



Form- A

FORM OF ORDER SHEET

Court of _____

Case No. - 3525 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	12/03/2021	<p>The appeal of Syed Faridullah Shah presented today by Mr. Noor Muhammad Khattak 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 ^{ew} 12/3/2021</p>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>25/05/21</u></p> <p style="text-align: right;"> CHAIRMAN (for completion)</p>
	25.05.2021	<p>Mr. Noor Muhammad Khattak, Advocate for appellant present.</p> <p>Preliminary arguments heard. To come up for order on 31.05.2021 before this S.B.</p> <p style="text-align: right;"> Chairman</p>

31.05.2021

Counsel for the appellant present. Preliminary arguments already heard.

Points raised need consideration. The appeal is admitted to regular hearing, subject to all legal objections available to the respondents. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days of the receipt of notices positively. If the written reply/ comments are not submitted within the stipulated time, the office is directed to submit the file with a report of non-compliance. File to come up for arguments on ~~5.10.~~ 2021.


Appellant Deposited
Security & Process Fee ▶

Alongwith the appeal, the appellant has also submitted an application for interim relief. Notice of the application be also issued to the respondents.


Chairman

12.07.2021

Learned Addl, A.G be reminded about the omission and for submission of reply/comments within extended time of 10 days.

Chairman

Stipulated period passed. Reply not submitted.

02.08.2021

Case was fixed for 05.10.2021 but on the written request of appellant, case was requisitioned for today.

Appellant present through counsel. Muhammad Adeel Butt learned A.A.G alongwith Zia Ullah Law Officer for respondents present.

Representative of the respondents requested for short adjournment in order to submit reply. Last chance is given. To come up for reply and arguments on 23.08.2021 before D.B.

(Atiq-Ur-Rehman Wazir)
Member (E)

(Rozina Rehman)
Member (J)

23.08.2021

Appellant alongwith Mr. Kamran Khan, Advocate present. Mr. Ziaullah, Deputy Secretary (Litigation) alongwith Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present and again requested that time may be granted for submission of reply/comments. Adjourned. Last opportunity given subject to payment of cost of Rs. 4000/-. To come up for reply and arguments before the D.B on 27.08.2021.

(MIAN MUHAMMAD)
MEMBER (EXECUTIVE)

(SALAH-UD-DIN)
MEMBER (JUDICIAL)

29.08.2021

Messrs Noor Muhammad Khattak and Kamran Khan, Advocates, for the appellant present. Mr. Muhammad Rashid, Deputy District Attorney alongwith Mr. Ziaullah, Deputy Secretary (Litigation) and Mr. Shahbaz Khan, SO for respondents present.

Written reply/comments on behalf of respondents submitted, copy of which handed over to the learned counsel for the appellant. The respondents also deposited cost of Rs. 4000/- imposed upon them, which amount is handed over to learned counsel for the appellant and in this respect, his endorsement and signature obtained at margin of order sheet. Adjourned. To come up for arguments before the D.B on 31.08.2021.

(MIAN MUHAMMAD)
MEMBER (EXECUTIVE)


(SALAH-UD-DIN)
MEMBER (JUDICIAL)


Kamran Khan advocate on behalf of the appellant paid cost amount Rs 4000/-

31.08.2021

Mr. Noor Muhammad Khattak, Advocate, for the appellant present. Mr. Safiullah, Section Officer (II) alongwith Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

To come up for arguments alongwith connected Appeal bearing No. 3522/2021 before the D.B on 09.09.2021.

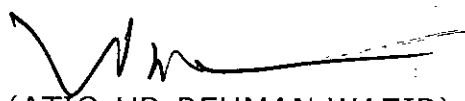

(ATIQ-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)

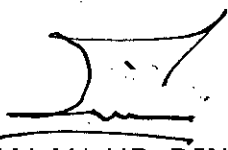

(SALAH-UD-DIN)
MEMBER (JUDICIAL)

09.09.2021

Clerk of counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

To come up for arguments alongwith connected Appeal bearing No. 3522/2021 before the D.B on 17.09.2021.


(ATIQ-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)


(SALAH-UD-DIN)
MEMBER (JUDICIAL)

17.09.2021

Mr. Noor Muhammad Khattak, Advocate, for the appellant present. Mr. Riaz Khan Paindakheil, Assistant Advocate General for respondents present.

To come up for remaining arguments alongwith connected appeal bearing No.3522/2021 before the D.B on 13.10.2021.



(ATIQ UR REHMAN WAZIR)
MEMBER (EXECUTIVE)

(SALAH UD DIN)
MEMBER (JUDICIAL)

13.10.2021

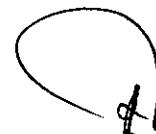
Counsel for the appellant present.

Mr. Asif Masood Ali Shah, Deputy District Attorney for official respondents No. 1 to 4 present. Mr. Muhammad Ismail, Advocate for private respondents No. 5 to 8 present. Mr. Asad Mehmood, Advocate for private respondents No. 9 to 12 present.

File to come up alongwith connected Service Appeal bearing No. 3522/2021 titled Fazal Azim Vs. Government, on 20.10.2021 before D.B.



(Atiq-Ur-Rehman Wazir)
Member (E)



(Rozina Rehman)
Member (J)

S.A No. 3525/2021

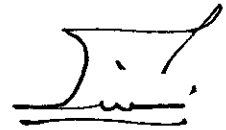
20.10.2021

Appellant alongwith his counsel Mr. Kamran Khan, Advocate, present. Mr. Safiullah, Section Officer (II) and Mr. Jaffar Ali, Assistant alongwith Mr. Muhammad Rasheed, Deputy District Attorney for the respondents present.

Arguments heard. To come up for order on 22.10.2021 before the D.B.



(ATIQU-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)
MEMBER (JUDICIAL)

Service Appeal No. 3525/2021

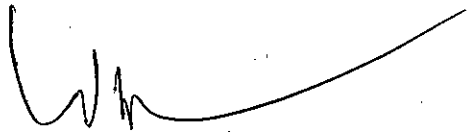
ORDER
22.10.2021

Appellant alongwith his counsel Mr. Kamran Khan, Advocate, present. Mr. Safiullah, Section Officer (II) and Mr. Jaffar Ali, Assistant alongwith Mr. Muhammad Rasheed, Deputy District Attorney for the respondents present.

Vide our detailed judgment of today, placed on file of Service Appeal bearing No. 3522/2021 titled " Fazal Azim Versus The Secretary Health Department, Khyber Pakhtunkhwa, Peshawar and 11 other respondents", the appeal in hand stands dismissed being barred by time. Parties are left to bear their own costs. File be consigned to record room.

ANNOUNCED
22.10.2021


(SALAH-UD-DIN)
MEMBER (JUDICIAL)


(ATIQ-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. _____/2021

SYED FARID ULLAH SHAH V/S HEALTH DEPTT:

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APPELLANT

THROUGH:

NOOR MOHAMMAD KHATTAK
ADVOCATE

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR**

Khyber Pakhtunkhwa
Service Tribunal

APPEAL NO. 3525 /2021

Diary No. 3510

Dated 12/3/2021

Mr. Syed Farid Ullah Shah, Senior Clinical Technician (Radiology) (BPS-12),
Hayat Abad, Medical Complex, Peshawar.

..... APPELLANT

VERSUS

- 1- The Secretary Health Department, Khyber Pakhtunkhwa, Peshawar.
- 2- The Secretary Establishment, Khyber Pakhtunkhwa, Peshawar.
- 3- The Secretary Finance Department, Khyber Pakhtunkhwa, Peshawar.
- 4- The Director General Health, Khyber Pakhtunkhwa, Peshawar.

.....RESPONDENTS

**APPEAL UNDER SECTION- 4 OF THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED
SERVICE RULES/ NOTIFICATIONS DATED 10-05-2016 AND
DATED 06-11-2020 TO THE EXTENT OF SERIAL NO.4
COLUMN NO. 5 WHEREBY A NOTE HAS BEEN INSERTED AND
ASTONISHINGLY PROSPECTS OF PROMOTION TO THE POST
OF TECHNOLOGIST HAS BEEN FIXED W-E-F THE DATE OF
ACQUIRING THE REQUISITE QUALIFICATION/DEGREE AND
AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL
APPEAL OF THE APPELLANT WITHIN THE STATUTORY
PERIOD OF NINETY DAYS**

PRAYER:

That on acceptance of this appeal the impugned service rules/ notifications dated 10-05-2016 and dated 06-11-2020 may kindly be modified/ rectified to the extent that note attached to the serial No. 4 column No. 5 regarding reckoning/fixation of seniority from the date of acquiring the requisite Degree instead of initial appointment may be declared as ultra vires to law & Rules and the respondents may further please be directed to consider the appellant for promotion to the post of Technologist (BPS-17) on the basis seniority reckoned/fixated from the date of initial appointment with all back benefits. Any other remedy which this august Service Tribunal deems fit that may also be awarded in favor of the appellant.

R/SHEWETH:

ON FACTS:

Brief facts giving rise to the present appeal are as under:

Filed to-day
12/3/2021
Registrar

- 1- That appellant was initially appointed as Radiographer (BPS- 06) in the respondent Department and presently serving as Clinical Technician (Radiology) (BPS-12). Copy of the appointment is attached as annexure**A.**
- 2- That appellant right from appointment till date serving the department with full zeal and zest and whole heartedly and with full devotion.
- 3- That according to the old service rules and service structure the prospects of promotion to the post of Technologist (BPS-17) was among the eligible Technicians on the basis of seniority cum fitness.
- 4- That astonishingly vide notification dated 10-05-2016 the service rules of the appellant was amended and vide serial No. 4 column No. 5 in the method of recruitment a note has been inserted in that rules and prospect of promotion to the post of technologist has been modified to the extent that promotion shall be made with respect to the acquiring qualification prescribed for initial recruitment thus effecting seniority and prospect of promotion of the appellant. Copy of the impugned service rules dated 10-05-2016 is attached as annexure**B.**
- 5- That later on vide notification dated 4th November, 2020 certain amendment were made in the above mentioned rules and the method of promotion was kept the same. Copy of the amended rules/ notification dated 04-11-2020 is attached as annexure....**C.**
- 6- That it is very pertinent to mention that juniors to the appellant who were initially appointed against the post of Clinical Technician (BPS-12) have ranked senior to the appellant on the basis of acquiring degree in the relevant field. **Copies of the seniority list is attached as annexure D.**
- 7- That appellant feeling aggrieved from the notifications dated 10-05-2016 and dated 04-11-2020 preferred departmental appeal on 28-11-2020 and the same was properly forwarded before the appellate authority. Copy of the departmental appeal along with covering letter is attached as annexure**E.**
- 8- That feeling aggrieve and having no other remedy the appellant filed the instant appeal on following grounds inter alia.

GROUND:

- A- That the action of respondents by issuing the notifications dated 10-05-2016 and dated 06-11-2020 to the extent of serial no.4 column no. 5 whereby a note has been provided and astonishingly prospects of promotion to the post of technologist has been fixed w-e-f date of acquiring the requisite qualification for the post of technologist (BPS-

17) and not protecting the future prospect of promotion of the appellant is against the law, facts, norms of natural justice and materials on the record.

- B- That appellant has not been treated in accordance with law and rules by the respondent Department on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.
- C- That the respondents acted in arbitrary and mala fide manner by not protecting the seniority and prospect of promotion of the appellant in light section-8 and section-9 of the Khyber Pakhtunkhwa civil servant Act, 1973 read with rule 17 of the APT rules, 1989.
- D- That the inaction of the respondents by not protecting the seniority and prospect of promotion of the appellant in light section-8 and section-9 of the civil servant Act, 1973 read rule 17 of the APT rules, 1989 is discriminatory and against the norms of natural justice, therefore not tenable in the eye of law.
- E- That under Article 38 (e) of the Constitution of Pakistan, 1973 state is bound to reduce disparity in the income and earning of the individuals including persons in the various services of Pakistan, therefore in light of the above mentioned Article the appellant is fully entitle for his seniority of the appellant in light section-8 and section-9 of the civil servant Act, 1973 read rule 17 of the APT rules, 1989.
- F- That there is no break in service of appellant from the date of initial appointment till date.
- G- That appellant seeks permission to advance other grounds and proofs at the time of hearing.

It is therefore, most humbly prayed that the appeal of the appellant may be accepted as prayed for.


APPELLANT
SYED FARID ULLAH SHAH

THOROUGH:


NOOR MOHAMMAD KHATTAK


KAMRAN KHAN


SHAHZULLAH YOUSAFZAI
ADVOCATES

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. _____/2021

SYED FARID ULLAH SHAH

VS

HEALTH DEPTT:

APPLICATION FOR RESTRAINING THE RESPONDENTS NOT TO
MAKE PROMOTION TO (BPS-17) UNDER THE 20% QUOTA.

R/SHEWETH:

- 1- That the appeal of the appellant is pending adjudication before this August Tribunal in which no date has been fixed so far.
- 2- That the appellant filed the above mentioned appeal against the impugned service rules/Notification dated 10.05.2016 and dated 06.11.2020 to the extent of serial No.4 column No.5 whereby a note has been inserted and prospects of promotion to the post of Technologist (BPS-17) has been fixed w.e.f the date of acquiring the requisite qualification/degree.
- 3- That the respondents are intended to makes promotion to (BPS-17) under the 20% quota which will cause irreparable loss to the appellant.
- 4- That all the three ingredient necessary for stay is in favor of the appellant.
- 5- That if the stay has not been granted the case of the appellant will become infructuous.

It is therefore most humbly prayed that on acceptance of this application that respondents may very kindly be restrained not to make promotion to (BPS-17) under the 20% quota.

APPELLANT

Said
SYED FARID ULLAH SHAH

THROUGH:

N
NOOR MUHAMMAD KHATTAK
ADVOCATE

Anxure A (52)

KHYBER HOSPITAL PESHAWAR

APPOINTMENT ORDER

No. 7506 /KH (E)

Dated 27/10 /1988

As a result of interview dated 18.10.1988.
Mr Faridullah Shah son of Syed Rehman Shah is hereby
selected and offered a temporary post of Radiographer.
in BPS (6) plus other allowances admissible under the
rules in this institution against the vacant post of
Radiographer.

The post which is being offered to you is
sanctioned temporary on year to year basis. Your employment
is therefore purely temporary and can be terminated without
any reasons being assigned to you at any time irrespective of
the fact that you are holding a post other than the one which you
originally recruited or upon the payment of 14 days salaries in
lieu of NOTICE.

IN case you wish to resign at any time a prior
notice will be necessary and you will continue to serve the
Government till your resignation is accepted and communicated
to you in writing.

You will be governed by such rules and orders relating
to leave, T.A., Medical Attendance, pay etc, as may be issued by
Government for the category of Govt: servant to which you belong.

Your appointment will be subject to your Medical
Fitness.

If you accept the offer on the above terms and
conditions. You should report to the undersigned within
10 days of the receipt of this letter failing which the offer
will be treated as cancelled and withdrawn.

[Signature]

ADMINISTRATOR

KHYBER HOSPITAL PESHAWAR.

No. _____/KH(E)

Dated _____/19.

A copy is forwarded to :-

1. Deputy Medical Superintendent (Admn)
2. Assistant Account Officer KHP
3. The I/C Radiology Deptt: KHP
4. Mr. Faridullah S/O Syed Rehman Shah,
Vill: PO: Nasir Pur, Peshawar.

ADMINISTRATOR,
KHYBER HOSPITAL PESHAWAR



DIRECTORATE GENERAL HEALTH SERVICES, KHYBER PAKHTUNKHWA, PESHAWAR

OFFICE ORDER

Consequent upon approval accorded by the competent authority in its meeting held on 01.07.2013, the following Jr. Clinical Tech: (Radiology) BS-09 have been upgraded to the post of Clinical Tech: (Radiology) BS-12 vide Govt. of Khyber Pakhtunkhwa, Health Department Notification No. SOH-III/8-60/2005(Paramedics) dated 09.05.2012

S. No	Name/Father's Name	Place of Present Posting
1.	Javed Sultan S/O Muhammad Din	BBSH- Abbottabad
2.	Ghulam Sarwar	DHQ Hosp: Chitral
3.	Zakir Ali S/O Ghulam Rehmani	HMC Peshawar
4.	Muhammad Wisal	MMC Mardan
5.	Behramand	DHQ Hosp: Charsadda
6.	Qazi Mohd Tariq	PH Peshawar
7.	Hidayat Shah S/O S. Mahmood Shah	LRH Peshawar
8.	Zubeen Khun s/o	LRH Peshawar
9.	Noor Khaliq	LRH Peshawar
10.	Jamil-ur- Rahman S/O Aziz-ur-Rehman	DHQ Hosp: Charsadda
11.	Shakeel Akhtar	DHO Manshera
12.	Zulfiqar S/O Fazal Ilahi	ATH A. Abad
13.	Saeedullah	STH Swat
14.	Javed Iqbal	STH Swat
15.	Abidullah	KTH Peshawar
16.	Taj Muhammad S/O Wazir Muhammad	DHQ Hosp: Mardan
17.	Shamriaz Gul	TBC A. Abad
18.	Sajjad Ahmed	NBM Hosp: Kohat Rd Peshawar
19.	Ibrahim	DHO Buncr
20.	Hassan Sher S/O	LRH Peshawar
21.	Irfanullah S/O Maghfoor Shah	DHO Nowshera
22.	Ifthikhar Ahmed S/O Shams ur Rehman	LRH Peshawar
23.	Afsar Ali	LRH Peshawar
24.	Jhangir Khan	LRH Peshawar
25.	Azmat Khan	KTH Peshawar
26.	Mohd. Miskeen S/O Muhammad Arif Khan	Police Hospital Peshawar
27.	Humayun S/O Bahri Mulk	DHO Dir Lower
28.	Mujeebur Rehman	HMC Peshawar
29.	Momin Khan S/O Abdullah Jan	NBM Hosp: Kohat Rd Peshawar
30.	Abid Kamal	LRH Peshawar
31.	Azizullah	Children Hosp: Peshawar
32.	Salim Khan S/O Asfandyar Khan	RHC Shergarh.
33.	Johar Ali S/O Ghulam Rahmani	LRH Peshawar
34.	Maha-ud-Din	DHO DI Khan
35.	Ikramullah	KTH Peshawar
36.	Sher Alam	KTH Peshawar
37.	Asifullah S/O Abdul Samand	LRH Peshawar
38.	Shukar Batti S/O Chiragh Masih	KTH Peshawar
39.	Bawar Khan	KTH Peshawar
40.	Faridullah	HMC Peshawar
41.	Bakhtiar Ali	KTH Peshawar
42.	Muhammad Tariq	STH Swat
43.	S.Mir Azam Shah S/O S. Muzayan Shah	LRH Peshawar
44.	Dad Khan	RHC Spinwam
45.	Abdul Khaliq	DHO Peshawar
46.	Farhad Shehzad	DHO Swat
47.	Muhammad Ayaz S/O Noshad	KTH Peshawar
48.	Fareedullah	DHQ Hosp: Mardan
49.	Raza Khan S/O Juma Gul	DHO Swat
50.	Abdur Rab Nishtar	DHO Hosp: Abbottabad
51.	Khalilur Rehman S/O Wali Dad Khan	BBSH Abbottabad
52.	Mohd Sheraz	HMC Peshawar
53.	Ifthikhar Ahmed	Peshawar

On their up-gradation to the post of Clinical Tech: (Radiology) BS-12, the following posting/transfers/adjustments are hereby ordered in the interest of public service with immediate effect:-

ATTEST

17862-962/AE-VII

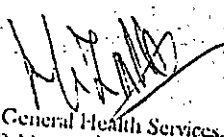
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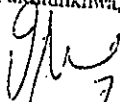
Dated Peshawar the 24/7/2013

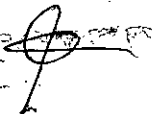
Copy forwarded to the:-

1. The Secretary to Govt. of Khyber Pakhtunkhwa, Health Department Peshawar.
2. The DHS FATA, Khyber Pakhtunkhwa, Peshawar.
3. The Director Provincial Health Services Academy, Khyber Pakhtunkhwa, Peshawar.
4. Medical Superintendents, KTH, LRH, HMC Peshawar.
5. Director IKD, HMC Peshawar.
6. The All Principals of Medical Colleges in Khyber Pakhtunkhwa.
7. Medical Superintendent, Maulvi Ameer Shah Memorial Hospital Peshawar.
8. All District Health Officer in Khyber Pakhtunkhwa, Province.
9. Medical Superintendents, DHQ Hospitals in Khyber Pakhtunkhwa.
10. Medical Superintendent, City Hospital Kohat Road, Peshawar.
11. Medical Superintendent, Police/ Services Hospital Peshawar.
12. Accountant General, Khyber Pakhtunkhwa, Peshawar.
13. All District Accounts Officers in Khyber Pakhtunkhwa, Province.
14. All Agency Surgeons in FATA/ FRs Khyber Pakhtunkhwa.
15. The all Agency Accounts Officers in FATA/ FRs Khyber Pakhtunkhwa.
16. I/C Gynaecologist, Govt. Maternity Hospital Peshawar.
17. President Paramedics Health Deptt: KPK Peshawar.
18. Incharge, Paramedics Promotion Cell DGHS Office Peshawar.
19. Officials concerned.
20. Personal Files.
21. P.A to DGHS, Khyber Pakhtunkhwa, Peshawar.
22. P.A to Director (Administration) DGHS Office Peshawar.
23. P.A to Deputy Director (Personnel) DGHS Office Peshawar.

For information and necessary action.


Director General Health Services,
Khyber Pakhtunkhwa, Peshawar.


23/7/13



EXTRAORDINARY
GOVERNMENT



REGISTERED NO. PIII
GAZETTE

Annex A

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, TUESDAY, 10TH MAY, 2016

GOVERNMENT OF THE KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

NOTIFICATION

Peshawar dated the 10th May 2016.

No. SOH-III/HD/3-5/2014 - In pursuance of the provision contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, and in supersession of all Notifications issued in this behalf by the Health Department, in consultation with the Establishment Department and the Finance Department, hereby lays down the method of recruitment, qualification and other conditions specified in column 3 to 5 of the Appendix to the posts of Paramedical Staff in the Health Department specified in column 2 of the said Appendix.

APPENDIX

S. No.	Nomenclature of the post.	Qualification for appointment by initial recruitment.	Age limits.	Method of recruitment.
1	2	3	4	5
1	<u>Principal Technologist (BS-19)</u> (i) Principal Clinical Technologist Dental; (ii) Principal Clinical Technologist Pharmacy; (iii) Principal Clinical Technologist Radiology; (iv) Principal Clinical Technologist Pathology;			By promotion, on the basis of seniority-cum-fitness, from amongst the Chief Technologists and Chief PHC Technologists with five years service in BS-19 or seventeen years service in BS-17 and above as such in the relevant technology.

	<ul style="list-style-type: none"> (v) Principal Clinical Technologist Anesthesia; (vi) Principal Clinical Technologist Cardiology; (vii) Principal Clinical Technologist Surgical; (viii) Principal Clinical Technologist Dialysis; (ix) Principal Clinical Technologist Physiotherapy; (x) Principal Clinical Technologist Pulmonology; (xi) Principal Clinical Technologist Gastroenterology; and (xii) Principal Clinical Technologist Ophthalmology / otorhinolaryngology; and <p>Principle PHC Technologist</p> <ul style="list-style-type: none"> (i) Principal PHC Technologist (Multi Purpose); and (ii) Principal PHC Technologist (MCH). 			
2	<p>Chief Technologist CBS-185</p> <ul style="list-style-type: none"> (i) Chief Clinical Technologist Dental; (ii) Chief Clinical Technologist Pharmacy; (iii) Chief Clinical Technologist Radiology; (iv) Chief Clinical Technologist Pathology; (v) Chief Clinical Technologist Anesthesia; (vi) Chief Clinical Technologist Cardiology; (vii) Chief Clinical Technologist Surgical; (viii) Chief Clinical Technologist Dialysis; (ix) Chief Clinical Technologist Physiotherapy; (x) Chief Clinical Technologist Pulmonology; (xi) Chief Clinical Technologist Gastroenterology; and (xii) Chief Clinical Technologist Ophthalmology/ Otorhinolaryngology; and 			By promotion, on the basis of seniority-cum-fitness, from amongst Senior Technologists and Senior PHC Technologists with seven years service in BPS-18 or twelve years service in BPS-17 and above as such in the relevant technology.

	Chief PHC Technologist			
	(i) Chief PHC Technologist (Multi-Purpose); and (ii) Chief PHC Technologist (MCH).			
3	<u>Senior Technologist (BS-18)</u> (i) Senior Clinical Technologist Dental; (ii) Senior Clinical Technologist Pharmacy; (iii) Senior Clinical Technologist Radiology; (iv) Senior Clinical Technologist Pathology; (v) Senior Clinical Technologist Anesthesia; (vi) SCT Senior Clinical Technologist Cardiology; (vii) Senior Clinical Technologist Surgical; (viii) Senior Clinical Technologist Dialysis; (ix) Senior Clinical Technologist Physiotherapy; (x) Senior Clinical Technologist Pulmonology; (xi) Senior Clinical Technologist Gastroenterology; and (xii) Senior Clinical Technologist Ophthalmology/Otorhinolaryngology; and <u>Senior PHC Technologist</u> (i) Senior PHC Technologist (Multi-Purpose); and (ii) Senior PHC Technologist (MCH).	At least Second Class Master's Degree or B.SC Honours/ BS (04-years) in the relevant technology or equivalent qualification from a recognized University / Institution.	20-35 years	(a) Fifty percent by promotion, on the basis of seniority-cum-fitness, from amongst the Technologists and PHC Technologists with five years service as such in the relevant technology; and (b) Fifty percent by initial recruitment.
4	<u>Technologist (BS-12)</u> (i) Clinical Technologist Dental; (ii) Clinical Technologist Pharmacy; (iii) Clinical Technologist Radiology; (iv) Clinical Technologist Pathology; and (v) Clinical Technologist Anesthesia;	At least Second Class Bachelor's Degree in the relevant Technology from a recognized University/ Institution.	18-32 years	(a) Forty percent by promotion, on the basis of seniority-cum-fitness, from amongst the Chief Technicians and Chief PHC Technicians with three years service as such in the relevant technology;

	<ul style="list-style-type: none"> (vi) Clinical Technologist Cardiology; (vii) Clinical Technologist Surgical; (viii) Clinical Technologist Dialysis; (ix) Clinical Technologist Physiotherapy; (x) Clinical Technologist Pulmonology; (xi) Clinical Technologist Gastroenterology; and (xii) Clinical Technologist Ophthalmology / Otorhinolaryngology); and <p><u>PHC Technologist</u></p> <ul style="list-style-type: none"> (i) PHC Technologist (Multi-Purpose); and (ii) PHC Technologist (MCH). 			<p>(b) twenty percent by promotion, on the basis of seniority-cum-fitness, from amongst the Chief Technicians, Senior Technicians and Technicians having qualification prescribed for initial recruitment with three years service as such in the relevant technology. ✓</p> <p><u>Note:</u> For the purpose of promotion, there shall be maintained a joint seniority list of Chief Technicians, Senior Technicians and Technicians with reference to the dates of their acquiring qualification prescribed for initial recruitment as in column No. 3. ✓</p> <p>Provided that if two or more officials acquired the qualification prescribed for initial recruitment in the same session, then the official who obtains the highest marks or grade in the examination shall be deemed to be senior to the other officials; and ✓</p> <p>(c) forty percent by initial recruitment. ✓</p>
5	<p><u>Chief Technician</u> <i>CB-16</i></p> <ul style="list-style-type: none"> (i) Chief Clinical Technician Dental; (ii) Chief Clinical Technician Pharmacy; (iii) Chief Clinical Technician Radiology; (iv) Chief Clinical Technician Pathology; (v) Chief Clinical Technician Anesthesia; (vi) Chief Clinical Technician Cardiology; (vii) Chief Clinical Technician Surgical; (viii) Chief Clinical Technician Dialysis; (ix) Chief Clinical Technician Physiotherapy; (x) Chief Clinical Technician Pulmonology; (xi) Chief Clinical Technician Gastroenterology; and 			<p>By promotion, on the basis of seniority-cum-fitness, from amongst the Senior Technicians and Senior PHC Technicians with at least two years service as such in the relevant technology.</p>

	(xii) Chief Clinical Technician Ophthalmology, (Otorhinolaryngology); and Chief PHC Technician			
	(i) Chief PHC Technician (Multi-Purpose); and (ii) Chief PHC Technician (MCH).			
6	Senior Technician (BS-14) (i) Senior Clinical Technician Dental; (ii) Senior Clinical Technician Pharmacy; (iii) Senior Clinical Technician Radiology; (iv) Senior Clinical Technician Pathology; (v) Senior Clinical Technician Anesthesia; (vi) Senior Clinical Technician Cardiology; (vii) Senior Clinical Technician Surgical; (viii) Senior Clinical Technician Dialysis; (ix) Senior Clinical Technician Physiotherapy; (x) Senior Clinical Technician Pulmonology; (xi) Senior Clinical Technician Gastroenterology; and (xii) Senior Clinical Technician Ophthalmology/Otorhinolaryngology); and Senior PHC Technician (i) Senior PHC Technician (Multi-Purpose); and (ii) Senior PHC Technician (MCH).			By promotion, on the basis of seniority-cum-fitness, from amongst the Technicians and PHC Technicians with at least two years service as such in the relevant technology.
7	Technician (BS-12) (i) Clinical Technician Dental; (ii) Clinical Technician Pharmacy; (iii) Clinical Technician Radiology; (iv) Clinical Technician Pathology; (v) Clinical Technician Anesthesia; (vi) Clinical Technician Cardiology; (vii) Clinical Technician Surgical; (viii) Clinical Technician Dialysis; (ix) Clinical Technician Physiotherapy; (x) Clinical Technician Pulmonology; (xi) Clinical Technician Gastroenterology; and	(i) Technician/PHC Technician : At least Second Division Secondary School Certificate with Science from a recognized Board with Diploma in the relevant Paramedical Technology from Khyber Pakhtunkhwa Medical Faculty or Diploma in the relevant Paramedical technology from any recognized institution; provided that the same is registered with the Medical Faculty Khyber Pakhtunkhwa Peshawar; and	18-30 years	By initial recruitment

	<p><u>PHC Technician</u> (i) PHC Technician(Multi-Purpose); and (ii) PHC Technician (MCH).</p>	<p>(ii) <u>PHC Technician (MCH):</u> Secondary School Certificate with at least Second Division in Science from a recognized board and Diplomas of LHV and Midwifery from recognized Nursing Examination Board.</p>		
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SECRETARY TO
GOVERNMENT OF THE KHYBER PAKHTUNKHWA,
HEALTH DEPARTMENT.

EXTRAORDINARY,
GOVERNMENT



REGISTERED NO. PIII

GAZETTE

Annex A

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, TUESDAY, 10TH MAY, 2016

GOVERNMENT OF THE KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

NOTIFICATION

Peshawar dated the 10th May 2016.

No. SOH-III/HD/3-S/2014 - In pursuance of the provision contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, and in supersession of all Notifications issued in this behalf by the Health Department, in consultation with the Establishment Department and the Finance Department, hereby lays down the method of recruitment, qualification and other conditions specified in column 3 to 5 of the Appendix to the posts of Paramedical Staff in the Health Department specified in column 2 of the said Appendix.

APPENDIX

S. No.	Nomenclature of the post.	Qualification for appointment by initial recruitment.	Age limits.	Method of recruitment.
1	2	3	4	5
1	Principal Technologist (BS-19) (i) Principal Clinical Technologist Dental; (ii) Principal Clinical Technologist Pharmacy; (iii) Principal Clinical Technologist Radiology; (iv) Principal Clinical Technologist Pathology;			By promotion, on the basis of seniority-cum-fitness, from amongst the Chief Technologists and Chief PHC Technologists with five years service in BS-19 or seventeen years service in BS-17 and above as such in the relevant technology.

	(v) Principal Clinical Technologist Anesthesia; (vi) Principal Clinical Technologist Cardiology; (vii) Principal Clinical Technologist Surgical; (viii) Principal Clinical Technologist Dialysis; (ix) Principal Clinical Technologist Physiotherapy;			
	(x) Principal Clinical Technologist Pulmonology; (xi) Principal Clinical Technologist Gastroenterology; and (xii) Principal Clinical Technologist Ophthalmology / otorhinolaryngology; and <u>Principle PHC Technologist</u> (i) Principal PHC Technologist (Multi Purpose); and (ii) Principal PHC Technologist (MCH).			
2	<u>Chief Technologist</u> CBS-185 (i) Chief Clinical Technologist Dental; (ii) Chief Clinical Technologist Pharmacy; (iii) Chief Clinical Technologist Radiology; (iv) Chief Clinical Technologist Pathology; (v) Chief Clinical Technologist Anesthesia; (vi) Chief Clinical Technologist Cardiology; (vii) Chief Clinical Technologist Surgical; (viii) Chief Clinical Technologist Dialysis; (ix) Chief Clinical Technologist Physiotherapy; (x) Chief Clinical Technologist Pulmonology; (xi) Chief Clinical Technologist Gastroenterology; and (xii) Chief Clinical Technologist Ophthalmology/ Otorhinolaryngology; and			By promotion, on the basis of seniority-cum-fitness, from amongst Senior Technologists and Senior PHC Technologists with seven years service in BPS-18 or twelve years service in BPS-17 and above as such in the relevant technology.

	Chief PHC Technologist			
	(i) Chief PHC Technologist (Multi-Purpose); and (ii) Chief PHC Technologist (MCH).			
3	<p>Senior Technologist (BS-18)</p> <p>(i) Senior Clinical Technologist Dental; (ii) Senior Clinical Technologist Pharmacy; (iii) Senior Clinical Technologist Radiology; (iv) Senior Clinical Technologist Pathology; (v) Senior Clinical Technologist Anesthesia; (vi) SCT Senior Clinical Technologist Cardiology; (vii) Senior Clinical Technologist Surgical; (viii) Senior Clinical Technologist Dialysis; (ix) Senior Clinical Technologist Physiotherapy; (x) Senior Clinical Technologist Pulmonology; (xi) Senior Clinical Technologist Gastroenterology; and (xii) Senior Clinical Technologist Ophthalmology/Otorhinolaryngology; and</p> <p>Senior PHC Technologist</p> <p>(i) Senior PHC Technologist (Multi-Purpose); and (ii) Senior PHC Technologist (MCH).</p>	At least Second Class Master's Degree or B.SC Honours/ BS (04-years) in the relevant technology or equivalent qualification from a recognized University/Institution.	20-35 years	(a) Fifty percent by promotion, on the basis of seniority-cum-fitness, from amongst the Technologists and PHC Technologists with five years service as such in the relevant technology; and (b) fifty percent by initial recruitment.
4	<p>Technologist (BS-12)</p> <p>(i) Clinical Technologist Dental; (ii) Clinical Technologist Pharmacy; (iii) Clinical Technologist Radiology; (iv) Clinical Technologist Pathology; (v) Clinical Technologist Anesthesia;</p>	At least Second Class Bachelor's Degree in the relevant Technology from a recognized University/ Institution.	18-32years	(a) Forty percent by promotion, on the basis of seniority-cum-fitness, from amongst the Chief Technicians and Chief PHC Technicians with three years service as such in the relevant technology;

<ul style="list-style-type: none"> (vi) Clinical Technologist Cardiology; (vii) Clinical Technologist Surgical; (viii) Clinical Technologist Dialysis; (ix) Clinical Technologist Physiotherapy; (x) Clinical Technologist Pulmonology; (xi) Clinical Technologist Gastroenterology; and (xii) Clinical Technologist Ophthalmology / Otorhinolaryngology); and <p><u>PHC Technologist</u></p> <ul style="list-style-type: none"> (i) PHC Technologist (Multi-Purpose); and (ii) PHC Technologist (MCH). 			<p>(b) twenty percent by promotion, on the basis of seniority-cum-fitness, from amongst the Chief Technicians, Senior Technicians and Technicians having qualification prescribed for initial recruitment with three years service as such in the relevant technology. ✓</p> <p><u>Note:</u> For the purpose of promotion, there shall be maintained a joint seniority list of Chief Technicians, Senior Technicians and Technicians with reference to the dates of their acquiring qualification prescribed for initial recruitment as in column No. 3; ✓</p> <p>Provided that if two or more officials acquired the qualification prescribed for initial recruitment in the same session, then the official who obtains the highest marks or grade in the examination shall be deemed to be senior to the other officials; and ✓</p> <p>(c) forty percent by initial recruitment. ✓</p>
<p>5 <u>Chief Technician CBS-167</u></p> <ul style="list-style-type: none"> (i) Chief Clinical Technician Dental; (ii) Chief Clinical Technician Pharmacy; (iii) Chief Clinical Technician Radiology; (iv) Chief Clinical Technician Pathology; (v) Chief Clinical Technician Anesthesia; (vi) Chief Clinical Technician Cardiology; (vii) Chief Clinical Technician Surgical; (viii) Chief Clinical Technician Dialysis; (ix) Chief Clinical Technician Physiotherapy; (x) Chief Clinical Technician Pulmonology; (xi) Chief Clinical Technician Gastroenterology; and 			<p>By promotion, on the basis of seniority-cum-fitness, from amongst the Senior Technicians and Senior PHC Technicians with at least two years service as such in the relevant technology.</p>

	(xii) Chief Clinical Technician Ophthalmology, (Otorhinolaryngology); and			
	<u>Chief PHC Technician</u>			
	(i) Chief PHC Technician (Multi-Purpose); and (ii) Chief PHC Technician (MCH).			
6	<u>Senior Technician (BS-14)</u> (i) Senior Clinical Technician Dental; (ii) Senior Clinical Technician Pharmacy; (iii) Senior Clinical Technician Radiology; (iv) Senior Clinical Technician Pathology; (v) Senior Clinical Technician Anesthesia; (vi) Senior Clinical Technician Cardiology; (vii) Senior Clinical Technician Surgical; (viii) Senior Clinical Technician Dialysis; (ix) Senior Clinical Technician Physiotherapy; (x) Senior Clinical Technician Pulmonology; (xi) Senior Clinical Technician Gastroenterology; and (xii) Senior Clinical Technician Ophthalmology/ Otorhinolaryngology); and <u>Senior PHC Technician</u> (i) Senior PHC Technician (Multi-Purpose); and (ii) Senior PHC Technician (MCH).			By promotion, on the basis of seniority-cum-fitness, from amongst the Technicians and PHC Technicians with at least two years service as such in the relevant technology.
7	<u>Technician (BS-12)</u> (i) Clinical Technician Dental; (ii) Clinical Technician Pharmacy; (iii) Clinical Technician Radiology; (iv) Clinical Technician Pathology; (v) Clinical Technician Anesthesia; (vi) Clinical Technician Cardiology; (vii) Clinical Technician Surgical; (viii) Clinical Technician Dialysis; (ix) Clinical Technician Physiotherapy; (x) Clinical Technician Pulmonology; (xi) Clinical Technician Gastroenterology; and	(i) <u>Technician/PHC Technician</u> : At least Second Division Secondary School Certificate with Science from a recognized Board with Diploma in the relevant Paramedical Technology from Khyber Pakhtunkhwa Medical Faculty or Diploma in the relevant Paramedical technology from any recognized institution; provided that the same is registered with the Medical Faculty Khyber Pakhtunkhwa Peshawar; and	18-30 years	By initial recruitment

PHC Technician

- (i) PHC Technician (Multi-Purpose); and
- (ii) PHC Technician (MCH).

(ii) PHC Technician (MCH):
Secondary School Certificate
with at least Second Division in
Science from a recognized board and
Diplomas of LHV and Midwifery
from recognized Nursing
Examination Board.

SECRETARY TO
GOVERNMENT OF THE KHYBER PAKHTUNKHWA,
HEALTH DEPARTMENT.

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(B)

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, TUESDAY, 10TH MAY, 2016

GOVERNMENT OF THE KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

NOTIFICATION

Peshawar dated the 10th May, 2016.

No. SOH-III/HD/3-5/2014 - In pursuance of the provision contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, and in suppression of all Notifications issued in this behalf by the Health Department, in consultation with the Establishment Department and the Finance Department, hereby lays down the method of recruitment, qualification and other conditions specified in column 3 to 5 of the Appendix to the posts of Paramedical Staff in the Health Department specified in column 2 of the said Appendix.

APPENDIX

S. No.	Nomenclature of the post.	Qualification for appointment by initial recruitment.	Age limits.	Method of recruitment.
1	2	3	4	5
1	Principal Technologist (BS-19) (i) Principal Clinical Technologist Dental; (ii) Principal Clinical Technologist Pharmacy; (iii) Principal Clinical Technologist Radiology; (iv) Principal Clinical Technologist Pathology;			By promotion, on the basis of seniority-cum-fitness, from amongst the Chief Technologists and Chief PHC Technologists with five years service in BS-19 or seventeen years service in BS-17 and above as such in the relevant technology.

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	(v) Principal Clinical Technologist Anesthesia;			
	(vi) Principal Clinical Technologist Cardiology;			
	(vii) Principal Clinical Technologist Surgical;			
	(viii) Principal Clinical Technologist Dialysis;			
	(ix) Principal Clinical Technologist Physiotherapy;			
	(x) Principal Clinical Technologist Pulmonology;			
	(xi) Principal Clinical Technologist Gastroenterology; and			
	(xii) Principal Clinical Technologist Ophthalmology / otorhinolaryngology; and			
	Principle PHC Technologist			
	(i) Principal PHC Technologist (Multi Purpose); and			
	(ii) Principal PHC Technologist (MCH).			
2	Chief Technologist CB-18			
	(i) Chief Clinical Technologist Dental;			
	(ii) Chief Clinical Technologist Pharmacy;			
	(iii) Chief Clinical Technologist Radiology;			
	(iv) Chief Clinical Technologist Pathology;			
	(v) Chief Clinical Technologist Anesthesia;			
	(vi) Chief Clinical Technologist Cardiology;			
	(vii) Chief Clinical Technologist Surgical;			
	(viii) Chief Clinical Technologist Dialysis;			
	(ix) Chief Clinical Technologist Physiotherapy;			
	(x) Chief Clinical Technologist Pulmonology;			
	(xi) Chief Clinical Technologist Gastroenterology; and			
	(xii) Chief Clinical Technologist Ophthalmology/ Otorhinolaryngology; and			
				seniority-cum-fitness, Senior Technologists and Senior PHC Technologists with seven years service in BPS-18 or twelve years service in BPS-17 and above as such in the relevant technology.

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Chief PHC Technologist

- (i) Chief PHC Technologist (Multi-Purpose); and
- (ii) Chief PHC Technologist (MCH).

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Senior Technologist (CBS-18)

- (i) Senior Clinical Technologist Dental;
- (ii) Senior Clinical Technologist Pharmacy;
- (iii) Senior Clinical Technologist Radiology;
- (iv) Senior Clinical Technologist Pathology;
- (v) Senior Clinical Technologist Anesthesia;
- (vi) SCT Senior Clinical Technologist Cardiology;
- (vii) Senior Clinical Technologist Surgical;
- (viii) Senior Clinical Technologist Dialysis;
- (ix) Senior Clinical Technologist Physiotherapy;
- (x) Senior Clinical Technologist Pulmonology;
- (xi) Senior Clinical Technologist Gastroenterology; and
- (xii) Senior Clinical Technologist Ophthalmology/Otorhinolaryngology; and

At least Second Class Master's Degree or B.SC Honours/ BS (04-years) in the relevant technology or equivalent qualification from a recognized University/ Institution.

20-35 years

(a) Fifty percent by promotion, on the basis of seniority/cum-fitness, from amongst the Technologists and PHC Technologists with five years service as such in the relevant technology; and
(b) Fifty percent initial recruitment.

Senior PHC Technologist

- (i) Senior PHC Technologist (Multi-Purpose); and
- (ii) Senior PHC Technologist (MCH).

4

Technologist (CBS-15)

- (i) Clinical Technologist Dental;
- (ii) Clinical Technologist Pharmacy;
- (iii) Clinical Technologist Radiology;
- (iv) Clinical Technologist Pathology;
- (v) Clinical Technologist Anesthesia;

At least Second Class Bachelor's Degree in the relevant Technology from a recognized University/ Institution.

18-32 years

(a) Forty percent by promotion, on the basis of seniority/cum-fitness, from amongst the Chief Technicians and Chief PHC Technicians with three years service as such in the relevant technology;

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- (vi) Clinical Technologist Cardiology;
- (vii) Clinical Technologist Surgical;
- (viii) Clinical Technologist Dialysis;
- (ix) Clinical Technologist Physiotherapy;
- (x) Clinical Technologist Pulmonology;
- (xi) Clinical Technologist Gastroenterology; and
- (xii) Clinical Technologist Ophthalmology / Otorhinolaryngology); and

PHC Technologist

- (i) PHC Technologist (Multi-Purpose); and
- (ii) PHC Technologist (MCH).

(b) twenty percent by promotion, on the basis of seniority-cum-fitness, from amongst the Chief Technicians, Senior Technicians and Technicians having qualification prescribed for initial recruitment with three years service as such in the relevant technology. ✓

Note: For the purpose of promotion, there shall be maintained a joint seniority list of Chief Technicians, Senior Technicians and Technicians with reference to the dates of their acquiring qualification prescribed for initial recruitment as in column No. 3: ✓

Provided that if two or more officials acquired the qualification prescribed for initial recruitment in the same session, then the official who obtains the highest marks or grade in the examination shall be deemed to be senior to the other officials; and ✓

(c) forty percent by initial recruitment. ✓

5 **Chief Technician CBS-18**

- (i) Chief Clinical Technician Dental;
- (ii) Chief Clinical Technician Pharmacy;
- (iii) Chief Clinical Technician Radiology;
- (iv) Chief Clinical Technician Pathology;
- (v) Chief Clinical Technician Anesthesia;
- (vi) Chief Clinical Technician Cardiology;
- (vii) Chief Clinical Technician Surgical;
- (viii) Chief Clinical Technician Dialysis;
- (ix) Chief Clinical Technician Physiotherapy;
- (x) Chief Clinical Technician Pulmonology;
- (xi) Chief Clinical Technician Gastroenterology; and

By promotion, on the basis of seniority-cum-fitness, from amongst the Senior Technicians and Senior PHC Technicians with at least two years service as such in the relevant technology.

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	(xii) Chief Clinical Technician Ophthalmology, (Otorhinolaryngology); and Chief PHC Technician			
	(i) Chief PHC Technician (Multi-Purpose); and (ii) Chief PHC Technician (MCH).			
6	Senior Technician (BS-14) (i) Senior Clinical Technician Dental; (ii) Senior Clinical Technician Pharmacy; (iii) Senior Clinical Technician Radiology; (iv) Senior Clinical Technician Pathology; (v) Senior Clinical Technician Anesthesia; (vi) Senior Clinical Technician Cardiology; (vii) Senior Clinical Technician Surgical; (viii) Senior Clinical Technician Dialysis; (ix) Senior Clinical Technician Physiotherapy; (x) Senior Clinical Technician Pulmonology; (xi) Senior Clinical Technician Gastroenterology; and (xii) Senior Clinical Technician Ophthalmology/Otorhinolaryngology); and Senior PHC Technician (i) Senior PHC Technician (Multi-Purpose); and (ii) Senior PHC Technician (MCH).			By promotion, on the basis of seniority-cum-fitness, from amongst the Technicians and PHC Technicians with at least two years service as such in the relevant technology.
7	Technician (BS-12) (i) Clinical Technician Dental; (ii) Clinical Technician Pharmacy; (iii) Clinical Technician Radiology; (iv) Clinical Technician Pathology; (v) Clinical Technician Anesthesia; (vi) Clinical Technician Cardiology; (vii) Clinical Technician Surgical; (viii) Clinical Technician Dialysis; (ix) Clinical Technician Physiotherapy; (x) Clinical Technician Pulmonology; (xi) Clinical Technician Gastroenterology; and	(i) Technician/PHC Technician : At least Second Division Secondary School Certificate with Science from a recognized Board with Diploma in the relevant Paramedical Technology from Khyber Pakhtunkhwa Medical Faculty or Diploma in the relevant Paramedical technology from any recognized institution; provided that the same is registered with the Medical Faculty Khyber Pakhtunkhwa Peshawar; and	18-30 years	By initial recruitment

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<p><u>PHC Technician</u></p> <p>(i) PHC Technician(Multi-Purpose); and (ii) PHC Technician (MCH)</p>	<p>(ii) <u>PHC Technician (MCH):</u> Secondary School Certificate with at least Second Division in Science from a recognized board and Diplomas of LHV and Midwifery from recognized Nursing Examination Board.</p>		
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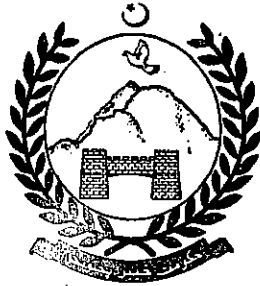
SECRETARY TO
GOVERNMENT OF THE KHYBER PAKHTUNKHWA,
HEALTH DEPARTMENT



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EXTRAORDINARY
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GAZETTE



KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, FRIDAY, 6TH NOVEMBER, 2020.

GOVERNMENT OF THE KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

NOTIFICATION

Peshawar dated the 04th November, 2020

No. SOH-III/8-60/2020/Paramedics/SSRC/1440-82:- In pursuance of the provisions contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Health Department, in consultation with the Establishment Department and the Finance Department, hereby directs that in this Department's Notification No. SOH-III/HD/3-5/2014, dated: 10-05-2016, the following amendments shall be made, namely:-

AMENDMENTS

In the Appendix,-

- (a) against Serial No. 1, in Columns No. 2 and 5, for the existing entries, the following shall be substituted, namely:

2	5
Principal Technologist.	<p>"By promotion, on the basis of seniority-cum-fitness, from amongst the Chief Technologists and Chief PHC Technologists with five years service in BPS-19 or seventeen years service in BPS-17 and above as such.</p> <p>Note: A joint seniority of Chief Technologists and Chief PHC Technologists shall be maintained for the purpose of promotion.";</p>

- (b) against Serial No. 2, in Columns No. 2 and 5, for the existing entries, the following shall be substituted, namely:

2	5
Chief Technologist/ Chief PHC Technologist.	<p>"By promotion, on the basis of seniority-cum-fitness, from amongst the Senior Clinical Technologists and Senior PHC Technologists with seven years service in BPS-18 or twelve years service in BPS-17 and above as such.</p> <p>Note: A joint seniority of Senior Clinical Technologists and Senior PHC Technologists shall be maintained for the purpose of promotion.";</p>

- (c) against Serial No. 3, in Columns No. 2, 3, 4 and 5, for the existing entries, the following shall be substituted, namely:

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2	3	4	5
<p style="text-align: center;">(15)</p> <p>Senior Technologist/ Senior PHC Technologist.</p> <p>i) Senior Clinical Technologist <u>Dental</u>.</p> <p>ii) Senior Clinical Technologist <u>Pharmacy</u>.</p> <p>iii) Senior Clinical Technologist <u>Radiology</u>.</p> <p>iv) Senior Clinical Technologist <u>Pathology</u>.</p> <p>v) Senior Clinical Technologist <u>Anaesthesia</u>.</p> <p>vi) Senior Clinical Technologist <u>Cardiology</u>.</p> <p>vii) Senior Clinical Technologist <u>Surgical</u>.</p> <p>viii) Senior Clinical Technologist <u>Dialysis</u>.</p> <p>ix) Senior Clinical Technologist <u>Physiotherapy</u>.</p> <p>x) Senior Clinical Technologist <u>Pulmonology</u>.</p> <p>xi) Senior Clinical Technologist</p>	<p>At least MS/ M.phil in the relevant technologies from a recognized University.</p>	<p>23-40 Years.</p>	<p>(a) Seventy percent (70%) by promotion, on the basis of seniority-cum-fitness, from amongst the Clinical Technologists and PHC Technologists with five years service in the relevant technologies as such. In case the required length of service is less than five years then half of the service in BS-16 and one fourth service in below BPS-16 shall be counted as service in BPS-17 in the relevant technology;</p> <p>Note: A joint seniority list of Clinical Technologists and PHC Technologists shall be maintained for the purpose of promotion; and</p> <p>(b) thirty percent (30%) by initial recruitment</p>

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<u>Gastroenterology</u>			
xii) Senior Clinical Technologist Ophthalmology/Otolaryngology			
xiii) Senior PHC Technologist <u>(Multi Purpose)</u>			
xiv) Senior PHC Technologist <u>(MCH)</u>			

(d) against Serial No. 4.-

(i) in Column No. 3. for the existing entries, the following shall be substituted, namely:

“At least Second Class BS/BSc (04-years) (Honors)/ Master Degree in the relevant technologies from a recognized University.

Note: For the purpose of clause (b), in Colum No. 5; apart from the enhanced qualification, B.Sc two years Degree from a recognized University shall be applicable up to seven (07) years from the commencement of this amending notification.”;

(ii) in Column No. 4. for the existing entries, the following shall be substituted, namely:

“22-35 Years”; and

(iii) in Column No. 5. in clause (b), after the proviso, the following shall be inserted, namely:

“**Note:** Master in Public Health Degree from a recognized University shall be considered for promotion only for those categories where Degree in the relevant technologies does not exist. In case of non availability of MPH or relevant degree in their relevant categories, vacant posts shall be considered for promotion on the basis of seniority-cum-fitness, from amongst the Chief Clinical Technicians and Chief PHC Technicians in their relevant Technologies with at least three years service as such.”;

(e) against Serial No. 5. in Column No. 5. for the existing entries, the following shall be substituted, namely:

“By promotion, on the basis of Seniority-cum-fitness, from amongst the Senior Clinical Technicians (BS-14) and Senior PHC Technicians (BS-14) with two years service in the relevant Technology as such. In case the required length of service is less than two years then one fourth service in lower basic scales shall be counted as service in BPS-14.

Note: (i) The counting of one fourth service in lower basic scales as service in BS-14 shall be one time exercise in order to remove the anomaly created in the Paramedics service structure after the up-gradation of posts in (BS-12) without upgrading the incumbents to higher grades vide Finance Department Notification of even No. dated: 15-05-2018. Upon promotion of the existing incumbents this relaxation shall be discontinued.

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- (ii) A separate seniority list of Senior Clinical Technicians and Senior PHC Technicians of relevant technology shall be maintained for the purpose of promotion.”;

- (f) against Serial No. 6, in Column No. 5, for the existing entries, the following shall be substituted, namely:

“By promotion, on the basis of Seniority-cum-fitness, from amongst the Technicians and PHC Technicians with two years service as such in the relevant Technology.” And

Note: A separate seniority list of Technicians and PHC Technicians shall be maintained in the relevant technology for the purpose of promotion.”; and

- (g) against Serial No. 7, in Columns No. 3 and 4, for the existing entries, the following shall be substituted, namely:

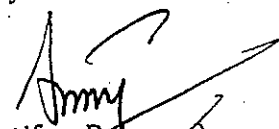
3	4
<p>(i) Technician/ PHC Technician:</p> <p>At least Second Division Secondary School Certificate in science from a recognized Board and two years Diploma in the relevant Paramedical Technology from recognized Medical Faculty or F.Sc Medical Technology in the relevant Technology from a recognized Board.</p> <p>(ii) PHC Technician (MCH):</p> <p>At least Second Division Secondary School Certificate in science from a recognized Board and Diplomas of LHV and Midwifery from recognized a Nursing Examination Board and having valid registration with Pakistan Nursing Council as LHV.</p>	<p>18-32 Years.”</p>

**SECRETARY TO
GOVERNMENT OF THE KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT**

Endst: even No and Date.

Copy forwarded to the:-

1. The Additional Chief Secretary, Newly Merged Areas, Khyber Pakhtunkhwa.
2. The Secretary to Governor, Khyber Pakhtunkhwa.
3. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
4. All Administrative Secretaries to Govt of Khyber Pakhtunkhwa.
5. Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
6. The Secretary, Provincial Assembly, Khyber Pakhtunkhwa.
7. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
8. The Director General, Health Services, Khyber Pakhtunkhwa.
9. The Director General, Drug Control & Pharmacy Services, Khyber Pakhtunkhwa.
10. The Registrar, Peshawar High Court, Peshawar.
11. All Deputy Commissioners, Political Agents, District & Session Judges/District Nazims, Khyber Pakhtunkhwa.
12. The Chairman, Khyber Pakhtunkhwa, Service Tribunal, Peshawar.
13. PS to Vice Chancellor, KMU, Peshawar.
14. The Inspector General of Prisons, Khyber Pakhtunkhwa.
15. The Director General, Social Security, Khyber Pakhtunkhwa.
16. The Director General, PHSA, Khyber Pakhtunkhwa.
17. Director, Local Fund Audit, Khyber Pakhtunkhwa.
18. The Treasury Officer, Peshawar.
19. The Chief HSRU, Health Department.
20. The Chief Planning Officer Health Department.
21. Director Health Services, Merged Areas, Peshawar.
22. All Hospital Directors/Medical Directors, MTIs, Khyber Pakhtunkhwa.
23. All Medical Superintendents of DHQ/THQ Hospitals in Khyber Pakhtunkhwa.
24. All District Health Officers, Khyber Pakhtunkhwa.
25. The Chief Executive Officer, Faculty of Paramedical & Allied Health Sciences, Khyber Pakhtunkhwa.
26. The Director of Information, Khyber Pakhtunkhwa.
27. All District Health Officers of Merged Areas.
28. All Principals of Medical Colleges in Khyber Pakhtunkhwa.
29. The Principal, ZAB/PGPI, Peshawar.
30. The Principals, All PIMT in Khyber Pakhtunkhwa.
31. All District Accounts Officers in Khyber Pakhtunkhwa.
32. All District Accounts Officers, Merged Areas.
33. The Section Officers (Budget-I/II) Health Department.
34. PSO to Chief Secretary Khyber Pakhtunkhwa.
35. PS to Minister for Health, Khyber Pakhtunkhwa.
36. Manager Govt. Printing Press & Stationery for publication in the Official Gazette.
37. PS to Minister Health, Khyber Pakhtunkhwa.
38. PS to Secretary Health, Khyber Pakhtunkhwa.
39. PS to Special Secretary Health, Khyber Pakhtunkhwa.
40. PA to Additional Secretary (Estab) Health, Khyber Pakhtunkhwa.
41. PA to Deputy Secretary (Admn) Health, Khyber Pakhtunkhwa.

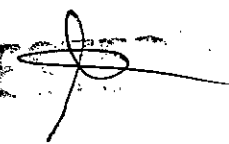

 (Latif ur Rehman)
 Section Officer-III

ATTACHED

Provisional Seniority List of Degree Holder Paramedics Radiology. December 2020.

S. No.	Name & Father Name	Date of 1st appointment	BPS	Date of Passing Degree	Total / Obtained Marks & Division.	%age	University	Present Posting	Domicile	Date of Birth	Date of Retirement
1.	Naveed Ahmad S/O Anar Badshah	19.01.2013	BS-12	BSc June -21-2011	900/623	69.22	Ziauddin University	KGNT Hosp; Bannu	Karak	13.03.1986/	12/3/2046
2.	Anwar Shah S/O Ibrahim Shah	13.02.2014	BS-12	BSc 6/4/2012	560/900	62.22	Ziauddin University	DHO Bunner	Bunner	30.03.1991	29.03.2051
3.	Nadar Khan S/O Majeed Gul	18.03.1992	BS-12	BS (H) Feb-2012 09-07-2012	3814 / 5000	76.28	University of Peshawar	DHQH Batkhe-la	Malakand	15.03.1972	14.03.2032
4.	Wajid Khan S/O Musali Khan	22.03.1993	BS-12	Feb-2012 BS (H) 09-07-2012	3405 / 5000	68.10	University of Peshawar	W&C Hosp; Kohat	Kohat	19.04/1971	18.04-2031
5.	Rahmatullah S/O Pir Shah Jehan	3/10/1989	BS-12	BS (H) Feb-2012 09-07-2012	3214 / 5000	64.28	University of Peshawar	KDA Hosp; Karak.	Karak	2/4/1965	1/4/2025
6.	Johar Ali S/O Ghulam Rahmani	04.09.1988	BS-14	BS (H) 09-07-2012	3045 / 5000	60.90	University of Peshawar	Services Hosp; Peshawar	Peshawar	01.06.1965	31-05-2025
7.	Tariq Gul S/O Gul Raqib	05.01.2011	BS-12	BS (H) Feb.2012 09-07-2012	3018/5000	60.36	University of Peshawar	KGNTB Bannu	Bannu	12.05.1981	11.05.2041
8.	Nehar Ali S/O Muhammad Nasar	11/8/1990	BS-12	BS (H) Feb.2012 09-07-2012	2895/5000	57.90	University of Peshawar	DHQ Hosp; Swabi	Swabi	15/4/1971	14-04-2031
9.	Mir Azam Shah S/O S.Muzaeen Shah	26-11-1988	BS-14	BS (H) 29-10-2013	3237/5000	64.74	University of Peshawar	LRH Peshawar	Peshawar	14-07-1966	13-07-2025
10.	Barkat Ali S/O Raj Ud Din	14-03-1992	BS-12	BS (H) 12/2/2015	3498/5000	69.96	University of Peshawar	STH Swat	Swat	10/6/1973	9/6/2033

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11.	Amjad Ali Khan S/O Amir Akbar Khan	14.06.2016	BS-12	BS (H) 12/2/2015	3383/ 5000	67.66	University of Peshawar	STH Hosp; Swat	Swat	9/2/1982	8/2/2042
12.	Muhammad Naseem S/O Ahmad Jamil	13.04.2009	BS-12	BS (H) 12/2/2015	3081/5000	61.62	University of Peshawar	DHO Nowshera	Nowshera	12.11.1980 Nowshera	11.11.2040
13.	Abidullah S/O Waheed Gul	14.10.2009	BS-12	BS (H) 12/2/2015	3033 / 5000	60.66	University of Peshawar	MMC Mardan.	Mardan	10.04.1985	9/4/2045
14.	Rizwan Ullah S/O Meher Gul Khan	16-04-1995	BS-16	BS (H) 17-03-2017	3.39 CGPA	3.39	KMU Peshawar.	KGNTH Bannu	Bannu	4/3/1971	3/3/2031
15.	Waqas Ahmad S/O Sher Muhammad	3/11/2008	BS-12	BS (H) 17-03-2017	3.38 CGPA	3.38	KMU Peshawar.	DHQ Hosp; KDA Kohat	Kohat	2/9/1985	1/9/2045
16.	Faheem Ullah S/O Muhammad Irshad	06-04-2017	BS-12	17-03-2017	2.84	2.48	KMU Peshawar.	KTH Peshawar	Peshawar	01-04-1994	31.03.2054
17.	Atiq Ur Rahmman S/O Fathur Rahman	30.07.1992	BS-12	BS (H) 30-08-2017	3218/5000	65.56	University of Peshawar	HMC	Upper Dir	15.04.1971	14-04-2031
18.	Syed Faridullah Shah S/O Syed Rehman Shah	01-11-1988	BS-14	BS (H) 30-08-2017	3137 / 5000	62.74	University of Peshawar	HMC Peshawar	Peshawar	15-04-1965	14-04-2025
19.	Muhammad Nasar S/O Sher Zamin	22.04.2008	BS-12	BS (H) 30-08-2017	3077/5000	61.54	University of Peshawar	AHQ Hospital Landi Kotal	Dir Lower	16.11.1984	15-11-2044
20.	Mushtaq Hussain S/O Khan Badshah	01.04.2009	BS-12	BS (H) 30-08-2017	3077/5000	61.54	University of Peshawar	DHO Dir Upper	Dir Upper	28.12.1982	27.12.2042
21.	Faheem Hussain S/O Akhlag Hussain	11.03.1999	BS-12	BS (H) 30-08-2017	3067/5000	61.34	University of Peshawar	DHO Peshawar	Peshawar	06.06.1973	5/6/2033
22.	Maz Ullah S/O Mir Alam Khan	16-11.1989	BS-12	BS (H) 30-08-2017	3057/5000	61.14	University of Peshawar	DHQ Hosp; Charsadda	Charsadda	06.02.1969	5/2/2029
23.	Muhammad Saeed Shah S/O Muhammad Aslam Shah	07-10.1990	BS-12	BS (H) 30-08-2017	2990/5000	59.80	University of Peshawar	DHO Haripur	Haripur	06.04.1969	5/4/2029
24.	Sultani Raz D/O Noor ul Basar	13.03.2012	BS-12	BS (H) 1/11/2017	3.35	3.35	Bacha Khan UNI	DHQ Hosp: Mardan	Mardan	20.08.1984	19-08-2044
25.	Danial Afzal S/O Mir Afzal Khan	02-05 2013	BS-12	1/11/2017	2.76	2.76	Bacha Khan UNI	KAT Hosp: Mansehra	Mansehra	06-06-1992	05.06.2052

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26.	Bibi Rabia D/O Laiq ali Khan	24.06.2016	BS-12	BS (H) 20-02-2018	3.29	3.29	KMU Peshawar	DHO Charsadda	Charsadda	17.02.1987	16.02.2047
27.	Noor Habib S/O Abdur Rauf	05.03.1999	BS-12	BS (H) 20-02-2018	3.01	3.01	KMU Peshawar.	NBM Hosp: Peshawar	Peshawar	01.08.1972	31-07-2032
28.	Muhammad Atif S/O Zardaraż	17.06.2016	B-12	BS (H) 30.08.2018	3.01	3.01	KMU Peshawar.	DHO Nowshera	Nowshera	21.03.1996	20.03.2056
29.	Rashid Muhammad S/O Gul Muhammad	04.03.2006	BS-16	BS (H) 22-10-2018	3.7	3.7	KMU Peshawar	DHO Lakki Marwat	Lakki	15.09.1981	14-09-2041
30.	Samiullah S/O Akbar Khan	13.01.2007	BS-12	30.12.2019	3.2	3.2	KMU Peshawar	AHQ Hosp: Landi Kotal	Khyber Ag;	21.12.1979	20.12.39
31.	Rizwan Ullah S/O Faiz Ul Haq	09.03.2012	BS-12	29.10.2020	3.16	3.16	KMU Peshawar	DHO Dir Lower	Dir Lower	10.10.1989 Dir Lower	09.10.2049

ADDITIONAL DIRECTOR GENERAL (HRM)
DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PUKHTUNKHWA, PESHAWAR

ATTACHED

Anxxure "E" (22)

(1)

TO,

**THE HONOURABLE CHIEF SECRETARY,
Khyber Pakhtunkhwa, Peshawar**

Subject: **DEPARTMENTAL APPEAL AGAINST THE NOTIFICTIONS DATED
10.5.2016 & 4.11.2020**

Sir,

Most respectfully, it is stated that I am working as Senior Clinical Technician (BPS-14) in Health Department. I am qualified and performing my duties with my full devotion. According to the previous repealed service structure the prospects of promotion for Senior Clinical technicians (BPS-14) were in line. The said service structure were superseded vide impugned notifications dated 10.5.2016 and 4.11.2020 whereby the eligibility criteria for promotion of the Senior Clinical Technician (BPS-14) to the post of Technologist (BPS-17) has been changed.

That according to the column No.2 of serial No.4 of the impugned Notifications dated 10.5.2016 and 4.11.2020 the eligibility criteria has been laid down as "at least second class Bachelor's Degree in the relevant technology from a recognized University/Institution". That astonishingly note inserted in column No.4 regarding fixation of seniority from the date of acquiring the requisite qualification for the post of Technologist (BPS-17) has affected my seniority and prospects of promotion to the post of technologist (BPS-17).

That according to section 8 of the Civil Servant Act, 1973 read with Rule 17 of the Appointment, promotion and transfer Rules, 1989 "seniority shall be reckoned from the date initial/first regular appointment but astonishingly in the said impugned service rules seniority has been reckoned from the date of acquiring the requisite qualification which is not tenable in light of the above mentioned law and rules.

It is therefore, requested that the note inserted in Column No.4, serial No.4 of the impugned Notifications dated 10.5.2016 & 4.11.2020 may kindly be deleted and I may kindly be considered for promotion to the post of technologist (BPS-17) on the basis of seniority cum fitness with all back benefits and oblige.

Dated: 24/11/2020

Obediently Yours,

Farid

**SYED FARID ULLAH SHAH
Senior Clinical Technician
Radiology HMC, Peshawar**

Cell No. 03159971169

ATTACHED

DN No. 6807
25.11.2020

VAKALATNAMA

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

_____ OF 2021

Syed Farid Allah Shah (APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Health Deptt. (RESPONDENT)
(DEFENDANT)

I/We Syed Faridullah Shah
Do hereby appoint and constitute **Noor Muhammad Khattak, Advocate, Peshawar** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. ____/____/2021

Syed

CLIENT(S)

ACCEPTED

NOOR MUHAMMAD KHATTAK

AFRASIAB KHAN WAZIR

KAMRAN KHAN

&

SHAHZULLAH YOUSAFZAI

ADVOCATES

OFFICE:
OFFICE: Flat No.4, 2nd Floor,
Juma Khan Plaza,
Near FATA Secretariat,
Warsak Road, Peshawar.
Mobile No: 0345-9383141

- (ii) A separate seniority list of Senior Clinical Technicians and Senior PHC Technicians of relevant technology shall be maintained for the purpose of promotion.”;

- (f) against Serial No. 6, in Column No. 5, for the existing entries, the following shall be substituted, namely:

“By promotion, on the basis of Seniority-cum-fitness, from amongst the Technicians and PHC Technicians with two years service as such in the relevant Technology.” And

Note: A separate seniority list of Technicians and PHC Technicians shall be maintained in the relevant technology for the purpose of promotion.”; and

- (g) against Serial No. 7, in Columns No. 3 and 4, for the existing entries, the following shall be substituted, namely:

3	4
<p>(i) Technician/ PHC Technician:</p> <p>At least Second Division Secondary School Certificate in science from a recognized Board and two years Diploma in the relevant Paramedical Technology from recognized Medical Faculty or F.Sc. Medical Technology in the relevant Technology from a recognized Board.</p> <p>(ii) PHC Technician (MCH):</p> <p>At least Second Division Secondary School Certificate in science from a recognized Board and Diplomas of LHV and Midwifery from recognized a Nursing Examination Board and having valid registration with Pakistan Nursing Council as LHV.</p>	<p>18-32 Years.”</p>

**SECRETARY TO
GOVERNMENT OF THE KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT**

<p style="text-align: center;"><u>Gastroenterology.</u></p> <p>xii) Senior Clinical Technologist Ophthalmology/Otolaryngology</p> <p>xiii) Senior PHC Technologist <u>(Multi Purpose)</u></p> <p>xiv) Senior PHC Technologist <u>(MCH)</u></p>				
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(d) against Serial No. 4,-

(i) in Column No. 3, for the existing entries, the following shall be substituted, namely:

“At least Second Class BS/BSc (04-years) (Honors)/ Master Degree in the relevant technologies from a recognized University.

Note: For the purpose of clause (b), in Colum No. 5, apart from the enhanced qualification, B.Sc two years Degree from a recognized University shall be applicable up to seven (07) years from the commencement of this amending notification.”

(ii) in Column No. 4, for the existing entries, the following shall be substituted, namely:

“22-35 Years”; and

(iii) in Column No. 5, in clause (b), after the proviso, the following shall be inserted, namely:

“**Note:** Master in Public Health Degree from a recognized University shall be considered for promotion only for those categories where Degree in the relevant technologies does not exist. In case of non availability of MPH or relevant degree in their relevant categories, vacant posts shall be considered for promotion on the basis of seniority-cum-fitness, from amongst the Chief Clinical Technicians and Chief PHC Technicians in their relevant Technologies with at least three years service as such.”

(e) against Serial No. 5, in Column No. 5, for the existing entries, the following shall be substituted, namely:

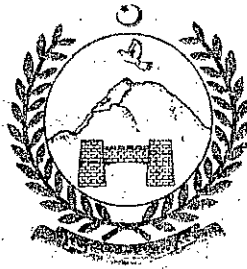
“By promotion, on the basis of Seniority-cum-fitness, from amongst the Senior Clinical Technicians (BS-14) and Senior PHC Technicians (BS-14) with two years service in the relevant Technology as such. In case the required length of service is less than two years then one fourth service in lower basic scales shall be counted as service in BPS-14.

Note: (i). The counting of one fourth service in lower basic scales as service in BS-14 shall be one time exercise in order to remove the anomaly created in the Paramedics service structure after the up-gradation of posts in (BS-12) without upgrading the incumbents to higher grades vide Finance Department Notification of even No. dated: 15-05-2018. Upon promotion of the existing incumbents this relaxation shall be discontinued.

2	3	4	5
<p>Senior Technologist/ Senior PHC Technologist.</p> <p>i) Senior Clinical Technologist <u>Dental</u>.</p> <p>ii) Senior Clinical Technologist <u>Pharmacy</u>.</p> <p>iii) Senior Clinical Technologist <u>Radiology</u>.</p> <p>iv) Senior Clinical Technologist <u>Pathology</u>.</p> <p>v) Senior Clinical Technologist <u>Anaesthesia</u>.</p> <p>vi) Senior Clinical Technologist <u>Cardiology</u>.</p> <p>vii) Senior Clinical Technologist <u>Surgical</u>.</p> <p>viii) Senior Clinical Technologist <u>Dialysis</u>.</p> <p>ix) Senior Clinical Technologist <u>Physiotherapy</u>.</p> <p>x) Senior Clinical Technologist <u>Pulmonology</u>.</p> <p>xi) Senior Clinical Technologist</p>	<p>At least MS/ M.phil in the relevant technologies from a recognized University.</p>	<p>23-40 Years.</p>	<p>(a) Seventy percent (70%) by promotion, on the basis of seniority-cum-fitness, from amongst the Clinical Technologists and PHC Technologists with five years service in the relevant technologies as such. In case the required length of service is less than five years then half of the service in BS-16 and one fourth service in below BPS-16 shall be counted as service in BPS-17 in the relevant technology.</p> <p>Note: A joint seniority list of Clinical Technologists and PHC Technologists shall be maintained for the purpose of promotion; and</p> <p>(b) thirty percent (30%) by initial recruitment.</p>

EXTRAORDINARY

GOVERNMENT



131
REGISTERED NO. PIII

GAZETTE

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, FRIDAY, 6TH NOVEMBER, 2020.

GOVERNMENT OF THE KHYBER PAKHTUNKHWA HEALTH DEPARTMENT

NOTIFICATION

Peshawar dated the 04th November, 2020

No. SOH-III/8-60/2020/Paramedics/SSRC/1440-82:- In pursuance of the provisions contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Health Department, in consultation with the Establishment Department and the Finance Department, hereby directs that in this Department's Notification No. SOH-III/HD/3-5/2014, dated: 10-05-2016, the following amendments shall be made, namely:-

AMENDMENTS

In the Appendix:-

- (a) against Serial No. 1, in Columns No. 2 and 5, for the existing entries, the following shall be substituted, namely:

2	5
Principal Technologist.	"By promotion, on the basis of seniority-cum-fitness, from amongst the Chief Technologists and Chief PHC Technologists with five years service in BPS-19 or seventeen years service in BPS-17 and above as such. Note: A joint seniority of Chief Technologists and Chief PHC Technologists shall be maintained for the purpose of promotion."

- (b) against Serial No. 2, in Columns No. 2 and 5, for the existing entries, the following shall be substituted, namely:

2	5
Chief Technologist/ Chief PHC Technologist.	"By promotion, on the basis of seniority-cum-fitness, from amongst the Senior Clinical Technologists and Senior PHC Technologists with seven years service in BPS-18 or twelve years service in BPS-17 and above as such. Note: A joint seniority of Senior Clinical Technologists and Senior PHC Technologists shall be maintained for the purpose of promotion."

- (c) against Serial No. 3, in Columns No. 2, 3, 4 and 5, for the existing entries, the following shall be substituted, namely:

OF THE SECRETARY TO GOVT. OF PAKHTUNKHWA DEPARTMENT HEALTH DEPARTMENT

File No. & Date even

File No. 504-III/C-60/2016 (Paramedics/Nurses/Service Rules)

Dated Peshawar. // .05.2016

Copy forwarded for information and necessary action to:-

1. The Director General Health Services Khyber Pakhtunkhwa.
2. The Director Provincial Health Services Academy, Khyber Pakhtunkhwa
3. All District Health Officers, Khyber Pakhtunkhwa
4. The Registrar, Khyber Medical University, Peshawar.
5. The Director Health Services FATA.
6. All Hospital Directors/Medical Directors of Autonomous Institutions in Khyber Pakhtunkhwa.
7. All Medical Superintendents DHO/THQ Hospitals of Khyber Pakhtunkhwa
8. All the Principals of Medical Colleges in Khyber Pakhtunkhwa.
9. The Dean PGMI Peshawar.
10. The Chief HSRU Health Department Khyber Pakhtunkhwa
11. The Director Information Khyber Pakhtunkhwa.
12. The Deputy Director (I.D) Health, Khyber Pakhtunkhwa.
13. The Secretary, Medical Faculty, Khyber Pakhtunkhwa, Peshawar.
14. The Principal, Post Graduate Paramedical Institute, Peshawar.
15. The Principal, Post Graduate College of Nursing, Hayatabad Peshawar.
16. The Controller, Nursing Examination Board, Peshawar.
17. PSD to Chief Secretary Khyber Pakhtunkhwa.
18. PS to Additional Chief Secretary (FATA) Peshawar.
19. PS to Secretary to Governor Khyber Pakhtunkhwa
20. PS to Secretary to Chief Minister Khyber Pakhtunkhwa.
21. PS to Secretary to Government of Establishment Department
22. PS to Secretary to Government of Finance Department
23. PS to Secretary to Government of Law Department.
24. PS to Secretary, Public Service Commission, Khyber Pakhtunkhwa
25. PS to Senior Minister for Health Department
26. The Manager, Government Printing Press, Peshawar.

(Asfandyar Khattak
Deputy Secretary-I)

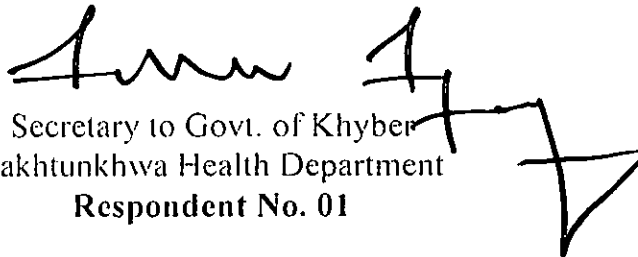
E. Incorrect, as stated in Para-A above.


F. Pertains to record.

G. That the respondents also seek prior permission of this Honorable Tribunal to adduce additional grounds at the time of arguments.

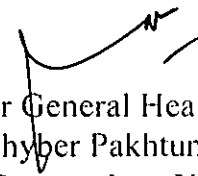
PRAYER:

It is therefore humbly prayed that on acceptance of the comments, the instant Appeal of the Appellant may very graciously be dismissed with costs.


Secretary to Govt. of Khyber
Pakhtunkhwa Health Department
Respondent No. 01


Secretary to Govt. of Khyber
Pakhtunkhwa Establishment Department
Respondent No. 02




Director General Health Services
Khyber Pakhtunkhwa
Respondent No. 04
DD (par)

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA

SERVICE TRIBUNAL PESHAWAR

SERVICE APPEAL NO. 3525 OF 2021

Syed Farid Ullah ShahAppellant

Versus

Govt. of Khyber Pakhtunkhwa and others.....Respondents

PARAWISE COMMENTS ON BEHALF OF RESPONDENTS NO.1,2 AND 4

Respectfully Sheweth:

Preliminary Objections:-

1. That the Appellant has got no cause of action / locus standi to file the instant Appeal.
2. That the Appellant has filed the instant Appeal just to pressurize the respondents.
3. That the instant Appeal is against the prevailing Law and Rules.
4. That the Appeal is not maintainable in its present form and also in the present circumstances of the issue.
5. That the Appellant has filed the instant Appeal with mala-fide intention, hence liable to be dismissed.
6. That the Appellant has not come to the Tribunal with clean hands.
7. That the Appeal is time barred.
8. That the Honorable Tribunal has no Jurisdiction to adjudicate upon the matter.
9. That the instant Appeal is bad for mis-joinder of unnecessary and non-joinder of necessary parties.

ON FACTS:

1. Pertains to record.
2. Pertains to record.
3. Correct. But all the previous rules have been superseded after issuance of Notification dated 10/05/2016 (Annex-A).
4. Incorrect. It merits a mention here that 40% quota has already been reserved for promotion on the basis of seniority-cum-fitness, 20% quota reserved for in-service degree holders who acquire qualification, prescribed for initial recruitment and 40% quota reserved for initial appointment.
5. Correct.
6. The seniority list of the degree holders have been issued according to the approved Service Rules notified by the Govt. dated 10/05/2016 and 04/11/2020.
7. As explained in Para No. 4 above.

ON GROUNDS:

- A. Incorrect. Service rules for degree holders paramedics have been issued by the Govt. after approval of the competent authority.
- B. Incorrect, hence denied. As stated in preceding paras.
- C. Incorrect, hence denied. As stated in preceding paras.
- D. Incorrect, hence denied. As stated in preceding paras.

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA

SERVICE TRIBUNAL PESHAWAR

SERVICE APPEAL NO. 3525 OF 2021

Syed Farid Ullah Shah **Appellant**

Versus

Govt. of Khyber Pakhtunkhwa and others..... **Respondents**

PARAWISE COMMENTS ON BEHALF OF RESPONDENTS NO.1,2 AND 4

Respectfully Sheweth:

Preliminary Objections:-

1. That the Appellant has got no cause of action / locus standi to file the instant Appeal.
2. That the Appellant has filed the instant Appeal just to pressurize the respondents.
3. That the instant Appeal is against the prevailing Law and Rules.
4. That the Appeal is not maintainable in its present form and also in the present circumstances of the issue.
5. That the Appellant has filed the instant Appeal with mala-fide intention, hence liable to be dismissed.
6. That the Appellant has not come to the Tribunal with clean hands.
7. That the Appeal is time barred.
8. That the Honorable Tribunal has no Jurisdiction to adjudicate upon the matter.
9. That the instant Appeal is bad for mis-joinder of unnecessary and non-joinder of necessary parties.

ON FACTS:

1. Pertains to record.
2. Pertains to record.
3. Correct. But all the previous rules have been superseded after issuance of Notification dated 10/05/2016 (Annex-A).
4. Incorrect. It merits a mention here that 40% quota has already been reserved for promotion on the basis of seniority-cum-fitness, 20% quota reserved for in-service degree holders who acquire qualification, prescribed for initial recruitment and 40% quota reserved for initial appointment.
5. Correct.
6. The seniority list of the degree holders have been issued according to the approved Service Rules notified by the Govt. dated 10/05/2016 and 04/11/2020.
7. As explained in Para No. 4 above.

ON GROUNDS:

- A. Incorrect. Service rules for degree holders paramedics have been issued by the Govt. after approval of the competent authority.
- B. Incorrect, hence denied. As stated in preceding paras.
- C. Incorrect, hence denied. As stated in preceding paras.
- D. Incorrect, hence denied. As stated in preceding paras.

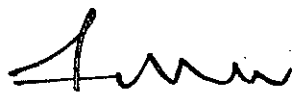
E. Incorrect, as stated in Para-A above.

F. Pertains to record.

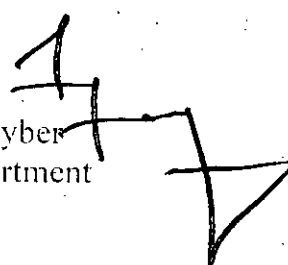
G. That the respondents also seek prior permission of this Honorable Tribunal to adduce additional grounds at the time of arguments.

PRAYER:

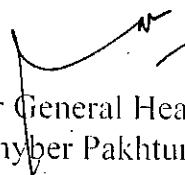
It is therefore humbly prayed that on acceptance of the comments, the instant Appeal of the Appellant may very graciously be dismissed with costs.



Secretary to Govt. of Khyber
Pakhtunkhwa Health Department
Respondent No. 01



Secretary to Govt. of Khyber
Pakhtunkhwa Establishment Department
Respondent No. 02



Director General Health Services
Khyber Pakhtunkhwa
Respondent No. 04
DD (par)

HEALTH

FAC NO. : 0319210574

17 May 2016

OF THE SECRETARY TO GOVT. OF PAKHTUNKHWA DEPARTMENT HEALTH DEPARTMENT

And No. & Date when

Encl. No. 5014-III/E-GO/2016 (Paramedics/Nurses/Service Rules)

Dated Peshawar. 11-05-2016

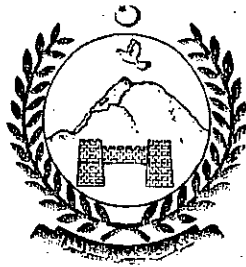
Copy forwarded for information and necessary action to:-

1. The Director General Health Services Khyber Pakhtunkhwa.
2. The Director Provincial Health Services Academy, Khyber Pakhtunkhwa
3. All District Health Officers, Khyber Pakhtunkhwa
4. The Registrar, Khyber Medical University, Peshawar.
5. The Director Health Services FATA.
6. All Hospital Directors/Medical Directors of Autonomous Institutions in Khyber Pakhtunkhwa.
7. All Medical Superintendents DHO/THQ Hospitals of Khyber Pakhtunkhwa
8. All the Principals of Medical Colleges in Khyber Pakhtunkhwa.
9. The Dean NAMI Peshawar.
10. The Chief HSRU Health Department Khyber Pakhtunkhwa
11. The Director Information Khyber Pakhtunkhwa.
12. The Deputy Director (I.D) Health, Khyber Pakhtunkhwa.
13. The Secretary, Medical Faculty, Khyber Pakhtunkhwa, Peshawar.
14. The Principal, Post Graduate Paramedical Institute, Peshawar.
15. The Principal, Post Graduate College of Nursing, Hayatabad Peshawar.
16. The Controller, Nursing Examination Board, Peshawar.
17. PSD to Chief Secretary Khyber Pakhtunkhwa.
18. PS to Additional Chief Secretary (FATA) Peshawar.
19. PS to Secretary to Governor Khyber Pakhtunkhwa.
20. PS to Secretary to Chief Minister Khyber Pakhtunkhwa.
21. PS to Secretary to Government of Establishment Department
22. PS to Secretary to Government of Finance Department
23. PS to Secretary to Government of Law Department.
24. PS to Secretary, Public Service Commission, Khyber Pakhtunkhwa.
25. PS to Senior Minister for Health Department
26. The Manager, Government Printing Press, Peshawar.

(Asfandyar Khattak)
Deputy Secretary-II

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EXTRAORDINARY
GOVERNMENT



REGISTERED NO. P.III
GAZETTE

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, FRIDAY, 6TH NOVEMBER, 2020.

GOVERNMENT OF THE KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

NOTIFICATION

Peshawar dated the 04th November, 2020

No. SOH-III/8-60/2020/Paramedics/SSRC/1440-82:- In pursuance of the provisions contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Health Department, in consultation with the Establishment Department and the Finance Department, hereby directs that in this Department's Notification No. SOH-III/HD/3-5/2014, dated: 10-05-2016, the following amendments shall be made, namely:-

AMENDMENTS

In the Appendix.-

- (a) against Serial No. 1, in Columns No. 2 and 5, for the existing entries, the following shall be substituted, namely:

2	5
Principal Technologist.	<p>"By promotion, on the basis of seniority-cum-fitness, from amongst the Chief Technologists and Chief PHC Technologists with five years service in BPS-19 or seventeen years service in BPS-17 and above as such.</p> <p>Note: A joint seniority of Chief Technologists and Chief PHC Technologists shall be maintained for the purpose of promotion."</p>

- (b) against Serial No. 2, in Columns No. 2 and 5, for the existing entries, the following shall be substituted, namely:

2	5
Chief Technologist/ Chief PHC Technologist.	<p>"By promotion, on the basis of seniority-cum-fitness, from amongst the Senior Clinical Technologists and Senior PHC Technologists with seven years service in BPS-18 or twelve years service in BPS-17 and above as such.</p> <p>Note: A joint seniority of Senior Clinical Technologists and Senior PHC Technologists shall be maintained for the purpose of promotion."</p>

- (c) against Serial No. 3, in Columns No. 2, 3, 4 and 5, for the existing entries, the following shall be substituted, namely:

2	3	4	5
<p>Senior Technologist/ Senior PHC Technologist.</p> <p>i) Senior Clinical Technologist <u>Dental</u>.</p> <p>ii) Senior Clinical Technologist <u>Pharmacy</u>.</p> <p>iii) Senior Clinical Technologist <u>Radiology</u>.</p> <p>iv) Senior Clinical Technologist <u>Pathology</u>.</p> <p>v) Senior Clinical Technologist <u>Anaesthesia</u>.</p> <p>vi) Senior Clinical Technologist <u>Cardiology</u>.</p> <p>vii) Senior Clinical Technologist <u>Surgical</u>.</p> <p>viii) Senior Clinical Technologist <u>Dialysis</u>.</p> <p>ix) Senior Clinical Technologist <u>Physiotherapy</u>.</p> <p>x) Senior Clinical Technologist <u>Pulmonology</u>.</p> <p>xi) Senior Clinical Technologist</p>	<p>At least MS/ M.phil in the relevant technologies from a recognized University.</p>	<p>23-40 Years.</p>	<p>(a) Seventy percent (70%) by promotion, on the basis of seniority-cum-fitness, from amongst the Clinical Technologists and PHC Technologists with five years service in the relevant technologies as such. In case the required length of service is less than five years then half of the service in BS-16 and one fourth service in below BPS-16 shall be counted as service in BPS-17 in the relevant technology.</p> <p>Note: A joint seniority list of Clinical Technologists and PHC Technologists shall be maintained for the purpose of promotion; and</p> <p>(b) thirty percent (30%) by initial recruitment.</p>

<u>Gastroenterology.</u>			
xii) Senior Clinical Technologist Ophthalmology/Otolaryngology			
xiii) Senior PHIC Technologist <u>(Multi Purpose)</u>			
xiv) Senior PHC Technologist <u>(MCH)</u>			

(d) against Serial No. 4,-

(i) in Column No. 3. for the existing entries, the following shall be substituted, namely:

"At least Second Class BS/BSc (04-years) (Honors)/ Master Degree in the relevant technologies from a recognized University.

Note: For the purpose of clause (b), in Colum No. 5, apart from the enhanced qualification, B.Sc two years Degree from a recognized University shall be applicable up to seven (07) years from the commencement of this amending notification."

(ii) in Column No. 4. for the existing entries, the following shall be substituted, namely:

"22-35 Years"; and

(iii) in Column No. 5. in clause (b), after the proviso, the following shall be inserted, namely:

"**Note:** Master in Public Health Degree from a recognized University shall be considered for promotion only for those categories where Degree in the relevant technologies does not exist. In case of non availability of MPH or relevant degree in their relevant categories, vacant posts shall be considered for promotion on the basis of seniority-cum-fitness, from amongst the Chief Clinical Technicians and Chief PHIC Technicians in their relevant Technologies with at least three years service as such."

(e) against Serial No. 5. in Column No. 5, for the existing entries, the following shall be substituted, namely:

"By promotion, on the basis of Seniority-cum-fitness, from amongst the Senior Clinical Technicians (BS-14) and Senior PHC Technicians (BS-14) with two years service in the relevant Technology as such. In case the required length of service is less than two years then one fourth service in lower basic scales shall be counted as service in BPS-14.

Note: (i). The counting of one fourth service in lower basic scales as service in BS-14 shall be one time exercise in order to remove the anomaly created in the Paramedics service structure after the up-gradation of posts in (BS-12) without upgrading the incumbents to higher grades vide Finance Department Notification of even No. dated: 15-05-2018. Upon promotion of the existing incumbents this relaxation shall be discontinued.

(ii) A separate seniority list of Senior Clinical Technicians and Senior PHC Technicians of relevant technology shall be maintained for the purpose of promotion.”;

(f) against Serial No. 6, in Column No. 5, for the existing entries, the following shall be substituted, namely:

“By promotion, on the basis of Seniority-cum-fitness, from amongst the Technicians and PHC Technicians with two years service as such in the relevant Technology.” And

Note: A separate seniority list of Technicians and PHC Technicians shall be maintained in the relevant technology for the purpose of promotion.”; and

(g) against Serial No. 7, in Columns No. 3 and 4, for the existing entries, the following shall be substituted, namely:

3	4
<p>(i) Technician/ PHC Technician:</p> <p>At least Second Division Secondary School Certificate in science from a recognized Board and two years Diploma in the relevant Paramedical Technology from recognized Medical Faculty or F.Sc. Medical Technology in the relevant Technology from a recognized Board.</p> <p>(ii) PHC Technician (MCh):</p> <p>At least Second Division Secondary School Certificate in science from a recognized Board and Diplomas of LHV and Midwifery from recognized a Nursing Examination Board and having valid registration with Pakistan Nursing Council as LHV.</p>	<p>18-32 Years.”</p>

SECRETARY TO
GOVERNMENT OF THE KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT