

27.03.2019

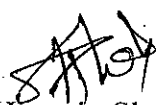
Mr. Taimur Ali Khan, junior counsel for the appellant and Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Muhammad Arif, Superintendent for the respondents present. Junior counsel for the appellant seeks adjournment on the ground that learned senior counsel is busy in the Hon'ble Peshawar High Court. Adjourned. To come up for arguments on 09.04.2019 before D.B.



(HUSSAIN SHAH)
MEMBER


(M. AMIN KHAN KUNDI)
MEMBER

09.04.2019

Appellant absent. Learned counsel for the appellant absent. Mr. Zia Ullah learned Deputy District Attorney alongwith Mr. Arif Superintendent for the respondents present. Case called for several time but no one appeared on behalf of the appellant. Consequently the present service appeal is hereby dismissed in default. No order as to costs, File be consigned to the record room.

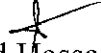

(Hussain Shah)
Member



(Muhammad Hamid Mughal)
Member

ANNOUNCED
09.04.2019

05.12.2018

Counsel for the appellant present. Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Javed Iqbal, Senior Clerk for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned. To come up for rejoinder and arguments on 29.01.2019 before D.B.


(Ahmad Hassan)
Member


(M. Amin Khan Kundi)
Member

29.01.2019

Junior to counsel for the appellant present. Mr. Ziaullah, DDA alongwith Mr. M. Arif, Supdt for respondents present. Junior to counsel for the appellant seeks adjournment. Adjourned. Case to come up for arguments on 06.02.2019 before D.B.



(Ahmad Hassan)
Member

(M. Hamid Mughal)
Member

06.02.2019

Clerk to counsel for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Asst: AG alongwith Mr. Muhammad Arif, Supdt for respondents present. Clerk to counsel for the appellant seeks adjournment due to general strike of the Bar. Granted. To come up for arguments on 27.03.2019 before D.B.


(Ahmad Hassan)
Member


(M. Amin Khan Kundi)
Member

12.10.2018

Counsel for the appellant present. Mr. Kabirullah Khattak, Additional AG for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned. To come up for rejoinder and arguments on 23.10.2018 before D.B.


(Ahmad Hassan)
Member


(Muhammad Amin Khan Kundi)
Member

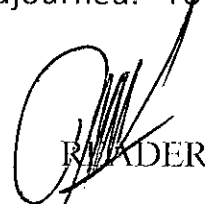
22.10.2018

Neither appellant nor his counsel present. Mr. Muhammad Jan, Deputy District Attorney for the respondents present. Due to retirement of Hon'ble Chairman, the Tribunal is incomplete. To come up for same as before on 05.11.2018.


Reader

05.11.2018

Due to retirement of Hon'ble Chairman, the Tribunal is defunct. Therefore, the case is adjourned. To come up on 05.12.2018.


READER

17.09.2018

Clerk to counsel for the appellant present. Mr. Kabirullah Khattak, Addl: AG for respondents present. Written reply not submitted. Learned AAG sought some time to submit written reply. Granted. Case to come up for written reply/comments on 25.09.2018 before S.B.


(Ahmad Hassan)
Member

25.09.2018

Mr. Shah Jehan, appellant in person alongwith his counsel Mr. Muhammad Asif Yousafzai, Advocate present. Mr. Kabirullah Khattak, Addl. AG for the respondents present. Written reply not submitted. Learned AAG sought further time to submit written reply. Last chance is given. To come up for written reply/comments on 05.10.2018 before S.B.


Chairman

05.10.2018

Appellant alongwith his counsel present. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Attaullah, Assistant Secretary for the respondents present. Written reply submitted. To come up for rejoinder and arguments on 12.10.2018 before D.B.


(Muhammad Amin Khan Kundi)
Member

27.08.2018

Counsel for the appellant Shah Jehan present. Preliminary arguments heard. It was contended by learned counsel for the appellant that the appellant was promoted as Naib Tehsildar on acting charge basis vide order dated 28.04.2010 but the appellant has been transferred by the competent authority vide order dated 09.07.2018 and has shown as Assistant instead of Tehsildar therefore, the impugned order is illegal and liable to be set-aside.

The contention raised by the learned counsel for the appellant needs consideration. The appeal is admitted for regular hearing subject to deposit of security and process fee within 10 days, thereafter notice be issued to the respondents, for written reply/comments for 06.09.2018. Learned counsel for the appellant also submitted application for suspending the operation of notification dated 09.07.2018. Notice of the same be also issued to the respondents for the date fixed.

Appellant Deposited
Security & Process Fee

MA
(Muhammad Amin Khan Kundi)
Member

06.09.2018

Learned counsel for appellant and Mr. Kabir Ullah Khattak learned AAG alongwith Mr. Atta Ullah Assistant Secretary for the respondents present. Representative of the respondents seeks adjournment to furnish written reply. Learned counsel for the appellant stated that the salaries of the appellant had been stopped and as such the present service appeal requires urgent disposal. In the present service appeal, the appellant is aggrieved against his transfer/repatriation order dated 09.07.2018. In view of the situation of the case the present service appeal is assigned to D.B for further proceedings. Representative of the respondents is directed to furnish reply on the date. To come up for further proceedings on 17.09.2018 before D.B.


[Signature]
Member

The appeal of Mr. Shah Jehan Tehsildar Saidu Sharif Swat received today i.e. on 16.08.2018 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Copy of rejection order of departmental appeal is not attached with the appeal which may be placed on it.
- 2- Copy of order sheet dated 4.6.2018 mentioned in para-D of the grounds of appeal is not attached with the appeal which may be placed on it.

No. 1701 /S.T,

Dt. 16/8 /2018.


REGISTRAR 16/8/18
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr.M. Asif Yousafzai Adv. Pesh.

Respected Sir,

- 1- Since the memo order dated 13/8/2018 has been passed/issued in pursuance to and on departmental appeal of the appellant, therefore the same may be treated as final order. ~~The case~~
- 2- Copy of order sheet dated 4.6-2018 is placed at page 19. The case is resubmitted for placing before the Honorable Tribunal with the request of urgent hearing


Tahir Ali Khan

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

APPEAL NO. 1034 /2018

Mr. Shah Jehan, Tehsildar, BS-16

(APPELLANT)

Versus

Revenue Department

(RESPONDENTS)

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3.	copy of order dated 28.04.2010	A	06
4.	Copy of order dated 25.02.2011	B	07
5.	Copy of Judgment dt. 17.08.2011	C	08-10
6.	Copy of Order dt. 14.12.2011	D	11
7.	Copy of order sheet dt. 27.12.2012	E	12
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10.	Copy of arrival report	H	17
11.	Copy of letter dt. 13.08.2018	I	18
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APPELLANT

THROUGH:

(M. ASIF YOUSAFZAD)
ADVOCATE SUPREME COURT,
&
(TAIMUR ALI KHAN)
ADVOCATE HIGH COURT

Room No. Fr-8, 4th Floor,
Bilour Plaza, Peshawar Cantt:
Contact No: 03339103240

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

APPEAL NO. 1034 /2018

Mr. Shah Jehan, Tehsildar, BPS-16. R/o Saidu Shareef Swat.

(APPELLANT)

VERSUS

Khyber Pakhtunkhwa
Service Tribunal

1. The Senior Member Board of Revenue, KPK, Peshawar.
2. The Secretary, Board of Revenue, KPK, Peshawar.
3. The Assistant Secretary (Estt) Board of Revenue, KPK, Peshawar.
4. The Deputy Commissioner, Swat.

Diary No. 1291

Dated 16-8-2018

(RESPONDENTS)

APPEAL UNDER SECTION 4 OF THE KPK SERVICE TRIBUNALS ACT, 1974 AGAINST THE LETTER MEMO DATED 13.08.2018, WHEREBY THE DEPARTMENTAL APPEAL OF THE APPELLANT WAS RESPONDED WITH THE DIRECTION TO ASSUME THE CHARGE OF THE POST OF ASSISTANT IN HIS PARENT OFFICE DESPITE THE FACT THAT THE PPELLANT IS TEHSILDAR AND AGAINST THE ORDER DATED 09.07.2018 WHEREBY THE APPELLANT WAS TRANSFERRED/REPATRIATED TO HIS PARENT OFFICE FROM THE POST OF TEHSILDAR.

PRAYER:

Filed to-day

Registrar

16/8/18.

Re-submitted to -day
and filed.

Registrar

17/8/18.

THAT ON THE ACCEPTANCE OF THIS APPEAL, THE ORDERS DATED 13.08.2017 AND 09.07.2018 MAY BE SET ASIDE AS THE APPELLANT IS TEHSILADR AND BY POSTING ON THE POST OF ASSISTANT IS VIOLATION OF LAW AND RULES AND THE RESPONDENTS MAY FURTHER PLEASE BE DIRECTED NOT TO TRANSFER THE APPELLANT ON THE POST OF ASSISTANT BEING TEHSILDAR. ANY OTHER REMEDY, WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT, MAY ALSO, BE AWARDED IN FAVOUR OF APPELLANT.

RESPECTFULLY SHEWETH:

FACTS:

1. That the appellant was office assistant in the respondent department and was promoted on the post of Tehsildar on acting charge basis vice order dated 28.04.2010 against his promotion quota post. **(copy of order dated 28.04.2010 is attached as Annexure-A)**
2. That the respondent department withdrew the order dated 28.04.2010 and repatriate the appellant and posted as District Revenue Accounts Swat in (OPS) to his parent office District Officer Collector (R&E) Swat vide order dated 25.02.2011. **Copy of order dated 25.02.2011 is attached as Annexure-B.**
3. That as the appellant aggrieved from the said order dated 25.02.2011, filed Service Appeal No. 514/2011 in this august Service Tribunal which was decided on 17.08.2011 and the said appeal was accepted and the impugned order dated 25.02.2011 was set aside and the appellant was restored to the post of BS-16(Tahsildar). As the respondents department have not implemented the Judgment dated 17.08.2011 therefore, the appellant filed Implementation Petition No. 115/2011 for implementation of Judgment dated 17.08.2011 and in meanwhile the respondent department passed order dated 14.12.2011 in which it was mentioned in the pursuance of the decisions of Service Tribunal in case No. 514/2011 dated 17.08.2011 next high pay scale dated BPS granted to the appellant (Assistant BPS-16) as personal to him for the purpose of drawl of pay only. This post automatically stands downgraded to its original scale as and when vacated by the incumbent. The said execution petition was disposed of on 27.12.2012 in which the Honorable Service Tribunal mentioned in its order that since the impugned order dated 25.02.2011 is set aside vide judgment dated 17.08.2011 it shows that order dated 28.04.2010 has been restored. The respondent are directed to modify the order dated 14.12.2011 and may be corrected as per order dated 28.04.2010. **Copies of Judgment dated 17.08.2011 & order dated 14.12.2011 and order sheet dated 27.12.2012 are attached as Annexure-C, D & E.**
4. That the respondents department issued notification dated 09.07.2018 whereby the appellant working as Tehsildar (CCB) Batkhela repatriated to his parent department as the appellant aggrieved from the said order therefore he filed departmental appeal on 10.07.2018 and the appellant also submitted arrival report and the pursuance of notification dated 19.07.2018. **Copy of notification dated**

09.07.2018, departmental appeal & arrival report are attached as Annexure-F, G & H.

5. That on departmental appeal of the appellant respondents No.2 wrote a letter dated 13.08.2018 of respondents No. 3 and the request to direct the appellant to assume the charge of Assistant to his parent office file for today in case of failure disciplinary action under Khyber Pakhtunkhwa Government Servant (Efficiency & Discipline) Rules 2011, shall be initiated against the official without taking into consideration that the appellant is working as Tehsildar and by posting him as Assistant legal complications will arise in the service career of the appellant, as the same is also amounting to change of cadre **Copy of letter dated 13.08.2018 is attached as Annexure-I.**
6. That now the appellant come to this august tribunal on the following grounds amongst others.

GROUND:

- A) That the order/direction dated 13.08.2018, passed on departmental appeal of the appellant and the notification dated 09.07.2018 are against the law, facts, norms of justice and material on record, therefore not tenable and liable to be set aside.
- B) That the appellant has been working as Tehsildar since long and by posting him as Assistant, the cadre of the appellant will be changed and that too without option of the appellant due to which legal complication will rise in service career of the appellant in future.
- C) That the appellant was promoted as Tehsildar on acting charge basis vide order dated 28.04.2010 which was withdrawn vide order d dated 25.02.2011 whereby the appellant was repatriated to his parent office and posted as Assistant in his parent office which was challenged by the appellant in service appeal No. 514/2011 and which was decided on 17.08.2011 in favour of appellant and the impugned order dated 25.02.2011 was set aside and the appellant was restored to the original post of Tehsildar but vide notification dated 09.07.2018 and order dated 13.08.2018, the respondents did the same with malafidy to undo the effect of Tribunal's order.
- D) That the appellant filed application to respondents No. 1 for implementation of the Judgment of Honorable Service Tribunal KPK which was passed in favour of appellant which was rejected on 30.12.2017 on the ground that as CPLA against the order is still

pending before the Supreme Court of Pakistan therefore the appellant was directed to wait till the final decisions of Supreme Court of Pakistan against which the appellant filed COC No.1532182018 by name in this august Service Tribunal and notice was also issued to the respondents on dated 04/06/2018, which annoyed the respondents No. 1 & 2 and in repercussion the respondents passed the impugned orders dated 09.07.2018 and 13.08.2018 without observing the rules and regulations which shows the malafidy of the respondents (Copy of order sheet dated 04/06/2018 as annexed 75).

- E) That the appellant has also filed two different service appeal for promotion to the post of Naib Tehsildar & Tehsildar which was also accepted by this august Service Tribunal and for implementation of both judgment of this august Service Tribunal and the appellant also filed execution petition which is still pending before the Honorable Tribunal and by notification dated 09.07.2018 and letter dated 13.08.2018 both the cases of the appellant will become infructuous and which will also amount to Contempt of Court.
- F) That by posting the appellant against the post of Assistant his whole nomenclature/cadre of the post will be changed which will also affect his future promotions and cadre service.
- G) That the appellant has been condemned unheard before passing the impugned order and was not treated according to law and rules.
- H) That the appellant seeks permission to advance others 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.

THROUGH:

APPELLANT

Shah Sahar

(M. ASIF YOUSAFZAI)

ADVOCATE SUPREME COURT

(TAIMUR ALI KHAN)

ADVOCATE HIGH COURT

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

APPEAL NO. _____/2015

Shah Jehan

V/S

Revenue Deptt:

**APPLICATION FOR SUSPENDING THE OPERATION OF
NOTIFICATION DATED 09.07.2018 AND ORDER DATED
13.08.2018 TILL THE DISPOSAL OF MAIN APPEAL.**

R. SHEWETH.

1. That the appellant has filed an appeal along with this application in which no date is fixed so far.
2. That impugned transfer orders are passed in violation of law and rules and without observing that the appellant is working as Tehsildar and by posting him as Assistant legal complications will arise in the service career of the appellant due to change of cadre in violation of this august Tribunal.
3. That the grounds of main appeal may also be considered as integral part of this application.
4. That the appellant has a good prima facie case and all the three ingredients are in favour of the appellant.

It is therefore most humbly prayed that the operation of the notification dated 09.07.2018 and order dated 13.08.2018 may be suspended till the decision of main appeal.

THROUGH:

APPELLANT



(M. ASIF YOUSAFZAI)
ADVOCATE SUPREME COURT



(TAIMUR ALIKHAN)
ADVOCATE HIGH COURT

AFFIDAVIT

It is solemnly affirm that the contents of this application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Service Tribunal.



(DEPONENT)

39

A 6

GOVERNMENT OF NWFP,
REVENUE & ESTATE DEPARTMENT.

Signature

NO. _____ /ADMN.
PESHAWAR DATED THE 28 /04/2010.

OFFICE ORDER.

No. 8880 /Admn: In pursuance of the Honorable Chief Minister's NWFP directive vide No. SO-III/CMS/NWFP/6-6/2009/Swat, dated, 13/06/2009 and subsequent recommendations of the District Coordination Officer, Swat vide No. 240/Estt: (DCO-S), dated, 25/06/2009, the posting order of Mr. Shahi Jahan District Revenue Accountant/Naib Tehsildar (BPS-14) may be considered promoted as Tehsildar (BPS-16) on acting charge basis for the purpose of pay with immediate effect in the interest of public.

Sd/-
SENIOR MEMBER,
BOARD OF REVENUE, NWFP.

No. 8881-89 /Admn:

Copy forwarded to the:-

- 6. Commissioner, Malakand Division, Saidu Sharif, Swat.
- 7. Section Officer-III, Chief Minister's Secretariat, NWFP.
- 8. PS to Senior Member, Board of Revenue, NWFP.
- 9. PS to Revenue Minister, NWFP.
- 10. District Coordination Officer, Swat.
- 11. District Officer (R&E), Swat.
- 12. District Accounts Officer, Swat.
- 13. Official concerned.
- 14. Office order file.

EM/DK
CA/1

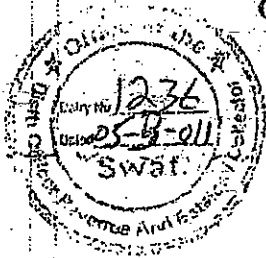
Office of the District Revenue & Estate Collector
 Peshawar
 Diary No. 1666
 Date 3/5/2010

[Signature]
 SENIOR MEMBER,
 BOARD OF REVENUE, NWFP.

ATTESTED

B (7)

GOVERNMENT OF KHYBER PAKHTUNKHWA
BOARD OF REVENUE
REVENUE & ESTATE DEPARTMENT



Dated Peshawar the 25/02/2011

ORDER

No. Estt: V/(S. Jahan) _____ The Competent Authority is pleased to withdraw this Department office order No. 8880/Admn, dated 28.04.2010 and to repatriate Mr. Shah Jahan, Assistant of the office of District Officer (R&E)/Collector, Swat posted as District Revenue Accountant, Swat in (Own Pay & Scale) to his parent office, District Officer (R&E)/Collector, Swat with immediate effect.

By Order of,
Senior Member

No. Estt: V/(S. Jahan) 4225-30

Copy to the:-

1. Commissioners Malakand Division.
2. District Officer (R&E)/Collector, Swat.
3. District Accounts Officer, Swat.
4. Personal File.
5. Official concerned.

Handwritten signature
Secretary - I

Handwritten notes:
E.A.
2011
4/3

ATTACHED

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 514/2011

Date of Institution. 16.3.2011
Date of Decision 17.8.2011



Shah Jehan, Revenue Accountant/Tehsildar, Swat. (Appellant)

VERSUS

1. The Senior Member Board of Revenue, Khyber Pakhtunkhwa, Peshawar.
2. The Commissioner Malakand Division, Swat.
3. The District Officer (R&E), Swat.
4. The Secretary, Finance Department, Khyber Pakhtunkhwa, Peshawar. (Respondents)

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974, AGAINST THE APPELLATE ORDER OF RESPONDENT NO. 1 DATED 25.2.2011 WHEREBY THE APPELLANT'S PROMOTION ORDER HAS BEEN WITHDRAWN AS A DECISION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT.

MR. MUHAMMAD ASIF YOUSAFZAI, Advocate. For appellant.

MR. SHER AFGAN KHATTAK, Addl. Government Pleader, For respondents.

SYED MANZOOR ALI SHAH MEMBER
MR. KHALID HUSSAIN MEMBER

JUDGMENT

SYED MANZOOR ALI SHAH, MEMBER:- This appeal has been filed by Shah Jehan, appellant, under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974, against the order dated 25.2.2011, whereby his promotion order has been withdrawn. It has been prayed that on acceptance of the appeal, the impugned order dated 25.2.2011, may be set aside with direction to the respondents to adjust the appellant as Tehsildar or to upgrade his post.

2. Brief facts as narrated in the Memo. of appeal are that the appellant had performed his duties as Assistant/District Revenue Accountant (BPS-14) in District, Swat during Military Operation. Vide order dated 13.6.2011 issued the Chief Minister directives

ATTES
EXAMINED

17/8/2011

regarding grant of one step promotion for the officials officers from Sepy to DSP (on acting charge basis) and Parwari to Tehsildars in Revenue Department, who were available during Military Operation in Swat. In the light of aforementioned directives, the Distt. Coordination Officer, sent a list of six persons including the appellant to the Senior Member Board of Revenue, Khyber Pakhtunkhwa Peshawar, who were recommended for one step promotion. The SMBR fully supported and recommended them, and their names were sent to Home and T.A Department. Vide orders dated 4.1.2010 and 28.4.2010, the appellant along with others were promoted in pursuance of the Chief Minister's directives, but he was deprived from pay benefit of BPS-16, due to non availability of post of BPS-16 (Tehsildar). The District Officer (Revenue and Estate) also requested the Board of Revenue for placing the appellant against a proper post or his present post to be upgraded through Finance Department but in vain. So, he filed departmental appeal before respondent No.1 on 14.1.2011, but vide order dated 25.2.2011, his promotion order was withdrawn with immediate effect, hence this appeal.

3. Notices were issued to the respondents. They filed their written replies and contested the appeal. The appellant also filed rejoinder in rebuttal.

4. Arguments heard and record perused.

5. The learned counsel for the appellant argued that the appellant had performed duties in district Swat during the military operation and vide order dated 28.4.2011 the appellant was given one step promotion in the light of Chief Minister directives. He served on the post for some time, valuable rights have been accrued to him, which could not be taken from him without affording him proper chance of defence. He further argued that other colleagues of the appellant are still serving and enjoying the benefits of higher scale and he has been discriminated. He also argued that the appellant was performing his duties as District Revenue Accountant, which come in the purview of revenue staff equal to Naib Tehsildar and was entitled for one step promotion to BPS-16. Moreover, no reason had been mentioned in the impugned order, which is against Section 24(A) of General Clauses Act.

6. The learned AAG, on the other hand, argued that the appellant was District Revenue Accountant, which come within the hierarchy of clerical staff and was not entitled for one step promotion in the light of Chief Minister directives. He further argued that the appellant was promoted as Tehsildar (BPS-16) on acting charge basis for purpose of pay which was contrary to the advice of Establishment Department dated 29.9.2009. So order dated 28.4.2010, in respect of appellant had rightly be withdrawn. He requested that the appeal may be dismissed with costs.

ATTESTED

Shahid
EXAMINER
Khyber Pakhtunkhwa

ATTESTED

D 11

GOVERNMENT OF KHYBER PAKHTUNKHWA
BOARD OF REVENUE
REVENUE & ESTATE DEPARTMENT

Peshawar dated the 14 /12/2011

ORDER

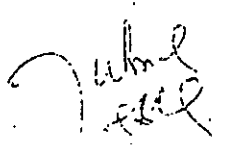
No. Estt.:VI/ (S.Jehan) 30007/1 In pursuance of decision of Service Tribunal case No. 514/2011 Mr. Shajahan Versus Senior Member and others, dated 17-08-2011, a higher pay scale i.e (BPS - 16) is granted to Mr. Shah Jehan Assistant (BPS - 14) presently posted as District Revenue Accountant Swat, as personal to him for the purpose of drawl of pay only. This post automatically stands downgraded to its original scale as and when vacated by the incumbent.

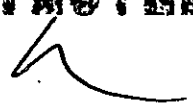
Sd/-
Secretary to Government
Revenue & Estate Department

No. Estt.:VI/ (S.Jehan) 30008-141

Copy forwarded to the:-

1. Accountant General Khyber Pakhtunkhwa.
2. Registrar Service Tribunal, Khyber Pakhtunkhwa.
3. Commissioner Malakand Division.
4. District Officer (R&E) /Collector Swat.
5. District Accounts Officer Swat.
6. Official concerned.
7. Personal File.


Deputy Secretary to Government
Revenue & Estate Department

ATTESTED


No. 115/2012



E (2)

27.12.2012.

Petitioner with counsel and AAG with Mir Qasam Assistant Secretary for the respondents present. Arguments on implementation report heard.

The learned counsel for the petitioner argued that Vide judgment dated 17.8.2011, the appeal of petitioner was accepted, the impugned order dated 25.2.2011 was set aside. It shows that order dated 28.4.2010 was restored according to which the appellant was promoted as Tehsildar (BPS-16) on acting charge basis, which also carries benefits of seniority and promotion etc. but vide order dated 14.12.2011, the appellant has been granted next higher pay scale i.e: BPS-16.

Since the impugned order dated 25.2.2011 has been set aside vide judgment dated 17.8.2011, it shows that order dated 28.4.2010 has been restored. The respondents are directed to modify the order dated 14.12.2011 and may be corrected as per order dated 28.4.2010. The petition is disposed of accordingly file be consigned to the record.

ANNOUNCED
27.12.2012.

[Handwritten signature and scribbles]

[Handwritten signature]
Member

[Handwritten signature]
Member

Name
Date
Date

11-1-2013
~~11-1-2013~~
~~11-1-2013~~

ATTESTED

R. 13

**GOVERNMENT OF KHYBER PAKHTUNKHWA
BOARD OF REVENUE
REVENUE & ESTATE DEPARTMENT**

Peshawar dated the 09/07/2018

NOTIFICATION

No.Esst:I/P/T/27057 In pursuance to the concurrence of the Election Commission of Pakistan conveyed through letter No. F.2(18)/2018-Cord., dated 05.07.2018, the Competent Authority is pleased to order the posting / transfer amongst the following Tehsildars with immediate effect and in public interest:-

S.No	Name of Tehsildar	From	To
1.	Mr. Irshad Ali	Inspector Stamps Peshawar	Tehsildar Charsadda
2.	Mr. Muhammad Iqbal	Tehsildar Charsadda	Inspector Stamps Peshawar
3.	Mr. Miraj Muhammad	Tehsildar Shabqadar	Tehsildar Pabbi.
4.	Mr. Aftab Ahamd	Awaiting for posting in Commissioner Office Peshawar	Tehsildar Tangi
5.	Mr. Younas Khan	Awaiting posting in Commissioner Office Peshawar	Tehsildar Chamarkand
6.	Mr. Imran Zaman	Upon completion of training	Reader to SMBR
7.	Mr. Karim Gul	Reader to MBR-I	Repatriated to his parent office
8.	Mr. Nimatullah	Upon completion of training	Reader to MBR-I
9.	Mr. Asad Umair	RO PESCO (CCB) Peshawar Circle	Repatriated to his parent office
10.	Mr. AbdurReman	RO PESCO (CCB) Khyber Circle	Repatriated to his parent office
11.	Mr. Sahib Zada	Awaiting posting in BOR.	RO PESCO Khyber Circle
12.	Mr. Azmat Ali	Tehsildar (CCB) Reconciliation Peshawar	Repatriated to his parent office
13.	Mr. Khalid Mansoor	Upon completion of training	Tehsildar Reconciliation Peshawar
14.	Mr. Muhammad Dawood, (DK)	NT Land Acquisition Collector Charsadda	Settlement Tehsildar (OPS) Nowshera
15.	Mr. Sultan Hadir	Tehsildar Tangi	Tehsildar Balambat
16.	Mr. Muhammad Shafiq	Tehsildar Takhat Bhai	Tehsildar Mardan against vacant post
17.	Mr. Dil Nawaz	Awaiting for posting	Tehsildar Takhat Bhai
18.	Mr. Abdul Qayum	Inspector Stamps Mardan	Tehsildar Lahor
19.	Mr. Nawab Gul	Tehsildar (CCB) Lahor	Political Naib Tehsildar-II Upper Kurrum
20.	Mr. Said Rehman	Tehsildar Topi	Tehsildar Katlang
21.	Mr. Mustafa Shah Assistant	Tehsildar (CCB) Rustum	Repatriated to his parent office
22.	Mr. Saifur-Rehman Assistant	Tehsildar (CCB) Swabi	Repatriated to his parent office
23.	Mr. Waheed Ullah	Tehsildar Katlang	Tehsildar Swabi

ATTACHED

14

24.	Mr. Muhammad Hasrat	Upon completion of training	Tehsildar / Inspector Stamp Mardan.
25.	Mr. SherDil	Tehsildar (CCB) Alpuri	Tehsildar Battagram against the vacant post.
26.	Mr. Amjid Imran	Tehsildar (CCB) Mansehra	Repatriated to his parent office
27.	Mr. Arshad Memhood	Upon completion of training	Tehsildar Mansehra
28.	Mr. Iftikharud-Din	Tehsildar Lower Tanwal	TOSD Board of Revenue
29.	Mr. Qamar Zia Malik	Tehsildar BaffaPakhal	Tehsildar Khanpur.
30.	Mr. Javed	Tehsildar Havilain	Tehsildar Lower Tanwal
31.	Mr. Afsar Khan	Tehsildar Khanpur	Tehsildar Allai, Battagram
32.	Mr. Saadat Hussain Assistant	Tehsildar (CCB) Allai , Battagram	Repatriated to his parent office
33.	Mr. IjazJadoon	Awaiting posting	Tehsildar (OPS) Abbottabad.
34.	Mr. Faraz Ahmad Qurishi	Tehsildar Oghi	Tehsildar Lora
35.	Mr. Raja Tawswar	Upon completion of training	Tehsildar Judba Torghar
36.	Mr. Muhammad Rehman, Assistant	Tehsildar (CCB) Chakesar Shangla	Repatriated to his parent office
37.	Syed Asif Iqbal	Tehsildar Dir Upper	Inspector Stamps Swat.
38.	Mr. Rehman Ullah Assistant	Tehsildar WariDir Upper	Repatriated to his parent office
39.	Mr. Umar Khitab	Tehsildar Mandanr	Tehsildar Matta Swat
40.	Mr. Ishtiaq Ahmad	Tehsildar Matta Swat	Tehsildar Babuzai against the vacant post
41.	Mr. Munawar Shah	Tehsildar Khadukhel	Tehsildar Khwazakhela
42.	Mr. Afzal Khan	Tehsildar Khwazakehla	Tehsildar Mandanr
43.	Mr. Nimatullah	Tehsildar Kabal	Tehsildar WariDir Upper
44.	Mr. Muhammad Jawad	Tehsildar Barikot	Tehsildar Chakesar Shangla
45.	Mr. Abdul Qayum	Tehsildar (CCB) Behrain	Tehsildar Barawal (OPS) Dir Upper against the vacant post
46.	Mr. Shah Nawaz	Tehsildar Chitral	Tehsildar Batkhela
47.	Mr. Noor-ud-din	Tehsildar (CCB) Mulko Chitral	Repatriated to his parent office
48.	Mr. Shakir Ullah	Tehsildar Khall	Tehsildar Chitral
49.	Mr. Bakhtiar Ahmad	Awaiting posting	Tehsildar Alpuri
50.	Mr. Said Manan Assistant	Tehsildar (CCB) Balambat	Repatriated to his parent office
51.	Mr. Muhammad Ghufraan Kanungo	Tehsildar (CCB) LalQilla	Repatriated to his parent office
52.	Mr. Muhammad Ilays	Tehsildar Adenzi	Tehsildar Khadukhel
53.	Mr. Shah Jehan Assistant	Tehsildar (CCB) Batkhela	Repatriated to his parent office
54.	Mr. Sher Ali	Inspector Stamps Swat	Tehsildar Kabal
55.	Mr. Azam Khattak	Tehsildar Jehangera	Tehsildar Mulko Chitral
56.	Mr. Amir Nawaz	Awaiting posting in co	Tehsildar LalQila

ATTESTED

15

57.	Mr. Ishaq Ali	Upon completion of training	Tehsildar Domail against the vacant post
58.	Mr. Ghani Rehman Assistant	Tehsildar (CCB) Chamarkand Bajaur	Repatriated to his parent office
59.	Mr. Shahab Ud Din	PT Lower Orakzai	PT FR Kohat
60.	Mr. Muhammad Riaz	PT FR Kohat	PT Lower Orakzai
61.	Mr. Shafqat Ihsan Assistant	Tehsildar (CCB) Thall	Repatriated to his parent office
62.	Mr. Rashid Ali	Tehsildar Karak	Tehsildar Hangu
63.	Mr. Abudl Karim Assistant	Tehsildar (CCB) Hangu	Repatriated to his parent office
64.	Mr. Aminullah	Tehsildar Domail	Tehsildar SeraiNaurang
65.	Mr. Shafqatullah Assistant	Tehsildar (CCB) SeraiNaurang	Repatriated to his parent office
66.	Mr. Hakim Ali	Sub Registrar (CCB) DI Khan	Repatriated to his parent office
67.	Mr. Sajid Saleem	NT Tank	Sub Registrar DI Khan
68.	Mr. Mofeed Alam	PT (CCB) Datta Khel	Repatriated to his parent office
69.	Mr. Muhammad Zaman	Upon completion of training	Tehsildar Kohat
70.	Mr. Muhammad Nawaz	Upon completion of training	Tehsildar Gumbat
71.	Mr. Muhammad Ayaz	Upon completion of training	Tehsildar Balakot
72.	Mr. Rahamdullah	RO PECO WAPDA Bannu	Political Tehsildar Dosalli.
73.	Mr. Shakil Assistant	PT (CCB) Mirali	Repatriated to his parent office

By Order Of
Senior Member

No.Estt:I/57/95/2017/27058-77

Copy forwarded to the:-

1. Election Commission of Pakistan with reference to his letter No. F.2(18)/2018-Cord., dated 05.07.2018.
2. Additional Chief Secretary FATA, Fata Secretariat, Khyber Pakhtunkhwa.
3. Accountant General, Khyber Pakhtunkhwa Peshawar.
4. Commissioners of the respective Divisions.
5. PSO to Chief Secretary, Khyber Pakhtunkhwa.
6. Deputy Commissioners of the respective Districts including Tribal Districts.
7. Director Information Khyber Pakhtunkhwa, Peshawar.
8. District Accounts Officers of the respective Districts.
9. Officers / Officials concerned.
10. Personal Files.


Assistant Secretary (Estt)

ATTACHED

Basoo:-

Sri Samudra
Deputy
Secretary, Board of Revenue
Khyber Pakhtunkhwa, Peshawar.

Subject: Service appeal regarding repositioning
against the KPK Service Tribunal orders
made in favour of the appellants.


Respected
Sir,

I have been serving Provincial Revenue
Department since 2008, first as DRA and then promoted
as Tehsildar in BPS-16, which was later on withdrawn
by Board of Revenue, KPK; however the order
of promotion as such was restored by
the Competent Court of law, several of
which have already been before the good
officers on 10-7-2018.

It has now come to my notice
that Board of Revenue, KPK, Peshawar has
made certain postings/transfers vide order
no. SR-I/PT/2705/17 dt. 09-7-2018 (Serial
no. 53) repositioning me as Assistant BPS-16
which against the judgement of the Competent
Court of law.

It is therefore, humbly requested
that I may kindly be restored as such,
withdrawing repositioning orders being against
the law and judgements please.
Thanking you in anticipation

Dated 10-7-2018.


SHAH JAHAN
TEHSIL DAR BPS-16

Dy No 4363/PS
SMR
10-7-2018

ATTESTED


H 17

ARRIVAL REPORT:-

In pursuance to the Revenue and Estates Department, Khyber Pakhtunkhwa, Peshawar, Notification No. 1/57/95/2017/27058 dated 09-07-2018, I Shah Jahan Tehsildar BPS-16, hereby submit my arrival to Board of Revenue Khyber Pakhtunkhwa, being my parent department, in lieu of the competent Court of law (Services Tribunal KPK) judgment dated 17-08-2011 and 27-12-2012, made in appeal against similar "Repatriation" vide order No. Estt: V/(Shah Jahan) 9225-3 dated 25-02-2011 (copies enclosed for ready reference).

It is further requested that I have already submitted an application to the competent authority, Senior Member, Board of Revenue KPK on 10-07-2018 for review on the basis of the said judgment to avoid legal complications arising from the impugned order to the extent of repatriation only being violation of law and Tribunal's judgments referred to above please.

Encls: (6)


SHAH JAHAN
Tehsildar BPS-16

Copy along with its enclosures is forward to:-

1. The Secretary Board of Revenue Khyber Pakhtunkhwa Peshawar.
2. The Commissioner Malakand Division at Saidu Sharif.
3. The Private Secretary to the Senior Member Board of Revenue KPK Peshawar.

For information with the submission to kindly post me against the vacant post as Tehsildar in BPS-16 in compliance of the above referred judgments please


SHAH JAHAN
Tehsildar BPS-16

ATTESTED

I ~~18~~ (18)

GOVERNMENT OF KHYBER PAKHTUNKHWA
BOARD OF REVENUE
REVENUE & ESTATE DEPARTMENT

No. Estt: I/PF/Shah Jehan/_____
Peshawar dated the 12/08/2018

To,

The Deputy Commissioner,
Swat.

SUBJECT:- ARRIVAL REPORT.

Dear Sir.

I am directed to refer to this department Notification No.1/57/95/2017/27058 dated 09.07.2018 and to request you to direct Mr. Shah Jehan, Assistant of your office to assume the charge of the post of Assistant in his parent office by today. His charge assumption report may also be sent through return FAX by today. In case of failure, disciplinary action under the Khyber Pakhtunkhwa Government Servant (Efficiency & Discipline) Rules 2011, shall be initiated against the official.

Assistant Secretary (Estt)

No. Estt: I/PF/Shah Jehan/ 30065

Copy forwarded to Mr. Shah Jehan Assistant of the office of Deputy Commissioner Swat with the direction to assume the charge in the office of Deputy Commissioner Swat immediately.

Assistant Secretary (Estt)

ATTACHED

BEFORE THE KPK, SERVICE TRIBUNAL, PESHAWAR.



C.O.C No. 153 /2018

In Service Appeal No.728/2008 & 514/2011

&

In Execution Petition NO. 35/2010 &115/2012

J (19)
Date: 18/05/2018
Page No. 571

Shah Jehan, District Revenue Account /Tehsildar Swat.

PETITIONER

VERSUS

1. Mr. zafar Iqbal, Senior Member Board of Revenue, KPK, Peshawar.
2. Mr. Muhammad Ajmal, Assistant Secretary (Admin) Board of Revenue KPK, Peshawar.

RESPONDENTS

**CONTEMPT OF COURT PETITION UNDER
CONTEMPT OF COURT ORDINANCE 2003.**

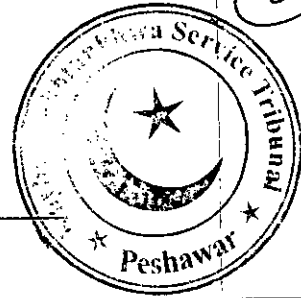
RESPECTFULLY SHEWETH:

1. That the petitioner has filed an appeal No. 728/2008 for promotion to the post of Naib Tehsildar against specific quota which was disposed of on 02.01.2009 with the directions to the respondents to prepare roasters/with cycles and semi-cycle and to adjust all the already recruited/promoted/selected Naib Tehsildar accordingly. Copy of Judgment dated 02.01.2009 is attached as Annexure-A.
2. That the petitioner filed another appeal bearing No. 514/2011 against the appellate order dated 25.02.2011, whereby the appellant promotion order has been withdrawn and prayed that the impugned order dated 25.02.2011 may be set aside with the direction to the respondents to adjust the petitioner as Tehsildar or to upgrade his post. The said appeal has been decided by the Honorable Tribunal on 17.08.2011 whereby the appeal of the petitioner was accepted and impugned order dated 25.02.2011 is set aside and the petitioner was restored to the post of BPS-16 personal to him for the purpose of drawl of pay only with all back benefits. (Copy of judgment is attached as Annexure-B)
3. That as the respondent department did not implement the judgment dated 02.01.2009 therefore petitioner has filed the execution petition No. 35/2010 for implementation of the Judgment dated 02.01.2009 similarly the petitioner also filed the execution petition No. 115/2012 for implementation of the judgment 17.10.2011. Both the execution petitions of the petitioner are still pending before this Honorable Tribunal.

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

20



FORM OF ORDER SHEET

Court of _____

C.O.C Application No. 153/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	18/05/2018	<p>The C.O.C application of Mr. Shah Jehan submitted today by Mr. Taimur Ali Khan Advocate, may be entered in the relevant Register and put up to the Court for proper order please.</p> <p style="text-align: right;"><i>[Signature]</i> REGISTRAR</p>
2-	28/05/18.	<p>This C.O.C application be put up before S. Bench on <u>04/06/18.</u></p> <p style="text-align: right;"><i>[Signature]</i> CHAIRMAN</p>
	04.06.2018	<p>Counsel for the petitioner and Addl: AG for respondents present. Notices be issued to the respondents for submission of implementation report. To come up for reply on C.O.C application on 18.07.2018 before S.B.</p> <p style="text-align: right;"><i>[Signature]</i> (Ahmad Hassan) Member</p>
	18.07.2018	<p>Learned counsel for the petitioner present and stated that the main execution petition bearing No. 35 of year 2010 is fixed for 26.07.2018. As such the present COC application be made part of the same. The proceedings shall be conducted in main execution petition mentioned above.</p> <p style="text-align: right;"><i>[Signature]</i> Member</p>

Certified to be true copy

SEAL OFFICER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

VAKALAT NAMA

NO. _____/20

IN THE COURT OF Servies Tribunal Peshawar

Shah. Talhan

(Appellant)
(Petitioner)
(Plaintiff)

VERSUS

Revenue Department

(Respondent)
(Defendant)

I/We Shah. Talhan

Do hereby appoint and constitute **M.Asif Yousafzai, 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 costs.

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. The Advocate/Counsel is also at liberty to leave my/our case at any stage of the proceedings, if his any fee left unpaid or is outstanding against me/us.

Dated 16-8-2018


(CLIENT)

ACCEPTED


M. ASIF YOUSAFZAI
Advocate

M. ASIF YOUSAFZAI
Advocate High Court,
Peshawar.

OFFICE:

Room No.1, Upper Floor,
Islamia Club Building,
Khyber Bazar Peshawar.
Ph.091-2211391-
0333-9103240

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. 1034/2018.

Mr. Shah Jehan Tehsildar (CCB).....Appellant

VERSUS

Senior Member Board of Revenue and others.....Respondents

PRELIMINARY OBJECTIONS.

1. That the Appellant has got no cause of action.
2. That the appeal is bad for mis-joinder and non-joinder of necessary parties.
3. That the Appellant has been estopped by his own conduct to file the appeal.
4. That the appeal is badly time barred.
5. That the appeal is not maintainable in its present form.
6. That the appellate has not come to the Tribunal with clean hands.

PARAWISE COMMENTS OF RESPONDENT NO. 1, 2 & 3 ARE AS UNDER.

1. Incorrect. The appellant is still Assistant working in the office of Deputy Commissioner Swat. He was illegally posted not promoted as Tehsildar.
2. Correct to the extent that his illegal appointment order as Tehsildar (Acting Charge Basis) was withdrawn by the then SMBR and he was repatriated to his original post of Assistant. However, he was posted as District Revenue Accountant (Own Pay Scale) as the post of Assistant and District Revenue Accountant having equal scale at that time.
3. Correct to the extent of Service Tribunal order dated 17.08.2011. But the said order has been challenged before the Supreme Court of Pakistan. The appellant is still junior most Assistant and reflected at S. No. 83 of the seniority list. Further the appellant has neither been regularly promoted, nor did the Hon'ble Tribunal issued such directions. The appellant was working as Tehsildar on Current Charge Basis. The appellant was time and again directed to assume his duty as Assistant but is still reluctant to assume his original post which comes under mis-conduct and liable to be proceeded against under the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011 (copy of the orders (Flag-A)).
4. Correct to the extant that the appellant along with other Tehsildars (CCB) have been repatriated to their original posts of Assistants, but the appellant has not yet assumed his original post since 09.07.2018 (Three months). The appellant deliberately absent from duty till date. A letter was addressed to him to assume his duty (Annexure-A).
5. As in para-4 above.
6. Incorrect. Appeal of the appellant is not maintainable. However reply on the grounds are as under.

GROUNDS.

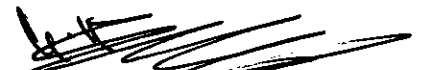
- A. Incorrect. As in para-2 & 3. The appellant has not yet assumed the charge of his original post of Assistant, which comes under the definition of "Mis-conduct". The impugned notification is in accordance with Law Rules and Principles of natural justice.
- B. Incorrect. The appellant has never been promoted as Tehsildar. He was posted as Tehsildar on (Current Charge Basis) which can not create a single right.
- C. Incorrect. The appellant was appointed as Tehsildar on (Acting Charge Basis) through an administrative order which has already been withdrawn.
- D. Incorrect. The order of the Service Tribunal has already been challenged before the Supreme Court of Pakistan
- E. Incorrect. On one side the petitioner prayed for promotion as Naib Tehsildar while in other appeal, he prayed for promotion as Tehsildar. The petitioner wants to complicate the case and succeed to get a favorable order by concealing the facts from the Honorable Court.
- F. Incorrect. As stated in preceding paras. The appellant is basically Assistant of the office of Deputy Commissioner Swat. His name is at S. No. 83 of the joint seniority list of Assistants (Annexure-B)
- G. Incorrect. The appellant is basically Assistant of the office of Deputy Commissioner Swat who was posted as Tehsildar (CCB) due to non-availability of regular Tehsildar, for smooth running of official business. Consequent upon the Departmental Promotion Committee meetings, the newly promoted Tehsildars were placed on Revenue / Settlement Training and upon completion of the prescribed training, they have been posted out and the appellant alongwith others (CCB) Tehsildars have been repatriated to their original post and offices. Posting of an official on Current Charge Base does not create right of out of turn promotion, however appellant's case will be placed before the Departmental Promotion Committee for promotion as Tehsildars as and when vacancies occur in their share on their own turn after fulfillment required conditions.
- H. The respondent will also seek permission to advance additional grounds at the time of arguments.



Senior Member
(Respondent No. 1)



Secretary Board of Revenue
(Respondent No. 2)



Assistant Secretary (Estt.)
(Respondent No. 3)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. 1034/2018.

Mr. Shah Jehan Tehsildar (CCB).....Appellant

VERSUS

Senior Member Board of Revenue and others.....Respondents

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4. Correct to the extant that the appellant along with other Tehsildars (CCB) have been repatriated to their original posts of Assistants, but the appellant has not yet assumed his original post since 09.07.2018 (Three months). The appellant deliberately absent from duty till date. A letter was addressed to him to assume his duty (Annexure-A).
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6. Incorrect. Appeal of the appellant is not maintainable. However reply on the grounds are as under.

GROUNDS.

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Senior Member
(Respondent No. 1)



Secretary Board of Revenue
(Respondent No. 2)



Assistant Secretary (Estt.)
(Respondent No. 3)

Annex-A

GOVERNMENT OF KHYBER PAKHTUNKHWA
BOARD OF REVENUE
REVENUE & ESTATE DEPARTMENT

Peshawar Dated the 09/07/2018

NOTIFICATION

No.Estt:LP/T/27057 In pursuance to the concurrence of the Election Commission of Pakistan conveyed through letter No. F.2(18)/2018-Cord., dated 05.07.2018, the Competent Authority is pleased to order the posting / transfer amongst the following Tehsildars with immediate effect and in public interest:-

S.No	Name of Tehsildar	From	To
1.	Mr. Irshad Ali	Inspector Stamps Peshawar	Tehsildar Charsadda
2.	Mr. Muhammad Iqbal	Tehsildar Charsadda	Inspector Stamps Peshawar
3.	Mr. Miraj Muhammad	Tehsildar Shabqadar	Tehsildar Pabbi.
4.	Mr. Aftab Ahamd	Awaiting for posting in Commissioner Office Peshawar	Tehsildar Tangi
5.	Mr. Younas Khan	Awaiting posting in Commissioner Office Peshawar	Tehsildar Chamarkand
6.	Mr. Imran Zaman	Upon completion of training	Reader to SMBR
7.	Mr. Karim Gul	Reader to MBR-I	Repatriated to his parent office
8.	Mr. Nimatullah	Upon completion of training	Reader to MBR-I
9.	Mr. Asad Umair	RO PESCO (CCB) Peshawar Circle	Repatriated to his parent office
10.	Mr. AbdurReman	RO PESCO (CCB) Khyber Circle	Repatriated to his parent office
11.	Mr. Sahib Zada	Awaiting posting in BOR.	RO PESCO Khyber Circle
12.	Mr. Azmat Ali	Tehsildar (CCB) Reconciliation Peshawar	Repatriated to his parent office
13.	Mr. Khalid Mansoor	Upon completion of training	Tehsildar Reconciliation Peshawar
14.	Mr. Muhammad Dawood, (DK)	NT Land Acquisition Collector Charsadda	Settlement Tehsildar (OPS) Nowshera
15.	Mr. Sultan Hadir	Tehsildar Tangi	Tehsildar Balambat
16.	Mr. Muhammad Shafiq	Tehsildar Takhat Bhai	Tehsildar Mardan against v. ca post
17.	Mr. Dil Nawaz	Awaiting for posting	Tehsildar Takhat Bhai
18.	Mr. Abdul Qayum	Inspector Stamps Mardan	Tehsildar Lahor
19.	Mr. Nawab Gul	Tehsildar (CCB) Lahor	Political Naib Tehsildar-II Upper Kurrum
20.	Mr. Said Rehman	Tehsildar Topi	Tehsildar Katlang
21.	Mr. Mustafa Shah Assistant	Tehsildar (CCB) Rustum	Repatriated to his parent office
22.	Mr. Saifur-Rehman Assistant	Tehsildar (CCB) Swabi	Repatriated to his parent office
			Tehsildar Swabi

24.	Mr. Muhammad Hasrat	Upon completion of training	Tehsildar / Inspector Stamp Mardan.
25.	Mr. SherDil	Tehsildar (CCB) Alpuri	Tehsildar Battagram against the vacant post.
26.	Mr. Amjid Imran	Tehsildar (CCB) Mansehra	Repatriated to his parent office
27.	Mr. Arshad Memhood	Upon completion of training	Tehsildar Mansehra
28.	Mr. Iftikharud-Din	Tehsildar Lower Tanwal	TOSD Board of Revenue
29.	Mr. Qamar Zia Malik	Tehsildar BaffaPakhal	Tehsildar Khanpur.
30.	Mr. Javed	Tehsildar Havilain	Tehsildar Lower Tanwal
31.	Mr. Afsar Khan	Tehsildar Khanpur	Tehsildar Allai, Battagram
32.	Mr. Saadat Hussain Assistant	Tehsildar (CCB) Allai, Battagram	Repatriated to his parent office
33.	Mr. IjazJadoon	Awaiting posting	Tehsildar (OPS) Abbottabad.
34.	Mr. Faraz Ahmad Qurishi	Tehsildar Oghi	Tehsildar Lora
35.	Mr. Raja Tawswar	Upon completion of training	Tehsildar Judba Torghar
36.	Mr. Muhammad Rehman, Assistant	Tehsildar (CCB) Chakesar Shangla	Repatriated to his parent office
37.	Syed Asif Iqbal	Tehsildar Dir Upper	Inspector Stamps Swat.
38.	Mr. Rehman Ullah Assistant	Tehsildar WariDir Upper	Repatriated to his parent office
39.	Mr. Umar Khitab	Tehsildar Mandanr	Tehsildar Matta Swat
40.	Mr. Ishtiaq Ahmad	Tehsildar Matta Swat	Tehsildar Babuzai against the vacant post
41.	Mr. Munawar Shah	Tehsildar Khadukhel	Tehsildar Khwazakhela
42.	Mr. Afzal Khan	Tehsildar Khwazakehla	Tehsildar Mandanr
43.	Mr. Nimatullah	Tehsildar Kabal	Tehsildar WariDir Upper
44.	Mr. Muhammad Jawad	Tehsildar Barikot	Tehsildar Chakesar Shangla
45.	Mr. Abdul Qayum	Tehsildar (CCB) Behrain	Tehsildar Barawal (OPS) Dir Upper against the vacant post
46.	Mr. Shah Nawaz	Tehsildar Chitral	Tehsildar Batkhela
47.	Mr. Noor-ud-din	Tehsildar (CCB) Mulko Chitral	Repatriated to his parent office
48.	Mr. Shakir Ullah	Tehsildar Khali	Tehsildar Chitral
49.	Mr. Bakhtiar Ahmad	Awaiting posting	Tehsildar Alpuri
50.	Mr. Said Manan Assistant	Tehsildar (CCB) Balambat	Repatriated to his parent office
51.	Mr. Muhammad Ghufran Kanungo	Tehsildar (CCB) LalQilla	Repatriated to his parent office
52.	Mr. Muhammad Ilays	Tehsildar Adenzi	Tehsildar Khadukhel
53.	Mr. Shah Jehan Assistant	Tehsildar (CCB) Batkhela	Repatriated to his parent office
54.	Mr. Sher Ali	Inspector Stamps Swat	Tehsildar Kabal
55.	Mr. Azam Khattak	Tehsildar Jehangera	Tehsildar Mulko Chitral
56.	Mr. Amir Nawaz	Awaiting posting in co	Tehsildar LalQilla

57.	Mr. Ishaq Ali	Upon completion of training	Tehsildar Domail against the vacant post
58.	Mr. Ghani Rehman Assistant	Tehsildar (CCB) Chamarkand Bajaur	Repatriated to his parent office.
59.	Mr. Shahab Ud Din	PT Lower Orakzai	PT FR Kohat
60.	Mr. Muhammad Riaz	PT FR Kohat	PT Lower Orakzai
61.	Mr. Shafqat Ihsan Assistant	Tehsildar (CCB) Thall	Repatriated to his parent office
62.	Mr. Rashid Ali	Tehsildar Karak	Tehsildar Hangu
63.	Mr. Abudl Karim Assistant	Tehsildar (CCB) Hangu	Repatriated to his parent office
64.	Mr. Aminullah	Tehsildar Domail	Tehsildar SeraiNaurang
65.	Mr. Shafqatullah Assistant	Tehsildar (CCB) SeraiNaurang	Repatriated to his parent office
66.	Mr. Hakim Ali	Sub Registrar (CCB) DI Khan	Repatriated to his parent office
67.	Mr. Sajid Saleem	NT Tank	Sub Registrar DI Khan
68.	Mr. Mofeed Alam	PT (CCB) Datta Khel	Repatriated to his parent office
69.	Mr. Muhammad Zaman	Upon completion of training	Tehsildar Kohat
70.	Mr. Muhammad Nawaz	Upon completion of training	Tehsildar Gumbat
71.	Mr. Muhammad Ayaz	Upon completion of training	Tehsildar Balakot
72.	Mr. Rahamdullah	RO PECO WAPDA Bannu	Political Tehsildar Dosalli.
73.	Mr. Shakil Assistant	PT (CCB) Mirali	Repatriated to his parent office

By Order Of
Senior Member

No.Esst:1/57/95/2017/27058-77

Copy forwarded to the:-

1. Election Commission of Pakistan with reference to his letter No. F.2(18)/2018-Cord., dated 05.07.2018.
2. Additional Chief Secretary FATA, Fata Secretariat, Khyber Pakhtunkhwa.
3. Accountant General, Khyber Pakhtunkhwa Peshawar.
4. Commissioners of the respective Divisions.
5. PSO to Chief Secretary, Khyber Pakhtunkhwa.
6. Deputy Commissioners of the respective Districts including Tribal Districts.
7. Director Information Khyber Pakhtunkhwa, Peshawar.
8. District Accounts Officers of the respective Districts.
9. Officers / Officials concerned.
10. Personal Files.


Assistant Secretary (Estt)

Flag A

GOVERNMENT OF KHYBER PAKHTUNKHWA
BOARD OF REVENUE
REVENUE & ESTATE DEPARTMENT

No. Estt: I/PF/Shah Jehan/ 30064
Peshawar dated the 13/08/2018

To,

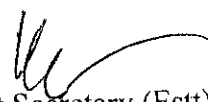
The Deputy Commissioner,
Swat.

SUBJECT:- ARRIVAL REPORT.

Dear Sir.


I am directed to refer to this department Notification No.1/57/95/2017/27058 dated 09.07.2018 and to request you to direct Mr. Shah Jehan, Assistant of your office to assume the charge of the post of Assistant in his parent office by today. His charge assumption report may also be sent through return FAX by today. In case of failure, disciplinary action under the Khyber Pakhtunkhwa Government Servant (Efficiency & Discipline) Rules 2011, shall be initiated against the official.

No. Estt: I/PF/Shah Jehan/ 30065


Assistant Secretary (Estt)
g.c. Ans

Copy forwarded to Mr. Shah Jehan Assistant of the office of Deputy Commissioner Swat with the direction to assume the charge in the office of Deputy Commissioner Swat immediately.

Shah Jehan
Received
3
13/8/18


Assistant Secretary (Estt)
g.c. Ans