


Form- A

## FORM OF ORDER SHEET

Court of \_\_\_\_\_

Case No.- \_\_\_\_\_ 1292/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	05/09/2022	<p>The appeal of Dr. Tahir Farooq Nawaz resubmitted today by him . It is fixed for preliminary hearing before Single Bench at Peshawar on . Notices be issued to appellatant and his counsel for the date fixed.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

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

Service Appeal No. 1292/2022

Dr. Tahir Farooq Nawaz. . . . . **APPELLANT**

**VERSUS**

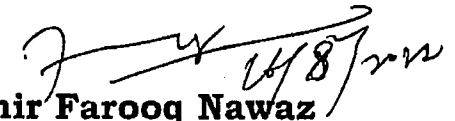
Govt. of Khyber Pakhtunkhwa & others. . . . **RESPONDENTS**

**I N D E X**

<b>S.No.</b>	<b>Description of Documents</b>	<b>Annex</b>	<b>Pages</b>
1.	Service Appeal with Affidavit		1-4
2.	Copy of Order dated 17.12.2020 of Hon'ble Peshawar High Court	A	5-
3.	Copy of C.O.C Petition	B	
4.	Copy of Promotion Notification dated 26.10.2021	C	
5	Copy of Departmental appeal	D	

Dated: 23.08.2022

Appellant

  
**Dr. Tahir Farooq Nawaz**  
(In person)  
Cell: 0333-9139115

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

Service Appeal No. 1292/2022

Dr. Tahir Farooq Nawaz, Head of Department of Dental Surgery, Naseerullah Khan Babar Memorial Hospital Kohat Road, Peshawar.

.....APPELLANT

VERSUS

1. Govt. of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat, Peshawar.
2. Secretary Health, Govt. of Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
3. Director General, Health Services, Directorate of Health Services, Warsak Road, Peshawar.

.....RESPONDENTS

**APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 TO THE EFFECT THAT THE APPELLANT HAS BEEN PROMOTED TO BS-20 VIDE ORDER DATED 26.10.2021, WHILE THE POST IN QUESTION WAS LAYING VACANT SINCE 18<sup>TH</sup> JANUARY, 2020, BUT THE RESPONDENTS ARE NOT AWARDING BACK BENEFITS ACCRUING SINCE 18<sup>TH</sup> JANUARY, 2020, WHICH IS ILLEGAL, ILLOGICAL AND AGAINST THE BASIC NORMS OF JUSTICE.**

**PRAYER-IN-APPEAL:**

On acceptance of the instant appeal, the respondents may please be directed to pay all the accruing back benefits to the appellant since 18<sup>th</sup> January, 2020 till date with 15% interest till realization.

**Respectfully Sheweth:**

1. That the appellant joined Health Department as Medical Officer/Dental Surgeon in BS-17 in the year 1989.
2. That the appellant got promoted to BS-18 on 13.06.2009 and to BS-19, on 14.11.2017 respectively.
3. That on 18<sup>th</sup> January, 2020, there were sufficient vacancies of BS-20 (Chief Dental Surgeon) were laying vacant and the appellant was eligible for promotion from BS-19 to BS-20.
4. That the appellant preferred writ petition before the Hon'ble Peshawar High Court, Peshawar to this effect and the same has been allowed, vide order dated 17.12.2020. (Copy annexed as "A").
5. That the respondents were reluctant to implement the judgment of Hon'ble Peshawar High Court, Peshawar, so the appellant preferred contempt of court petition before the Hon'ble High Court. (Copy annexed as "B").
6. That during the pendency of the C.O.C Petition the respondents finally promoted the appellant vide order dated 26.10.2021 with immediate effect. (Copy of Order is annexure "C").

7. That the appellant preferred departmental appeal to the respondents for the grant of all accruing back benefits since January, 2020, but to no avail, hence the instant appeal, on the following grounds;

**G R O U N D S:**

- A. That inaction of the respondents is against law, capricious and arbitrary in nature, hence liable to the indulgence of the Hon'ble Tribunal.
- B. That the respondents have shown their malafide from the fact that since 18<sup>th</sup> January, 2020 the post of BS-20 was vacant, but the respondents were not ready to promote the appellant according to law.
- C. That the appellant got promotion through Hon'ble High Court, Peshawar, but even then the respondents notified it with immediate effect, which speaks volumes in respect of malafide of the respondents.
- D. That it has been held by the superior courts in its various judgments that all the benefits regarding a post to which a civil servant is promoted will be from the date of vacancy and not from the date of notification of promotion.
- E. That the respondents have not dealt the appellant in accordance to Article 4 & 25 of the constitution.
- F. That the respondents have violated Article 10-A of the constitution.

G. That any other ground in respect of the appeal will be raised at the time of arguments with permission of this Hon'ble Tribunal.

It is, therefore, most humbly prayed that on acceptance of the instant appeal, the respondents may please be directed to pay all the accruing back benefits to the appellant since January, 2020 till date with 15% interest till realization, according to law.

Dated: 23.08.2022

Appellant

*[Signature]*  
23/8/2022  
**Dr. Tahir Farooq Nawaz**  
(In person).

**AFFIDAVIT**

I, Dr. Tahir Farooq Nawaz, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.

*[Signature]*  
23/8/2022  
DEPONENT

**ATTESTED**

*[Signature]*  
23-08-2022  
**MIAN SIBGHAT ULLAH SIKANDAR**  
Sr. Advocate  
Oath Commissioner / Notary Public  
High Court Peshawar

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**IN THE PESHAWAR HIGH COURT, PESHAWAR.**

W.P. No. 5049 /2020

1. Dr. Tahir Farooq Nawaz  
Principal Dental Surgeon, Cat-d-  
Hospital Badaber Peshawar.



..... Petitioners.

**VERSUS**

1. Government of Khyber Pakhtunkhwa, through  
Chief Secretary, Peshawar.
2. Secretary Finance, Government of Khyber  
Pakhtunkhwa, Peshawar.
3. Secretary Health, Government of Khyber  
Pakhtunkhwa, Peshawar.
4. Secretary Establishment Govt. of Khyber  
Pakhtunkhwa, Peshawar.
5. Provincial Services Board through Chief  
Secretary, Peshawar.

.... Respondents

WRIT PETITION UNDER ARTICLE 199 OF  
THE CONSTITUTION OF ISLAMIC REPUBLIC  
OF PAKISTAN, 1973 TO THE EFFECT THAT  
SENIORITY LIST OF PRINCIPAL DENTAL  
SURGEON PENDING WITH SECRETARY  
HEALTH GOVT. OF KHYBER  
PAKHTUNKHWA SINCE 16.06.2020.

FILED TODAY  
Deputy Registrar

RESPECTFULLY SHEWETH

**The petitioner submit as following:-**

1. That the petitioner is a Principal Dental Surgeon (BS-19)  
and is in the promotion zone.

**ATTESTED**

**EXAMINER  
Peshawar High Court**

2. That Seniority List of Principal Dental Surgeon BPS-19 alongwith PBS 19 & BPS-17 was sent to Secretary Health for finalization on 04.03.2020 under the endorsement No.3249-E-1. The same was returned to D.G. Health with some observation. After fulfilling all the coddle formalities the final Seniority list of Dental Surgeon BPS-17 to BPS-20 was sent to Health Department for further sending to Secretary Establishment (respondent No.4) and Chief Secretary (respondent No.1) for finalization on 16.06.2020 under the endorsement No.8301/E-1. (copy annexed as Annexure -A).
3. That four seats of Chief Dental Surgeon BPS-20 are lying vacant for the last more than one year (Copy annexed as Annexure-B)
4. That Secretary Health alongwith the other respondents are delaying the basic right of the petitioner and other employees for promotion by delaying the finalization of the Seniority and consequently the working paper for provincial Services Board consideration for promotion as finalization of seniority list is the basic requirement of Provincial Services Board for promotion of the employees.
5. That in this regard the petitioner first tried all the available means to persuade the respondent No.2 for seniority list to Establishment Department for finalization but to no avail.
6. That finally the petitioner submitted appeal to Respondent No.3 for the redressal, but the same is still awaited.
7. That the petitioner being aggrieved from the above and having no other adequate remedy available to the

FILED TODAY  
Deputy Registrar

**ATTESTED**

**EXAMINER**  
Peshawar High Court



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petitioner invoked the Constitutional Jurisdiction of this Hon'ble Court through this Writ Petition on the following grounds:-

### GROUNDS

- a) That a meeting of the Provincial Services Board is going to be held on 15<sup>th</sup> to 20<sup>th</sup> November, 2020.
- b) That without finalization of the seniority list of Principal Dental Surgeon the case of the petitioner alongwith other Dental Surgeon could not be sent to Provincial Services Board (PSB) for promotion.
- c) That in the September, 2021 the petitioner is supposed to be retired without promotion to BPS-20 bearing irreparable loss for a no fault of the petitioner.
- d) That due to bureaucratic red-tapezim, the petitioner alongwith other Doctor are suffering a lot.

### INTERIM RELIEF

- 1) That in case the respondents specially respondent No.1 & 4 are not restrained from convening the forth coming meeting of Provincial Services Board (PSB), the petitioner will have to suffer irreparable loss and the very purpose of this writ petition would be infructuous.

It is, therefore, humbly prayed that on acceptance of this Writ Petition Respondent No.3 be directed to send the seniority list of Principal Dental Surgeons BPS-19 for finalization to respondent No.4 and Respondent No.1.

**ATTESTED**  
**EXAMINER**  
Peshawar High Court


FILED TODAY  
Deputy Registrar

8      4

It is further prayed that Respondent No.1 and 4 may also be directed to include the promotion case of Principal Dental Surgeon BPS-19 to Chief Dental Surgeon BPS-20.

It is also prayed that the interim relief as requested in para (e) above may also be granted in favour of the petitioner.

Through

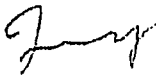
Petitioners  
  
(DR. TAHIR FAROOQ NAWAZ)  
PETITIONER IN PERSON.


CERTIFICATE

That no Writ Petition has been filed in this Honourable Court on the subject noted above.

LIST OF BOOKS

1. Constitution of Islamic Republic of Pakistan, 1973
2. C.P.C
3. Any other books will be produced at the bar.

  
PETITIONER IN PERSON

  
CERTIFIED TO BE TRUE COPY  
EXAMINER  
Peshawar High Court, Peshawar  
Authorised Under Article 8.7 of  
The Qanun-e-Shahadat Order 1984

27 DEC 2020

FILED TODAY  
Deputy Registrar

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**JUDGMENT SHEET**  
**PESHAWAR HIGH COURT, PESHAWAR**  
**(JUDICIAL DEPARTMENT)**

**WP No. 5049-P/2020**

**Dr. Tahir Farooq Nawaz vs. Govt. of KP through Chief  
Secretary, Peshawar and others.**

**JUDGMENT.**

Date of hearing: **17.12.20202**

Petitioner (s): **In person.**

Respondent (s): **By M/s Shumail Ahmad Butt AG & Syed  
Sikandar Hayat Shah, AAG along with  
Ziaullah Deputy Secretary Litigation.**



**SYED ARSHAD ALLI, J.-** Dr. Tahir Farooq Nawaz, who is posted as Principal Dental Surgeon, Category-D Hospital Badaber, Peshawar, has filed this constitutional petition seeking direction of this Court to the respondents No. 1 to 4 for placing his case of promotion before the Provincial Selection Board ("***PSB***") for the post of Chief Dental Surgeon (BPS-20).

2. The perusal of the record would reveal that the present petitioner has two fold grievances. Firstly, the non-finalization of the seniority list of BPS-19 officer of the cadre to which the present petitioner belongs and non-submission of his case before the PSB for his onward promotion to the post of Chief Dental Surgeon (BPS-20).

3. Learned Advocate General while appearing on behalf of the respondents has argued that the cases of civil servants for higher promotion to the post of BPS-20 from BPS-19 is considered subject to availability of post and the

**ATTESTED**  
**EXAMINER**  
Peshawar High Court

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eligibility of incumbent civil servant. He has further maintained that the retiring age was earlier enhanced from 60 years to 63 years through the Khyber Pakhtunkhwa Amendment Act No. XXX of 2019, which Act was, later, declared ultra vires by this Court and the petition of the Provincial Government against the judgment of this Court is pending before the apex Court, therefore, for all practical purposes, the said post would not be available for promotion.

4. Arguments heard and record peruse.

5. It is evident from record that the present petitioner is working as Principal Dental Surgeon in BPS-19, however, so far, the seniority list of BPS-19, which is a provincial cadre post has not been finalized. Under subsection (5) of Section 8 of the Khyber Pakhtunkhwa Civil Servants Act, 1973, the appointing authority is required to revise and notify in the official gazette at least once in a calendar year preferably in the month of January the seniority list of the incumbent officials. During the proceedings before this Court, respondents have placed on file the final seniority lists of the Senior Dental Surgeon & Principal Dental Surgeon working in BPS-18 and BPS-19 duly prepared by the parent department, however, the same await the approval of the worthy Chief Secretary. We are conscious of the fact that the promotion is not a vested right of a civil servant, however, to be considered for promotion in a transparent manner is indeed the legitimate expectation of each and every civil servant. The terms and

**ATTESTED**  
**EXAMINER**  
Peshawar High Court

conditions of a civil servant are governed under Khyber Pakhtunkhwa Civil Servants Act, 1973, the rules made thereunder and various instructions issued by the competent authority from time to time. All these, law and various instructions on the subject are meant to structure the discretion of the competent authority to deal the matters of the subordinate civil servant regarding their appointment, posting and promotion. Thus, it is not expected of the authority responsible for exercising their authority to unnecessarily delay the matters of promotion, appointment and posting. The absence of arbitrary power is a first essential of the rule of law upon which our whole constitutional system is based. In a system governed through rule of law, discretion, when conferred upon executive authorities, must be confined within defined limits. The rule of law from this point of view means that decisions should be made by the application of known principles and rulings and, in general, such decisions should be predictable and the citizen should know where he is. If a decision is taken without any principle or without any rule it is unpredictable and such a decision is the antithesis of a decision taken in accordance with the rule of law. (Delhi Transport Corporation v. D.T.C. Mazdoor Congress and others 'AIR 1991 SC 10')

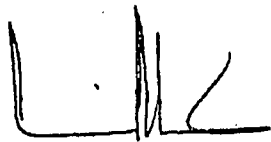
6. We are also conscious of the legal position that for enforcement of terms and conditions of a civil servant, appropriate Tribunal is established under the Khyber

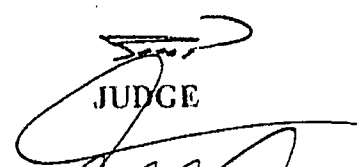
**ATTESTED**  
**EXAMINER**  
Peshawar High Court

Pakhtunkhwa Service Tribunal Act, 1974, however, the matter, which is raised in the present petition, relates to issuance of a writ of mandamus to the respondents to complete the process of preparation of the seniority list and making appointment, which is, admittedly, beyond the scope of jurisdiction conferred upon the Tribunal established under the Khyber Pakhtunkhwa Service Tribunal Act, 1974, therefore, we are inclined to interfere in the matter and thus accordingly direct the respondents to finalize the seniority of the BPS-19 and place the case of Principal Dental Surgeons (BPS-19) before forthcoming meeting of PSB subject to the availability of vacant post of Chief Dental Surgeon (BPS-20) and obviously the eligibility of the candidates for the said post within a period of two months.

7. The Writ Petition stands disposed of accordingly.

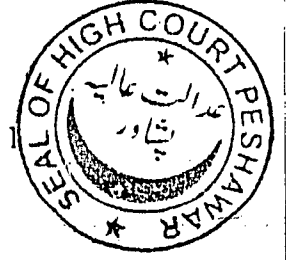
Announced  
17.12.2020

  
ACTING CHIEF JUSTICE

  
JUDGE

No. 19597  
 Date of Presentation of Application 17/12/2020  
 No of Pages 3  
 Copying fee 200  
 Date of Preparation of Copy 20/12/2020  
 Date of Delivery of Copy 20/12/2020  
 Received By [Signature]

**CERTIFIED TO BE TRUE COPY**  
 EXAMINER  
 Peshawar High Court, Peshawar  
 Authorized Under Article 87 of  
 the Constitution of Pakistan  
 21 DEC 2020



**BEFORE THE PESHAWAR HIGH COURT, PESHAWAR**

Contempt of Court Petition No. 07P of 2020/2021  
IN  
W.P No.5049 of 2020

Dr. Tahir Farooq Nawaz. . . . . **Petitioner**

**V E R S U S**

1. Mr. Kazim Niaz Chief Secretary Govt. of Khyber Pakhtunkhwa, Peshawar.
2. Mr. Imtiaz Hussain Shah Secretary to Govt. of Khyber Pakhtunkhwa, Health Department, Peshawar.
3. Mr. Mutahir Zeb Secretary Establishment Khyber Pakhtunkhwa Peshawar.
4. Mr. Muhammad Atif Secretary to Govt. of Khyber Pakhtunkhwa Finance Department, Peshawar. . . . . **Respondents**

**PETITION UNDER ARTICLE 204 OF THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN, 1973 READ WITH SECTION 3/4 OF THE CONTEMPT OF COURT ACT, FOR INITIATING CONTEMPT OF COURT PROCEEDINGS AGAINST THE RESPONDENTS FOR NOT HONOURING JUDGMENT DATED 17.12.2020 IN W.P NO.5049 of 2020 PASSED BY THIS HONOURABLE COURT.**

**Respectfully Sheweth:**

**ATTESTED**  
EXAMINER  
Peshawar High Court

That the petitioner humbly submits as under;

RE-FILED TODAY  
Deputy Registrar  
05 JAN 2021

FILED TODAY  
Deputy Registrar  
31 DEC 2020

1. That the petitioner is principle dental surgeon BPS-19 CAT-D Hospital Badāber, District Peshawar.
2. That in early round of litigation, non-finalization of seniority list of principle dental surgeons BPS-19 and non-submission of the case before the PSB, the constitutional petition no. 5049/2020 which was disposed of on 17.12.2020 after providing opportunity to the parties, it will be appropriate to reproduce the para no.6 of the judgment as under;

“We are also conscious of the legal position that for enforcement of terms and conditions of a civil servant, appropriate Tribunal I established under the Khyber Pakhtunkhwa Service Tribunal Act, 1974, however, the matter, which is raised in the present petition, relates to issuance of a writ of mandamus to the respondents to complete the process of preparation of the seniority list and making appointment, which is, admittedly, beyond the scope of jurisdiction conferred upon the Tribunal established under the Khyber Pakhtunkhwa Service Tribunal Act, 1974, therefore, we are inclined to interfere in the matter and **thus accordingly direct the respondents to finalize the seniority of the BPS-19 before forthcoming meeting of PSB subject to the availability of vacant post of Chief Dental Surgeon (BPS-20) and obviously the eligibility of the candidates for the said post within a period of two months**”.

**ATTESTED**  
FILED TODAY EXAMINER  
Deputy Registrar Peshawar High Court

31 DEC 2020



3. That after obtaining certified copy of judgment on 21.12.2020, the same was submitted to the respondents no. 1 to 4 through their establish channels i.e. PA to Secretary Health, SO-V Health Department, PA to Secretary Establishment etc. **(Copy of judgment dated: 21.12.2020 is attached as annexure "A")**
4. That the PSB was held on 30.12.2020. However neither seniority of principle Dental Surgeon BPS-19 was finalized nor the case for promotion of principle Dental Surgeon BPS-19 to Chief Dental Surgeon BPS-20 was placed before the PSB. **(Copy of the notification of PSB meeting and Agenda of PSB is attached as annexure "B")**
5. That the act of the respondents is not only malafide but also violation of the judgment of this honourable court.
6. That the respondents have intentionally disrespected the judgment of this court, thus committed contempt of court and are liable to be proceeded against under the law of contempt.
7. That despite of availability of four seats of Chief Dental Surgeon BPS-20 the petitioner was not even considered, placed on the agenda of PSB which act of the respondent is utter disregard of the judgment of this honourable court.

**PRAYER:**

**ATTESTED**  
EXAMINER  
Peshawar High Court

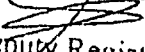
FILED TODAY  
Deputy Registrar  
31 DEC 2020

- 1) It is, therefore, most humbly prayed that on acceptance of this petition the respondents may please be summoned, proceeded against and punished according to contempt law.
- 2) The respondents be directed that comply the judgment of this court in letter and spirit in W.P. No. 5049/2020 dated: 17.12.2020.
- 3) Respondent No. 1 be directed to conduct an impartial inquiry, fix responsibility and duly punish the officials who delayed the finalization of seniority.
- 4) Furthermore it is prayed that the respondents be directed that the PSB should be meaningful as the petitioner is afraid that even after consideration of the petitioner case in PSB they may delay issuing of the minutes of the PSB and execution of the PSB minutes.

  
PETITIONER (in person)

Dated: 31.12.2020

**ATTESTED**  
EXAMINER  
Peshawar High Court

FILED TODAY  
  
Deputy Registrar  
31 DEC 2020

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**BEFORE THE PESHAWAR HIGH COURT, PESHAWAR**

Contempt of Court Petition No. 07P of 2020-2021  
IN  
W.P No.5049 of 2020

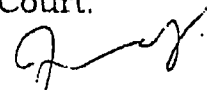
Dr. Tahir Farooq Nawaz. . . . . **Petitioner**

**V E R S U S**

Mr. Kazim Niaz Chief Secretary & others . . . . . **Respondents**

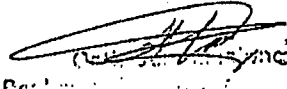
**AFFIDAVIT**

I, **Tahir Farooq Nawaz** Principle Dental Surgeon, CAT-D Hospital Badh bair, do hereby solemnly affirm and declare that the contents of this accompanying **Petition** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.



**DEPONENT**  
CNIC:17301-5788891-1  
CELL:0333-9139115

Identified by  
Jamal Niaz Adv  
31-12-2020

No.	16213
Certified that the above was verified on solemnly affirmation by the	
day of	Dec 2020
at	Police Circle
Who is present	Tahir Farooq Nawaz Deponent Self
By	
Date	31/12/2020

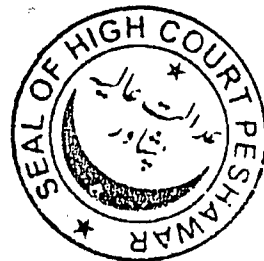
**ATTESTED**  
EXAMINER  
Peshawar High Court

FILED TODAY  
Deputy Registrar  
31 DEC 2020

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JUDGMENT SHEET  
IN THE PESHAWAR HIGH COURT  
JUDICIAL DEPARTMENT.

COC No.07-P/2021 with C.M.No.217-P,  
1322-P, 85-P, 1482-P & 1544-P of 2021  
in Writ Petition No.5049-P/2020



**J U D G M E N T**

Date of hearing : 19<sup>th</sup> April, 2022  
Petitioner : By Petitioner in person.  
(Dr. Tahir Farooq Nawaz)  
Respondents : By Syed Sikandar Hayat Shah,  
(Chief Secretary etc.) Additional Advocate General.

\*\*\*\*\*

**QAISER RASHID KHAN, CJ.**-Whereas the petitioner seeks the initiation of the contempt of court proceedings against the respondents for defying the judgment dated 17.12.2020 of this court rendered in W.P.No.5049-P/2020 by not giving him promotion to the post of Chief Dental Surgeon (BPS-20), the learned Addl. AG has produced a copy of notification bearing No.SOH(E-V)/3-3/2021 dated 26.10.2021 (placed on file) and states that the petitioner has been given the desired promotion. The petitioner however expresses his grievance over such compliance as instead of anti-dated promotion, he has been given promotion with immediate effect.

**ATTESTED**  
EXAMINER  
Peshawar High Court

Since the respondents have practically complied with the judgment, under implementation, therefore, we understand that no case is made out for the initiation of the contempt of court proceedings against them. This petition is thus disposed

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of along with C.Ms. If the petitioner is still aggrieved in any manner, he may, if so advised, approach the proper forum for the redressal of his grievance.

Announced  
19.04.2022

  
CHIEF JUSTICE

  
JUDGE

47884

Date of Presentation of Application 23/8/2022

No of Pages 7-9


Copying fee 98/-

Total 98/-

Date of Preparation of Copy 23/8/2022

Date of Delivery of Copy 23/8/2022

Received By [Signature]



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EXAMINER  
Peshawar High Court, Peshawar  
Authorized Under Article 87 of  
the Constitution of Pakistan 1973

23 AUG 2022



GOVERNMENT OF KHYBER PAKHTUNKHWA  
HEALTH DEPARTMENT

Dated Peshawar the October 26, 2021

NOTIFICATION


NO. H(E-V)/3-3/2021 On the recommendation of Provincial Selection Board on dated 14.10.2021, the competent authority is pleased to promote Dr. Tahir Farooq Nawaz, from Principal Dental Surgeon (BS-19) to the post of Chief Dental Surgeon (BS-20) with immediate effect, in terms of Para-VI of Promotion Policy 2009, Civil Servants, in the public interest.

SECRETARY HEALTH  
Govt. of Khyber Pakhtunkhwa

Ends. To. & Date Even

Copy to be:-

1. Accountant General Khyber Pakhtunkhwa.
2. Secretary Establishment Govt of Khyber Pakhtunkhwa.
3. Director General, Health Services, Khyber Pakhtunkhwa, Peshawar.
4. Deputy Director (IT), Health Department, with the direction to upload the notification on official website
5. PS to Secretary Health Department.
6. PS to Minister for Health Khyber Pakhtunkhwa.
7. Doctor concerned.
8. Personal file of the doctor concerned.

  
(TEHMAS AYYUB)  
Section Officer (E-V)

To

21  
The Worthy Chief Minister,  
Govt. of Khyber Pakhtunkhwa,  
Peshawar.

Subject: **DEPARTMENTAL APPEAL FOR BACK/  
ANTEDATED BENEFITS.**

Respected Sir,

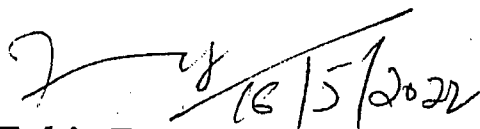
It is humbly prayed that the applicant is serving as Chief Dental Surgeon (BPS-20) at Naseer Ullah Khan Babar Memorial Hospital, Peshawar since December, 2021.

Sir I was promoted to the post of Chief Dental Surgeon BPS-20 on the order of Hon'ble Peshawar High Court dated 17.12.2020.

Si the delay in my promotion is totally on the part of department, otherwise I was eligible for promotion since 18.01.2020.

So it is humbly prayed to promote me from 18.01.2020 and order all antedated benefits in favour of the applicant.

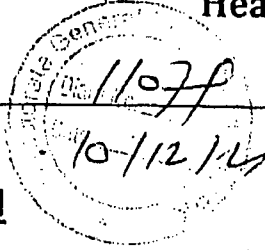
Thanks,

  
**Dr. Tahir Farooq Nawaz**  
Head of Department of Dental Surgery,  
Naseerullah Khan Babar Memorial  
Hospital Kohat Road, Peshawar.



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Government of Khyber Pakhtunkhwa,  
Health Department



Dated Peshawar the December 09, 2021

**NOTIFICATION**

**NO. SOH (E-V)/3-3/2021/228** Consequent upon the promotion of Dr. Tahir Farooq Nawaz to the post of Chief Dental Surgeon (BS-20) on regular basis vide this Department's Notification No. SOH(E-V)/3-3/2021 dated 26.10.2021, the Competent Authority is pleased to order posting/ actualization of the said doctor, against the vacant post of Chief Dental Surgeon (BS-20) to Govt. Naseerullah Khan Babar Memorial Hospital, Peshawar, with immediate effect, in the best public interest.

SECRETARY HEALTH  
GOVERNMENT OF KHYBER PAKHTUNKHWA

Endst. Of even No. & Date.

Copy to the:-

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director General Health Services, Khyber Pakhtunkhwa, Peshawar.
3. Medical Superintendent, Govt. Naseerullah Khan Babar Memorial Hospital, Peshawar.
4. Deputy Director (IT), Health Department, with the direction to upload the notification on official website.
5. PS to Minister for Health Department, Khyber Pakhtunkhwa.
6. PS to Secretary Health Department, Khyber Pakhtunkhwa.
7. Doctor concerned.

(TEHMAS AYYUB) 9/12/2021

**OFFICE OF THE DIRECTORATE GENERAL HEALTH KP PESHAWAR**

No. 20391-94/E-I

Dated:- 13/12/2021

Copy of the above is forwarded to the:-

1. Accountant General Khyber Pakhtunkhwa, Peshawar.
2. M.S Naseerullah Khan Babar Memorial Hospital Kohat Road Peshawar.
3. DHO Peshawar.
4. Doctors concerned.

For information & necessary action.

DIRECTOR (HRM) DGH  
Khyber Pakhtunkhwa Peshawar

DIRECTOR