Form- A

FORM OF ORDER SHEET

	Court c	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	The appeal of Syed Faridullah Shah presented today b Muhammad Khattak Advocate may be entered in the Instituti and put up to the Worthy Chairman for proper order please.	
		REGISTRA	w 1≥13/202-1
2-		This case is entrusted to S. Bench for preliminary hearing up there on $25/(5/2)$	g to be put
		CHAIRMAN	fer competention
	25.05.2021	Mr. Noor Muhammad Khattak, Advocate appellant present.	
		Preliminary arguments heard. To come up for o	rder
		on 31.05.2021 before this S.B. Chairman	
	•		

31.05.2021

sin the

Appellant Dec

Security & Process Fee

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 *Scill*. 2021.

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

Stipulated period passed/eply not submitted.

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

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)

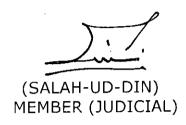
(Rozina Řehman)

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)

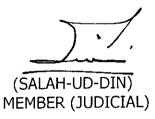


29,08,2021 Camer our appellent 2 amount la hoo

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)



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)

1.1.10

(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.

(ATÌQ-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) **Ş**.,

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.

TIO-UR-REHMAN WAZIR) MEMBER (EXECUTIVE)

(SALAH-UD-DIN) MEMBER (JUDICIAL)

Service Appeal No. 3525/2021

<u>O R D E R</u> 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. <u>ANNOUNCED</u>

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:

S.NO.	DOCUMENTS	ANNEXURE	PAGE
1.	Memo of appeal		1 – 3
2.	Stay Application	*****	4
3.	Social Appointment	A	5-7
4.	Impugned Service Rules dt; 10.05.2016	В	8- 13
5.	Amended Rules/notification dt; 04.11.2020	С	14-18
6.	Seniority List	D	19-21
7.	Departmental Appeal	E	22
8.	Wakalatnama	· · · · · · · · · · · · · · · · · · ·	28

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THROUGH:

APPELLANT

NOOR MOHAMMAD KHATTAK ADVOCATE

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

<u>PESHAWAR</u>

Nyber Patchtukhwa Service Tribunal

Dated 12/3/2021

Diary No. 3510

APPEAL NO. 352-5/2021

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 OF THE APPELLANT WITHIN THE STATUTORY APPEAL 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/fixed 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.

<u>R/SHEWETH:</u> <u>ON FACTS:</u>

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

- 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.
- 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**.
- 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.

GROUNDS:

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

THORUGH:

NOOR MOHAMMAD KHATTAK

Vul N KHAN

SHAHZUŁLAH YOUSAFZAI ADVOCATES

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

APPEAL NO.____/ 2021

SYED FARID ULLAH SHAH VS HEALTH DEPTT:

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

<u>**R/SHEWETH:</u>**</u>

- 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 SYED FARED ULLAH SHAH THROUGH: NOOR MUHAMMAD KHATTAK ADVOCATE

KHYBER HOSPITAL PESHAWAR

APPOINTMENT ORDER

/KH (E)

As a result of interview dated <u>18.10.1988</u>. Mr <u>Faridullah Shif</u> son of <u>Syed Rehman Shah</u> is hereby selected and offerd a temporery post of <u>Radiegrapher</u>. in BPS <u>(6)</u> plus other allowances admissible under the rules in this institution against the vacant post of <u>Rediegrapher</u>.

Anxiure

Dated 2.9

The port which is being offered to you is sanctioned temporery on year to year basis. Your employment is therefore purely temporery 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 lieue of NOFICE.

IN case you which to resign at any time a prior notice will be necessary and y u will contine to serve the government till your ssignath is accepted and comynicated to you in writing.

You will be soverned by sch rules and orders relating to leave, T.A., Medical Attand re, 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.

> ADMINISTRATOR KHYBER HOSPITAL PESHAWAR.

iller her

No.	/KII(E)
Dated_	/19.
4	A copy is forwarded to :-
1.	Deputy Medical Superintendent (Admn)
2,	Assistant Account Officer KHP
з.	The I/C Radiology Deptt: KHP
4.	Mr.Feridullah S/O Syed Rehman Shah,
	Vill:FO:Nagir Pur, Peshawar. ADMINISTRATOR,
	KHYBER HOSPITAL PESHAWAR

TAJ, M 11111 DIRECTORATE GENERAL HEALTH SERVICES, KHYBER PAKHTUNKHWA, PESHAWAF

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. Mehmood Shah	LRH Peshawar
S.	Zaheen Khan s/o	
9	Noor Khalig	LRH Peshawar
10.	Jamil-ur- Rahman S/O Aziz-ur-Rehman	DHQ Hosp: Charsadda
10.	Slakeel Akhtar	DHO Mansehra
• 12. •	Zulfigar S/O Fazal Ilahi	
13:	Sacedullah	ATH A. Abad
14.	Javed Igbai	STH Swat
15.		STH Swat
	Abidullah	KTH Peshawar
	ruj manannad 5/0 waza wunannad	DHQ Hosp: Mardan
17	Shamriaz Gul	TBC A. Abad
18	Sajjad Ahmed	NBM Hosp: Kohat Rd Peshawar 😒 🗤
	Ibrahim	
20.	Hassan Sher S/O	DHO Buner - Compared
	Irfanullah S/O Maghfoor Shah	LRH Peshawar 2010 124 2010
	Handhan S/O Magnfoor Shah	DHO Nowshera
······································	Iftikhar Ahmed S/O Shams ur Rehman	LRH Peshawar Contraction Contraction
	Afsar Ali	LRH Peshawar
	Jehangir Khan	LRH Peshawar
	Azmat Khan	KTH Peshawar
26.	Mohd. Miskeen S/O Muhammad Arif Khan	
- 27	Humayun S/O Bahri Mulk	Police Hospital Peshawar
28.	Mujeebur Rehman	DHO Dir Lower
	Momin Khan S/O Abdullah Jan	HMC Peshawar
	Abid Kamal	NBM Hosp: Kohat Rd Peshawar
	Azizullah	LRH Peshawar
32.	Presedution .	Children Hosp: Peshawar
		RHC Shrgarh
	Jonar Ali S/O Giulam Kanmani	LRH Peshawar
··· 3+. ··	Maha-ud-Din	DHQ DI Khan
<u>- 35. -</u>	Ikramullah	KTH Peshawar
<u>··· 36.</u>	Sher Alam	KTH Peshawar
••• 37.	Asifullah S/O Abdul Samand	LRH Peshawar
38.		
~ 39. + \	Bawar Khan	KTH Peshawar
40	Faridullah	KTH Peshawar
41.	Bakniar Aii	HMC Peshawar
42.	Muhammad Zanio	KTH Peshawar
43	S.Mir Azam Shah S/O S. Muzayan Shah	STH Swat
.544	Dad Khan	LRH Peshawar
		RHC Spinwam
		DTO Peshawar
46.	Farhad Shehzad	DHO Swat
<u>. 4 </u>	Muhammad Ayaz S/O Noshad	KTH Peshawar
2 48.	Fareedullah	
··· 49.	Raza Khan S/O Juma Gul	DHQ Hosp: Mardan
50.	Abdur Rab Nishtar	DHO Swat
. 51.	Khalilar Rehman S/O Wali Dad Khan	DHQ Hosp: Abbottabad
52.	Kushur Kuman S/U Wah Dad Khan	BBSH Abbouabad
53.	Mohd Sheruz Ittikhar Ahmed	HMC 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 effects-

17862-96 Copy forwarded to the: -

1.

Dated Peshawar the

C/2013

The Secretary to Govt: of Khyber Pakhtunkhwa, Flealth Department Peshawar, 2.

The DHS FATA, Khyher Pakhtunkhwa, Peshawar. 3.

The Director Provincial Health Services Academy, Khyber Pakhtunkhwa, Peshawar,

Medical Superintendents, KTH, LRH, HMC Peshawar.

Director IKD, HMC Peshawar 6.

The All Principals of Medical Colleges in Khyber Pakhtunkhwa

Medical Supernitendent, 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 Klyber 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 Cynaecologist, Covt: Maternity Hospital Peshawar

17. Presidem Paramedics Health Depti: KPK Peshawar,

18. Incharge, Paramedics Promotion Cell DGHS Office Pesliawar,

19. Officials concerned.

20. Personal Files.

21. P.A to DCHS, Kligber Paklitunkliwa, Pesliawar,

For information and necessary action,

22.5 P.A to Director (Administration) DGHS Office Peshawar,

23. P.A to Deputy Director (Personnel) DGHS Office Peshawar,

Director Ceneral Health Services Khyber Pakhtunkhwa, Peshawar

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	•			+ (ii)- Principat PH	C-Technologist (MCH).		·	·		By promotion, on the	basis of seniority-cu	m-fitness,
,			2	Chief Technologist	13=18-5			·		from amonest Senior	Technologists and S	enior PHC
• •			1	· · · · · · · · · · · · · · · · · · ·						Technologists with se	ven vears service in	BPS-18 or
	•		1	(i) Chief Clinic	al Technologist Dental; al Technologist Pharmacy;					twelve years service	n BPS-17 and above	as such in the
				(ii) - Chief Clinic	al Technologist Radiology;	-		•		relevant technology.		
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	1	4		• (vi) Chief Clinic	al Technologist Cardiology,							
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				Gastroenter	logy; and						• •	
•	•			1 (xii) Chief Clinic	at Technologist Ophthalmology	·I						
			<u> </u>	Otorhinolary	ngology; and							· · · · · · · · · · · · · · · · · · ·
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KHYBER PAKHTUNKHWA GOVERNMETN GAZETTE, EXTRAORDINAY, 10th MAY, 2016. 949

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

At least Second Class Master's Degree Senior Technologist (15-18) or B.SC Honours' BS (04-years) in the relevant, technology or equivalent Senior Clinical Technologist Dental; (i) qualification from a recognized (ii) . Senior Clinical Technologist Pharmacy; University /Institution.

(iii) Senior Clinical Technologist Radiology; · (iv) Senior Clinical Technologist Pathology; (v) Senior Clinical Technologist Anesthesia; (vi) SCT Sénior Clinical Technologist Cardiology; (vii) - Senior Clinical Technologist Surgical;

(viii) Senior Clinical Technologist Dialysis; (ix) Senior Clinical Technologist Physiotherapy; Senior Clinical Technologist Pulmonology; 2 (x) (xi) Senior Clinical Technologist

Gastroenterology; and (xii) Senior Clinical Technologist Ophthalmology/Otorhinolaryngology; and

Senior PHC Technologist

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

(ii) Senior PHC Technologist (MCH). Technologist (BS-12) (i) Clinical Technologist Dental;

(ii) Clinical Technologist Pharmacy;

(iii) . Clinical Technologist Radiology; (iv) Clinical Technologist Pathology; - W

Clinical Technologist Anesthesia; (γ)

(a) Fifty percent by promotion, on the basis of 20-35 years 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.

(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;

18-32years

At least Second Class Bachelor's Degree in the relevant Technology from

a recognized University/ Institution.

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- -				<u> </u>		-
		(vi) - Clinical Technologist Cardiology:				
· .		(viii) Clinical I echnologist Surgical. (viii) Clinical Technologist Dialysis;			(b) twenty percent by promotion, on the basis of V	
-		(ix) Clinical Technologist Physiotherany			seniority-cum-fillness, from amongst the Chief	· ·
	•	(x) Clinical Technologist Pulmonology			Technicians, Senior Technicians and Technicians having qualification prescribed for initial	
		(xi) Clinical Technologist Gastroenterology; and (xii) Clinical Technologist Ophthalmology /	· ·		recruitment with three years service as such in the	
	· · · ·	Otorhinolaryngology); and			relevant technology.	
. !		PHC Technologist	· · · ·		Note: For the purpose of promotion, there shall be	
					maintained a joint seniority list of Chief Technicians	
		(i) PHC Technologist (Multi-Purpose); and (ii) PHC Technologist (MCH).			Senior Technicians and Technicians with reference to the dates of their acquiring qualification prescribed for initial	
		(A) THE TEENBIOGIST (MCH).			recruitment as in column No. 3:	
					Provided that if two or more officials acquired	` •
			[the qualification prescribed for initial recruitment in the	
,	· · ·		• • •	ŀ.	some session, then the official who obtains the highest	•
~			1 14 ·		marks or grade in the examination shall be deemed to be senior to the other officials; and	;
	5		, ·		(c) forty percent by initial recruitment.	••
	i	Chief Technician (BS-16)		1	By promotion, on the basis of seniority-cum-fitness, free	
		 (i) Chief Clinical Technician Dental. (ii) Chief Clinical Technician Pharmacy; 		t i	amongst the Senior Technicians and Senior PHri	1
		(iii) Chief Clinical Technician Radiology			Technicians with at least two years service as such in fre	-
		(iv) Chief Clinical Technician Pathology			62	1
		(vi) Chief Clinical Technician Cardiology		· · ·		.
		(vii) Chief Clinical Technician Surgical			, _{1.}	
		(viii) Chief Clinical Technician Dialysis; (ix) Chief Clinical Technician Physiotherapy;				
		(x) Chief Clinical Technician Pulmonology:				
		(xi) Chief Clinical Technician		. !		
		Gastroenterology; and				
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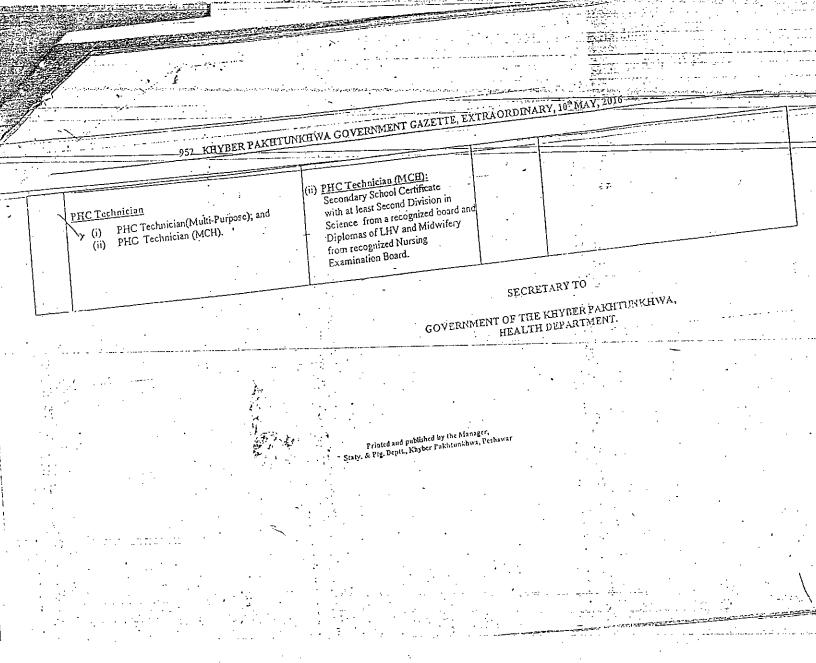
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		. '''''	(xii) Chief Clinical Technician Ophthalmology,	· · · · · · · · · · · · · · · · · · ·			a succession of the second	
			(Otorhino!aryngology); and		· · · · · · · · · · · ·			
			Chief PHC Technician			<u>.</u>	·····	
2	<u>+</u>		(i) Chief PHC Technician(Multi-Purpose); and					
		<u>.</u>	(ii) Chief PHC Technician (MCH)		· · ·	By promotion, on the basis of ser	nority-cum-fitness, from	ţ
		6	Senior Technician (BS-14)			amongst the Technicians and PH least two years service as such in	the relevant technology.	
		·	(i) Senior Clinical Technician Dental;			least two years service as such in	the relevant tournet_B) /	
			(ii) Senior Clinical Technician Pharmacy;	• •				
· · ·	· ·	· . ·	 (iii) Senior Clinical Technician Radiology; (iv) Senior Clinical Technician Pathology; 		1			
				· · · · · · · · · · · · · · · · · · ·				
			 (v) Senior Clinical Technician Anestresia, (vi) Senior Clinical Technician Cardiology; 					
- <u>-</u>	į [• :	(wii) Senior Cheical Technician Surgical;				•	
	•	• .	(viii) Senior Clinical Technician Dialysis;					
			(iv) Senior Clinical Technician Physiotherapy;					
- 11		• • •	(x) Senior Clinical Technician Pulmonology;					
			(xi) Senior Clinical Technician					ŀ
[·	,	Gastroenterology; and (xii) Senior Clinical Technician Ophthalmology/			·	• • •	
휘			Otorhinolaryngology); and fire				•	· ·
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			Senior PHC Technician					
. 11			(i) Senior PHC Technician (Multi-Purpose); an					1 . ·
			(i) Senior PHC Technician (MCH)	(i) Technician/PHC Technician : At	18-30 years	By initial recruitment	;	1
	ł	71	Technician (BS-12)	least Second Division Secondary			ł	
			(i) Clinical Technician Dental;	School Certificate with Science from		3	ł	
•	· · _{	-	(ii) Clinical Technician Pharmacy;	a recognized Board with Diploma in				
			 (iii) Clinical Technician Radiology; (iv) Clinical Technician Pathology; 	the relevant Paramedical Technology	1 .			
				from Khyber Pakhtunkhwa Medical Faculty or Diploma in the relevant	1			
·			(v) Clinical Technician Anesthesia; / (vi) Clinical Technician Cardiology;	Paramedical technology from any	-		·	
	1		: (vii) Clinical Technician Surgical;	recognized institution; provided that				[. ·
	• <u> </u>	<u>-</u>	(viii) Clinical Technician Dialysis;	the same is registered with the	· · ·		· • • •	
	. {	·	(iv) Clinical Technician Physiotherapy;	Medical Faculty Khyber			··· · ·	
		. 1	(x) Clinical Technician Pulmonology;	Pakhtunkhwa Peshawar, and	1			۲
- 41.	. L		(xi) Clinical Technician Gastroenterology; and	<u></u>				· · · '
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		•		· · · · · · · · · · · · · · · · · · ·	DVERNMENT OF THE KHYBER PAKHT HEALTH DEPARTMENT <u>NOTIFICATION</u> Pechawar cloted the 10 th May 2010	UNKHWA 5. the Khyber Paki	htunkhwa Civil Servants (Appointment, Promotion and nsultation with the Establishment Department and the nn 3 to 5 of the Appendix to the posts of Paramedical.
	· · · · · · · · · · · · ·	Trr Fin Sta	insfer) Rules, 1989, and ance Department, herei ff in the Health Departm	<u>-5/2014</u> - In pursuance of the provis i in supersession of all Notification by lays down the method of recruiting nent specified in column 2 of the sain inclature of the post	ment, qualification and other conditions s	Age limits.	htunkhwa Civil Servants (Appointment, Fromotion and nsultation with the Establishment Department and the mn 3 to 5 of the Appendix to the posts of Paramedical Method of recruitment.
a shara an		No. 1	i <u>Principal Technolog</u> (i) Principal (ii) Principal	2	3	4	By promotion, on the basis of seniority-cum-fitness, from amongst the Chief Technologists and Chief PHC Technologists with five years service in BS-T9 or seventeen years service in BS-17 and above as such in the relevant technology.
			(iv)—Pringipali		94		

					948 KHYBER PAKHTUM	KEWA GOVEI	RNMENT GAZI	ETTE, EXTRA	ORDIN	ARY, 10 th MAY, 2016		· · · · · · · · · · · · · · · · · · ·	·· · ·
		e a far a se			 (v) Principal Clinical Technologist Anesthesia; (vi) Principal Clinical Technologist Cardiology; 	a and the a to be a track to be the set	and a second and a second	المعادي المراجع والمراجع وروعاتهم			a da digo tanàna mandritra dia amin'ny tanàna amin'ny tanàna mandritra dia mandritra dia mandritra dia mandritr Ny faritr'ora dia kaominina d	876 - 1 9	
	e' . Z				(vii) Principal Clinical Technologist Surgical; (viii) Principal Clinical Technologist Dialysis;			* * * * * * * * * * * * * * * * *					
				L.	(ix) Principal Clinical Technologist Physiotherapy:								_
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					 (xi) Principal Clinical Technologist Gastroenterology; and (xii) Principal Clinical Technologist 	· ·			, ,		,		
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					Principle PHC Technologist			х 					
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	· · ·		, · ·	· · · .	 (iii) Chief Clinical Technologist Radiology; (iv) Chief Clinical Technologist Pathology; (v) Chief Clinical Technologist Anesthesia; 		. •		•			•	
<u>.</u>	1				 (vi) Chief Clinical Technologist Cardiology; (vii) Chief Clinical Technologist Surgical; 		*	,					
-	•••	Constraining a second			 (viii) Chief Clinical Technologist Dialysis; (ix) Chief Clinical Technologist Physiotherapy; (x) Chief Clinical Technologist Pulmonology; 	•			· · ·				Ī
					 (x) Chief Clinical Technologist Futurionology, (xi) Chief Clinical Technologist Gastroenterology; and 	-			· ·		···		
	•				(xii) Chief Clinicat Technologist Ophthalmology/ Olorhinolaryngology; and				<u> </u>	•			
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•			(ii) Chief PHC Technologist (MCH).						
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	,	3	Senior Technologist (18-18)	'	At least Second Class Master's Degree	20-35 years		1	1
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× .	, J	1 1	(iii) Senior Clinical Technologist Radiolo	logy: 1	qualification from a recognized University Anstitution.	1	years service as such in the relevant technology; and	İ	1 Jun
	1	1 .]	(iv) Senior Clinical Technologist Patholo	092	oniversity / institution.	1	(b) fifty percent by initial recruitment.	í	7
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	}		Gastroenterology; and	1. 		Ţ		. 1	ĺ
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-		4 <u>T</u> r	Technologist (BS-12)	· : At	At least Second Class Bachelor's	18-32years ((a) Forty percent by promotion, on the basis of	-	:
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			(ii) Clinical Technologist Pharmacy; (iii) Clinical Technologist Radiology;	a r	recognized University/ Institution.	•	Technicians and Chief PHC Technicians with three	:	
			(iv) Clinical Technologist Pathology	321		• • • •	years service as such in the relevant technology;	. · -	-
	<u> </u>		(v) Clinical Technologist Anesthesia;					· · · · · · · · · · · · · · · · · · ·	¢
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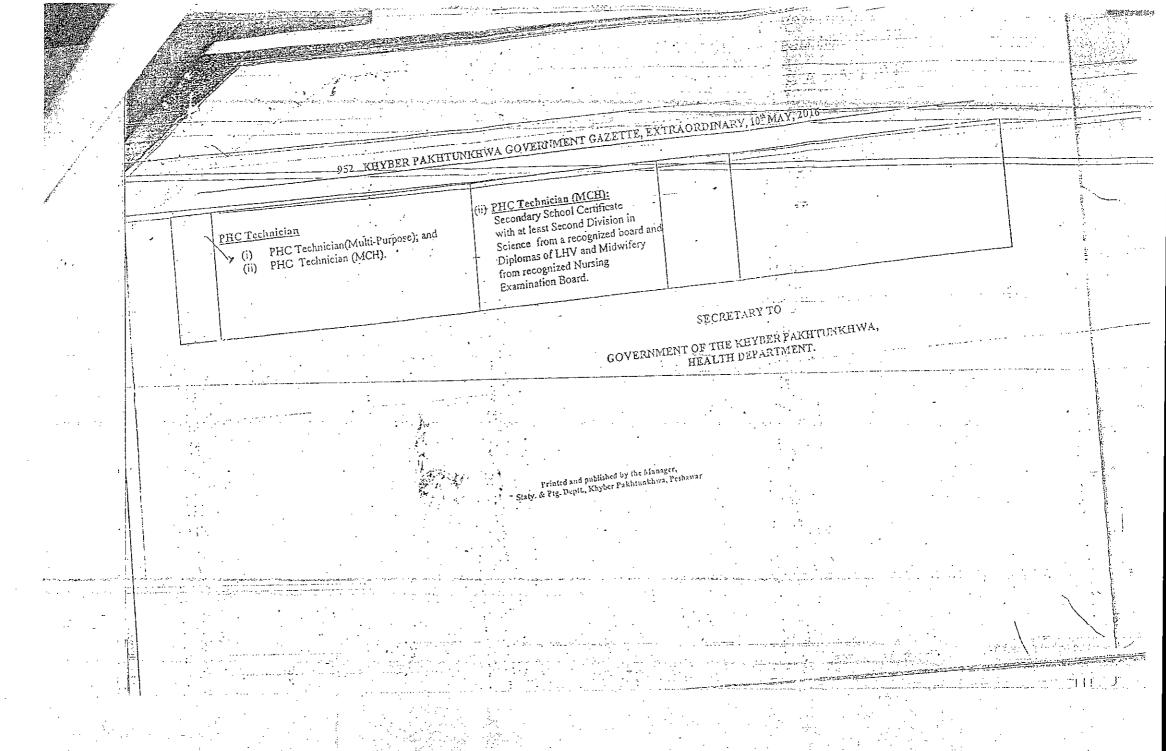
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	(vi) - Clinical Technologist Cardiology				
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	(viii) Clinical Technologist Dialysis;	,	· · · ·	seniority-cum-fitness, from amongst the Chief	
	(ix) Clinical Technologist Physiotherapy;			Technicians, Senior Technicians and Technicians	1
•	 (x) Clinical Technologist Pulmonology; (xi) Clinical Technologist Gastroenterology; and 	(······	(-)	having qualification prescribed for initial - recruitment with three years service as such in the	
	(xi) Clinical Technologist Gastroenterology; and (xii) Clinical Technologist Ophthalmology /	. *	1	relevant technology.	1
	Otorhinolaryngology); and	4	1 . '	· · ·	1
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	PHC Technologist	1 ·	1	maintained a joint seniority list of Chief Technicians, Senior Technicians and Technicians with reference to the	1 • •
	(i) PHC Technologist (Multi-Purpose); and	1 : 1 :	1	Senior Technicians and Technicians with reference to the dates of their acquiring qualification prescribed for initial	ł
	(i) PHC Technologist (MCH).	1 1	1	recruitment as in column No. 3;	1
		1	1		1.
		r i f	h	Provided that if two or more officials acquired	1
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-			i 1	marks or grade in the examination shall be deemed to be	1
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-	5 Chief Technician (BS-18) HEALT		·	By promotion, on the basis of seniority-cum-fitness, from	4
				amongst the Senior Technicians and Senior PHC	1. A
	(i) Chief Clinical Technician Dental; (i) (ii) Chief Clinical Technician Phannacy;		· 1	Technicians with at least two years service as such in file	
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	(iv) Chief Clinical Technician Pathology;	÷ '	· ·		
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1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	(vii) Chief Clinical Technician Surgical; (viii) Chief Clinical Fechnician Dialysis;		· · · · manger - ·		
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			· · · ·		(iv) Senior Clisical Technician Pathology;						/
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				$ \cdot $	(vii) Senior Clinical Technician Surgical:						ь. : : а
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			•	[]	(iii) Clinical Technician Radiology;	a recognized Board with Diploma in the relevant Paramedical Technology			· · · · · · · · · · · · · · · · · · ·		5105-1
	•		ŀ	(T	(iv) Clinical Technician Pathology; (v) Clinical Technician Anesthesia; /	from Khyber Pakhtunkhwa Medical			· · · · · ·		20162
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	,				(vii) Clinical Technician Surgical;	recognized institution; provided that		· · · · · ·	$(1,2,\dots,2) \in \mathcal{A}$		1
	-				(viii) Clinical Technician Dialysis; (ix) Clinical Technician Physiotherapy;	the same is registered with the			. 1		
	-				(x) Clinical Technician Pulmonology;	Medical Faculty Khyber Pakhtunkhwa Peshawar; and		, .	: * * *		
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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. <u>APPENDIX</u>

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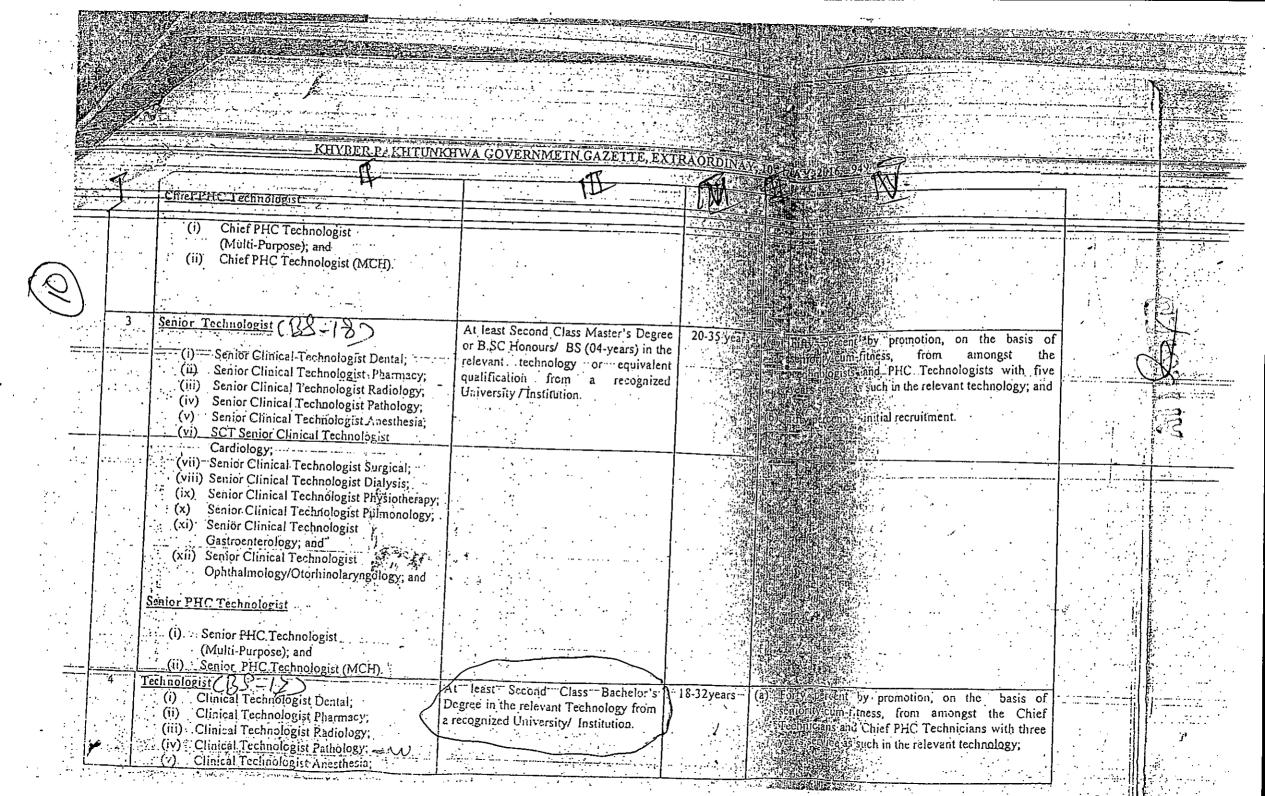
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S. No.	Nomenclature of the post.	Qualification for appo initial recruitur		Age limits.	Method of recruitment.
10.	<u> </u>	3			5 5
. 1	Principal Technologist (25-9-5)		• ·		By promotion, on the basis of seniority-cum-fitness, from amongst the Chief Technologists and Chief PHC
· .	 (i) Principal Clinical Technologist Dental; (ii) Principal Clinical Technologist Pharmacy; 		• • •	· · · · ·	Technologists with five years service in BS-19 or seventeen years service in BS-17 and above as such in
	 (ii) Principal Clinical Technologist Pharmacy; (iii) Principal Clinical Technologist Radiology; (iv) Principal Glinical Technologist Pathology; 	+			the relevant technology.
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			ALL AND		
2-1	(v) - Principal Clinical Technologist Anesthesia;				
	(vi) Principal Clinical Technologist Cardiology; (vii) Principal Clinical Technologist Surgical,				
	(viii) Principal Clinical Technologist Dialysis;				· · · · · · · · · · · · · · · · · · ·
· · · · · · · · · · · · · · · · · · ·	(ix) Principal Clinical Technologist	– – – – – – – – – – – – – – – – – – –		· · · · · · · · · · · · · · · · · · ·	en de la companya de
	Physiotherapy; (x) Principal Clinical Technologist			· · · · · · · · · · · · · · · · · · ·	
	Pulmonology:		All a state of the second		
	(xi) Principal Clinical Technologist		- 07		
	Gastroenterology; and				
	(xii) Principal Clinical Technologist Ophthalmology / otorhinolaryngology; and				
			5		•
	Principle PHC Technologist				
A CALL AND	(a) The second secon				
	(i) Principal PHC Technologist (Multi Purpose); and				n ann annana a sua anna a' sua anna a' sua a' s
	(ii) Principal PHC Technologist (MCH).	-			
	Chief Technologist		,i	seniority-cum-fits	пезз
	(i) Chief Clinical Technologist Dental;				PHC
	(i) Chief Clinical Technologist Dental; (ii) Chief Clinical Technologist Pharmacy;	ł	- Techno	ologists with seven years service in BPS-	18 or
	(iii) Chief Clinical Technologist Radiology;			years service in BPS-17 and above as sur	ch in the
	(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;		and the second second		
	(ix) Chief Clinice Flechnologist Physiotherapy;			z	
	 (x) Chief Clinical Technologist Pulinonology; (xi) Chief Clinical Technologist 		· · · .		TO .
	Gastroenterology; and			.	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
	(xii) Chief Clinical Technologist Ophthalmology/				4
	Otorhinolaryngology; and				R.z.
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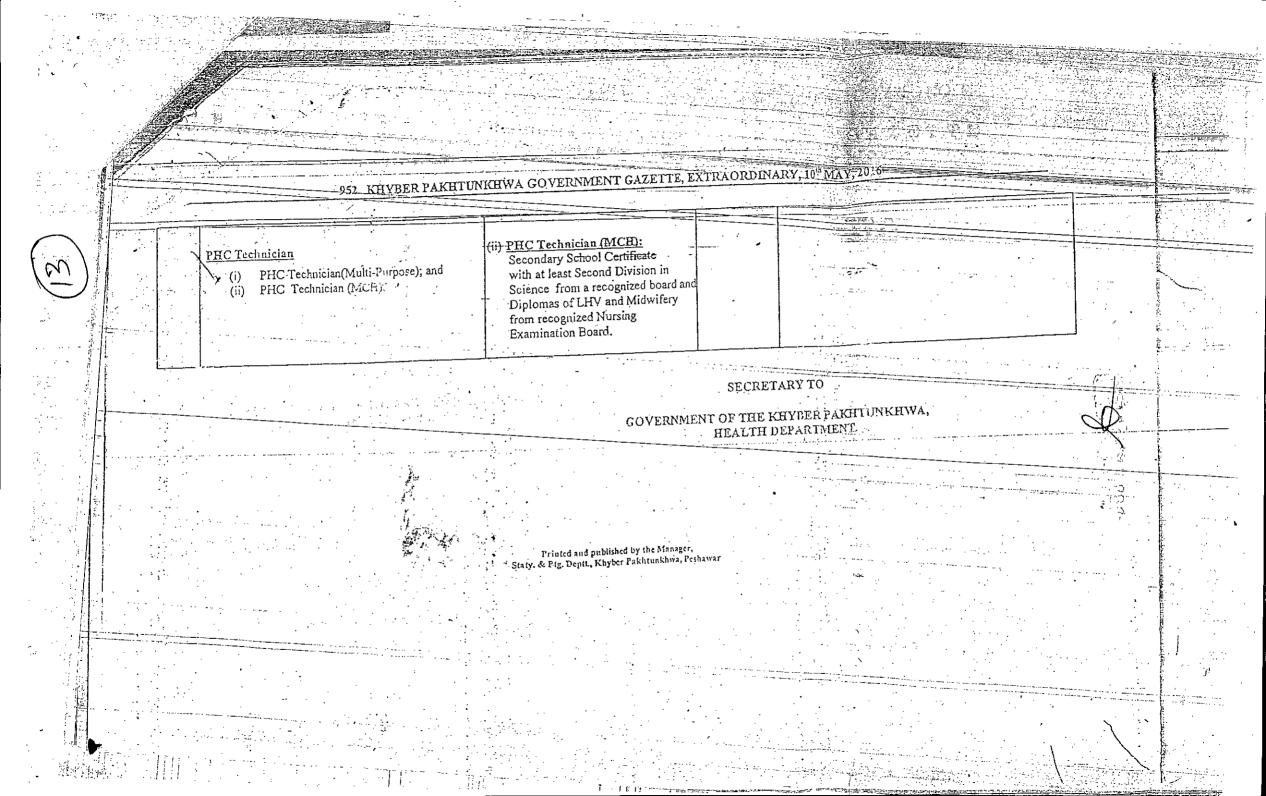
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		(vi)—Elinical Techne sgistCardtology: (vii)—Elinical Lechne siggist-Surgical		· · ·		j.
	1	Child Childer Lechnologiet Distance			(b) twenty percent by promotion on the basis of	
	1	(unical i echnologist Physiotherical		•	(b) twenty percent by promotion, on the basis of enjority-cum-fitness, from amongst the Chief	
		(xi) Clinical Technologist Pulmonology;		·] ·	Leoisneidie, Senior Technicians and Techniciana	
2	(having qualification prescribed for initial recruitment with three years service as such in the	t t
		Otorhinolaryngology); and			relevant technology.	i
	<u>PHC</u>	Technologist				4
		· · · · · · · · · · · · · · · · · · ·			Note: For the purpose of promotion, there shall be maintained a joint seniority list of Chief Technicians,	
	(i (i				Senior Technicians and Technicians with reference to the	r l
		recimologist (MCH).			units of their acquiring qualification prescribed for initial	
2					recomment as in column No. 3:	\bigcup_{i}
[· · · · · ·				Provided that if two or more officials acquired	
	·				the qualification prescribed for initial recruitment in the same session, than the official who obtains the highest	ar - at r
	3			•	I marks of y doc in the examination shall be done with the	
				1	senior to the other officials; and	
	5 Chief Te			•	(c) forty percent by initial recruitment.	
		chnician BS-163	· · · · · · · · · · · · · · · · · · ·			
	· (i)	Chief Clinical Technician Dental, 4 Chief Clinical Technician Pharmacy;		Į.	By promotion, on the basis of seniority-cum-fitness, from amongst the Senior Technicians and Senior PHC	
	(iii)	CHICI UPBER The printer Redict			I TOCHIOLIGIS Will BE ICAST TWO YEARS CENTING OF SUIT 1 1	
	(iv) (v)	Cilici Ulinical Technician Dathata		÷.	relevant technology.	
	(vi)	Chief Clinical Technician Anesthesia; Chief Clinical Technician Cardiology;		·		
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	· · · · · · · · · · · · · · · · · · ·	Gillel Ulmeal Fechnician Dialustana 1				i.
	· · · · · · ·	Chief Clinical Technician Physiotherapy; Chief Clinical Technician Pulmonology;		· · · · · · ·		Ę
	1. 197	Chief Childal Jechnician				t j
	·	Gastroenterology; and				÷
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	n de la companya de l La companya de la comp	1	· · · · · · · · · · · · · · · · · · ·						
				(xii) . Chief Clinical Technician Ophthalmology,		······			
			····	(Otorhinolaryngology); and		· · · · · · · · · · · · · · · · · · ·		· · · · · · · · · · · · · · · · · · ·	
			·	Chief PHC Fechnician				1. A. A.	
•				(i) Chief PHC Technician(Multi-Purpose); and -	· · ·				
•			6	(ii) Chief PHC Technician (MCH). Senior Technician () () - ())	· · · · · · · · · · · · · · · · · · ·	· · ·	By promotion, on the basis of seniority-cum-fitness, from		
\sim				(i) Senior Clinical Technician Dental;			amonest the Technicians and PHC Technicians with at		
				(ii) Senior Clinical Technician Pharmacy;	• • •	•	least two years service as such in the relevant technology.		
12				(iii) Senior Clinical Technician Radiology;		•	×2}	· · ·	•
	J III			(iv) "Senior Clinical Technician Pathology; 					· · ·
				(vi) Senior Clinical Technician Cardiology;		•••			
		1	· .]	(vii) Senior Clinical Technician Surgical;		. *** .			1
		[] .		 (viii) Senior Clinical Technician Dialysis; (ix) Senior Clinical Technician Physiotherapy; 		· '.		Ī	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
• 1		:		(x) Senior Clinical Technician Pulmonology;	·i	: •			
•			·. ·.	(xi) Senior Clinical Technician		·			, , ,
			·	Gastroenterology; and (xii) Senior Clinical Technician Ophthalmology/-					.
· .			.· .	Otorhinolaryngology); and					·
	目間		1 :1	Senior PHC Technician		•			Nag 240 ₽
• •		.		(i) Senior PHC Technician (Multi-Purpose); and	1				,
	· · · · · · · · · · · · · · · · · · ·	hi		(ii) Senior PHC Technician (MCH)			By initial incruitment		
			7 1	Technician (BS-12)	i) <u>Technician/PFIC Technician :</u> At least Second Division Secondary	18-30 years	By induced minent		⊧1
				(i) Clinical Technician Dental; (ii) Ctinical Tecro.ician Pharmacy;	School Certificate with Science from				
• • .		· · · · ·		 (ii) Clinical Tecrocian Pharmacy; (iii) Clinical Technician Radiology; 	a recognized Board with Diploma in				• .
•				(iv) - Clinical Technician Pathology;	the relevant Paramedical Technology from Khyber Pakhtunkhwa Medical	:			
	一一部目	•	. <u></u>	(v) Clinical Technician Anesthesia; (vi) Clinical Technician Cardiology;	Faculty or Diploma in the relevant				·.· .
	加田		· · · · · ·	(vii) Clinical Technician Surgical;	Paramedical technology from any	· · · · ·			
	- 111	·		(viii) Clinical Technician Dialysis;	recognized institution; provided that the same is registered with the	•			• • •
				(ix) Clinical Technician Physiotherapy; (x) Clinical Technician Pulmonology;	Medical Faculty Khyber				
•				(x) Clinical Technician Pulmonology; (xi) Clinical Technician Gastreenterology; and	Pakhtunkhwa Peshawar, and				ſ
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REGISTERED NO. PIII

GAZETTE

KHYBER PAKHTUNKEWA 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:-

<u>AMENDMENTS</u>

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 from amongst the Chief Technologists and Technologists with five years service in seventeen years service in BPS-17 and abo	d Chief PHC BPS-19 or
	Note: A joint seniority of Chief Techn Chief PHC Technologists shall be mainta 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:

	nior Technologist/ Senior I hnologist.	PHC	At least MS/ M.phil in the relevant	[
		• .	technologies		promotion,
ŕ	i) Senior Clinical		from a		on the basi of
	Technologist Dental.	•	recognized University.		seniority-
	· .				cum-
ii).	Senior Clinical				fitness. from
					amongst
	Technologist <u>Pharmacy</u>	÷.			the Clinica Technolog
	-				sts an
iii)	Senior Clinical	:			PHC Technologi
:	Technologist Radiology	•			sts wit
	,				five year service i
iv)	Senior Clinical	. :			the relevan
				Į	technologie s as such
	Technologist Pathology	÷			In case th
	· · ·				required
v)	Senior Clinical				length o service i
	Technologist Anaesthes	sia.			less that
•	. · · · · · · · · · · · · · · · · · · ·	_			five years then half o
	Quiter Olivited				the service
vi)	Senior Clinical				in BS-16
	Technologist Cardiology	L. :	-		fourth
					service in below BPS
vii)	Senior Clinical				16 shall be
	Technologist Surgical.				counted as service ir
	•		· · · ·		BPS-17 ir
	Service Olivical			•	the relevant technology;
viii)	Senior Clinical		,		
. •	Technologist <u>Dialysis.</u>				Note: A joint
					seniority list of Clinical
x)	Senior Clinical				Technologists and
	Technologist Physiothera	aov.			PHC Technologists
	(··· ; [2000 - C C.		shall be maintained for the purpose of
		ŕ			promotion; and
()	Senior Clinical				(b) thirty
	Technologist Pulmonolog	SV.			percent (30%) by
			-		initial
ci)	Senior Clinical Technolo	egist -			recruitment
			·		• •

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,	Gastroenterologe	:				
xii)	Senior Clinical Technologist	-				
	Ophthalmology/Otolaryngology					
-						
xiii)	Senior PIIC Teelinologist					
	(Multi Purpose)					
				`	۲.	
xiv)	Senior PHC		-			
	Technologist (MCH)					

(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 Paramedies 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.

1062	KHYBER PARHTUNKWHA GONT: GAZETTE, EXTRAORDIN	VARY, 6TH NOVEMBER, 2020
	(ii) A separate seniority list of Senior Clinical Te	

- 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:

•	e 3	4
"(i)	Technician/ PHC Technician:	18-32
	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.	Years."
(ii)	PHC Technician (MCH):	
	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.	

SECRETARY TO GOVERNMENT OF THE KHYBER PAKHTUNKHWA HEALTH DEPARTMENT

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

Endst: even No and Date.

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- 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.
 - The Accountant General, Khyber Pakhtunkhwa, Peshawar.
 - The Director General, Health Services, Khyber Pakhtunkhwa.
 - 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:

AT JED

(Latif ur Rehman) Section Officer-III

1 Anxxure ... D" (19)

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

S. No.	Name & Father Name	Date of 1st appoint- ment	BPS	Date of Passing Degree	Total / Ob- tained Marks & Divi- sion.	%age	Univer- sity	Present Post- ing	Domicile	Date of Birth	Date of Re- tirement
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 Ghu- Iam 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	KGNTH Bannu	Bannu	12.05.1981	11.05.2041
8.	Nehar Ali S/O Mu- hammad 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	13-07-2026
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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	Amjad Ali Khan S/O Amir Akbar Khan	14.06.2016	BS-12	BS (H) 12/2/2015	3383/ 5000	67.66	University of Pe- shawar	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 Pe- shawar	DHO Nowshera	Nowshera	12.11.1980 Nowshera	11.11.2040
13.	Abidullah S/O Wa- heed Gul	14.10.2009	BS-12	BS (H) 12/2/2015	3033 / 5000	60.66	University of Pe- shawar	MMC Mardan.	Mardan	10.04.1985	9/4/2045
14.	Rizwan Ullah S/O Mehar 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	НМС	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 Pesha- war	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 Pe- shawar	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 Pe- shawar	DHO Dir Up- per	Dir Upper	28.12.1982	27.12.2042
21.	Faheem Hussain S/O Akhlaq Hussain	11.03.1999	BS-12	BS (H) 30-08-2017	3067/5000	61.34	University of Pe- shawar	DHO Pesha- war	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 Pe- shawar	DHQ Hosp; Charsadda	Charsadda	06.02.1969	5/2/2029
23.	Muhammad Saeed Shah S/O Muham- mad Aslam Shah	07-10.1990	BS-12	BS (H) 30-08-2017	2990/5000	59.80	University of Pe- shawar	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	02-05 203	BS-12	1/11/2017	2.76	2.76	Bacha Khan UNI	KAT Hosp: Man sehra	Mansehra	06-06-1992	05.06.2052

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 Ab- dur Rauf	05.03.1999	BS-12	BS (H) 20-02-2018	3.01	3.01	KMU Peshawar.	NBM Hosp: Pe- shawar	Peshawar	01.08.1972	31-07-2032
	Muhammad Atif S/O Zarda- raž	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 Muham- mad S/O Gul Mu- hammad	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

THE HONOURABLE CHIEF SECRETARY Khyber Pakhtunkhwa, Peshawar

Subject:

Sir,...

TΟ

AGAINST THE NOTIFICTIONS DATED DEPARTMENTAL APPEAL 10.5.2016 & 4.11.2020~

Anxxure E

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.

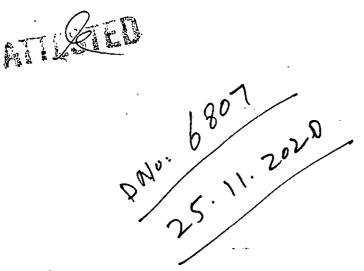
It is therefore, requested that the note inserted in Column No.4, serial No.4 of the impugned Notifications dated 10.5.2016 & 4.11.2020 may kindly be deleted and I may kindly be considered for promotion to the post of technologist (BPS-17) on the basis of seniority cum fitness with all back benefits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

Dated: 24/11/2020

Obediently Yours,

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

Celi No. 03159971169



<u>VAKALATNAMA</u>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

_____ OF 2021

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

VERSUS

Health Deptf 2. (RESPONDENT) (DEFENDANT)

I/We <u>Syeel Fariclullah</u> 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

CLIENT(S) <u>ACCEPTED</u> 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 1062 KHYBER PAKHTUNKWHA GOVT: GAZETTE, EXTRAORDINARY, 614 NOVEMBER, 2020

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

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

 "(i) Technician/ PHC Technician:
 18-32

 At least Second Division Secondary School Certificate in science
 Years."

 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.
 18-32

(ii) PHC Technician (MCH):

(f)

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.

> Printed and published by the Manager, Pts: Deptt, Khyber Pakhtunkhwa, Pesh

SECRETARY TO GOVERNMENT OF THE KHYBER PAKHTUNKHWA HEALTH DEPARTMENT

	KHTUNKWHA GOVT: GAZETTE, E) Gastroenterology.			
xii)	Senior Clinical Technologist		· ·	
	Ophthalmology/Otolaryngology	- - - - -		
xiii)	Senior PHC Technologist			
- 44 million	(Multi Purpose)		-	
xiv)	Senior PHC			
	Technologist (MCH)			

- (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.":

(c) agains

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-14shall 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.

KHYBER PAKHTUNKWHA GOVT: GAZETTE, EXTRAORDINARY, 6TH NOVEIMBER, 2020

1

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	2	3	4	5
"Sen	ior Technologist/ Senior PHC	At least MS/	23-40	(a) Seventy
	nologist.	M.phil in the	Years.	percent
	- 	relevant		(70%) by
		technologies		promotion, on the basis
i)	Senior Clinical	from a recognized		of of
	Technologist Dental.	University.		seniority-
		O IN CONSTRUCT		cum-
				fitness,
ii).	Senior Clinical			from
	Technologist Pharmacy.		. *	amongst the Clinical
	reemonogist <u>raamoey.</u>			Technologi
	•			sts and
iii)	Senior Clinical			PHC
				Technologi
	Technologist <u>Radiology.</u>			sts with
	•			five years service in
				the relevant
iv) .	Senior Clinical			technologie
	Technologist Pathology:			s as such
				In case the
				required
v)	Senior Clinical			length of service is
,				less than
	Technologist <u>Anaesthesia.</u>		· ·	five years
	· · · · · · · · · · · · · · · · · · ·			then half of
				the service
vi)	Senior Clinical		н Алд Н	in BS-16
	Technologist Cardiology.		· · ·	and one fourth
\sim				service in
				below BPS-
vii)	Senior Clinical			16 shall be
			•	counted as
•	Technologist Surgical.			service in
				BPS-17 in the relevant
				technology;
viii)	Senior Clinical			6, ,
	Technologist Dialysis.			
				Note: A joint
			•	seniority list of Clinical
ix)	Senior Clinical			Technologists and
,				PHC Technologists
	Technologist Physiotherapy.			shall be maintained
				for the purpose of
-				promotion; and
x)	Senior Clinical		· .	(b) thirty
	Technologist Pulmonology.		1	percent
	. SourceProt - Suppliere			(30%) by
				initial .
xi)	Senior Clinical Technologist			recruitment
лı) :	Comor Conneur reconnorvaist			

REGISTERED NO. PIII

13

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-HI/HD/3-5/2014, dated: 10-05-2016, the following amendments shall be made, namely:-

<u>AMENDMENTS</u>

In the Appendix.-

EXTRAORDINARY

GOVERNMENT

(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.";

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

		<u>.</u>				
2				5		
"Chief Technologist/	"Ву р	romotion	1, on the	e basis of	seniority-c	um-fitness,
Chief PHC Technologist.	from a	mongst	the Sen	nior Clini	ical Techno	logists and
	Senior	PHC T	echnolog	gists with	seven year	s service in
· · · · · · · · · · · · · · · · · · ·	BPS-1	8 of two	elve year	rs service	in BPS-17	andabove
	as sucl	h. ¹				
	Note:	A je	oint se	niority	of Sénior	r Clinical
	Techno	ologists	and Sen	ior PHC	Technologi	sts shall be
					omotion.";	

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

FRA 140. :0319210574

HEALTH

17 14241. 2015

LOF THE SUCRETARY TO SOVE OF PARHILIMKEWA DEPARTMENT HEALTH DEPARTMENT Find flu. & Date even Engla Re- 9014-111/8-60/2016 (Puramadica/Hurtay/Sorvice Rulas) Dated Peshawar. 11 -05-2016 Copy forwarded for information and necessary action to:-The Director General Health Services Shyber Pakhtunkhwa. The Director Provincial Health Services Academy, Kliyber Pakhlunkhwa ċ All District Health Officers, Khyber Pakhtunkhyja The Rugistrar, Khyber Medical University, Peshawr, 4 4 The Director Health Services FATE. All Hospital Directors/Medical Directors of Autonomous Institutions in Kityber ò. Palshtunkhwa. Ali Medical Suprintendents DHO/THQ Hospitals of Khyber Pakhtunkhwa 7 All the Principals of Medical Colleges in Khyber Pakhtunkhwa. 2 The Dean PGMI Pashaters 1 The Chier HSRU Health Dupartment Klivour Pakhlunkhwa 117 The Director Information Ethyber Palahtunkitwa. ų, the Deputy Director (I.D. Health, Khyber Pakhtunkhwa. 12 The Secretary, Medical Faculty, Khyber Pakhtunkhwa, Peshawar, $1 \ge 1$ The Principal Post Graduate Paramedical Institute. Peshawar. 1.4 The Principal. Post Graduate College of Nursing, Hayatabad Peshawar. 14 5 <u>5</u>. The "potroller, Nursing Examination Board, Peshawar, PSD to Chief Secretary Khyber Pakhturikhwa. 1, FF to Additional Chiel Secretary (FATA) Peshavar, : 15 ing the targetary to Governor Khyper Pakhtonkhwa 1,9 PS to Secretary to Chief Minister Rhybor Pakhtunkhya. 20 PS to Secretary to Government of Establishmont Department 1 PS in Secretary to Government of Filiamyo Department 22 Pulli Secretary to Government of Law Cepariment. . . . 24. [PS to Secretary, Public Service Commission, Klyber Pakhtupkhwal 195 to Section Minister for Realth Department ż٩. Die Manuger, Government Krinting Press, Peshawar, 20 (Asfandyar Khattak Deputy Secretary-1

- 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:

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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. KfKhyber Pakhtunkhwa Establishment Department **Respondent No. 02**



Director General Health Services Khyber Pakhtunkhwa **Respondent No. 04** D D (PAY)

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

、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.
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- 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 (<u>Annex-A</u>).
- 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.

<u>ON GROUNDS:</u>

- 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

ndr Secretary to Govt. KfKhyber

Pakhtunkhwa Establishment Department Respondent No. 02

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

' 버릇희는 T가 FRA 10 :0319210574 17 Hay. 2016 1 OF THE SUCRETARY TO GOVE OF PARTITUMENTA DEPARTMENT HEARTH DEPARTMENT. End file. & Date group Engly New SOH-111/E-60/2016 (Puramedicalleurs Albervice Rules) Copy forwarded for Information and necessary action to:-Doled Peshawar. 11 -05-2016 The Director General Health Services Shyper Pakhtunkhwa. The Director Provincial Health Services Acadomy, Khyber Pakhlunkhya Ali Digitici Health Officers, Khyber Pakhtunkhya The Registrar, Khyber Medical University, Peshawr, 4 4 The Director Health Services FATE. All Hospital Directors/Medical Directors of Autonomous Institutions in Kityber ż. Ali Medical Suprintendents DHOTTHQ Hospitals of Khyber Pakhtunkhwa All the Principals of Medical Colleges in Khyber Pakhtunkhwa, 11 5 The Duan Halvi Posharar in Street Pakhlunkhwa ÷. 10 The Director Information Ehyber Pakhtunkiwa. 14 the Deputy Director (L'B)Health, Khyber Pakhijankhwa. The Secretary, Medical Faculty, Khyber Pakhtunkhwa, Peshawar, 12 The Principal Post Graduate Paramedical Institute. Peshawar. 14 The Principal. Post Graduate College of Hursing, Hayatabad Peshawar. ! 4 The Portcoller, Nursing Examination Board, Peshawar, 15. PSO to Chief Secretary Khyber Pakhturikhwa. 1, PS to Additional Chief Secrulary (FATA) Peshavar. 18 es to secretary to Governor knyper Pakhtonkhwa 1 1 P\$ to Secretary to Chief Minister Knyber Pakhtunkhwa. 20 PS to Lecretary to Government of Establishment Department 11 PS in Secretary to Government of Finance Department 27 Participations to Government of Law Oppartment. .: ! PS to Secretary, Public Service Commission, Khyber Pakhtunkhwa. 24. the to Section Editister for Realth Department ź. the Manager, Coverrimont Printing Press, Pushawar, 20

(Asfandyar Khattak) Deputy Secretary-II

EXIRAORDINARY

GOVERNMENT



REGISTERED NO. PIII

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GAZETTE

KHYBER PAKHTUNKHWA

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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. SOII-III/HD/3-5/2014, dated: 10-05-2016, the following amendments shall be made, namely:-

In the Λ ppendix -

<u>AMENDMENTS</u>

(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:

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	2	3		<u>نا</u> ا
"Senior Technologist/ Senior PHC		At least MS/	23-40	(a) Seventy
Technologist.		M.phil in the	Years.	percent
•		relevant technologies		(70%) b
		lirom a		on the basi
ij		recognized		f of
	Technologist <u>Dental</u> .	University.		seniority-
		· ·		cum-
		· ·		fitness,
ii).	Senior Clinical			from amongst
	Technologist Pharmacy.			the Clinic
				Technolog
				i sts an
iii)	Senjor Clinical			PHC
- /	•. •			Technolog
	Technologist Radiology.	1		sts wil , five year
	•		ŀ	service i
. .		·		the relevan
iy)	Senior Clinical			technologi
	Technologist Pathology,		.	s as suc
			1	In case th
•				required length
v)	Senior Clinical			service
				less tha
	Technologist Anaesthesia.			🕴 five year
		1		then half o
				the servic
vi)	Senior Clinical	, '		in BS-1
	Technologist Cardiology.			and or
7		•		service i
	. •			below BPS
vii)	Senior Clinical			🔄 16 shall t
	е.			counted a
	Technologist <u>Surgical</u>			service i BPS-17
	•	4		the relevan
· · · ·				technology
viii)	Senior Clinical			
	Technologist Dialysis.			
	· · · · · · · · · · · · · · · · · · ·			Note: A join seniority list c
	2 1			Olinical
ix)	Senior Clinical			Technologists an
				PHC Technologis
	Technologist Physiotherapy.			shall be maintaine
				for the purpose of
		.F		promotion; and
x)	Senior Clinical	;		(b) thirty
	Technologist <u>Pulmonology.</u>			percent
•				(30%) b
	· .			initial 🛸
xi)	Senior Clinical Technologist			recruitmen
,		•		

ł

	Gastroenterology.					
xi) Senior Clinical Technologiet					-
) Senior Clinical Technologist Ophthalmólogy/Otolaryngology					
xi	i) Senior PHC Technologist	,				
	(Multi Purpose)					·
xi) Senior PHC			-	-	
	Technologist (MCH)					
	(i) in Column No. 3, for the exist namely;	ting entries. th	e follov	wing sh	all be	şubst
:	"At least Second Class BS/BS relevant technologies from a reco	Sc (04-years) (ognized Univers	Honors ity.)/ Mast	er Deg	grec i
· .	Note: For the purpose of clause qualification, B.Sc two years I applicable up to seven (07) year notification.":	Degree from a	recogn	nized U	niversi	tv shr
	ii) in Column No. 4, for the exist namely;	ing entries. the	e follov	ving sha	all be	substi
- (hantery.					

"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.";

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-litness, 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).

{e}

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 fist 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 Schiority-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
"(i) Technician/ PHC Technician:
At least Second Division S-condary 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.
(ii) PHC Technician (MCH): At least Second Division Secondary School Certificate in science from a recognized Board and Diplomas of LHV and Midwitery from recognized a Nuesing Examination Board and having valid registration with Pakistan Nursing Council as LHV.

SECRETARY TO

GOVERNMENT OF THE KHYBER PAKITUNKHWA HEALTH DEPARTMENT

edated and professod by the Micrator, Story, PG, Deptt, Rhyper Parthrankhwa, Peshaway,