

27.04.2018

None present for appellant. The Tribunal is non-functional due to retirement of our Hon'ble Chairman. Therefore, the case is adjourned. To come up for same on 26.06.2018.

*S*  
Reader

26.06.2018

Counsel for the appellant present and seeks adjournment. Adjourned. To come up for preliminary hearing on 20.07.2018 before S.B.

*MA*  
(Muhammad Amin Khan Kundi)  
Member.

20.07.2018

None for the appellant present. Adjourned. To come up for preliminary hearing on 08.08.2018 before S.B.

*AH*  
(Ahmad Hassan)  
Member

*/*

08.08.2018

Learned counsel for the appellant present and stated at the bar that he wants to withdraw the present service appeal. Request accepted. Consequently the present service appeal is hereby dismissed as withdrawn. No order as to costs. File be consigned to the record room.

*Muhammad Amin*  
(Muhammad Amin Khan Kundi)  
Member

**ANNOUNCED.**  
08.08.2018

Sib,  
I wish to withdraw the instant  
appeal please, Counsel for Appellant  
Taxid Advocate  
8/8/18

Form-A  
FORM OF ORDERSHEET

Court of \_\_\_\_\_  
Case No. 372/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	15/03/2018	<p>The appeal of Dr. Nazir Ahmad resubmitted today by Mr. Tariq Kamal Advocate may be entered in the Institution Register and put up to Learned Member for proper order please.</p> <p style="text-align: right;"><i>[Signature]</i> REGISTRAR</p>
2-	19/03/18.  02.04.2018	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>02/04/18.</u></p> <p style="text-align: right;"><i>[Signature]</i> MEMBER</p> <p>Due to general strike of the bar, the case is adjourned. To come up for preliminary hearing on 27.04.2018 before S.B</p> <p style="text-align: right;"><i>[Signature]</i> Member</p>

The appeal of Mr. Nazir Ahmad Senior Research Officer Agriculture Research Institute Tarnab Peshawar received today i.e. on 06.03.2018 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

1- Annexure-A of the appeal is illegible which may be replaced by legible/better one.

No. ~~50~~ 50/S.T,

Dt. 07/03 /2018

REGISTRAR 7/3/18  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Tariq Kamal, Adv.

Sir,  
The appeal after correction is  
resubmitted please.

Tariq  
Advocate  
15/3/18

102

1173

Handwritten notes, possibly bleed-through from the reverse side of the page.

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR**

Service Appeal No. 372/2018

Nazir Ahmad Senior Research Officer RO  
(Vegetable) Agriculture Research Institute  
Tarnab Peshawar.....**Appellant**

**VERSUS**

Secretary Agriculture Government of Khyber  
Pakhtunkhwa and others

.....**Respondents**

**I N D E X**

<b>S.No</b>	<b>Description of Documents</b>	<b>Annex</b>	<b>Pages</b>
1.	Appeal		1-3
2.	Affidavit		4
3.	Copy of the Judgment dated 17.07.2012	A	5-9
4.	Copy of Notification dated 16.08.2016	B	10-11
5.	Copy of Departmental Appeal	C	12
6.	Wakalat Nama		13

Appellant

Through

*Tariq Kamal*  
**Tariq Kamal** Advocate  
Advocate, High Court  
Peshawar  
Cell#0301-5932818

Dated:- 03.03.2018

①


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

Service Appeal No. 372/2018

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 330

Dated 06-3-2018

Nazir Ahmad Senior Research Officer   
(Vegetable) Agriculture Research Institute  
Tarnab Peshawar

.....Appellant

**VERSUS**

1. Secretary Agriculture Government of Khyber Pakhtunkhwa.
2. Chief Secretary Govt of Khyber Pakhtunkhwa.
3. Director General Agriculture Research IDS Building Agriculture University Peshawar.

.....Respondents

**APPEAL U/S 4 OF KP SERVICES**  
**TRIBUNAL ACT, 1974 TO THE**  
**EFFECT THAT PROMOTION OF THE**  
**APPELLANT BE CONSIDERED FROM**  
**DATED 06.02.2006 WHEN THE**  
**OFFICER JUNIOR TO THE**  
**APPELLANT WAS PROMOTED.**

Filed to-day

  
Registrar

6/3/18

Re-submitted to -day  
and filed.

  
Registrar

15/3/18

**PRAYER IN APPEAL:-**

**ON ACCEPTANCE OF THE INSTANT**  
**APPEAL THE PROMOTION OF**

**APPELLANT MAY PLEASE BE**  
**CONSIDERED FROM DATED**  
**06.02.2006 WITH ALL ITS BENEFITS**  
**ACCORDING TO RULES.**

**Respectfully Sheweth:-**

**Brief Facts:-**

1. That an anomalous and defective procedure for determination of seniority and promotion was in practice in Agriculture Research System due to which the officer Junior to the appellant namely Dr. Zaheer Ullah was promoted on dated 06.02.2006.
2. That this issue of defective determination of seniority and promotion has been decided by the Hon'ble Services Tribunal vide its judgment dated 17.07.2012. **(Copy of the Judgment is attached as Annexure "A")**.
3. That the appellant has been promoted to BS-18 vide notification dated 16.08.2016. **(Copy of the Notification is attached as Annexure "B")**.
4. That the appellant submitted an appeal before the competent authority for considering the promotion of the appellant since 06.02.2006 according to rules as a junior officer to the appellant was promoted on the questioned date but to no avail, hence the instant appeal. **(Copy of appeal dated 06.11.2017 is attached as Annexure "C")**.

**GROUND:-**

- A. That the promotion of the junior officer to the appellant was a result of defective procedure adopted by the department, which has been declared as null and void by the Hon'ble Tribunal.
- B. That according to law on the subject and judgments of the Superior Courts the promotion with all benefits of Senior Officer must be considered from the date when his immediate Junior was promoted earlier to him, same is the case of the appellant.
- C. That any other grounds in respect of the instant Appeal will be raised at the time of arguments with prior permission of the Hon'ble Tribunal..

**It is, therefore, most humbly prayed that On acceptance of the instant appeal the promotion of Appellant may please be considered from dated 06.02.2006 with all its benefits according to rules.**

Appellant *[Signature]*

Through

**Tariq Kamal**  
Advocate, High Court  
Peshawar

*Tariq Kamal*  
*Advocate*

Dated:- 03.03.2018

**VERIFICATION:-**

It is to certify that no appeal etc has been submitted on the subject earlier to the instant one.

**DEPONENT**

*Tariq Kamal*  
*Advocate*



**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

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

Nazir Ahmad Senior Research Officer (RO)  
(Vegetable) Agriculture Research Institute  
Tarnab Peshawar.....**Appellant**

**VERSUS**

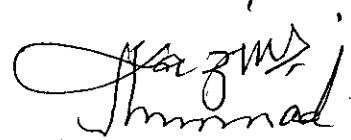
Secretary Agriculture Government of Khyber  
Pakhtunkhwa and others

.....**Respondents**

**AFFIDAVIT**

I, Nazir Ahmad Senior Research Officer RO (Vegetable) Agriculture Research Institute Tarnab Peshawar, do hereby solemnly affirm and declare on Oath that the contents of the accompanying **Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

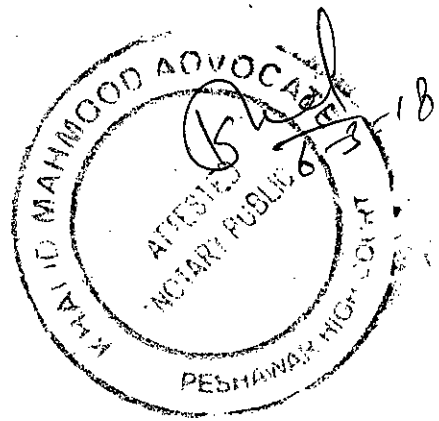
Identified by:-



**DEPONENT**

*Tariq Advocate*  
**Tariq Kamal**  
**Advocate, High Court**  
**Peshawar**

**CNIC#**  
67301-447336-1



**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

Appeal No.1146/2011

Date of Institution-----10.06.2011

Date of Decision-----17.07.2012

Imran Ali Research Officer, ARI, Tarnab

.....**Appellant**

**VERSUS**

1. Director General, Agriculture Research IDS Building, Agriculture University Khyber Pakhtunkhwa, Peshawar.
2. Government of Khyber Pakhtunkhwa through Secretary, Food, Agriculture, Livestock and Cooperation Department, Peshawar.
3. Vice Chancellor Khyber Pakhtunkhwa Agriculture University Peshawar .....**(Respondents)**

**APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE ORDER/LETTER DATED 13.05.2011 OF RESPONDENT NO.1 WHEREBY REPRESENTATION OF THE APPELLANT HAS BEEN REJECTED.**

Mr. Akhtar Ilyas

Advocate

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For Appellant

Mr Arshad Alam,

Addl, Government Pleader

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For Respondents

Syed Manzoor Ali Shah,

Mr. Fareedullah Khan

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Member

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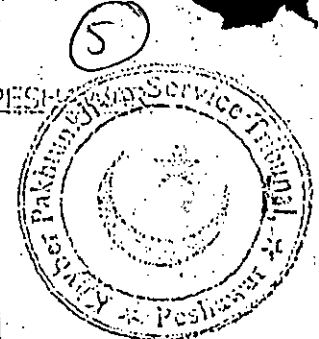
Member

*Attested*  
*Tariq*  
*Advocate*  
 15/3/012

**JUDGMENT**

**SYED MANZOOR ALI SHAH, MEMBER,** This appeal has been filed by Mr. Imran Ali, Research Officer, Agriculture Research Institute, Tarnab Peshawar, under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974, against the order dated 13.05.2011, whereby his representation has been rejected.

2. Brief facts of the case are that initially services of the employees of the Agriculture Research were governed by the General Rules applicable to the civil Servants in the Khyber Pakhtunkhwa. These rules were replaced by the Khyber Pakhtunkhwa Agriculture Department (Recruitment and Appointment) Rules 1981. Vide notification dated 02.02.2008, some amendments were made in 1981 rules, introducing certain changes in the method of recruitment for various posts



Appeal No. 1146/2011

Date of Institution ... 10.6.2011

Date of Decision ... 17.7.2012

Imran Ali Research Officer, ARI, Tarnab.

(Appellant)

VERSUS

1. Director General, Agriculture Research IDS Building, Agriculture University Khyber Pakhtunkhwa, Peshawar.

2. Government of Khyber Pakhtunkhwa through Secretary, Food, Agriculture, Livestock and Cooperation Department, Peshawar.

Vice Chancellor Khyber Pakhtunkhwa Agriculture University, Peshawar.....

(Respondents)

*[Handwritten signature and scribbles]*

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974, AGAINST THE ORDER/LETTER DATED 13.5.2011 OF RESPONDENT NO. 1 WHEREBY REPRESENTATION OF THE APPELLANT HAS BEEN REJECTED.

MR. AKHTAR ILYAS,  
Advocate

For appellant.

MR. ARSHAD ALAM,  
Addl. Government Pleader

For respondents.

SYED MANZOOR ALI SHAH,  
MR. FAREEDULLAH KHAN,

MEMBER  
MEMBER

JUDGMENT

1. SYED MANZOOR ALI SHAH, MEMBER. This appeal has been filed by Mr. Imran Ali, Research Officer, Agriculture Research Institute, Tarnab Peshawar, under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974, against the order dated 13.5.2011, whereby his representation has been rejected.

2. Brief facts of the case are that initially services of the employees of the Agriculture Research were governed by the general rules applicable to the civil servants in the Khyber Pakhtunkhwa. These rules were replaced by the Khyber Pakhtunkhwa Agriculture Department (Recruitment and Appointment) Rules 1981. Vide notification dated 2.2.2008, some amendments were made in 1981 rules, introducing certain changes in the method of recruitment for various posts.

ATTESTED

*Tariq*  
- Advocate

In the Agriculture Research Wing. These rules do carry Schedule-II wherein subject groups are provided. These subject groups are practically followed by recruiting the officials having qualification of the same subject nor they provide for a separate cadre but separate seniority is awarded to the officers of each separate subject groups. These groups are optional and any officer having Bachelors Degree or above in any Agriculture related subjects can enter into any group. The officers in functional groups consisting of smaller number of officers/officials are getting rapid promotion that the officers/officers who happened to fall in larger functional groups. To remove the anomaly the Director General Agriculture Research office (Respondent No.1) addressed a letter dated 27.11.2010 to respondent No.2 wherein he requested for abolition of Schedule-II from the rules of 1981. Feeling aggrieved the appellant filed writ petition No.42/2011, vide order dated 15.02.2011, the writ was disposed of and it was treated as a representation before the departmental authority, and sent to Secretary, Food, Agriculture, Livestock and Cooperation Department, Peshawar for decision strictly in accordance with law within a month's time. The representation was rejected vide order dated 13.05.2011, hence the present appeal.

3. The Appeal was admitted to regular hearing on 06.07.2011 and notices were issued to the respondents. Respondents No.1 and 2 have filed their joint written statement reply and contested the appeal.

4. Arguments heard and record perused.

5. The learned counsel for the appellant argued that the functional groups (subject groups) formed vide schedule-II of the 1981 Rules are meant only for efficient working of specialized and well-trained scientists in their respective subjects and they do not constitute separate cadres that may justify seniority and promotion in each functional group. Such a practice adopted by the respondent department due to misinterpretation and misuse of rules. The functional groups are optional and are not subject related. He further argued that these functional groups and the separate promotion within the groups have given irrational results. The officers in smaller functional groups get rapid promotion while in the larger groups the process of promotion is very slow. He stated that functional groups do not constitute separate cadres notwithstanding the matter of seniority in the respondent department is regulated by Section 8 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, which provide that the interse seniority of the officers shall be maintained at a

Attested  
Tariq  
Advocate  
15/3/08

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in the Agriculture Research Wing. These rules do carry Schedule-II wherein subject groups are provided. These subject groups are practically followed by recruiting the officials having qualification of the same subject nor they provide for a separate cadre but separate seniority is awarded to the officers of each separate subject groups. These groups are optional and any officer having Bachelors Degree or above in any Agricultural related subjects can enter into any group. The officers in functional groups consisting of smaller number of officers/officials are getting rapid promotion than the officers/officers who happened to fall in larger functional groups. To remove the anomaly the Director General Agriculture Research office (respondent No. 1) addressed a letter dated 27.11.2010 to respondent No. 2 wherein he requested for abolition of Schedule II from the rules of 1981. Feeling aggrieved, the appellant filed Writ Petition No. 42/2011, vide order dated 15.2.2011, the writ was disposed of and it was treated as a representation before the departmental authority, and sent to Secretary, Food, Agriculture, Livestock and Cooperation Department, Peshawar for decision strictly in accordance with law within a month's time. The representation was rejected vide order dated 13.5.2011, hence the present appeal.

3. The appeal was admitted to regular hearing on 6.7.2011 and notices were issued to the respondents. Respondents No. 1 and 2 have filed their joint written reply and contested the appeal.

Arguments heard and record perused.

1.

The learned counsel for the appellant argued that the functional groups (subject groups) formed vide schedule-II of the 1981 Rules are meant only for efficient working of specialized and well-trained scientists in their respective subjects and they do not constitute separate cadres that may justify seniority and promotion in each functional group. Such a practice adopted by the respondent department due to misinterpretation and misuse of rules. The functional groups are optional and are not subject related. He further argued that these functional groups and the separate promotion within the groups have given irrational results. The officers in smaller functional groups get rapid promotion while in the larger groups the process of promotion is very slow. He stated that functional groups do not constitute separate cadres notwithstanding, the matter of seniority in the respondent department is regulated by Section 8 of the Punjab Panchitankhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1980, which provide that the interse seniority of the officers shall be maintained at all

Tarid  
Advocate

Position of lower grade seniority based on their first entry into the service. This controversy has already been set at rest only by the Establishment & Administration Department in the case of M/S Dilrosh and Tasleem Jan but also by the Hon'ble High Court vide judgment dated 26.05.2004. subsequent amendments in Rule 17 of the Khyber Pakhtunkhwa Civil Servants (Appointment, promotion, and Transfer) Rules 1989 also support the appellant plea. The learned Counsel for the appellant contended that Rules of 1981 are also discriminative in nature and are required to be brought at par with those of other Wings of the respondent department by abolishing/deleting the clauses of initial recruitment, as envisaged by Para (b) in column 6 against the post of Senior Research Officer (BPS-18). He further contended that the incumbent posts are mostly administrative and the higher qualification of Ph.D is seldom a need for running the affairs connected with these offices, rather it is the experience which should be more relevant for the efficient working against these posts, hence the initial recruitment on the basis of Ph.D degree against the administrative posts would serve no useful purpose. He requested that the appeal may be accepted and the respondents may be directed to treat the subject groups as envisaged by Schedule-II to the 1981 rules as a single cadre and they be restrained from issuance of separate seniority lists for each functional group and abolish the subject/functional groups. If the functional groups remained intact, then the respondents be directed to award seniority to the officers on the basis of their initial induction in service in accordance with notification of provincial government dated 19.11.2009 and judgment in Writ petition No.81/2002.

6. The learned AGP on the other hand argued that Rules of 1981 were framed by the provincial Government to improve research system in the agriculture sector. Schedule -II is meant for the purpose to accommodate the suitable candidates having specialized degrees in their relevant subject groups. The candidates having irrelevant degree cannot be appointed against the post of non specialized vacancies. He further argued that no anomalies/irregularities have been done in the Department. Every officer can easily work on their subject functional group in the relevant group having the knowledge of all the instruments in their laboratory, He stated that the seniority of the officers are maintained in the department from the date of induction into service according to the 1981 Rules (Schedule-II) which clearly mentioned that the interse seniority of Civil servant in a certain cadre in which promotion is made from different lower posts, carrying the same pay scale shall be determined from the date of regular

Attested  
Taxi Advocate  
15/3/08

position of lower grade seniority based on their first entry into the service. This controversy has already been set at rest not only by the Establishment & Administration Department in the case of M/S Dilrosh and Tasleem Jan but also by the Hon'ble High Court vide judgment dated 26.5.2004. Subsequent amendments in Rule 17 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989 also support the appellant's plea. The learned counsel for the appellant contended that Rules of 1981 are also discriminative in nature and are required to be brought at par with those of other Wings of the respondent department by abolishing/deleting the clauses of initial recruitment, as envisaged by para (b) in column 6 against the post of Senior Research Officer (BPS-18). He further contended that the incumbent posts are mostly administrative and the higher qualification of Ph.D is seldom a need for running the affairs connected with these offices, rather it is the experience which should be more relevant for the efficient working against these posts, hence the initial recruitment on the basis of Ph.D degree against the administrative posts would serve no useful purpose. He requested that the appeal may be accepted and the respondents may be directed to treat the subject groups as envisaged by schedule-II to the 1981 rules as a single cadre and they be restrained from issuance of separate seniority lists for each functional group and abolish the subject/functional groups. If the functional groups remained intact, then the respondents be directed to award seniority to the officers on the basis of their initial induction in service in accordance with notification of provincial government dated 19.11.2009 and judgment in Writ Petition No. 81/2002.

5. The learned AGP on the other hand argued that Rules of 1981 were framed by the provincial government to improve research system in the agriculture sector. Schedule II is meant for the purpose to accommodate the suitable candidates having specialized degrees in their relevant subject groups. The candidates having irrelevant degree cannot be appointed against the post of non specialized vacancies. He further argued that no anomalies/irregularities have been done in the department. Every officer can easily work on their subject functional group after recruitment/appointment according to his subject functional group in the relevant group having the knowledge of all the instruments in their laboratory. He stated that the seniority of the officers is maintained in the department from the date of induction into service according to 1981 Rules (Schedule II) which clearly mentioned that the inter-se seniority of civil servants in a certain cadre in which promotion is made from different lower posts, carrying the same pay scale shall be determined from the date of regular

ATTORNEY  
*Tariq*  
 Advocate

ALLIANCE

Appointment/promotion of the Civil Servants in the lower posts. Certain cadre means functional group; every functional group maintained seniority of the Research Officers from their date of appointment under the rules. The question of pick & Choose does not arise because highly qualified and Ph.D candidates are appointed after competitive examinations through Public Service Commission after advertisement of the post in newspaper he requested that the appeal may be dismissed.

7. The Tribunal observe that groups constituted are meant for efficient working and are not separate cadres, the groups are not subject related and does not have specific criteria/requirements and optional. The matter of seniority of civil servants is regulated under Section 8 of Khyber Pakhtunkhwa (Appointment, Promotion and Transfer) Rules 1989, according to which their inter se-seniority of civil servant in a certain cadre to which promotion is made from different lower posts, carrying the same pay scale shall be determined from the date of regular appointment/promotion of the civil servants in the lower posts. Vide judgment dated 20.5.2004, the Hon'ble Peshawar High Court accepted Writ Petition No.81/2002, No. 437/2002 and 279/2007 set aside the impugned orders with direction to respondent to prepare a fresh joint list of Senior Research Officers irrespective of their functional group and seniority with in the group and to undertake fresh process for filling of posts n question strictly in accordance with the Khyber Pakhtunkhwa Agriculture Department (Recruitment and Appointment) Rules, 1981 with reference to Schedule-1 for the appointment of Director/Coordinator Agriculture Research. The decision of S&CAD in the case of M/S Dilrosh and Tasleem Han also supports appellants' case. The Tribunal in view of the above accepts the appeal to this extent whereas in case of prescribing specific qualification for BPS-18(Ph.D in this case) is the prerogative of the government as its deem fit for initial recruitment. Parties are left to bear their own cost. File be consigned to the record.

The judgment will also dispose of other connected appeals No. 974/2014 Muhammad Hussain, No. 1147/2011, Manzoor Akbar, No. 1148/2011 Noor Jan, No. 1149/2011, No. 1150/2011 Abdur Rauf, No. 1151/2011 Muhammad Rafiq, No. 1152/2011 Abdul Majeed, No. 1153/2011 Zubair Shah, No. 1154/2011 Abdur Rauf, No. 1155/2011 Suleman, No. 1156/2011 Imtiaz Ahmad, No. 1157/2011 Abdul Qayum, No. 1158/2011 Tehseenullh Khan, No. 1159/2011 Sahib Zada Rashid Ahmad, No. 1160/2011

Attested  
 Taxid  
 Advocate  
 15/3/08



appointment/promotion of the civil servants in the lower posts. Certain cadre means functional group; every functional group maintained seniority of the Research Officer from their date of appointment under the rules. The question of pick & choose <sup>does</sup> not arise because highly qualified and Ph.D candidates are appointed after competitive examinations through Public Service Commission after advertisement of the posts in newspapers. He requested that the appeal may be dismissed.

7. The Tribunal observes that groups constituted are meant for efficient working and are not separate cadres, the groups are not subject related and does not have specific criteria/requirements and optional. The matter of seniority of civil servants is regulated under Section 8 of Khyber Pakhtunkhwa Civil Servants Act 1973, and Section 17 (amended) of the Khyber Pakhtunkhwa (Appointment, Promotion and Transfer) Rules 1989, according to which the inter-se-seniority of civil servants in a certain cadre to which promotion is made from different lower posts, carrying the same pay scale shall be determined from the date of regular appointment/promotion of the civil servants in the lower post. Vide judgment dated 20.5.2004, the Hon'ble Peshawar High Court accepted Writ Petition No. 81/2002, No. 437/2002 and 279/2007 set aside the impugned orders with direction to respondent department to prepare a fresh joint list of Senior Research Officers irrespective of their functional group and seniority within the group and to undertake fresh process for filling of posts in question, strictly in accordance with the Khyber Pakhtunkhwa Agriculture Department (Recruitment and Appointment) Rules, 1981 with reference to Schedule-1 for the appointment of Director/Coordinator Agriculture Research. The decision of S&CAD in the case of M/S Dilrosh and Tasleem Jan also supports appellant's case. The Tribunal in view of the above accepts the appeal to this extent whereas in case of prescribing specific qualifications for BPS-18 (Ph.D in this case) is the prerogative of the government as it deems fit for initial recruitment. Parties are left to bear their own costs. File be consigned to the record.

This judgment will also dispose of other connected appeals No. 974/2011 Muhammad Hussein, No. 1147/2011 Manzoor Akbar, No. 1148/2011 Noora Jan, No. 1149/2011 Muhammad Iqbal, No. 1150/2011 Jan Muhammad, No. 1151/2011, Muhammad Rafiq, No. 1152/2011 Abdul Majeed, No. 1153/2011 Zubir Shah, No. 1154/2011 Abdul Rauf, No. 1155/2011 Sulaiman, No. 1156/2011 Imtiaz Ahmad, No. 1157/2011 Abdul Qayum, No. 1158/2011 Fehsoorullah Khan, No. 1159/2011, Sahib Zada Rashid Ahmad, No. 1160/2011

ATTESTED  
Tariq  
Advocate

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Better Copy

Muhammad Ibrar, No. 1161/2011 Dr. Bashir Ahmad, No.1162/2011 Akram Khan No, 1163/2011 Zahoor-ul-Haq, No. 1164/2011 Mir Abbas Khattak, No.1165/2011 Mahabat Khan, No. 1166/2011 Muhammad Javed, No. 1167/2011 Sadur Rehman, No. 1168/2011 Tariq Jan, No. 1169/2011 Muhammad Aqeel, No. 1170/2011 Ayub Jan, No. 1171/2011 Zameer Hussain, No. 1172/2011 Shah Sawar, No. 1173/2011 Azim Khan, No. 1174/2011 Inayat Hussain, No. 1175/2011 Nazir Ahmad, No. 1176/2011 Humayun Khan, No. 1177/2011 Sharafat Gul, No. 1178/2011 Mahammad Anwar, No. 1179/2011 Habibullah, No. 1180/2011 Tahir Sajjad, No. 1181/2011 Ghulam Rasool in the same manner.

ANNOUNCED

17.7.2012

(FAREEDULLAH KHAN)  
MEMBER

(SYED NANZOOR ALI SHAH)  
MEMBER

*Attested  
Tariq  
Advocate  
15/3/018*

Yasir Advocate

Date of Delivery of Copy  
 Date of Distribution of Copy  
 Name of Applicant  
 Address  
 City  
 Number of Pages  
 State of Present Home of Applicant

(SYED MANZOOK ALI SHAIK)  
 MEMBER  
 Certified to be true copy  
 Khyber Pakhtunkhwa  
 Service Tribunal  
 Peshawar

(MANZOOK ALI SHAIK)  
 MEMBER

ANNOUNCED  
 17.7.2012

Muhammad Ibrar, No. 1161/2011 Dr. Bashir Ahmad, No. 1162/2011 Akbar Khan,  
 No. 1163/2011 Zahoor-ud-Din, No. 1164/2011 Mr. Abbas Khattak, No. 1165/2011  
 Manabat Khan, No. 1166/2011 Muhammad Javed, No. 1167/2011 Sadur Rehman,  
 No. 1168/2011 Farid Jan, No. 1169/2011 Muhammad Aqeel, No. 1170/2011 Ayub  
 Jan, No. 1171/2011 Zamroz Hussain, No. 1172/2011 Shah Sawai, No. 1173/2011  
 Aam Khan, No. 1174/2011 Inayat Hussain, No. 1175/2011 Nazir Ahmad, No.  
 1176/2011 Humayun Khan, No. 1177/2011 Sharafat Gul, No. 1178/2011  
 Muhammad Anwar, No. 1179/2011 Habibullah, No. 1180/2011 Tahir Sajjad, No.  
 1181/2011 Ghulam Rasool in the same manner.

6



GOVERNMENT OF KHYBER PAKHTUNKHWA  
AGRICULTURE LIVESTOCK & COOPERATIVE  
DEPARTMENT

Dated Peshawar, the August 16, 2016

NOTIFICATION

NO. SOE (AD) V-7/2015/RW.-

On recommendations of the Provincial Selection

Board (PSB), the competent authority is pleased to promote the following BS-17 Officer of Agriculture Research to BS-18 on regular basis with immediate effect:-

Sr.No.	Name of Officer	Sr.No.	Name of officer
1.	Mr. Abdul Rauf	2.	Dr. Manzoor Akbar
3.	Dr. Imtiaz Ahmad	4.	Dr. Sadr Rehman
5.	Mr. Abdul Majeed	6.	Mr. Muhammad Subhan
7.	Mr. Muhammad Suleman	8.	Dr. Amjad Khan
9.	Mr. Imran Ali	10.	Dr. Azim Khan
11.	Dr. Tariq Jan	12.	Dr. Bashir Ahmad
13.	Mr. Ahmad Said	14.	Mr. Humayun Khan
15.	Mr. Nazir Ahmad	16.	Dr. Muhammad Javed Khan
17.	Mr. Inayat Hussain Shah	18.	Mr. Muhammad Shah Sawar
19.	Dr. Ehsan Ullah	20.	Mr. Muhammad Anwar
21.	Mr. Nayyar Iqbal	22.	Syed Mehmood Shah Madni
23.	Dr. Barkat Ali Khan	24.	Mr. Noora Jan
25.	Mr. Abdur Raqib	26.	Mr. Mubait Khan
27.	Mr. Shirin Khan	28.	Mr. Muhammad Ilyas
29.	Mr. Muhammad Aqeel	30.	Mr. Muhammad Akram
31.	Mr. Zubair Shah	32.	Mr. Muhammad Rafiq
33.	Mr. Muhammad Sajjad	34.	Dr. Muhammad Iqbal
35.	Dr. Khalilur Rehman	36.	Mr. Niaz Muhammad
37.	Mr. Javed Iqbal	38.	Mr. Muhammad Ayaz
39.	Mr. Zafar Ali Khan	40.	Mr. Ziaullah
41.	Mr. Fazli Wahab	42.	Mr. Ahmad Zada
43.	Mr. Abdul Qayyum	44.	Mr. Mirza Hassan
45.	Mr. Ayub Jan	45.	Mr. Tariq Ahmad Jan
47.	Mr. Muhammad Khan	48.	Dr. Shahzada Arshad Salim
49.	Mr. Hafizur Rehman	50.	Mr. Falak Naz
51.	Mr. Mahmoodur Rehman	52.	Mr. Tajir Hussain
53.	Mr. Muhammad Ilyas	54.	Mr. Nisar Naqvi
55.	Mr. Roshan Ali	56.	Mr. Muhammad Tahir
57.	Mr. Bazar Mulla	58.	Mr. Ambar Shah
59.	Dr. Rahmat Gull	60.	Mr. Tahir Sajjad
61.	Mr. Saif Ali	62.	Dr. Ahmad Abbas
63.	Mr. Miftahuddin	64.	Mr. Ijaz Akhtar
65.	Mr. Noor Habib	66.	Mr. Irfan Ullah Khan
67.	Mrs. Shamsia Masroor	68.	Mr. Muhammad Younus

Tariq  
Advocate



GOVERNMENT OF KHYBER PAKHTUNKHWA  
AGRICULTURE LIVESTOCK & COOPERATIVE  
DEPARTMENT

Dated Peshawar, the August 16, 2016

Sr.No.	Name of Officer	Sr.No.	Name of officer
69.	Mrs. Rozina Naz	70.	Mr. Biland Iqbal
71.	Mr. Sajjad Anwar	72.	Mr. Nasiruddin
73.	Mr. Akhtar Ali	74.	Mr. Amjad Ali
75.	Mr. Mushtaq Ahmad	76.	Miss Anna Sadozai
77.	Miss Isma Khurshid	78.	Miss Zishan Gul
79.	Mr. Muhammad Arif	80.	Mr. Zahid Iqbal
81.	Mr. Iqbal Hussain	82.	Mrs. Tayyeba Samreen
83.	Mr. Abdul Qadoos	84.	Mr. Zahid Salim
85.	Mr. Islam Zada	86.	Mrs. Bibi Haleema
87.	Mr. Javed Rehman	88.	Dr. Ghazal Miraj
89.	Mr. Muhammad Khalid	90.	Dr. Muhammad Asim
91.	Mr. Shahid Ali	92.	Mr. Mehboob Ahmad

2. They will be on probation for a period of one year extendable for another one year in terms of Rule-15 of APT Rule, 1989. Their posting order will follow subsequently.

SECRETARY TO  
GOVT. OF KHYBER PAKHTUNKHWA  
AGRICULTURE, LIVESTOCK AND COOP. DEPTT.

Encls. of even No. & Date.

Copy forwarded for information and necessary action to the:-

1. Director General, Agriculture Research, Khyber Pakhtunkhwa, Peshawar.
2. Accountant General, Khyber Pakhtunkhwa, Peshawar.
3. Officers concerned.
4. PS to Minister for Agriculture, Khyber Pakhtunkhwa.
5. PS to Chief Secretary, Khyber Pakhtunkhwa.
6. PS to Secretary Agriculture, Khyber Pakhtunkhwa.
7. Personal file of the officer's concerned.
8. Master file.

(Dr. Mir Ahmad Khan)  
SECTION OFFICER-ESTT.

To

12

The Honorable Chief Minister  
Khyber Pakhtunkhwa

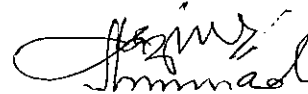
Subject: **REPRESENTATION/ APPEAL FOR CONSIDERATION OF PROMOTION OF APPELLANT FROM THE DATE 06/02/2006, WITH ALL THE BENEFITS**

Respected Sir,

The appellant submits as under:

1. That in Agricultural Research System seniority and promotion of the officers were used to determined and made in functional groups, without adhering to the service rules.
2. That due to the anomalous and defective procedure for the determination of seniority and promotion of the officers junior to the appellant namely Dr. Zaheer Ullah Khan has been promoted to BS-18 on 06/02/2006.
3. That this procedure has been nullified by the Honorable Service Tribunal, vide its Judgment dated 17/07/2012.
4. That now the appellant has also been promoted to BS-18 vide notification dated 16/08/2016 with immediate effect.
5. That according to civil servant Act 1973 and KP appointment Promotion and transfer rules 1989 the appellant's promotion with all benefits is to be considered from the date which is 06/02/2006, when his immediate junior (Dr. Zaheer Ullah) was promoted.

Therefore, it is humbly requested that promotion of the appellant with all benefits may kindly be considered from dated 06/02/2006.



**Nazir Ahmad**

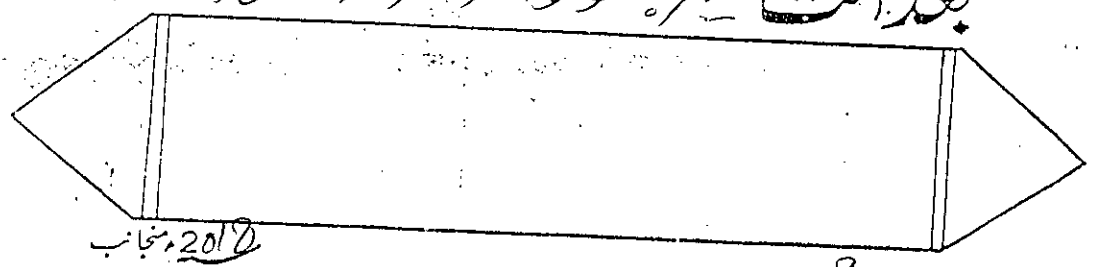
Senior Research Officer (Veg)  
Agricultural Research Institute  
Tarnab Peshawar.

ATTESTED

Tarid

Advocate

# بعد اذالت فیہ محتوی اسرومنز ٹریبیونل بساؤ



2018ء منجانب

بنام

نذیر احمد

3 مارچ

موردہ

مقدمہ

دعویٰ

پریم

سیکرٹری زراعت  
و قنبرہ

## باعث تحریر آنکھ

مقدمہ مشدرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ  
 آج ان مقام پر ساحب کیلئے (طریقہ مال الٹو و کٹ  
 مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز  
 وکیل صاحب کو راضی نامہ کرنے و تقرر ثالثہ فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور  
 ناسوریت ڈگری کرنے اجراء اور وصولی چیک، دروپیا عرضی دعویٰ اور درخواست ہر قسم کی تصدیق  
 زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری کی طرف یا اپیل کی برآمدگی اور منسوخی  
 نیز دائر کرنے اپیل گمرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور  
 کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ نیا اپنے بجائے تقرر کا اختیار  
 ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ  
 پر داخہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جہاں التوائے مقدمہ کے سبب سے ہوگا۔  
 کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی  
 مذکور کریں۔ لہذا اذکالت نامہ لکھ دیا کہ سند ہے۔

Handwritten signature: Javed Ahmad

المترنوم 3 مارچ 2018

Attested & Accepted  
 Tahir  
 Advocate  
 313/018