

**ON GROUNDS**

- 1) Ground 1 of the appeal is incorrect. Action of the respondents is under the law and rules.
- 2) Ground 2 is incorrect, hence denied.
- 3) Ground 3 is also incorrect. The seniority list has been prepared under the rules and law.
- 4) Ground 3 is incorrect. Appellant has been placed as his right place in the seniority list.

In view of the above, it is requested that the instant appeal may be dismissed with cost.

  
**RESPONDENT NO.3)**  
Managing Director KP-TEVTA, Peshawar.

**BEFORE THE NWFP SERVICE TRIBUNAL, PESHAWAR**

**Appeal No.1000 /2014**

**Pirzada Asim, Store Keeper,  
Government College of Technology\_D.I.Khan.....APPELLANT.**

**VERSUS**

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

**AFFIDAVIT**

I, Muhammad Rasool, Assistant Director, (Litigation) Khyber Pakhtunkhwa, Technical Education & Vocational Training Authority do hereby solemnly affirm and confirm that the contents of the connected reply is true and correct to the best of our knowledge and belief and nothing has been concealed from this august court.

  
DEPONENT  
11101-3906115-7

**BEFORE THE KP SERVICE TRIBUNAL, PESHAWAR CAMP DIKHAN**

**Appeal No.1000/2014**

**Pirzada Asim, Store Keeper,  
Government College of Technology D.I.Khan... ..APPELLANT.**

**VERSUS**

**Government of Khyber Pakhtunkhwa through Secretary Industries, Technical  
Education & Manpower Training K. P. Peshawar & Others.  
.....RESPONDENTS**

**Reply on behalf of respondent No. ~~100~~ 3**

**Respectfully Sheweth,**

**PRELIMINARY OBJECTIONS:**

- A- That the appeal is badly time barred.
- B- That the appellants has no cause of action.
- C- The appellants has not come to the court with clean hands.
- D- The Appeal is not maintainable in its present form for non-joinder and mis-joinder.

**ON FACTS**

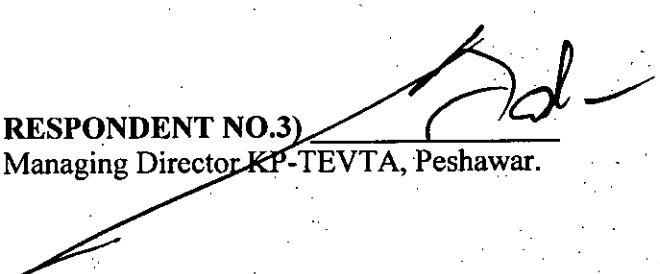
- 1) Para 1 of the appeal is correct as per record.
- 2) Para 2 of the appeal is correct.
- 3) Para 3 of the appeal is also correct.
- 4) Para 4 of the appeal is incorrect as framed. The appellants is working as Store Keeper and Store keepers already have their own line of promotion. The answering respondents have complied with the directions of the Court. The seniority list includes store keepers as well.
- 5) Para 5 of the appeal is incorrect. The answering respondents have obeyed directions of the Services Tribunal.
- 6) Para 6 of the appeal is denied, being incorrect. Appellants has been treated in accordance with law and combined Seniority list of store keeper with Senior Clerk has been prepared, as per the amended Rules.
- 7) Para 7 needs no comments.
- 8) Para 8 also needs no comments. However, appellants has no cause of action.

**ON GROUNDS**

- 1) Ground 1 of the appeal is incorrect. Action of the respondents is under the law and rules.
- 2) Ground 2 is incorrect, hence denied.
- 3) Ground 3 is also incorrect. The seniority list has been prepared under the rules and law.
- 4) Ground 3 is incorrect. Appellant has been placed as his right place in the seniority list.

In view of the above, it is requested that the instant appeal may be dismissed with cost.

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I, Muhammad Rasool, Assistant Director, (Litigation) Khyber Pakhtunkhwa, Technical Education & Vocational Training Authority do hereby solemnly affirm and confirm that the contents of the connected reply is true and correct to the best of our knowledge and belief and nothing has been concealed from this august court.

  
DEPONENT  
11101-3906115-7

**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.**

Pir Zada Asim

VS

Govt; of KPK and others

**APPEAL**

**Re- Joinder on behalf of Appellant.**

**Respectfully Sheweth,**

**Reply on Preliminary Objection.**

- 1- That the objection is incorrect. The appeal is well within time
- 2- That objection is incorrect.
- 3- That Para no 3 is incorrect.
- 4- That Para no 4 is incorrect.

**Para Wise Reply;**

- 1- That Para no 1 of reply is incorrect and Para of appeal is correct.
- 2- That Para no 2 of reply is admitted and para of appeal is correct.
- 3- That Para no 3 is correct.
- 4- That Para no 4 is incorrect. Para of appeal is correct. The respondents department is failed to comply the direction of hon'ble service tribunal regarding other posts including Store Kepeer. The respondent department issued a tentative seniority list on 31.12.2015 which also negates the impugn seniority list. Copy of Seniority list dated: 31.12.2015 is Annexure I.
- 5- That the para no.5 of reply is incorrect. The department did not comply the directions of hon'ble service tribunal.
- 6- That the para no.06 is incorrect.
- 7- That the para no.07 is incorrect.
- 8- That the para no.08 is incorrect.

**Reply on Grounds;**

- 1- That Para no 1 is incorrect while para no.01 of the appeal is correct and according to law.
- 2- That Para no 2 is incorrect. It is a settled law that seniority list should be prepared on the basis of initial appointment of a civil servant while respondents prepared the seniority list of petitioner from the date of up-gradation of his post.
- 3- That Para no 3 is incorrect.
- 4- That Para no 4 of reply is incorrect.

It is there fore requested that appeal may kindly be accepted with all back/future benefits.

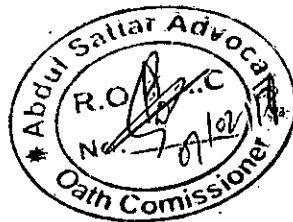
**YOUR HUMBLE APPELLANT**

*[Signature]*  
Through Counsel

*[Signature]*  
**Muhammad Anwar Awan**  
Advocate Supreme Court,

**AFFIDAVIT:**

**PIR ZADA ASIM**, do hereby solemnly affirm and declare on OATH that the contents of the same are true and correct to the best of my knowledge and belief and that nothing has been concealed from this hon'ble court



*[Signature]*  
**DEPONENT**

Phone: 091-9216888



KHYBER PAKHTUNKHWA TECHNICAL  
EDUCATION & VOCATIONAL TRAINING  
AUTHORITY, 3-A, CHINAR ROAD,  
UNIVERSITY TOWN, PESHAWAR.

www.kptevta.gov.pk



No: KP-TEVTA/HR-I/S/List/SCS/570(1-70)

Dated: 04/05/2016.

1. **The Principals,**  
Govt. College of Technology,  
Peshawar/Nowshera/Kohat/Bannu/  
D.I.Khan/Swabi/Swat/Timergara/Abbottabad/Tangi.
2. **The Principals,**  
Govt. Polytechnic Institute, (Boys),  
Sardar Ghari Peshawar, Haripur, Karak, Wari Dir(U), Takht Bhai,  
Bunir, Lakki, Mansehra, Mardan, Butkhela.
3. **All the Principals,**  
Govt. Technical and Vocational Centre (B),  
Abbottabad, Bannu, Batagram, Chakdara, Charsadda, Chitral,  
D.I.Khan, Dir Upper, Gulbahar Peshawar, Lakki Marwat, Ghazi  
Haripur, Hangu, Khalabat Haripur, Jehangira (NSR),  
Karak, Kohat, Mansehra, Mardan, Miongora Swat,  
Matta Swat, Serai Naurang, Samar Bagh, Tank, Takht Bhai,  
Yar Hussain Swabi, Hattyan Mardan, Palodheri Mardan, and  
Paharpur D.I.Khan..
4. **The Principals,**  
Govt. Technical and Vocational Centre (W),  
Abbottabad, Bannu, Charsadda, Chitral, D.I.Khan,  
Dir Timergara, Gulbahar Peshawar, Haripur, Hayatabad  
Peshawar, Karak, Kohat, Mansehra, Mardan, Mingora Swat,  
Nowshera and Swabi.
5. **The Principal,**  
Govt. Technical Teacher Training Center,  
Hayatabad, Peshawar.
6. All Section Incharge of KP-TEVTA Head Office.

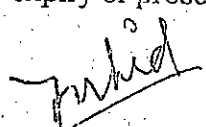
Subject: TENTATIVE SENIORITY LIST OF SENIOR CLERKS/COMPUTER OPERATORS  
& STORE KEEPERS, GTVC'S, GCT'S, GPI'S, GTI'S & GTTC AS STOOD ON  
31-12-2015.

In exercise of the powers conferred under sub-section (1) of section-8 of the Khyber Pakhtunkhwa, Civil Servants Act, 1973 (Khyber Pakhtunkhwa, Act No. XVIII of 1973), & to notify Tentative Seniority list as stood on 31-12-2015 of Senior Clerks/Computer Operators & Storekeepers.

2. You are therefore, requested that the same may please be circulated amongst the concerned staff & signed the duplicate copy from the officials concerned along with objection if any and submit to this office within 30 days of the receipt of this letter.

3. No objection will be entertained after the expiry of prescribed period.

DA/As above.

  
DEPUTY DIRECTOR  
(Admn/HR)



TENTATIVE SENIORITY LIST OF SENIOR CLERKS (BS-14) COMPUTER OPERATORS (BS-12) AND STOREKEEPERS (BS-09) GTVC'S, GTI'S,GPI'S, GCT'S AND GTTC IN TECHNICAL EDUCATION & VOCATIONAL TRAINING AUTHORITY AS A STOOD ON 31-12-2015.

Sr. No	Name of incumbent with academic qualification	Date of birth with domicile	Date of 1st entry into Govt. service	Regular appointment / promotion to the present post.			Place of Duty	Remarks
				Date	BPS	Method of recruitment		
01	Zahir Shah, Storekeeper (BS-09) FA	20.12.1958 Swat	26.2.1984	26.2.1984	09	By initial	GCT, Swat	
02	Nazir Ahmad (BS-09) Storekeeper i. Matric ii. DAE(Mech)	03.03.1960 Mansehra	15.6.1981	18.4.1984	09	By initial	GCT, Abbottabad	
03	Rabnawaz Khan Storekeeper (BS-09) Matric	07.10.1958 Bannu	01.11.1982	19.4.1984	09	By initial	GCT, Bannu	
04	Muhammad Iqbal Storekeeper (BS-09) i. Matric ii. D. Com	15.8.1960 DI Khan	25.4.1984	25.4.1984	09	By initial	GCT, D.I.Khan	
05	Muhammad Ayaz Computer operator (BS-12) BA	10.03.1963 Peshawar	19.6.1984	19.6.1984	12	By initial		
06	Muhammad Tariq Storekeeper (BS-09) FA ii. Apprenticeship Certificate	01.06.1959 Mardan	26.4.1988	01.07.1988	09	By initial		
07	Irshad Nabi Storekeeper (BS-09) BA	04.12.1964 Mohd. Agency	04.09.1988	04.09.1988	09	By initial	GTVC, Ikka Ghund	
08	Liaqat Ali Storekeeper (BS-09) DAE(R/E)	02.04.1957 Peshawar	18.09.1988	18.9.1988	09	By initial	GPI, Peshawar	

Contd.....P-2

09	Asadullah Computer Operator(BS-12) D.Com	25.4.1970 Bannu	26.10.1982	01.12.1988	12	By initial	
10	Muhammad Zahid Storekeeper (BS-09) Matric	01.01.1968 Swabi	23.04.1988	01.02.1990	09	By initial	
11	Mohammad Tariq Storekeeper(BS-09) Matric ii.2 year Cert:	15.03.1961 Swabi	26.4.1988	17.4.1990	09	By initial	
12	Inamullah khan Storekeeper(BS-09) Matric	12.12.1968 Peshawar	21.4.1990	21.4.1990	09	By initial	GCT, Kohat
13	Amirullah khan, Storekeeper(BS-09) Matric ii.2 year Cert:	03.04.1964 Bannu	22.4.1990	22.4.1990	09	By initial	Miranshah Agency SWA
14	Nazar Mehmood Storekeeper(BS-09) Matric	13.3.1963 Abbottabad	17.9.1988	03.05.1990	09	By initial	
15	Haq Nawaz Storekeeper(BS-09) Matric	01.05.1963 Mansehra	17.9.1985	14.7.1990	09	By initial	
16	Dost Muhammad Storekeeper (BS-09) Matric	01.01.1966 Abbottabad	01.01.1986	14.07.1990	09	By initial	
17	Zahoór Ul Islam Storekeeper(BS-09) Matric	09.04.1956 Mansehra	01.01.1986	14.07.1990	09	By initial	GCT, Nowshera
18	Noshad Storekeeper(BS-09) Matric	02.03.1958 Peshawar	04.08.1990	04.08.1990	09	By initial	GTVC(B), Gulbahar
19	Ijaz Ahmad Storekeeper(BS-09) Matric ii.D.Com	25.01.1966 Peshawar	26.8.1984	21.01.1991	09	By initial	GTVC(B), Chd
20	Fazli Rehman Storekeeper(BS-09)Matric	03.03.1965 Peshawar	11.02.1991	21.01.1991	09	By initial	GCT, Tangi
21	Gohar Ali Storekeeper(BS-09) FA	09.04.1968 Charsadda	22.01.1991	22.01.1991	09	By Initial	
22	Naeem Iqbal, Storekeeper(BS-09) FA	01-01-1972 Mardan	23-01-1991	23-01-1991	09	By Initial	
23	Darya khan Storekeeper(BS-09) i. BA ii.MA Pushto	03.11.1966 Nowshera	25.11.1990	20.4.1993	09	By initial	

24	Mr. Shoukat Hussain, Storekeeper i. Matric ii. 02 Years Cert.	10-06-1966 D.I.Khan	24-04-1993	24-04-1993	09	By Initial	
25	Mr. Saleem Ullah, Storekeeper FA	18-05-1974 F.R D.I.Khan	24-04-1993	24-04-1993	09	By Promotion	
26	Muhammad Ifitikhar Storekeeper(BS-09) MA(Islamiyat)	05.07.1973 Peshawar	27.4.1993	27.04.1993	09	By initial	GCT, Pesh/Sectt.
27	Waqif Khan Storekeeper(BS-09) Matric	03.09.1967 Manshera	24.2.1991	02.05.1993	09	By initial	
28	Mr. Jehanzeb, Storekeeper FA	08-01-1968 Bajur Agency	08-05-1993	08-05-1993	09	By Promotion	
29	Pirzada Asim Storekeeper(BS-09) BA	09.08.1960	01.07.1985	10.05.1993	09	By initial	
30	Inayatullah Storekeeper(BS-09) Matric	01.04.1961 DI Khan	01.08.1985	10.05.1993	09	By initial	
31	Mr. Mumtaz Hussain, Matric	24-04-1962 Peshawar	22-05-1985	10-05-1993	09	By Promotion	GTVC(B), Gujbar
32	Waqar Ahmad Storekeeper(BS-09) Late Matric	5.11.1964 Peshawar	19.3.1986	29.5.1993	09	By initial	Khyber Agency
33	Muhammad Hayat Storekeeper(BS-09) Matric	23.03.1965 Bannu	03.04.1985	29.5.1993	09	By initial	
34	Muhammad Islam Computer Operator(BS-12) BA	04.5.1961 Mardan	14.01.1991	31.7.1993	12	By initial	
35	Saifullah khan Senior Clerk(BS-14) BA	16.4.1961 Karak	10.10.1987	24.10.1995	14	By Promotion	

Contd.....P-4

36	Miss Shakira Taj Storekeeper(BS-09) BA	15.2.1969 Peshawar	03.11.1990	01.07.1996	09	By Promotion	GTVC(W), Hayatabad	
37	Hafeez ur-Rehman, Senior Clerk(BS-14) D.Com	15.2.1966 Mansehra	18.10.1988	09.05.2000	14	By Promotion		
38	Taj Muhammad Senior Clerk(BS-14) BA	21.3.1964 Mohmand Agency	19.10.1988	09.05.2000	14	By Promotion		
39	Amir Mumtaz Senior Clerk(BS-14) D.Com	18.7.1967 Bannu	21.9.1988	09.05.2000	14	By Promotion		
40	Mazhar Ahmad Senior Clerk(BS-14) Matric	04.05.1964 Peshawar	01.01.1986	23.10.2002	14	By Promotion		
41.	S.Iqtidar Hussain Shah Senior Clerk(BS-14) BA	02.04.1964 DIK	26.4.1986	31.07.2003	14	By Promotion		
42.	Bahadar khan Senior Clerk(BS-14) Matric	01.05.1958 Bannu	14.3.1978	29.10.2003	14	By Promotion		
43	Muhammad Iqbal Senior Clerk((BS-14) BA	15.4.1968 Bannu	17.10.1988	29.10.2003	14	By Promotion		
44	Gul Dad Senior Clerk(BS-14) D.Com	07.02.1971 Peshawar	02.12.1989	29.10.2003	14	By Promotion		
45	Nisar Ahmad Senior Clerk (BS-14) Matric	01.06.1960 Peshawar	01.01.1986	20.01.2004	14	By Promotion		
46	Yaqoob khan Senior Clerk(BS-14) Matric	17.3.1961 Peshawar	16.3.1986	20.01.2004	14	By Promotion		
47	Kiramatullah Senior Clerk((BS-14) BA	14.4.1968 Peshawar	14.4.1988	20.01.2004	14	By Promotion		
48	Gul Badshah Senior Clerk(BS-14) MA	01.9.1966 Peshawar	29.5.1988	20.01.2004	14	By Promotion		

49	Muhammad Yaseen Senior Clerk (BS-14) MA (Islamiyat) DIT	10.2.1967 DIK	06.12.1989	01.01.2005	14	By Promotion	
50	Ijaz Butt Senior Clerk (BS-14) BA	27.5.1966 Peshawar	13.9.1990	01.01.2005	14	By Promotion	
51	Janifullah Senior Clerk (BS-14) FA	14.8.1973 Peshawar	28.7.1996	01.01.2005	14	By Promotion	
52	Fazal Ghani Senior Clerk (BS-14) Matric	01.03.1969 Swabi	02.12.1989	01.06.2005	14	By Promotion	
53	Mr. Khair Ullah, Storekeeper (BPS-09) MA (Islamiyat)	11-11-1981 D.I.Khan	01-04-2006	01-04-2006	09	By Initial	GTVC(B), D.I.Khan
54	Muhammad Ayub Senior Clerk (BS-14) D.Com	01.4.1964 DIK	02.12.1989	22.05.2007	14	By Promotion	
55	Muhammad Islam Senior Clerk (BS-14) FA	09.02.1961 Swabi	09.12.1989	28.5.2007	14	By Promotion	
56	Noor ul Basher Senior Clerk (BS-14) FA	09.05.1968 Nowshera	12.12.1989	28.5.2007	14	By Promotion	GPI, Haripur
57	Gul Basher Senior Clerk (BS-14) FA	12.2.1965 Peshawar	14.5.1988	28.5.2007	14	By Promotion	
58	Sher Zamin Senior Clerk (BS-14) FA	14.4.1969 Mardan	25.5.1988	28.5.2007	14	By Promotion	
59	Noor ul Islam Senior Clerk (BS-14) Matric	31.01.1970 Bannu	01.04.1990	28.5.2007	14	By Promotion	
60	Raziq Nawaz Senior Clerk (BS-14) D.Com	13.09.1971 Bannu	08.09.1990	28.5.2007	14	By Promotion	

61	Azam Jan Senior Clerk(BS-14) Matric	28.03.1969 Peshawar	09.09.1990	28.5.2007	14	By Promotion		
62	Aleem Jan Senior Clerk(BS-14) Matric	01.01.1965 Mohamnd Agcy	10.9.1990	28.5.2007	14	By Promotion		
63	Ikram Ullah Senior Clerk((BS-14) FA	04.9.1967 DIK	15.9.1990	28.5.2007	14	By Promotion		
64	Sardar Muhammad Senior Clerk(BS-14) Matric	05.05.1957 Swat	01.09.1986	28.5.2007	14	By Promotion		
65	Muhammad Ali Jan Senior Clerk(BS-14) Matric	05.02.1967 Swat	19.10.1988	5.11.2008	14	By Promotion		
66	Azam Jan Senior Clerk(BS-14) Matric	28.03.1969 Peshawar	09.09.1990	28.5.2007	14	By Promotion		
67	Aleem Jan Senior Clerk(BS-14) Matric	01.01.1965 Mohamnd Agcy	10.9.1990	28.5.2007	14	By Promotion		
65	Javid Senior Clerk(BS-14) FA	01.01.1966 Swat	11.12.1988	5.11.2008	14	By Promotion		
66	Sher Nawaz Khan Senior Clerk(BS-14) Matric	01.06.1964 Lakki	16.8.1989	5.11.2008	-do-	By Promotion		
67	Muhammad Ajmal Senior Clerk(BS-14) Matric	07.05.1967 Lakki Marwat	13.4.1991	5.11.2008	-do-	By Promotion		
68	Muhammad Ilyas Senior Clerk(BS-14) Matric	10.4.1970 Peshawar	31.08.1989	5.11.2008	14	By Promotion		
69	Abdul Salam Senior Clerk(BS-14) Matric	27.09.1970 DIK	02.09.1989	5.11.2008	14	By Promotion		

70	Saeed ur Rehman Senior Clerk(BS-14) Matric	15.3.1970 Charsadda	14.09.1989	14	By Promotion		
71	Muhammad Fayaz Senior Clerk (BS-14) FA	15.02.1968 Peshawar	16.9.1989	5.11.2008	14	By Promotion	
72	Fayaz khan Senior Clerk(BS-14) BA	02.05.1969 Peshawar	01.10.1989	5.11.2008	14	By Promotion	
73	Khurshid Khan Senior Clerk(BS-14) FA	18.9.1967 Bannu	24.8.1991	07.02.2011	14	By Promotion	
74	Muhammad Nazir Senior Clerk(BS-14) Matric	22.4.1967 Abbottabad	20.3.1990	07.02.2011	14	By Promotion	
75	Gul Sarwar Senior Clerk(BS-14) Matric	20.1.1970 DIK	17.9.1990	07.02.2011	14	By Promotion	
76	Mir Ajab Senior Clerk(BS-14) Matric	25.9.1967 Chitral	22.10.1988	07.02.2011	14	By Promotion	
77	Sohaib Ahmad Senior Clerk(BS-14) FA	20.3.1970 Mardan	1.9.1990	07.02.2011	14	By Promotion	
78	Muhammad Zahid Senior Clerk(BS-14) BA LLB	1.1.1958 Swabi	3.10.1983	07.02.2011	14	By Promotion	
79	Mrs Bahreen Bibi Senior Clerk((BS-14) FA	7.2.1962 Peshawar	19.5.1987	07.02.2011	14	By Promotion	
80	Aqil Ahmad Senior Clerk(BS-14) BA	11.12.1973 Swabi	01.02.1993	07.02.2011	14	By Promotion	
81	Wajid Ali Senior Clerk(BS-14) Matric	11.2.1973 Malakand	03.02.1993	07.02.2011	14	By Promotion	
82	Shamsher Ali Senior Clerk(BS-14) BA	1.3.1965 Swat	07.02.1993	07.02.2011	14	By Promotion	

Contd.....P-8

83	Muhammad Mustafa Senior Clerk(BS-14) Matric	01.09.1970 DIK	07.02.1993	07.02.2011	14	By Promotion		
84	Mr. Hizbur Rehman C/Operator (B-12) i) B.A./DIT ii) D.Com	3-04-1964 Mardan	26-10-1982	23-12-2011	12			
85	Muhammad Liaq Senior Clerk(BS-14)Matric	08.05.1965 Swat	08.11.1988	2012	14	By Promotion		
86	Siraj Muhammad Senior Clerk (BS-14) FA	22.7.1992	10.01.1991	31.07.2013	14	By Promotion		
87	Aslam khan Senior Clerk(BS-14) Matric	13.3.1966 Lakki Marwat	27.01.1991	31.7.2013	14	By Promotion		
88	Shoukat Zardad Senior Clerk(BS-14) Matric	01.05.1970 Mansehra	28.8.1991	31.7.2013	14	By Promotion		
89	Sajid Majeed Senior Clerk((BS-14) Matric	18.02.1968 DIK	19.8.1992	31.7.2013	14	By Promotion		
90	Nadir Khan Senior Clerk(BS-14) FA FA	10.01.1963 Lakki	23.08.1993	31.7.2013	14	By Promotion		



91	Ashfaq Hussain Senior Clerk(BS-14) Matric	21.09.1974 Peshawar	01.04.1993	31.7.2013	14	By Promotion		
92	Nawah Gul Senior Clerk(BS-14) Matric	13.4.1969 Peshawar	13.9.1988	31.7.2013	14	By Promotion		
93	Bashir Khan Senior Clerk(BS-14) Matric	08.03.1973 Peshawar	27.9.1995	31.7.2013	14	By Promotion		
94	Fayaz ullah Senior Clerk(BS-14) D.Com	02.01.1970 Peshawar	16.10.1996	31.7.2013	14	By Promotion		
95	Mr. Inamullah		15-02-1995	15-04-2014	14	By Promotion		
96	Mr. Gul Shad F.A.		15-02-1995	15-04-2014	14	By Promotion		
97	Mumtaz Khan B.A.		07-12-1989	05-06-2014	14	By Promotion		
98	Nadir Khan Matric		15-02-1995	05-06-2014	14	By Promotion		

*Zahid*  
DEPUTY DIRECTOR  
(Admn/HR)

**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.**

Pir Zada Asim

VS

Govt; of KPK and others

**APPEAL**

**Re- Joinder on behalf of Appellant.**

**Respectfully Sheweth,**

**Reply on Preliminary Objection.**

- 1- That the objection is incorrect. The appeal is well within time
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- 3- That Para no 3 is incorrect.
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**Para Wise Reply;**


- 1- That Para no 1 of reply is incorrect and Para of appeal is correct.
- 2- That Para no 2 of reply is admitted and para of appeal is correct.
- 3- That Para no 3 is correct.
- 4- That Para no 4 is incorrect. Para of appeal is correct. The respondents department is failed to comply the direction of hon'ble service tribunal regarding other posts including Store Kepeer. The respondent department issued a tentative seniority list on 31.12.2015 which also negates the impugn seniority list. Copy of Seniority list dated: 31.12.2015 is Annexure I.
- 5- That the para no.5 of reply is incorrect. The department did not comply the directions of hon'ble service tribunal.
- 6- That the para no.06 is incorrect.
- 7- That the para no.07 is incorrect.
- 8- That the para no.08 is incorrect.

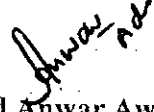
**Reply on Grounds;**

- 1- That Para no 1 is incorrect while para no.01 of the appeal is correct and according to law.
- 2- That Para no 2 is incorrect. It is a settled law that seniority list should be prepared on the basis of initial appointment of a civil servant while respondents prepared the seniority list of petitioner from the date of up-gradation of his post.
- 3- That Para no 3 is incorrect.
- 4- That Para no 4 of reply is incorrect.

It is there fore requested that appeal may kindly be accepted with all back/future benefits.

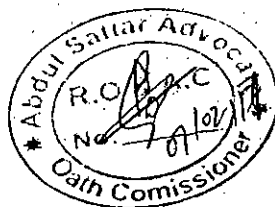
**YOUR HUMBLE APPELLANT**

  
Through Counsel

  
Muhammad Anwar Awan  
Advocate Supreme Court,

**AFFIDAVIT:**

PIR ZADA ASIM, do hereby solemnly affirm and declare on OATH that the contents of the same are true and correct to the best of my knowledge and belief and that nothing has been concealed from this hon'ble court



  
**DEPONENT**

Phone: 091-9216888



KHYBER PAKHTUNKHWA TECHNICAL  
EDUCATION & VOCATIONAL TRAINING  
AUTHORITY, 3-A, CHINAR ROAD,  
UNIVERSITY TOWN, PESHAWAR.

www.kptevta.gov.pk



No: KP-TEVTA/HR-I/S/Lis/SCSI/570 (1-70)

Dated: 04/10/2016.

1. **The Principals,**  
Govt. College of Technology,  
Peshawar/Nowshera/Kohat/Bannu/  
D.I.Khan/Swabi/Swat/Timergara/Abbottabad/Tangi.
2. **The Principals,**  
Govt. Polytechnic Institute, (Boys),  
Sardar Ghari Peshawar, Haripur, Karak, Wari Dir(U), Takht Bhai,  
Bunir, Lakki, Mansehra, Mardan, Butkhela.
3. **All the Principals,**  
Govt. Technical and Vocational Centre (B),  
Abbottabad, Bannu, Batagram, Chakdara, Charsadda, Chitral,  
D.I.Khan, Dir Upper, Gulbahar Peshawar, Lakki Marwat, Ghazi  
Haripur, Hangu, Khalabat Haripur, Jehangira (NSR),  
Karak, Kohat, Mansehra, Mardan, Miongora Swat,  
Matta Swat, Serai Naurang, Samar Bagh, Tank, Takht Bhai,  
Yar Hussain Swabi, Hattyan Mardan, Palodheri Mardan, and  
Paharpur D.I.Khan..
4. **The Principals,**  
Govt. Technical and Vocational Centre (W),  
Abbottabad, Bannu, Charsadda, Chitral, D.I.Khan,  
Dir Timergara, Gulbahar Peshawar, Haripur, Hayatabad  
Peshawar, Karak, Kohat, Mansehra, Mardan, Mingora Swat,  
Nowshera and Swabi.
5. **The Principal,**  
Govt. Technical Teacher Training Center,  
Hayatabad, Peshawar.
6. All Section Incharge of KP-TEVTA Head Office.

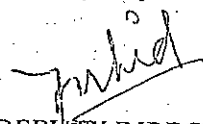
Subject: TENTATIVE SENIORITY LIST OF SENIOR CLERKS/COMPUTER OPERATORS  
& STORE KEEPERS, GTVC'S, GCT'S, GPI'S, GTI'S & GTTTC AS STOOD ON  
31-12-2015.

In exercise of the powers conferred under sub-section (1) of section-8 of the Khyber Pakhtunkhwa, Civil Servants Act, 1973 (Khyber Pakhtunkhwa, Act No. XVIII of 1973), & to notify Tentative Seniority list as stood on 31-12-2015 of Senior Clerks/Computer Operators & Storekeepers.

2. You are therefore, requested that the same may please be circulated amongst the concerned staff & signed the duplicate copy from the officials concerned along with objection if any and submit to this office within 30 days of the receipt of this letter.

3. No objection will be entertained after the expiry of prescribed period.

DA/As above.

  
DEPUTY DIRECTOR  
(Admn/HR)

TENTATIVE SENIORITY LIST OF SENIOR CLERKS (BS-14) COMPUTER OPERATORS (BS-12) AND STOREKEEPERS (BS-09) GTVC'S, GTI'S, GPI'S, GCT'S AND GTTTC IN TECHNICAL EDUCATION & VOCATIONAL TRAINING AUTHORITY AS A STOOD ON 31-12-2015.

Sr. No	Name of incumbent with academic qualification	Date of birth with domicile	Date of 1st entry into Govt. service	Regular appointment / promotion to the present post.			Place of Duty	Remarks
				Date	BPS	Method of recruitment		
01	Zahir Shah, Storekeeper (BS-09) FA	20.12.1958 Swat	26.2.1984	26.2.1984	09	By initial	GCT, Swat	
02	Nazir Ahmad (BS-09) Storekeeper i. Matric ii. DAE(Mech)	03.03.1960 Mansehra	15.6.1981	18.4.1984	09	By initial	GCT, Abbottabad	
03	Rabnawaz khan Storekeeper (BS-09) Matric	07.10.1958 Bannu	01.11.1982	19.4.1984	09	By initial	GCT, Bannu	
04	Muhammad Iqbal. Storekeeper (BS-09) i. Matric ii. D. Com	15.8.1960 DI Khan	25.4.1984.	25.4.1984	09	By initial	GCT, D.I. Khan	
05	Muhammad Ayaz Computer operator (BS-12) BA	10.03.1963 Peshawar	19.6.1984	19.6.1984.	12	By initial		
06	Muhammad Tariq Storekeeper (BS-09) FA ii. Apprenticeship Certificate	01.06.1959 Mardan	26.4.1988	01.07.1988	09	By initial		
07	Irshad Nabi Storekeeper (BS-09) BA	04.12.1964 Mohd. Agency	04.09.1988	04.09.1988	09	By initial	GTVC, Ikka Ghund	
08	Liaqat Ali Storekeeper (BS-09) DAE(R/E)	02.04.1957 Peshawar	18.09.1988	18.9.1988	09	By initial	GPI, Peshawar	

Contd.....P-2

09	Asadullah Computer Operator(BS-12) D.Com	25.4.1970 Bannu	26.10.1982	01.12.1988	12	By initial	
10	Muhammad Zahid Storekeeper (BS-09) Matric	01.01.1968 Swabi	23.04.1988	01.02.1990	09	By initial	
11	Mohammad Tariq Storekeeper(BS-09) Matric ii.2 year Cert:	15.03.1961 Swabi	26.4.1988	17.4.1990	09	By initial	
12	Inamullah khan Storekeeper(BS-09) Matric	12.12.1968 Peshawar	21.4.1990	21.4.1990	09	By initial	GCT, Kohat
13	Amirullah khan, Storekeeper(BS-09) Matric ii.2 year Cert:	03.04.1964 Bannu	22.4.1990	22.4.1990	09	By initial	Miranshah Agency SWA
14	Nazar Mehmood Storekeeper(BS-09) Matric	13.3.1963 Abbottabad	17.9.1988	03.05.1990	09	By initial	
15	Haq Nawaz Storekeeper(BS-09) Matric	01.05.1963 Mansehra	17.9.1985	14.7.1990	09	By initial	
16	Dost Muhammad Storekeeper (BS-09) Matric	01.01.1966 Abbottabad	01.01.1986	14.07.1990	09	By initial	
17	Zahoor Ul Islam Storekeeper(BS-09) Matric	09.04.1956 Mansehra	01.01.1986	14.07.1990	09	By initial	GCT, Nowshera
18	Noshad Storekeeper(BS-09) Matric	02.03.1958 Peshawar	04.08.1990	04.08.1990	09	By initial	GTVC(B), Gulbahar
19	Ijaz Ahmad Storekeeper(BS-09) Matric ii.D.Com	25.01.1966 Peshawar	26.8.1984	21.01.1991	09	By initial	GTVC(B), Chd
20	Fazli Rehman Storekeeper(BS-09)Matric	03.03.1965 Peshawar	11.02.1991	21.01.1991	09	By initial	GCT, Tangi
21	Gohar Ali Storekeeper(BS-09) FA	09.04.1968 Charsadda	22.01.1991	22.01.1991	09	By Initial	
22	Naeem Iqbal, Storekeeper(BS-09) FA	01-01-1972 Mardan	23-01-1991	23-01-1991	09	By Initial	
23	Darya khan Storekeeper(BS-09) i. BA ii.MA Pushto	03.11.1966 Nowshera	25.11.1990	20.4.1993	09	By initial	

24	Mr. Shoukat Hussain, Storekeeper i. Matric ii. 02 Years Cert.	10-06-1966 D.I.Khan	24-04-1993	24-04-1993	09	By Initial		
25	Mr. Saleem Ullah, Storekeeper FA	18-05-1974 F.R D.I.Khan	24-04-1993	24-04-1993	09	By Promotion		
26	Muhammad Ifikhar Storekeeper(BS-09) MA(Islamiyat)	05.07.1973 Peshawar	27.4.1993	27.04.1993	09	By initial	GCT, Pesh/Sectt.	
27	Waqif Khan Storekeeper(BS-09) Matric	03.09.1967 Manshera	24.2.1991	02.05.1993	09	By initial		
28	Mr. Jehanzeb, Storekeeper FA	08-01-1968 Bajur Agency	08-05-1993	08-05-1993	09	By Promotion		
29	Pirzadā Asim Storekeeper(BS-09) BA	09.08.1960	01.07.1985	10.05.1993	09	By initial		
30	Inayatullah Storekeeper(BS-09) Matric	01.04.1961 DI Khan	01.08.1985	10.05.1993	09	By initial		
31	Mr. Mumtaz Hussain, Matric	24-04-1962 Peshawar	22-05-1985	10-05-1993	09	By Promotion	GTVC(B), Gulbahar	
32	Waqar Ahmad Storekeeper(BS-09) Late Matric	5.11.1964 Peshawar	19.3.1986	29.5.1993	09	By initial	Khyber Agency	
33	Muhammad Hayat Storekeeper(BS-09) Matric	23.03.1965 Bannu	03.04.1985	29.5.1993	09	By initial		
34	Muhammad Islam Computer Operator(BS-12) BA	04.5.1961 Mardan	14.01.1991	31.7.1993	12	By initial		
35	Saifullah khan Senior Clerk(BS-14) BA	16.4.1961 Karak	10.10.1987	24.10.1995	14	By Promotion		

Contd.....P-4

36	Miss Shakira Taj Storekeeper(BS-09) BA	15.2.1969 Peshawar	03.11.1990	01.07.1996	09	By Promotion	GTVG(W), Hayatabad
37	Hafeez ur-Rehman, Senior Clerk(BS-14) D.Com	15.2.1966 Mansehra	18.10.1988	09.05.2000	14	By Promotion	
38	Taj Muhammad Senior Clerk(BS-14) BA	21.3.1964 Mohmand Agency	19.10.1988	09.05.2000	14	By Promotion	
39	Amir Mumtaz Senior Clerk(BS-14) D.Com	18.7.1967 Bannu	21.9.1988	09.05.2000	14	By Promotion	
40	Mazhar Ahmad Senior Clerk(BS-14) Matric	04.05.1964 Peshawar	01.01.1986	23.10.2002	14	By Promotion	
41	S.Iqtidar Hussain Shah Senior Clerk(BS-14) BA	02.04.1964 DIK	26.4.1986	31.07.2003	14	By Promotion	
42	Bahadar Khan Senior Clerk(BS-14) Matric	01.05.1958 Bannu	14.3.1978	29.10.2003	14	By Promotion	
43	Muhammad Iqbal Senior Clerk((BS-14) BA	15.4.1968 Bannu	17.10.1988	29.10.2003	14	By Promotion	
44	Gul Dad Senior Clerk(BS-14) D.Com	07.02.1971 Peshawar	02.12.1989	29.10.2003	14	By Promotion	
45	Nisar Ahmad Senior Clerk (BS-14) Matric	01.06.1960 Peshawar	01.01.1986	20.01.2004	14	By Promotion	
46	Yaqoob Khan Senior Clerk(BS-14) Matric	17.3.1961 Peshawar	16.3.1986	20.01.2004	14	By Promotion	
47	Kiramatuallah Senior Clerk((BS-14) BA	14.4.1968 Peshawar	14.4.1988	20.01.2004	14	By Promotion	
48	Gul Badshah Senior Clerk(BS-14) MA	01.9.1966 Peshawar	29.5.1988	20.01.2004	14	By Promotion	

Contd.....P-5



49	Muhammad Yaseen Senior Clerk (BS-14) MA(Islamiyat) DIT	10.2.1967 DIK	06.12.1989	01.01.2005	14	By Promotion	
50	Ijaz Butt Senior Clerk(BS-14) BA	27.5.1966 Peshawar	13.9.1990	01.01.2005	14	By Promotion	
51	Janifullah Senior Clerk(BS-14)FA	14.8.1973 Peshawar	28.7.1996	01.01.2005	14	By Promotion	
52	Fazal Ghani Senior Clerk (BS-14) Matric	01.03.1969 Swabi	02.12.1989	01.06.2005	14	By Promotion	
53	Mr. Khair Ullah, Storekeeper (BPS-09) MA (Islamiyat)	11-11-1981 D.I.Khan	01-04-2006	01-04-2006	09	By Initial	GTVC(B), D.I.Khan
54	Muhammad Ayub Senior Clerk (BS-14) D.Com	01.4.1964 DIK	02.12.1989	22.05.2007	14	By Promotion	
55	Muhammad Islam Senior Clerk(BS-14)FA	09.02.1961 Swabi	09.12.1989	28.5.2007	14	By Promotion	
56	Noor ul Basher Senior Clerk(BS-14) FA	09.05.1968 Nowshera	12.12.1989	28.5.2007	14	By Promotion	GPI, Haripur
57	Gul Basher Senior Clerk(BS-14) FA	12.2.1965 Peshawar	14.5.1988	28.5.2007	14	By Promotion	
58	Sher Zamin Senior Clerk(BS-14) FA	14.4.1969 Mardan	25.5.1988	28.5.2007	14	By Promotion	
59	Noor ul Islam Senior Clerk(BS-14) Matric	31.01.1970 Bannu	01.04.1990	28.5.2007	14	By Promotion	
60	Raziq Nawaz Senior Clerk(BS-14) D.Com	13.09.1971 Bannu	08.09.1990	28.5.2007	14	By Promotion	

61	Azam Jan Senior Clerk(BS-14) Matric	28.03.1969 Peshawar	09.09.1990	28.5.2007	14	By Promotion		
62	Aleem Jan Senior Clerk(BS-14) Matric	01.01.1965 Mohamnd Agcy	10.9.1990	28.5.2007	14	By Promotion		
63	Ikram Ullah Senior Clerk((BS-14) FA	04.9.1967 DIK	15.9.1990	28.5.2007	14	By Promotion		
64	Sardar Muhammad Senior Clerk(BS-14) Matric	05.05.1957 Swat	01.09.1986	28.5.2007	14	By Promotion		
65	Muhammad Ali Jan Senior Clerk(BS-14) Matric	05.02.1967 Swat	19.10.1988	5.11.2008	14	By Promotion		
66	Azam Jan Senior Clerk(BS-14) Matric	28.03.1969 Peshawar	09.09.1990	28.5.2007	14	By Promotion		
67	Aleem Jan Senior Clerk(BS-14) Matric	01.01.1965 Mohamnd Agcy	10.9.1990	28.5.2007	14	By Promotion		
65	Javid Senior Clerk(BS-14) FA	01.01.1966 Swat	11.12.1988	5.11.2008	14	By Promotion		
66	Sher Nawaz Khan Senior Clerk(BS-14) Matric	01.06.1964 Lakki	16.8.1989	5.11.2008	-do-	By Promotion		
67	Muhammad Ajmal Senior Clerk(BS-14) Matric	07.05.1967 Lakki Marwat	13.4.1991	5.11.2008	-do-	By Promotion		
68	Muhammad Ilyas Senior Clerk(BS-14) Matric	10.4.1970 Peshawar	31.08.1989	5.11.2008	14	By Promotion		
69	Abdul Salam Senior Clerk(BS-14) Matric	27.09.1970 DIK	02.09.1989	5.11.2008	14	By Promotion		

70	Saeed ur Rehman Senior Clerk(BS-14) Matric	15.3.1970 Charsadda	14.09.1989	14	By Promotion		
71	Muhammad Fayaz Senior Clerk(BS-14) FA	15.02.1968 Peshawar	16.9.1989	5.11.2008	14	By Promotion	
72	Fayaz Khan Senior Clerk(BS-14) BA	02.05.1969 Peshawar	01.10.1989	5.11.2008	14	By Promotion	
73	Khurshid Khan Senior Clerk(BS-14) FA	18.9.1967 Bannu	24.8.1991	07.02.2011	14	By Promotion	
74	Muhammad Nazir Senior Clerk(BS-14) Matric	22.4.1967 Abbottabad	20.3.1990	07.02.2011	14	By Promotion	
75	Gul Sarwar Senior Clerk(BS-14) Matric	20.1.1970 DIK	17.9.1990	07.02.2011	14	By Promotion	
76	Mir Ajab Senior Clerk(BS-14) Matric	25.9.1967 Chitral	22.10.1988	07.02.2011	14	By Promotion	
77	Sohail Ahmad Senior Clerk(BS-14) FA	20.3.1970 Mardan	1.9.1990	07.02.2011	14	By Promotion	
78	Muhammad Zahid Senior Clerk(BS-14) BA LLB	1.1.1958 Swabi	3.10.1983	07.02.2011	14	By Promotion	
79	Mrs Bahreen Bibi Senior Clerk((BS-14) FA	7.2.1962 Peshawar	19.5.1987	07.02.2011	14	By Promotion	
80	Aqil Ahmad Senior Clerk(BS-14) BA	11.12.1973 Swabi	01.02.1993	07.02.2011	14	By Promotion	
81	Wajid Ali Senior Clerk(BS-14) Matric	11.2.1973 Malakand	03.02.1993	07.02.2011	14	By Promotion	
82	Shamsher Ali Senior Clerk(BS-14) BA	1.3.1965 Swat	07.02.1993	07.02.2011	14	By Promotion	

Contd.....P-8

83	Muhammad Mustafa Senior Clerk(BS-14) Matric	01.09.1970 DIK	07.02.1993	07.02.2011	14	By Promotion		
84	Mr. Hizbur Rehman C/Operator (B-12) i) B.A./DIT ii) D.Com	3-04-1964 Mardan	26-10-1982	23-12-2011	12			
85	Muhammad Liaq Senior Clerk(BS-14)Matric	08.05.1965 Swat	08.11.1988	2012	14	By Promotion		
86	Siraj Muhammad Senior Clerk (BS-14) FA	22.7.1992	10.01.1991	31.07.2013	14	By Promotion		
87	Aslam Khan Senior Clerk(BS-14) Matric	13.3.1966 Lakki Marwat	27.01.1991	31.7.2013	14	By Promotion		
88	Shoukat Zardad Senior Clerk(BS-14) Matric	01.05.1970 Mansehra	28.8.1991	31.7.2013	14	By Promotion		
89	Sajid Majeed Senior Clerk((BS-14) Matric	18.02.1968 DIK	19.8.1992	31.7.2013	14	By Promotion		
90	Nadir Khan Senior Clerk(BS-14) FA FA	10.01.1963 Lakki	23.08.1993	31.7.2013	14	By Promotion		

91	Ashfaq Hussain Senior Clerk(BS-14) Matric	21.09.1974 Peshawar	01.04.1993	31.7.2013	14	By Promotion		
92	Nawah Gul Senior Clerk(BS-14) Matric	13.4.1969 Peshawar	13.9.1988	31.7.2013	14	By Promotion		
93	Bashir Khan Senior Clerk(BS-14) Matric	08.03.1973 Peshawar	27.9.1995	31.7.2013	14	By Promotion		
94	Fayaz ullah Senior Clerk(BS-14) D.Com	02.01.1970 Peshawar	16.10.1996	31.7.2013	14	By Promotion		
95	Mr. Inamullah		15-02-1995	15-04-2014	14	By Promotion		
96	Mr. Gul Shad F.A.		15-02-1995	15-04-2014	14	By Promotion		
97	Mumtaz Khan B.A.		07-12-1989	05-06-2014	14	By Promotion		
98	Nadir Khan Matric		15-02-1995	05-06-2014	14	By Promotion		

*M. H. Khan*  
DEPUTY DIRECTOR  
(Admin/HR)

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR CAMP DIKHAN.

Appeal No. .... of 2014.

Pirzada Asim Govt; College Of Technology D.I.Khan.

VERSUS

1. Government of KPK through secretary Industrial, Commerce & Technical Education Dept; Peshawar.
2. Secretary Establishment Department Government of KPK
3. Director General Technical Education & Manpower Training Peshawar.
4. The Departmental Promotion Committee for Technical Education & Manpower Training Peshawar.

APPEAL AGAINST ILLEGAL AND AGAINST LAW AND  
FACT SENIORITY LIST DATED 03.03.2014.

Respectfully Submitted.

The facts leading to present writ petition in brief are: -

1. That the petitioners ~~are~~ <sup>is</sup> serving in the Technical Education & Manpower Training department as Junior clerk on 01.07.1985, and was promoted on 10.05.1993 as Store Keeper.
2. That two department namely Directorate of technical education and Directorate of Man power N.W.F.P were merged with each other vide notification in 2002 and department is renamed as Directorate of Technical education and Man power training N.W.F.P. After the mergers of department, some of the affectees of department are aggrieved from the

promotion of other employees, challenged the order through Service Appeal no-386/2004 before Service Tribunal KPK. The Service Tribunal vide Judgment dated 19-07-2005 decided the appeal of affectees by holding that

"The promotion made by on the basis of separate seniority list of the two directorates in event of merger of the two with each other is violation of relevant law". The tribunal further directed the respondents to draw combined seniority list of the two directorates and then to make promotion in accordance with law. Copy of Judgment is Annexure A.

3. That the respondents in compliance with the judgment drafted the rules regarding criteria for the promotion of employees of the department. Copy of rules is Annexure B.
4. That the department after receiving the copies of the judgment, complied the direction of Service Tribunal by preparing the provisional seniority list of Superintendents, Head Clerks and Accountant of the department but failed to comply the direction of Service Tribunal regarding other posts including Store Keepers.
5. That the petitioner time and again requested the respondent through applications to comply with the direction of Service Tribunal and prepare the seniority list of Store Keepers but they failed to do so and petitioner are waiting for their promotion for 8/9 years due to non preparation of their seniority list, so feeling aggrieved the appellant filed writ petition before Peshawar High Court Peshawar Bench D.I.Khan in which direction was issued. Copy of writ and judgment is Annexure C.

The department on the direction issued by the Hon'ble High Court, prepared seniority list on 03.03.2014 in which appellant is placed at serial number 92 by promotion/<sup>up-gradation</sup> and not on the basis of initial recruitment. The copy of seniority list is Annexure D.

7. That after communication of seniority list, feeling aggrieved of the above action in violation of law and principal of natural justice, the appellant filed departmental appeal dated 20-03-2014. After the lapse of requisite period, the appellant is constrained to file this appeal. Copies of departmental appeal and receipts are Annexure E.
8. That feeling aggrieved from above said action appellants are constrained to approaches this honorable court on the following amongst other:-

*Anwar*  
GROUNDS;

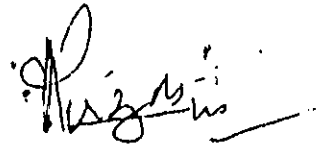
1. That the action of respondents is against facts and law, ultra virus and without any Jurisdiction.
2. That on 25.08.2009 the post of store keeper was up-graded from BPS-06 to BPS 09 and on this date the appellant was not promoted to any higher rank but the respondent No-3 placed the appellant on serial number 92 on the basis of such up-gradation which is against law and rules and also against the natural justice.
3. That it is settled law that seniority list is prepared on the basis of initial/promotion appointment and not from the up-gradation of scale.



4. That the above said action of respondent regarding promotion of some of the categories of department by initial recruitment while appellant was placed in the seniority list on the basis of up-gradation which is against equity.

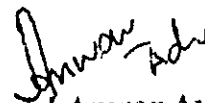
In wake of above submissions, it is respectfully prayed that on acceptance of instant appeal, the seniority list may please be set aside/modified and appellant may graciously be promoted in BPS-09 to BPS-14 since 2006 with all back/ future benefits.

Your Humble Petitioners.



Pirzada Asim & Others

THROUGH COUNSEL



Muhammad Anwar Awan

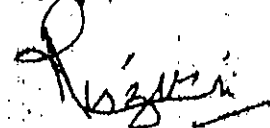
Advocate Supreme Court.

Dated; 30-06-2014.

### AFFIDAVIT

Pirzada Asim do hereby solemnly affirm and declare on OATH that the contents of the same are true and correct to the best of my knowledge and belief and that nothing has been concealed from this honorable court.

Deponent.



**BEFORE THE KP SERVICE TRIBUNAL, PESHAWAR CAMP DIKHAN**

**Appeal No.1000/2014**

**Muzada Asim, Store Keeper,  
Government College of Technology D.I.Khan.....APPELLANT.**

**Government of Khyber Pakhtunkhwa through Secretary Industries, Technical  
Education & Manpower Training K. P. Peshawar & Others.....RESPONDENTS**

**Reply on behalf of respondent No.3**

**Respectfully Sheweth,**

**PRELIMINARY OBJECTIONS:**

- A- That the appeal is badly time barred.
- B- That the appellant has no cause of action.
- C- The appellant has not come to the court with clean hands.
- D- The Appeal is not maintainable in its present form for non-joinder and mis-joinder.

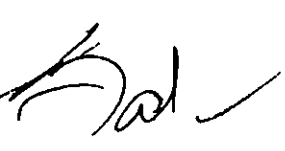
**ON FACTS**

- 1) Para 1 of the appeal is correct as per record.
- 2) Para 2 of the appeal is correct.
- 3) Para 3 of the appeal is also correct.
- 4) Para 4 of the appeal is incorrect as framed. The appellant is working as Store Keeper and Store keepers already have their own line of promotion. The answering respondents have complied with the directions of the Court. The seniority list includes store keepers as well.
- 5) Para 5 of the appeal is incorrect. The answering respondents have obeyed directions of the Services Tribunal.
- 6) Para 6 of the appeal is denied, being incorrect. Appellant has been treated in accordance with law and combined Seniority list of store keeper with Senior Clerk has been prepared, as per the amended Rules.
- 7) Para 7 needs no comments.
- 8) Para 8 also needs no comments. However, appellant has no cause of action.

**ON GROUNDS**

- 1) Ground 1 of the appeal is incorrect. Action of the respondents is under the law and rules.
- 2) Ground 2 is incorrect, hence denied.
- 3) Ground 3 is also incorrect. The seniority list has been prepared under the rules and law.
- 4) Ground 3 is incorrect. Appellant has been placed as his right place in the seniority list.

In view of the above, it is requested that the instant appeal may be dismissed with cost.

  
RESPONDENT NO.3)  
Managing Director KP-TEVTA, Peshawar.

**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.**

Pir Zada Asim

VS

Govt; of KPK and others

**APPEAL.**

**Re- Joinder on behalf of Appellant.**

**Respectfully Sheweth,**

**Reply on Preliminary Objection.**

- 1- That the objection is incorrect. The appeal is well within time
- 2- That objection is incorrect.
- 3- That Para no 3 is incorrect.
- 4- That Para no 4 is incorrect.

**Para Wise Reply;**

- 1- That Para no 1 of reply is incorrect and Para of appeal is correct.
- 2- That Para no 2 of reply is admitted and para of appeal is correct.
- 3- That Para no 3 is correct.
- 4- That Para no 4 is incorrect. Para of appeal is correct. The respondents department is failed to comply the direction of hon'ble service tribunal regarding other posts including Store Kepeer. The respondent department issued a tentative seniority list on 31.12.2015 which also negates the impugn seniority list. Copy of Seniority list dated: 31.12.2015 is Annexure I.
- 5- That the para no.5 of reply is incorrect. The department did not comply the directions of hon'ble service tribunal.
- 6- That the para no.06 is incorrect.
- 7- That the para no.07 is incorrect.
- 8- That the para no.08 is incorrect.

**Reply on Grounds;**

- 1- That Para no 1 is incorrect while para no.01 of the appeal is correct and according to law.
- 2- That Para no 2 is incorrect. It is a settled law that seniority list should be prepared on the basis of initial appointment of a civil servant while respondents prepared the seniority list of petitioner from the date of up-gradation of his post.
- 3- That Para no 3 is incorrect.
- 4- That Para no 4 of reply is incorrect.

It is there fore requested that appeal may kindly be accepted with all back/future benefits.

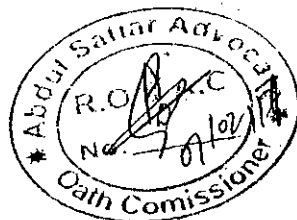
**YOUR HUMBLE APPELLANT**

*[Signature]*  
Through Counsel

*[Signature]*  
Muhammad Anwar Awan  
Advocate Supreme Court,

**AFFIDAVIT:**

**PIR ZADA ASIM**, do hereby solemnly affirm and declare on OATH that the contents of the same are true and correct to the best of my knowledge and belief and that nothing has been concealed from this hon'ble court



*[Signature]*  
**DEPONENT**



No: KP-TEVTA/HR-I/S/List/SCSI/570(170)

Dated: 04/10/2016.

1. **The Principals,**  
Govt. College of Technology,  
Peshawar/Nowshera/Kohat/Bannu/  
D.I.Khan/Swabi/Swat/Timergara/Abbottabad/Tangi.
2. **The Principals,**  
Govt. Polytechnic Institute, (Boys),  
Sardar Ghari Peshawar, Haripur, Karak, Wari Dir(U), Takht Bhai,  
Bunir, Lakki, Mansehra, Mardan, Butkhela.
3. **All the Principals,**  
Govt. Technical and Vocational Centre (B),  
Abbottabad, Bannu, Batagram, Chakdara, Charsadda, Chitral,  
D.I.Khan, Dir Upper, Gulbahar Peshawar, Lakki Marwat, Ghazi  
Haripur, Hangu, Khalabat Haripur, Jehangira (NSR),  
Karak, Kohat, Mansehra, Mardan, Miongora Swat,  
Matta Swat, Serai Naurang, Samar Bagh, Tank, Takht Bhai,  
Yar Hussain Swabi, Hattyan Mardan, Palodheri Mardan, and  
Paharpur D.I.Khan..
4. **The Principals,**  
Govt. Technical and Vocational Centre (W),  
Abbottabad, Bannu, Charsadda, Chitral, D.I.Khan,  
Dir, Timergara, Gulbahar Peshawar, Haripur, Hayatabad  
Peshawar, Karak, Kohat, Mansehra, Mardan, Mingora Swat,  
Nowshera and Swabi.
5. **The Principal,**  
Govt. Technical Teacher Training Center,  
Hayatabad, Peshawar.
6. **All Section Incharge of KP-TEVTA Head Office.**

Subject:- TENTATIVE SENIORITY LIST OF SENIOR CLERKS/COMPUTER OPERATORS  
& STORE KEEPERS, GTVC'S, GCT'S, GPI'S, GTI'S & GTTTC AS STOOD ON  
31-12-2015.

In exercise of the powers conferred under sub-section (1) of section-8 of the Khyber Pakhtunkhwa, Civil Servants Act, 1973 (Khyber Pakhtunkhwa, Act No. XVIII of 1973), & to notify Tentative Seniority list as stood on 31-12-2015 of Senior Clerks/Computer Operators & Storekeepers.

2. You are therefore, requested that the same may please be circulated amongst the concerned staff & signed the duplicate copy from the officials concerned along with objection if any and submit to this office within 30 days of the receipt of this letter.

3. No objection will be entertained after the expiry of prescribed period.

DA/As above.

*Mukid*  
DEPUTY DIRECTOR  
(Admn/HR)

TENTATIVE SENIORITY LIST OF SENIOR CLERKS (BS-14) COMPUTER OPERATORS (BS-12) AND STOREKEEPERS (BS-09) GTVC'S, GTI'S, GPI'S, GCT'S AND GTTEC IN TECHNICAL EDUCATION & VOCATIONAL TRAINING AUTHORITY AS A STOOD ON 31-12-2015.

Sr. No	Name of incumbent with academic qualification	Date of birth with domicile	Date of 1st entry into Govt. service	Regular appointment / promotion to the present post.			Place of Duty	Remarks
				Date	SPS	Method of recruitment		
01	Zahir Shah, Storekeeper (BS-09) FA	20.12.1958 Swat	26.2.1984	26.2.1984	09	By initial	GCT, Swat	
02	Nazir Ahmad (BS-09) Storekeeper i. Matric ii. DAE(Mech)	03.03.1960 Manishehra	15.6.1981	18.4.1984	09	By initial	GCT, Abbottabad	
03	Rabnawaz Khan Storekeeper (BS-09) Matric	07.10.1958 Bannu	01.11.1982	19.4.1984	09	By initial	GCT, Bannu	
04	Muhammad Iqbal Storekeeper (BS-09) i. Matric ii. D. Com	15.8.1960 DI Khan	25.4.1984	25.4.1984	09	By initial	GCT, D.I. Khan	
05	Muhammad Ayaz Computer operator (BS-12) BA	10.03.1963 Peshawar	19.6.1984	19.6.1984	12	By initial		
06	Muhammad Tariq Storekeeper (BS-09) FA ii. Apprenticeship Certificate	01.06.1959 Mardan	26.4.1988	01.07.1988	09	By initial		
07	Irshad Nabi Storekeeper (BS-09) BA	04.12.1964 Mohd. Agency	04.09.1988	04.09.1988	09	By initial	GTVC, Ikka Ghund	
08	Liaqat Ali Storekeeper (BS-09) DAE(R/E)	02.04.1957 Peshawar	18.09.1988	18.9.1988	09	By initial	GPI, Peshawar	

Contd.....P-2

09	Asadullah Computer Operator(BS-12) D.Com	25.4.1970 Bannu	26.10.1982	01.12.1988	12	By initial	
10	Muhammad Zahid Storekeeper (BS-09) Matric	01.01.1968 Swabi	23.04.1988	01.02.1990	09	By initial	
11	Mohammad Tariq Storekeeper(BS-09) Matric ii.2 year Cert:	15.03.1961 Swabi	26.4.1988	17.4.1990	09	By initial	
12	Inamullah khan Storekeeper(BS-09) Matric	12.12.1968 Peshawar	21.4.1990	21.4.1990	09	By initial	GCT, Kohat
13	Amirullah khan, Storekeeper(BS-09) Matric ii.2 year Cert:	03.04.1964 Bannu	22.4.1990	22.4.1990	09	By initial	Miranshah Agency SWA
14	Nazar Mehmood Storekeeper(BS-09) Matric	13.3.1963 Abbottabad	17.9.1988	03.05.1990	09	By initial	
15	Haq Nawaz Storekeeper(BS-09) Matric	01.05.1963 Mansehra	17.9.1985	14.7.1990	09	By initial	
16	Dost Muhammad Storekeeper (BS-09) Matric	01.01.1966 Abbottabad	01.01.1986	14.07.1990	09	By initial	
17	Zahoor Ul Islam Storekeeper(BS-09) Matric	09.04.1956 Mansehra	01.01.1986	14.07.1990	09	By initial	GCT, Nowshera
18	Noshad Storekeeper(BS-09) Matric	02.03.1958 Peshawar	04.08.1990	04.08.1990	09	By initial	GTVC(B), Gulbahar
19	Ijaz Ahmad Storekeeper(BS-09) Matric ii.D.Com	25.01.1966 Peshawar	26.8.1984	21.01.1991	09	By initial	GTVC(B), Chd
20	Fazli Rehman Storekeeper(BS-09)Matric	03.03.1965 Peshawar	11.02.1991	21.01.1991	09	By initial	GCT, Tangi
21	Gohar Ali Storekeeper(BS-09) FA	09.04.1968 Charsadda	22.01.1991	22.01.1991	09	By Initial	
22	Naeem Iqbal, Storekeeper(BS-09) FA	01-01-1972 Mardan	23-01-1991	23-01-1991	09	By initial	
23	Darya khan Storekeeper(BS-09) i. BA ii.MA Pushto	03.11.1966 Nowshera	25.11.1990	20.4.1993	09	By initial	



24	Mr. Shoukat Hussain, Storekeeper i. Matric ii. 02 Years Cert.	10-06-1966 D.I.Khan	24-04-1993	24-04-1993	09	By Initial	
25	Mr. Saleem Ullah, Storekeeper FA	18-05-1974 F.R.D.I.Khan	24-04-1993	24-04-1993	09	By Promotion	
26	Muhammad Ifikhar Storekeeper(BS-09) MA(Islamiyat)	05.07.1973 Peshawar	27.4.1993	27.04.1993	09	By initial	GCT, Pesh/Secr.
27	Waqif Khan Storekeeper(BS-09) Matric	03.09.1967 Manshera	24.2.1991	02.05.1993	09	By initial	
28	Mr. Jehanzeb, Storekeeper FA	08-01-1968 Bajur Agency	08-05-1993	08-05-1993	09	By Promotion	
29	Pirzada Asim Storekeeper(BS-09) BA	09.08.1960	01.07.1985	10.05.1993	09	By initial	
30	Inayatullah Storekeeper(BS-09) Matric	01.04.1961 DI Khan	01.08.1985	10.05.1993	09	By initial	
31	Mr. Mumtaz Hussain, Matric	24-04-1962 Peshawar	22-05-1985	10-05-1993	09	By Promotion	GTV(C), Gubahar
32	Waqar Ahmad Storekeeper(BS-09) Late Matric	5.11.1964 Peshawar	19.3.1986	29.5.1993	09	By initial	Khyber Agency
33	Muhammad Hayat Storekeeper(BS-09) Matric	23.03.1965 Bannu	03.04.1985	29.5.1993	09	By initial	
34	Muhammad Islam Computer Operator(BS-12) BA	04.5.1961 Mardan	14.01.1991	31.7.1993	12	By initial	
35	Saifullah Khan Senior Clerk(BS-14) BA	16.4.1961 Karak	10.10.1987	24.10.1995	14	By Promotion	

Contd.....P-4

36	Misr Shakira Taj Storekeeper(BS-09) BA	15.2.1969 Peshawar	03.11.1990	01.07.1996	09	By Promotion	GTVC(W), Hazarabad
37	Hafeez ur-Rehman, Senior Clerk(BS-14) D.Com	15.2.1966 Mansehra	18.10.1988	09.05.2000	14	By Promotion	
38	Taj Muhammad Senior Clerk(BS-14) BA	21.3.1964 Mohmand Agency	19.10.1988	09.05.2000	14	By Promotion	
39	Amir Mumtaz, Senior Clerk(BS-14) D.Com	18.7.1967 Bannu	21.9.1988	09.05.2000	14	By Promotion	
40	Mazhar Ahmad Senior Clerk(BS-14) Matric	04.05.1964 Peshawar	01.01.1986	23.10.2002	14	By Promotion	
41	S.Iqtidar Hussain Shah Senior Clerk(BS-14) BA	02.04.1964 DIK	26.4.1986	31.07.2003	14	By Promotion	
42	Bahadar khan Senior Clerk(BS-14) Matric	01.05.1958 Bannu	14.3.1978	29.10.2003	14	By Promotion	
43	Muhammad Iqbal Senior Clerk((BS-14) BA	15.4.1968 Bannu	17.10.1988	29.10.2003	14	By Promotion	
44	Gul Dad Senior Clerk(BS-14) D.Com	07.02.1971 Peshawar	02.12.1989	29.10.2003	14	By Promotion	
45	Nisar Ahmad Senior Clerk (BS-14) Matric	01.06.1960 Peshawar	01.01.1986	20.01.2004	14	By Promotion	
46	Yaqoob khan Senior Clerk(BS-14) Matric	17.3.1961 Peshawar	16.3.1986	20.01.2004	14	By Promotion	
47	Kiramatullah Senior Clerk((BS-14) BA	14.4.1968 Peshawar	14.4.1988	20.01.2004	14	By Promotion	
48	Gul Badshah Senior Clerk(BS-14) MA	01.9.1966 Peshawar	29.5.1988	20.01.2004	14	By Promotion	

49	Muhammad Yaseen Senior Clerk (BS-14) MA (Islamiyat) DIT	10.2.1967 DIK	06.12.1989	01.01.2005	14	By Promotion	
50	Ijaz Butt Senior Clerk (BS-14) BA	27.5.1966 Peshawar	13.9.1990	01.01.2005	14	By Promotion	
51	Janifullah Senior Clerk (BS-14) FA	14.8.1973 Peshawar	28.7.1996	01.01.2005	14	By Promotion	
52	Fazal Ghani Senior Clerk (BS-14) Matric	01.03.1969 Swabi	02.12.1989	01.06.2005	14	By Promotion	
53	Mr. Khair Ullah, Storekeeper (BPS-09) MA (Islamiyat)	11-11-1981 D.I.Khan	01-04-2006	01-04-2006	09	By Initial	GTVC(B), D.I.Khan
54	Muhammad Ayub Senior Clerk (BS-14) D.Com	01.4.1964 DIK	02.12.1989	22.05.2007	14	By Promotion	
55	Muhammad Islam Senior Clerk (BS-14) FA	09.02.1961 Swabi	09.12.1989	28.5.2007	14	By Promotion	
56	Noor ul Basher Senior Clerk (BS-14) FA	09.05.1968 Nowshera	12.12.1989	28.5.2007	14	By Promotion	GPI, Haripur
57	Gul Basher Senior Clerk (BS-14) FA	12.2.1965 Peshawar	14.5.1988	28.5.2007	14	By Promotion	
58	Sher Zamin Senior Clerk (BS-14) FA	14.4.1969 Mardan	25.5.1988	28.5.2007	14	By Promotion	
59	Noor ul Islam Senior Clerk (BS-14) Matric	31.01.1970 Bannu	01.04.1990	28.5.2007	14	By Promotion	
60	Raziq Nawaz Senior Clerk (BS-14) D.Com	13.09.1971 Bannu	08.09.1990	28.5.2007	14	By Promotion	

61	Azam Jan Senior Clerk(BS-14) Matric	28.03.1969 Peshawar	09.09.1990	28.5.2007	14	By Promotion		
62	Aleem Jan Senior Clerk(BS-14) Matric	01.01.1965 Mohamnd Agcy	10.9.1990	28.5.2007	14	By Promotion		
63	Ikram Ullah Senior Clerk((BS-14) FA	04.9.1967 DIK	15.9.1990	28.5.2007	14	By Promotion		
64	Sardar Muhammad Senior Clerk(BS-14) Matric	05.05.1957 Swat	01.09.1986	28.5.2007	14	By Promotion		
65	Muhammad Ali Jan Senior Clerk(BS-14) Matric	05.02.1967 Swat	19.10.1988	5.11.2008	14	By Promotion		
66	Azam Jan Senior Clerk(BS-14) Matric	28.03.1969 Peshawar	09.09.1990	28.5.2007	14	By Promotion		
67	Aleem Jan Senior Clerk(BS-14) Matric	01.01.1965 Mohamnd Agcy	10.9.1990	28.5.2007	14	By Promotion		
65	Javid Senior Clerk(BS-14) FA	01.01.1966 Swat	11.12.1988	5.11.2008	14	By Promotion		
66	Sher Nawaz Khan Senior Clerk(BS-14) Matric	01.06.1964 Lakki	16.8.1989	5.11.2008	-do-	By Promotion		
67	Muhammad Ajmal Senior Clerk(BS-14) Matric	07.05.1967 Lakki Marwat	13.4.1991	5.11.2008	-do-	By Promotion		
68	Muhammad Ilyas Senior Clerk(BS-14) Matric	10.4.1970 Peshawar	31.08.1989	5.11.2008	14	By Promotion		
69	Abdul Salam Senior Clerk(BS-14) Matric	27.09.1970 DIK	02.09.1989	5.11.2008	14	By Promotion		

70	Saeed ur Rehman Senior Clerk(BS-14) Matric	15.3.1970 Charsadda	14.09.1989	14	By Promotion		
71	Muhammad Fayaz Senior Clerk (BS-14) FA	15.02.1968 Peshawar	16.9.1989	5.11.2008	14	By Promotion	
72	Fayaz Khan Senior Clerk(BS-14) BA	02.05.1969 Peshawar	01.10.1989	5.11.2008	14	By Promotion	
73	Khurshid Khan Senior Clerk(BS-14) FA	18.9.1967 Bannu	24.8.1991	07.02.2011	14	By Promotion	
74	Muhammad Nazir Senior Clerk(BS-14) Matric	22.4.1967 Abbottabad	20.3.1990	07.02.2011	14	By Promotion	
75	Gul Sarwar Senior Clerk(BS-14) Matric	20.1.1970 DIK	17.9.1990	07.02.2011	14	By Promotion	
76	Mir Ajab Senior Clerk(BS-14) Matric	25.9.1967 Chitral	22.10.1988	07.02.2011	14	By Promotion	
77	Sohail Ahmad Senior Clerk(BS-14) FA	20.3.1970 Mardan	1.9.1990	07.02.2011	14	By Promotion	
78	Muhammad Zahid Senior Clerk(BS-14) BA LLB	1.1.1958 Swabi	3.10.1983	07.02.2011	14	By Promotion	
79	Mrs Bahreen Bibi Senior Clerk((BS-14) FA	7.2.1962 Peshawar	19.5.1987	07.02.2011	14	By Promotion	
80	Aqil Ahmad Senior Clerk(BS-14) BA	11.12.1973 Swabi	01.02.1993	07.02.2011	14	By Promotion	
81	Wajid Ali Senior Clerk(BS-14) Matric	11.2.1973 Malakand	03.02.1993	07.02.2011	14	By Promotion	
82	Shamsher Ali Senior Clerk(BS-14) BA	1.3.1965 Swat	07.02.1993	07.02.2011	14	By Promotion	

Contd.....P-8

83	Muhammad Mustafa Senior Clerk(BS-14) Matric	01.09.1970 DIK	07.02.1993	07.02.2011	14	By Promotion		
84	Mr. Hizbur Rehman C/Operator (B-12) i) B.A./DIT ii) D.Com	3-04-1964 Mardan	26-10-1982	23-12-2011	12			
85	Muhammad Liaq Senior Clerk(BS-14)Matric	08.05.1965 Swat	08.11.1988	2012	14	By Promotion		
86	Siraj Muhammad Senior Clerk (BS-14) FA	22.7.1992	10.01.1991	31.07.2013	14	By Promotion		
87	Asiam Khan Senior Clerk(BS-14) Matric	13.3.1966 Lakki Marwat	27.01.1991	31.7.2013	14	By Promotion		
88	Shoukat Zardad Senior Clerk(BS-14) Matric	01.05.1970 Manselra	28.8.1991	31.7.2013	14	By Promotion		
89	Sajid Majeed Senior Clerk((BS-14) Matric	18.02.1968 DIK	19.8.1992	31.7.2013	14	By Promotion		
90	Nadir Khan Senior Clerk(BS-14) FA FA	10.01.1963 Lakki	23.08.1993	31.7.2013	14	By Promotion		

Contd.....P-9

**Appeal No.1000/2014**

**Pirzada Asim, Store Keeper,  
Government College of Technology D.I.Khan... ..APPELLANT.**

**VERSUS**

**Government of Khyber Pakhtunkhwa through Secretary Industries, Technical  
Education & Manpower Training K. P. Peshawar & Others.  
.....RESPONDENTS**

**Reply on behalf of respondent No. ~~1st~~ 3**

**Respectfully Sheweth,**

**PRELIMINARY OBJECTIONS:**

- A- That the appeal is badly time barred.
- B- That the appellants has no cause of action.
- C- The appellants has not come to the court with clean hands.
- D- The Appeal is not maintainable in its present form for non-joinder and mis-joinder.

**ON FACTS**

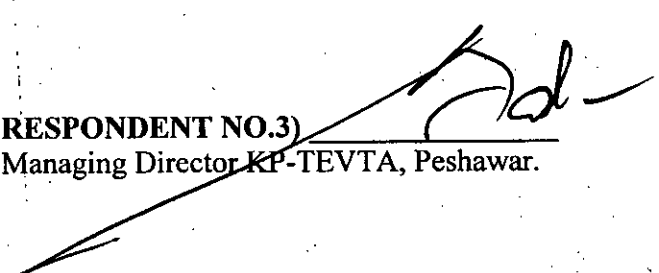
- 1) Para 1 of the appeal is correct as per record.
- 2) Para 2 of the appeal is correct.
- 3) Para 3 of the appeal is also correct.
- 4) Para 4 of the appeal is incorrect as framed. The appellants is working as Store Keeper and Store keepers already have their own line of promotion. The answering respondents have complied with the directions of the Court. The seniority list includes store keepers as well.
- 5) Para 5 of the appeal is incorrect. The answering respondents have obeyed directions of the Services Tribunal.
- 6) Para 6 of the appeal is denied, being incorrect. Appellants has been treated in accordance with law and combined Seniority list of store keeper with Senior Clerk has been prepared, as per the amended Rules.
- 7) Para 7 needs no comments.
- 8) Para 8 also needs no comments. However, appellants has no cause of action.

**ON GROUNDS**

- 1) Ground 1 of the appeal is incorrect. Action of the respondents is under the law and rules.
- 2) Ground 2 is incorrect, hence denied.
- 3) Ground 3 is also incorrect. The seniority list has been prepared under the rules and law.
- 4) Ground 3 is incorrect. Appellant has been placed as his right place in the seniority list.

In view of the above, it is requested that the instant appeal may be dismissed with cost.

**RESPONDENT NO.3)**  
Managing Director KP-TEVTA, Peshawar.





**BEFORE THE NWFP SERVICE TRIBUNAL, PESHAWAR**

**Appeal No.1000 /2014**

**Pirzada Asim, Store Keeper,  
Government College of Technology D.I.Khan.....APPELLANT.**

**VERSUS**

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

**AFFIDAVIT**

I, Muhammad Rasool, Assistant Director, (Litigation) Khyber Pakhtunkhwa, Technical Education & Vocational Training Authority do hereby solemnly affirm and confirm that the contents of the connected reply is true and correct to the best of our knowledge and belief and nothing has been concealed from this august court.

  
DEPONENT  
11101-3906115-7

**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.**

Pir Zada Asim

VS

Govt; of KPK and others

**APPEAL**

**Re- Joinder on behalf of Appellant.**

**Respectfully Sheweth,**

**Reply on Preliminary Objection.**

- 1- That the objection is incorrect. The appeal is well within time
- 2- That objection is incorrect.
- 3- That Para no 3 is incorrect.
- 4- That Para no 4 is incorrect.

**Para Wise Reply;**

- 1- That Para no 1 of reply is incorrect and Para of appeal is correct.
- 2- That Para no 2 of reply is admitted and para of appeal is correct.
- 3- That Para no 3 is correct.
- 4- That Para no 4 is incorrect. Para of appeal is correct. The respondents department is failed to comply the direction of hon'ble service tribunal regarding other posts including Store Kepeer. The respondent department issued a tentative seniority list on 31.12.2015 which also negates the impugn seniority list. Copy of Seniority list dated: 31.12.2015 is Annexure I.
- 5- That the para no.5 of reply is incorrect. The department did not comply the directions of hon'ble service tribunal.
- 6- That the para no.06 is incorrect.
- 7- That the para no.07 is incorrect.
- 8- That the para no.08 is incorrect.

**Reply on Grounds;**

- 1- That Para no 1 is incorrect while para no.01 of the appeal is correct and according to law.
- 2- That Para no 2 is incorrect. It is a settled law that seniority list should be prepared on the basis of initial appointment of a civil servant while respondents prepared the seniority list of petitioner from the date of up-gradation of his post.
- 3- That Para no 3 is incorrect.
- 4- That Para no 4 of reply is incorrect.

It is there fore requested that appeal may kindly be accepted with all back/future benefits.

**YOUR HUMBLE APPELLANT**

*AP*  
*Through Counsel*  
Through Counsel

*Anwar ad*  
Muhammad Anwar Awan  
Advocate Supreme Court,

**AFFIDAVIT:**

PIR ZADA ASIM, do hereby solemnly affirm and declare on OATH that the contents of the same are true and correct to the best of my knowledge and belief and that nothing has been concealed from this hon'ble court



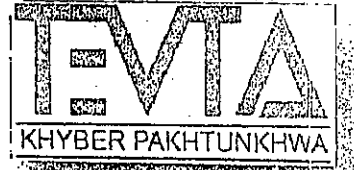
*Pir Zada Asim*  
DEPONENT

Phone: 091-9216888



KHYBER PAKHTUNKHWA TECHNICAL  
EDUCATION & VOCATIONAL TRAINING  
AUTHORITY, 3-A, CHINAR ROAD,  
UNIVERSITY TOWN, PESHAWAR.

www.kptevta.gov.pk



No: KP-TEVTA/HR-I/S/List/SCS/570(1-70)

Dated: 04/03/2016.

1. **The Principals,**  
Govt. College of Technology,  
Peshawar/Nowshera/Kohat/Bannu/  
D.I.Khan/Swabi/Swat/Timergara/Abbottabad/Tangi.
2. **The Principals,**  
Govt. Polytechnic Institute, (Boys),  
Sardar Ghari Peshawar, Haripur, Karak, Wari Dir(U), Takht Bhai,  
Bunir, Lakki, Mansehra, Mardan, Butkhela.
3. **All the Principals,**  
Govt. Technical and Vocational Centre (B),  
Abbottabad, Bannu, Batagram, Chakdara, Charsadda, Chitral,  
D.I.Khan, Dir Upper, Gulbahar Peshawar, Lakki Marwat, Ghazi  
Haripur, Hangu, Khalabat Haripur, Jehangira (NSR),  
Karak, Kohat, Mansehra, Mardan, Miongora Swat,  
Matta Swat, Serai Naurang, Samar Bagh, Tank, Takht Bhai,  
Yar Hussain Swabi, Hattyan Mardan, Palodheri Mardan, and  
Paharpur D.I.Khan..
4. **The Principals,**  
Govt. Technical and Vocational Centre (W),  
Abbottabad, Bannu, Charsadda, Chitral, D.I.Khan,  
Dir Timergara, Gulbahar Peshawar, Haripur, Hayatabad  
Peshawar, Karak, Kohat, Mansehra, Mardan, Mingora Swat,  
Nowshera and Swabi.
5. **The Principal,**  
Govt. Technical Teacher Training Center,  
Hayatabad, Peshawar.
6. All Section Incharge of KP-TEVTA Head Office.

Subject: TENTATIVE SENIORITY LIST OF SENIOR CLERKS/COMPUTER OPERATORS  
& STORE KEEPERS, GTVC'S, GCT'S, GPI'S, GTI'S & GTTTC AS STOOD ON  
31-12-2015.

In exercise of the powers conferred under sub-section (1) of section-8 of the Khyber Pakhtunkhwa, Civil Servants Act, 1973 (Khyber Pakhtunkhwa, Act No. XVIII of 1973), & to notify Tentative Seniority list as stood on 31-12-2015 of Senior Clerks/Computer Operators & Storekeepers.

2. You are therefore, requested that the same may please be circulated amongst the concerned staff & signed the duplicate copy from the officials concerned along with objection if any and submit to this office within 30 days of the receipt of this letter.

3. No objection will be entertained after the expiry of prescribed period.

DA/As above.

*Yusuf*  
DEPUTY DIRECTOR  
(Admn/HR)

TENTATIVE SENIORITY LIST OF SENIOR CLERKS (BS-14) COMPUTER OPERATORS (BS-12) AND STOREKEEPERS (BS-09) GTVC'S, GTI'S, GPI'S, GCT'S AND GTTC IN TECHNICAL EDUCATION & VOCATIONAL TRAINING AUTHORITY AS A STOOD ON 31-12-2015.

Sr. No	Name of incumbent with academic qualification	Date of birth with domicile	Date of 1st entry into Govt. service	Regular appointment / promotion to the present post.			Place of Duty	Remarks
				Date	BPS	Method of recruitment		
01	Zahir Shah, Storekeeper (BS-09) FA	20.12.1958 Swat	26.2.1984	26.2.1984	09	By initial	GCT, Swat	
02	Nazir Ahmad (BS-09) Storekeeper i. Matric ii. DAE(Mech)	03.03.1960 Mansehra	15.6.1981	18.4.1984	09	By initial	GCT, Abbottabad	
03	Rabnawaz khan Storekeeper (BS-09) Matric	07.10.1958 Bannu	01.11.1982	19.4.1984	09	By initial	GCT, Bannu	
04	Muhammad Iqbal Storekeeper (BS-09) i. Matric ii. D. Com	15.8.1960 DI Khan	25.4.1984	25.4.1984	09	By initial	GCT, D.I. Khan	
05	Muhammad Ayaz Computer operator (BS-12) BA	10.03.1963 Peshawar	19.6.1984	19.6.1984	12	By initial		
06	Muhammad Tariq Storekeeper (BS-09) FA ii. Apprenticeship Certificate	01.06.1959 Mardan	26.4.1988	01.07.1988	09	By initial		
07	Irshad Nabi Storekeeper (BS-09) BA	04.12.1964 Mohd. Agency	04.09.1988	04.09.1988	09	By initial	GTVC, Ikka Ghund	
08	Liaqat Ali Storekeeper (BS-09) DAE(R/E)	02.04.1957 Peshawar	18.09.1988	18.9.1988	09	By initial	GPI, Peshawar	

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09	Asadullah Computer Operator(BS-12) D.Com	25.4.1970 Bannu	26.10.1982	01.12.1988	12	By initial	
10	Muhammad Zahid Storekeeper (BS-09) Matric	01.01.1968 Swabi	23.04.1988	01.02.1990	09	By initial	
11	Mohammad Tariq Storekeeper(BS-09) Matric ii.2 year Cert:	15.03.1961 Swabi	26.4.1988	17.4.1990	09	By initial	
12	Inamullah khan Storekeeper(BS-09) Matric	12.12.1968 Peshawar	21.4.1990	21.4.1990	09	By initial	GCT, Kohat
13	Amirullah khan, Storekeeper(BS-09) Matric ii.2 year Cert:	03.04.1964 Bannu	22.4.1990	22.4.1990	09	By initial	Miranshah Agency SWA
14	Nazar Mehmood Storekeeper(BS-09) Matric	13.3.1963 Abbottabad	17.9.1988	03.05.1990	09	By initial	
15	Haq Nawaz Storekeeper(BS-09) Matric	01.05.1963 Mansehra	17.9.1985	14.7.1990	09	By initial	
16	Dost Muhammad Storekeeper (BS-09) Matric	01.01.1966 Abbottabad	01.01.1986	14.07.1990	09	By initial	
17	Zahoor Ul Islam Storekeeper(BS-09) Matric	09.04.1956 Mansehra	01.01.1986	14.07.1990	09	By initial	GCT, Nowshera
18	Noshad Storekeeper(BS-09) Matric	02.03.1958 Peshawar	04.08.1990	04.08.1990	09	By initial	GTVC(B), Gulbahar
19	Ijaz Ahmad Storekeeper(BS-09) Matric ii.D.Com	25.01.1966 Peshawar	26.8.1984	21.01.1991	09	By initial	GTVC(B), Chd
20	Fazli Rehman Storekeeper(BS-09)Matric	03.03.1965 Peshawar	11.02.1991	21.01.1991	09	By initial	GCT, Tangi
21	Gohar Ali Storekeeper(BS-09) FA	09.04.1968 Charsadda	22.01.1991	22.01.1991	09	By Initial	
22	Naeem Iqbal, Storekeeper(BS-09) FA	01-01-1972 Mardan	23-01-1991	23-01-1991	09	By Initial	
23	Darya khan Storekeeper(BS-09) i. BA ii.MA Pushto	03.11.1966 Nowshera	25.11.1990	20.4.1993	09	By initial	

24	Mr. Shoukat Hussain, Storekeeper i. Matric ii. 02 Years Cert.	10-06-1966 D.I.Khan	24-04-1993	24-04-1993	09	By Initial	
25	Mr. Saleem Ullah, Storekeeper FA	18-05-1974 F.R.D.I.Khan	24-04-1993	24-04-1993	09	By Promotion	
26	Muhammad Iftikhar Storekeeper(BS-09) MA(Islamiyat)	05.07.1973 Peshawar	27.4.1993	27.04.1993	09	By initial	GCT, Pesh/Secc.
27	Waqif Khan Storekeeper(BS-09) Matric	03.09.1967 Manshera	24.2.1991	02.05.1993	09	By initial	
28	Mr. Jehanzeb, Storekeeper FA	08-01-1968 Bajur Agency	08-05-1993	08-05-1993	09	By Promotion	
29	Pirzada Asim Storekeeper(BS-09) BA	09.08.1960	01.07.1985	10.05.1993	09	By initial	
30	Inayatullah Storekeeper(BS-09) Matric	01.04.1961 DI Khan	01.08.1985	10.05.1993	09	By initial	
31	Mr. Mumtaz Hussain, Matric	24-04-1962 Peshawar	22-05-1985	10-05-1993	09	By Promotion	GTV(C), Guibahar.
32	Waqar Ahmad Storekeeper(BS-09) Late Matric	5.11.1964 Peshawar	19.3.1986	29.5.1993	09	By initial	Khyber Agency
33	Muhammad Hayat Storekeeper(BS-09) Matric	23.03.1965 Bannu	03.04.1985	29.5.1993	09	By initial	
34	Muhammad Islam Computer Operator(BS-12) BA	04.5.1961 Mardan	14.01.1991	31.7.1993	12	By initial	
35	Saifullah Khan Senior Clerk(BS-14) BA	16.4.1961 Karak	10.10.1987	24.10.1995	14	By Promotion	

36	Miss Shakira Taj Storekeeper(BS-09) BA	15.2.1969 Peshawar	03.11.1990	01.07.1996	09	By Promotion	GTVC(W), Hayatabad	
37	Hafeez ur-Rehman, Senior Clerk(BS-14) D.Com	15.2.1966 Mansehra	18.10.1988	09.05.2000	14	By Promotion		
38	Taj Muhammad Senior Clerk(BS-14) BA	21.3.1964 Mohmand Agency	19.10.1988	09.05.2000	14	By Promotion		
39	Amir Mumtaz Senior Clerk(BS-14) D.Com	18.7.1967 Bannu	21.9.1988	09.05.2000	14	By Promotion		
40	Mazhar Ahmad Senior Clerk(BS-14) Matric	04.05.1964 Peshawar	01.01.1986	23.10.2002	14	By Promotion		
41	S.Iqtidar Hussain Shah Senior Clerk(BS-14) BA	02.04.1964 DIK	26.4.1986	31.07.2003	14	By Promotion		
42	Bahadar Khan Senior Clerk(BS-14) Matric	01.05.1958 Bannu	14.3.1978	29.10.2003	14	By Promotion		
43	Muhammad Iqbal Senior Clerk((BS-14) BA	15.4.1968 Bannu	17.10.1988	29.10.2003	14	By Promotion		
44	Gul Dad Senior Clerk(BS-14) D.Com	07.02.1971 Peshawar	02.12.1989	29.10.2003	14	By Promotion		
45	Nisar Ahmad Senior Clerk (BS-14) Matric	01.06.1960 Peshawar	01.01.1986	20.01.2004	14	By Promotion		
46	Yaqoob Khan Senior Clerk(BS-14) Matric	17.3.1961 Peshawar	16.3.1986	20.01.2004	14	By Promotion		
47	Kiramatullah Senior Clerk((BS-14) BA	14.4.1968 Peshawar	14.4.1988	20.01.2004	14	By Promotion		
48	Gul Badshah Senior Clerk(BS-14) MA	01.9.1966 Peshawar	29.5.1988	20.01.2004	14	By Promotion		



49	Muhammad Yaseen Senior Clerk (BS-14) MA (Islamiyat) DIT	10.2.1967 DIK	06.12.1989	01.01.2005	14	By Promotion	
50	Ijaz Butt Senior Clerk (BS-14) BA	27.5.1966 Peshawar	13.9.1990	01.01.2005	14	By Promotion	
51	Janifullah Senior Clerk (BS-14) FA	14.8.1973 Peshawar	28.7.1996	01.01.2005	14	By Promotion	
52	Fazal Ghani Senior Clerk (BS-14) Matric	01.03.1969 Swabi	02.12.1989	01.06.2005	14	By Promotion	
53	Mr. Khair Ullah, Storekeeper (BPS-09) MA (Islamiyat)	11-11-1981 D.I.Khan	01-04-2006	01-04-2006	09	By Initial	GTVC(B), D.I.Khan
54	Muhammad Ayub Senior Clerk (BS-14) D.Com	01.4.1964 DIK	02.12.1989	22.05.2007	14	By Promotion	
55	Muhammad Islam Senior Clerk (BS-14) FA	09.02.1961 Swabi	09.12.1989	28.5.2007	14	By Promotion	
56	Noor ul Basher Senior Clerk (BS-14) FA	09.05.1968 Nowshera	12.12.1989	28.5.2007	14	By Promotion	GPI, Haripur
57	Gul Basher Senior Clerk (BS-14) FA	12.2.1965 Peshawar	14.5.1988	28.5.2007	14	By Promotion	
58	Sher Zamin Senior Clerk (BS-14) FA	14.4.1969 Mardan	25.5.1988	28.5.2007	14	By Promotion	
59	Noor ul Islam Senior Clerk (BS-14) Matric	31.01.1970 Bannu	01.04.1990	28.5.2007	14	By Promotion	
60	Raziq Nawaz Senior Clerk (BS-14) D.Com	13.09.1971 Bannu	08.09.1990	28.5.2007	14	By Promotion	

61	Azam Jan Senior Clerk(BS-14) Matric	28.03.1969 Peshawar	09.09.1990	28.5.2007	14	By Promotion		
62	Aleem Jan Senior Clerk(BS-14) Matric	01.01.1965 Mohamnd Agcy	10.9.1990	28.5.2007	14	By Promotion		
63	Ikram Ullah Senior Clerk((BS-14) FA	04.9.1967 DIK	15.9.1990	28.5.2007	14	By Promotion		
64	Sardar Muhammad Senior Clerk(BS-14) Matric	05.05.1957 Swat	01.09.1986	28.5.2007	14	By Promotion		
65	Muhammad Ali Jan Senior Clerk(BS-14) Matric	05.02.1967 Swat	19.10.1988	5.11.2008	14	By Promotion		
66	Azam Jan Senior Clerk(BS-14) Matric	28.03.1969 Peshawar	09.09.1990	28.5.2007	14	By Promotion		
67	Aleem Jan Senior Clerk(BS-14) Matric	01.01.1965 Mohamnd Agcy	10.9.1990	28.5.2007	14	By Promotion		
65	Javid Senior Clerk(BS-14) FA	01.01.1966 Swat	11.12.1988	5.11.2008	14	By Promotion		
66	Sher Nawaz Khan Senior Clerk(BS-14) Matric	01.06.1964 Lakki	16.8.1989	5.11.2008	-do-	By Promotion		
67	Muhammad Ajmal Senior Clerk(BS-14) Matric	07.05.1967 Lakki Marwat	13.4.1991	5.11.2008	-do-	By Promotion		
68	Muhammad Ilyas Senior Clerk(BS-14) Matric	10.4.1970 Peshawar	31.08.1989	5.11.2008	14	By Promotion		
69	Abdul Salam Senior Clerk(BS-14) Matric	27.09.1970 DIK	02.09.1989	5.11.2008	14	By Promotion		

70	Saeed ur Rehman Senior Clerk(BS-14) Matric	15.3.1970 Charsadda	14.09.1989	14	By Promotion		
71	Muhammad Fayaz Senior Clerk (BS-14) FA	15.02.1968 Peshawar	16.9.1989	5.11.2008	14	By Promotion	
72	Fayaz Khan Senior Clerk(BS-14) BA	02.05.1969 Peshawar	01.10.1989	5.11.2008	14	By Promotion	
73	Khurshid Khan Senior Clerk(BS-14) FA	18.9.1967 Bannu	24.8.1991	07.02.2011	14	By Promotion	
74	Muhammad Nazir Senior Clerk(BS-14) Matric	22.4.1967 Abbottabad	20.3.1990	07.02.2011	14	By Promotion	
75	Gul Sarwar Senior Clerk(BS-14) Matric	20.1.1970 DIK	17.9.1990	07.02.2011	14	By Promotion	
76	Mir Ajab Senior Clerk(BS-14) Matric	25.9.1967 Chitral	22.10.1988	07.02.2011	14	By Promotion	
77	Sohail Ahmad Senior Clerk(BS-14) FA	20.3.1970 Mardan	1.9.1990	07.02.2011	14	By Promotion	
78	Muhammad Zahid Senior Clerk(BS-14) BA LLB	1.1.1958 Swabi	3.10.1983	07.02.2011	14	By Promotion	
79	Mrs Bahreen Bibi Senior Clerk((BS-14) FA	7.2.1962 Peshawar	19.5.1987	07.02.2011	14	By Promotion	
80	Aqil Ahmad Senior Clerk(BS-14) BA	11.12.1973 Swabi	01.02.1993	07.02.2011	14	By Promotion	
81	Wajid Ali Senior Clerk(BS-14) Matric	11.2.1973 Malakand	03.02.1993	07.02.2011	14	By Promotion	
82	Shamsher Ali Senior Clerk(BS-14) BA	1.3.1965 Swat	07.02.1993	07.02.2011	14	By Promotion	

83	Muhammad Mustafa Senior Clerk(BS-14) Matric	01.09.1970 DIK	07.02.1993	07.02.2011	14	By Promotion		
84	Mr. Hizbur Rehman C/Operator (B-12) i) B.A./DIT ii) D.Com	3-04-1964 Mardan	26-10-1982	23-12-2011	12			
85	Muhammad Liaq Senior Clerk(BS-14)Matric	08.05.1965 Swar	08.11.1988	2012	14	By Promotion		
86	Siraj Muhammad Senior Clerk (BS-14) FA	22.7.1992	10.01.1991	31.07.2013	14	By Promotion		
87	Aslam khan Senior Clerk(BS-14) Matric	13.3.1966 Lakki Marwat	27.01.1991	31.7.2013	14	By Promotion		
88	Shoukat Zardad Senior Clerk(BS-14) Matric	01.05.1970 Mansehra	28.8.1991	31.7.2013	14	By Promotion		
89	Sajid Majeed Senior Clerk((BS-14) Matric	18.02.1968 DIK	19.8.1992	31.7.2013	14	By Promotion		
90	Nadir Khan Senior Clerk(BS-14) FA FA	10.01.1963 Lakki	23.08.1993	31.7.2013	14	By Promotion		

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91	Ashfaq Hussain Senior Clerk(BS-14) Matric	21.09.1974 Peshawar	01.04.1993	31.7.2013	14	By Promotion		
92	Nawah Gul Senior Clerk(BS-14) Matric	13.4.1969 Peshawar	13.9.1988	31.7.2013	14	By Promotion		
93	Bashir Khan Senior Clerk(BS-14) Matric	08.03.1973 Peshawar	27.9.1995	31.7.2013	14	By Promotion		
94	Fayaz ullah Senior Clerk(BS-14) D.Com	02.01.1970 Peshawar	16.10.1996	31.7.2013	14	By Promotion		
95	Mr. Inamullah		15-02-1995	15-04-2014	14	By Promotion		
96	Mr. Gul Shad F.A.		15-02-1995	15-04-2014	14	By Promotion		
97	Mumtaz Khan B.A.		07-12-1989	05-06-2014	14	By Promotion		
98	Nadir Khan Matric		15-02-1995	05-06-2014	14	By Promotion		

*[Signature]*  
DEPUTY DIRECTOR  
(Admn/HR)