointment on acting charge basis shall be made on the recommendations of the Departmental Promotion Committee or the Provincial Selection Board, as the case may be.

(6) Acting charge appointment shall not confer any vested right for regular promotion to the post held on acting charge basis.

PART-III

INITIAL APPOINTMENT

¹⁹ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

²⁰ Full stop at the end of Rule 9 (1) replaced with colon and proviso added by Notification No. SOR-I (S&GAD)4-1/80/Vol-II, dated 20-10-1993.

²¹ The words one year substituted by Notification No. SOR-I(S&GAD)4-1/80/III, dated 14.3.96.

²²Sub rule (2) of rule-9 deleted vide by Notification No. SOR-VI(E&AD)1-3/2009/Vol-VIII, dated 22-10-2011.

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10. **Appointment by Initial Recruitment :-**(1) Initial appointment to posts ²³[in various basic pay scales] shall be made:-

- (a) if the post falls within the purview of the Commission, on the basis of Examination or test to be conducted by the Commission; or
- (b) if the post does not fall within the purview of the Commission, in the manner as may be determined by Government.

²⁴(2) Initial recruitment to posts which do not fall within the purview of the Commission shall be made on the recommendation of the Departmental Selection Committee, after vacancies have been advertised in newspapers.

²⁵Provided that nothing contained in this sub-rule shall apply to the household staff of the Chief Minister House Peshawar, ²⁶[Khyber Pakhtunkhwa] House Islamabad, ²⁷[Khyber Pakhtunkhwa] Rest Houses Bannu, Swat and Abbottabad, ²⁸[Khyber Pakhtunkhwa] House Nathia Galli and Shahi Mehman Khana, Peshawar and any other House to be established by the Government:

²⁹Provided further that the appointment in Basic Pay Scale-1 to 4 shall be made on the recommendations of the Departmental Selection Committee through the District Employment Exchange concerned, ³⁰[or, where in a District, the office of the Employment Exchange does not exist, after advertising the posts in the leading newspapers] ³¹[]

(3) A candidate for initial appointment to a post must possess the educational qualification or technical qualifications and experience and except as provided in the rules framed for the purpose of relaxation of age limit, must be within the age limit as laid down for the post, provided that-

- (i) ³²where recruitment is to be made on the basis of written examination, then, notwithstanding anything to the contrary contained in any other rules for the time being in force, age shall be reckoned on 1st January of the year in which the examination is proposed to be held;
- (ii) in other cases as on the last date fixed for submission of applications for appointment.

²³ The words in basic pay scale-16 to 21 substituted by Notification No. SOR-I(S&GAD)1-117/91 (C), dated 12-10-1993.

²⁴ Sub rule (2) of Rule-10 substituted by Notification No. SOR-I(S&GAD) 1-117/91 (C), dated 12-10-1993.

²⁵ Proviso added vide Notification No. SOR-VI(E&AD)1-3/2003 (VI) dated 03-07-2003.

²⁶ Sub.by the Khyber Pakhtunkhwa Act No. IV of 2011.

²⁷ Sub.by the Khyber Pakhtunkhwa Act No. IV of 2011.

²⁸ Sub.by the Khyber Pakhtunkhwa Act No. IV of 2011.

²⁹ Proviso added vide Notification No. SOR-VI(E&AD)1-3/2003 (VI) dated 16-03-2004

³⁰ Sentence added in the Proviso vide Notification No. SOR-VI(E&AD)1-3/2003 (VI) dated 23-01-2006.

³¹ 2nd Proviso in sub- rule (2) of Rule 10 was deleted vide Notification No. SOR-VI(E&AD)1-3/2008 dated 09-05-2008 and added again vide Notification No. SOR-VI(E&AD)1-3/2008 dated 03-11-2008.

³² Clause (i) substituted vide Notification No. SOR-I(S&GAD)4-1/80, dated 17-5-1989.

³³(4) Where a civil servant dies or is rendered incapacitated/invalidated permanently during service then notwithstanding the procedure provided for in sub-rule (2), the appointing authority may appoint one of the children of such civil servant, or if the child has not attained the age prescribed for appointment in Government Service, the widow/wife of such civil servant, to a post in any of the Basic Pay Scales I-10:

Provided that the child or the widow/wife as the case may be, possesses the minimum qualification prescribed for appointment to the post:

Provided further that if there are two widows/wives of the deceased civil servant, preference shall be given to the elder widow/wife.

Provided also that the appointment under this sub rule is subject to availability of a vacancy and if more than one vacancies in different pay scales are available at a time, and the child or the widow/wife, as the case may be, possesses the qualifications making him or her eligible for appointment in more than one post, he /she shall ordinarily be appointed to the post carrying higher pay scale.

Provided further that this shall not apply to any post in BPS-1-10 falling in the purview of the ³⁴[Khyber Pakhtunkhwa] Public Service Commission.

³⁵(5) Notwithstanding anything contained in any rule for the time being in force, two percent of all posts in each basic pay scale to be filled in by initial recruitment shall be reserved for disabled candidates and ten percent of all posts meant for initial recruitment shall be reserved for female candidates:

Explanation-I---For the purpose of reservation under this sub-rule "disability" does not include such disability which hampers in the smooth performance of the duties required of a disabled candidate.

Explanation-II---Ten per cent quota reserved above shall be in addition to the posts exclusively reserved for female candidates.

³⁶(6) Notwithstanding anything contained in any rule for the time being in force, five per cent of all posts in each basic pay scale to be filled in by initial recruitment shall be reserved for candidates hailing from earthquake affected areas of District Mansehra, Battgram, Shangla, Kohistan and Abbottabad (Calamity hit area) for a period of three years commencing from 1st February, 2006.

³⁷(7) Notwithstanding anything contained in any rule for the time being in force, ³⁸[three] percent of all the posts in each basic pay scale to be filled in by initial recruitment shall be reserved for candidates belonging to minorities in addition to their participation in the open merit:

Provided that, the reservation shall not apply to—

³³ Sub rule (4) substituted vide Notification No. SOR-VI (E&AD)1-3/2011/Vol-VIII, dated 31-08-2012.

³⁴ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

³⁵ Sub rule (5) substituted vide Notification No. SOR-VI (E&AD)1-10/03 (VI), dated 04-12-2007.

³⁶ Sub rule (6) inserted vide Notification No. SOR-VI(E&AD)1-3/03 (VI), dated 01-02-2006

³⁷ Sub rule (7) added vide Notification No. SOR-VI(E&AD)1-3/08, dated 06-01-2009

³⁸ Subs. vide Notification No. SORIV/E&AD/1-10(Minority)/2008, dated 08.01.2014.

- (i) the percentage of vacancies reserved for recruitment on merit;
(ii) short term vacancies likely to last for less than one year; and
(iii) isolated posts in which vacancies occur only occasionally.

11. **Eligibility.** (1) A candidate for appointment shall be a citizen of Pakistan and bona fide resident of the ³⁹[Khyber Pakhtunkhwa].

Provided that for reasons to be recorded in writing, Government may, in a particular case, relax this restriction.

⁴⁰[(2)]

(3) No person, not already in Government service, shall be appointed to a post unless he produces a certificate of character from the principal, academic officer of the academic institution last attended and also certificates of character from two responsible persons, not being his relatives, who are well acquainted with his character and antecedents.

(4) Notwithstanding anything contained in sub-rule (3), an appointment by initial recruitment shall be subject to the verification of character and antecedents of the candidate or the person appointed, to the satisfaction of appointing authority.

(5) No candidate shall be appointed to a post unless he is found, after such medical examination as Government may prescribe, to be in good mental and bodily health and free from physical defect likely to interfere in the efficient discharge of his duties.

12. **Zonal and Divisional representation:** - (1) Except as otherwise specifically provided in any rule for the time being in force, initial recruitment to posts in Basic Pay Scales 16 and 17 and other posts in Basic Pay Scales 3 to 15 borne on Provincial cadre shall be made in accordance with the Zonal quota specified by Government from time to time:

⁴¹Provided that initial recruitment to the post of Civil Judge/Judicial Magistrate/Allaqa Qazi (BPS-18) shall also be made in accordance with the zonal quota specified by the Government from time to time.

(2) Initial recruitment to posts in Basic Pay Scales 3 to 15 borne on divisional or district cadre shall be made from amongst bona fide residents of the division or district concerned, as the case may be.

(3) Initial recruitment to posts in Basic Pay Scales 1 and 2 or equivalent shall ordinarily be made on local basis.

PART-IV

AD HOC APPOINTMENT

13. **Requisition to Commission:-**When under any rule for the time being in force, a post is

³⁹ Sub.by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁴⁰ Sub rule (2) of rule-11 deleted vide Notification No. SOR-VI(E&AD)1-3/08, dated 17-06-2008

⁴¹ Proviso to rule-12 added vide Notification No. SOR-VI(E&AD)1-27/08, dated 03-07-2008

required to be filled in through the Commission, the appointing authority shall forward a requisition on the prescribed form to the Commission immediately after it is decided to fill in the post, or if that is not practicable and the post is filled on ad hoc basis as provided in rule 14, within two months of the filling of the post.

14. **Ad hoc Appointment:-**(1) When the appointing authority considers it to be in the public interest to fill in a post falling within the purview of the Commission urgently, it may, pending nomination of a candidate by the Commission, proceed to fill in such post on ad hoc basis for a period not exceeding ⁴²[one year] by advertising the same in accordance with the procedure laid down for initial appointment in Part-III of these rules.

(2) Short term vacancies in the posts falling within the purview of the Commission and vacancies occurring as a result of creation of temporary posts for a period not exceeding ⁴³[one year], may be filled in by appointing authority otherwise than through the Commission on a purely temporary basis after advertising the vacancy.

PART-V

PROBATION AND CONFIRMATION

⁴⁴15. **Probation.** ----- (1) Persons appointed to posts by initial recruitment, promotion or transfer shall be on probation for a period of one year.

(2) The appointing authority, if considers necessary, may extend the probation period for one year as may be specified at the time of appointment.

⁴⁵(3) On the successful completion of probation period, the appointing authority shall, by specific order terminate the probation of the officer or official concerned within two months after the expiry of probation period prescribed in sub-rule(1):

Provided that if no specific order regarding termination of the probation period of the official or officer concerned is issued within two months, the period of probation shall be deemed to have been extended under sub-rule (2):

Provided further that if no specific order is issued on the expiry of the extended period of probation, the period of probation shall be deemed to have been successfully completed."

16. **Confirmation:-**After satisfactory completion of the probationary period, a civil servant shall be confirmed; provided that he holds a substantive post, provided further that a civil servant shall not be deemed to have satisfactorily completed his period of probation, if he has failed to pass an examination, test or course or has failed to complete successfully a training prescribed within the meaning of sub-section (3) of Section 6 of the ⁴⁶[Khyber Pakhtunkhwa] Civil Servants Act, 1973.

⁴² The words six months replaced with the words one year vide Notification No. SOR-VI(E&AD)1-3/08, dated 17-01-2009.

⁴³ The words six months replaced with the words one year vide Notification No. SOR-VI(E&AD)1-3/08, dated 17-01-2009.

⁴⁴ Rule-15 substituted vide Notification No. SOR-VI/E&AD/1-3/2009/Vol-VIII dated 16-2-2010.

⁴⁵ Sub rule (3) substituted vide Notification No. SOR-VI (E&AD)1-3/2012 dated 28-12-2012.

⁴⁶ Sub.by the Khyber Pakhtunkhwa Act No. IV of 2011.

PART-VI
SENIORITY

4E-1

17. **Seniority** :- (1) the seniority inter se of civil servants ⁴⁷(appointed to a service, cadre or post) shall be determined:-

- (a) in the case of persons appointed by initial recruitment, in accordance with the order of merit assigned by the Commission ⁴⁸[or as the case may be, the Departmental Selection Committee;] provided that persons selected for appointment to post in an earlier selection shall rank senior to the persons selected in a later selection; and
- (b) in the case of civil servants appointed otherwise, with reference to the date of their continuous regular appointment in the post; provided that civil servants selected for promotion to a higher post in one batch shall, on their promotion to the higher post, retain their inter se seniority as in the lower post.

Explanation-I:- If a junior person in a lower post is promoted to a higher post temporarily in the public interest, even though continuing later permanently in the higher post, it would not adversely effect the interest of his seniors in fixation of his seniority in the higher post.

Explanation-II:- If a junior person in a lower post is promoted to a higher post by superseding a senior person and subsequently that senior person is also promoted the person promoted first shall rank senior to the person promoted subsequently; provided that junior person shall not be deemed to have superseded a senior person if the case of the senior person is deferred for the time being for want of certain information or for incomplete record or for any other reason not attributing to his fault or demerit.

Explanation-III:- A junior person shall be deemed to have superseded a senior person only if both the junior and the senior persons were considered for the higher post and the junior person was appointed in preference to the senior person.

(2) Seniority in various cadres of civil servants appointed by initial recruitment vis-à-vis those appointed otherwise shall be determined with reference to the dates of their regular appointment to a post in that cadre; provided that if two dates are the same, the person appointed otherwise shall rank senior to the person appointed by initial recruitment.

⁴⁹(3) In the event of merger/restructuring of the Departments, Attached Departments or Subordinate Offices, the inter se seniority of civil servants affected by the merger/restructuring as aforesaid shall be determined in accordance with the date of their regular appointment to a cadre or post.

⁵⁰(4) The inter-se-seniority of civil servants in a certain cadre to which promotion is made from different lower posts, carrying the same pay scale shall be determined from the date of regular appointment/promotion of the civil servants in the lower post.

Provided that if the date of regular appointment of two or more civil servants in the

⁴⁷ Substituted for the words appointment to a post in the same basic pay scale in a cadre by Notification No. SOR-I(S&GAD)4-1/80, dated 17-05-1989.

⁴⁸ The words inserted by Notification No. SOR-I(S&GAD)4-1/80/II, dated 04-02-1996.

⁴⁹ Sub-rule (3) of Rule 17 added vide Notification No. SOR-I(E&AD)4-1/80/IV, dated 28-5-2002.

⁵⁰ Sub-rule (4) of Rule 17 added vide Notification No. SOR-VI (E&AD) 1-3/2008 dated 19-11-2009.

lower post is the same, the civil servant older in age, shall be treated senior.

18. General Rules: - In all matters not expressly provided for in these rules, civil servants shall be governed by such rules as have been or may hereafter be prescribed by Government and made applicable to them.

19. Repeal:- The ⁵¹[Khyber Pakhtunkhwa] Civil Servants (Appointment, Promotion and Transfer) Rules, 1975, are hereby repealed.

(Authority; No. SORI(S&GAD)4-1/80, dated 13th May, 1989)

⁵¹ Sub.by the Khyber Pakhtunkhwa Act No. IV of 2011.

40-13

Appointment by transfer.

I am directed to say that rule 7 of the NWFP Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, provides that appointment by transfer to posts should be made:-

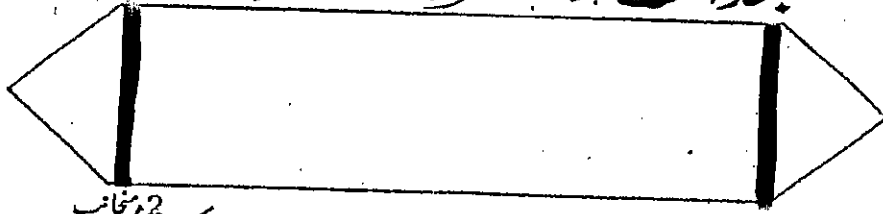
- (1) to posts in BPS-2 to 16 on the recommendations of the appropriate Departmental Promotion Committee;
- (2) to posts in BPS-17 and above on the recommendations of the Provincial Selection Board; and
- (3) from amongst the persons possessing qualifications and other conditions prescribed for the posts and holding appointment on regular basis in the same basic pay scale in which the posts to be filled exist.

It has been brought to notice that in some of the departments, appointment by transfer is also made in cases where no provision for appointment by transfer exists in the relevant service/recruitment rules.

I am accordingly directed to clarify that the above provisions regarding appointment by transfer are applicable in only those cases where the appointment by transfer is specifically provided for in the relevant service/recruitment rules or in the method of appointment, qualification etc laid down for each post under sub-rule (2) of rule 3 of the aforesaid rules.

(Authority: No SOR(S&GAD)4-1/80, dated 13th May, 1989)

بعدالت جناب سروس ٹریڈنگ ڈپارٹمنٹ



2 جناب

Chief secretary بنام شہ نواز Shah Nawaz

موزت
مقدمہ
دکوئی
جرم

باعث تحریر آنک

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیردی وہ جواب دہی وکل کاروائی متعلقہ
آن مقام پشاور کیلئے جسٹس آف ایڈووکیٹری جنرل صاحب علی خان

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار دیا گیا۔ نیز
وکیل صاحب کو رضی نامہ کرنے و تقریر ثبات فیصلہ بر حلف دینے جواب دہی اور اقبال دکوئی اور
بصورت ڈگری کرنے اجراء اور صولی چیک در دپہار عرضی دکوئی اور درخواست ہر قسم کی تصدیق
ذرائع پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیردی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی
نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیردی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور
کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقریر کا اختیار
ہوگا۔ اور صاحب مقرر شدہ کو کسی دہی جملہ مذکورہ ہا اختیارات حاصل ہوں گے اور اس کا ساختہ
برداشتہ منظور قبول ہوگا۔ دوران مقدمہ میں جو فریڈ دہر جانہ التوائے مقدمہ کے سبب سے دہوگا۔
کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیردی
مذکورہ کریں۔ لہذا ادکالت نامہ لکھ دیا کہ سند ہے۔

Shah Nawaz

الرقوم 11 ماہ 04 20

بمقام

کے لئے منظور ہے۔

پشاور

Accepted
Muzt

"B"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

SB

No. *Recd*

Appeal No. *543 & 544* of 20 *22*

Shah Nawaz & Other Appellant/Petitioner

Chief Secy Govt of KPK Peshawar Respondent
(3)

Respondent No.

Notice to: — *Director Transport & Mass Transit KPK Peshawar*

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *02/06/2022* on.....at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed; or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this *26th*.....

Day of *May*.....20 *22*

For Reply

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
2. Always quote Case No. While making any correspondence.

“B”

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

No.

543 & 544

SB

Appeal No. Shah Nawaz & 0 others of 20 22

Appellant/Petitioner

Chief Secy Govt of KPK Peshawar

Respondent

Respondent No.

Notice to: —

Chief Secy Govt of KPK Civil Secretariat
Peshawar

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal ^{02/06/2022} *on.....at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated..... 26th

Given under my hand and the seal of this Court, at Peshawar this.....
Day of..... May20 22

For Reply

[Signature]

[Signature]
Registrar, W

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

- Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
2. Always quote Case No. While making any correspondence.

ISSUE BRANCH
CHIEF SECRETARY
Court of Khyber Pakhtunkhwa
Peshawar

27-5-22

"B"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR. *SB*

No.

543 & 544

22

Appeal No *Shah Nawaz S. O. Khan* of 20

..... Appellant/Petitioner
Chief Secy Govt of KPK Peshawar

..... Respondent

Secy Transport & Mass Transit KPK Peshawar

Notice to: —

[Signature] 27/5/22

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case *by the petitioner* in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on.....at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated..... *26th*

Given under my hand and *Mag* seal of this Court, at *Peshawar* this.....
Day of.....20

For Reply

[Signature]

[Signature]

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
2. Always quote Case No. While making any correspondence.

BEFORE THE HON'BLE CHAIRMAN SERVICE TRIBUNAL,
PESHAWAR

Shah Nawaz VERSUS Transport & others

Application for depositing Security Challan:

Respectfully Sheweth;

i) That the above titled case is pending before this Hon'ble court in which the date of hearing is fixed for today, i-e 2nd June 2022.

ii) That on previous date, this Hon'ble Court issued directions for depositing the security amount which the petitioner failed to deposit on due date.

iii) That now the petitioner wants to submit the security challan today.

As per
direction of the
Hon'ble Chairman
Security be
deposited today.

It is therefore most humbly prayed
that the instant application may
kindly be allowed.

Petitioner

2/6/22
[Signature]
Dated; 02 June/2022

through

Mian Asif Aman
through
Clerk: Yaseen Khan