

30.06.2021

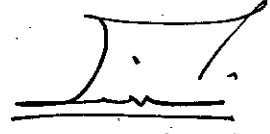
Clerk of counsel for the appellant present.

Muhammad Rasheed, Deputy District Attorney for respondents present.

The Worthy Chairman is on leave, therefore, the case is adjourned to 01.07.2021 for arguments before Larger Bench.



(Rozina Rehman)
Member (Judicial)



(Salah Ud Din)
Member (Judicial)

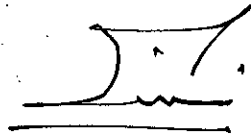


(Attiq Ur Rehman Wazir)
Member(Executive)

01.07.2021

Mr. Noor Muhammad Khattak, Advocate, for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

Arguments heard. To come up for order on 06.07.2021 before the Larger Bench.



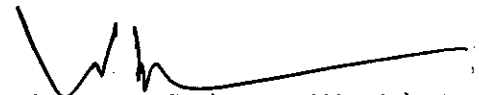
(Salah-ud-Din)
Member (J)



Chairman



(Rozina Rehman)
Member (J)





(Atiq-ur-Rehman Wazir)
Member (E)

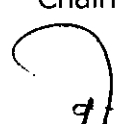
09.02.2021

Counsel for the appellant and Addl. AG for the respondents present.

Due to adjournment in other cases involving similar proposition, instant matter is also adjourned to 09.03.2021 before the larger Bench.


(Muhammad Jamal Khan)
Member(J)


Chairman

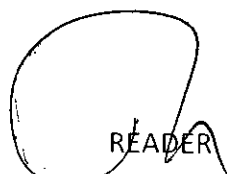

(Rozina Rehman)
Member(J)


(Mian Muhammad)
Member (E)


(Atiq-ur-Rehman Wazir)
Member(E)

09.03.2021

Due to incomplete Bench, the case is adjourned to 30.06.2021 for the same.


READER

20.07.2020

Due to summer vacation case to come up for the same on 10.11.2020 before Larger Bench.



Reader

10.11.2020


Junior to counsel for appellant present.

Mr. Kabir Ullah Khattak learned Additional Advocate General for respondents present.

The Bar is observing general strike, therefore, the matter is adjourned to 09.02.2021 for hearing before the Larger Bench.




Chairman

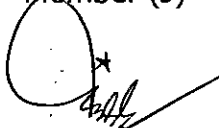


(Rozina Rehman)
Member (J)

(Muhammad Jamal Khan)
Member (J)



(Atiq ur Rehman Wazir)
Member (E)




(Mian Muhammad)
Member (E)

12.03.2020

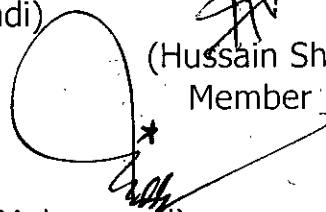
Appellant in person and Mr. Kabirullah Khattak, Addl. AG for the respondents present.

The Worthy Chairman is on leave, therefore, the bench is incomplete and the matter is adjourned to 11.06.2020 for arguments before the Larger Bench.


(M. Amin Khan Kundi)
Member


(Muhammad Hamid Mughal)
Member



(Hussain Shah)
Member

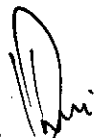
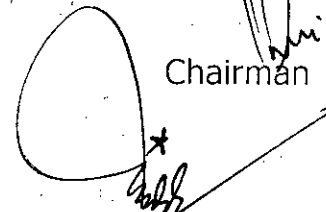

(Mian Muhammad)
Member

11.06.2020

Counsel for the appellant and Mr. Kabirullah Khattak Addl. AG for the respondents present.

Due to incomplete Bench, the matter is adjourned to 20.08.2020 for arguments before the Larger Bench.


(M. Amin Khan Kundi)
Member


Chairman

(Mian Muhammad)
Member

14.11.2019

Counsel for the appellant and Addl. AG for the respondents present.

Due to paucity of time, the matter is adjourned to 13.01.2020 for arguments before the Larger Bench.



(M. Hamid Mughal)
Member



Chairman



(Ahmad Hassan)
Member



(M. Amin Khan Kundi)
Member

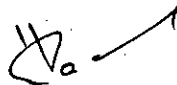


(Hussain Shah)
Member

13.01.2020

Nemo for appellant. Mr. Ziaullah, Deputy District Attorney for the respondents present.

Due to general strike on the call of Khyber Pakhtunkhwa Bar Council, instant matter is adjourned to 12.03.2020 for arguments before Larger Bench.



(M. Hamid Mughal)
Member



Chairman



(Ahmad Hassan)
Member



(M. Amin Khan Kundi)
Member



(Hussain Shah)
Member

11.07.2019

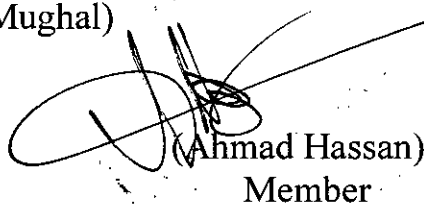
Learned counsel for the appellant and Mr. Kabir Ullah Khattak learned Additional Advocate General present. Due to engagement of Members of this Tribunal (Mr. Muhammad Amin Khan Kundi and Mr. Hussain Shah) at Camp Court Abbottabad, the instant matter is adjourned to 29.08.2019 before Larger Bench



(Muhammad Hamid Mughal)
Member




Chairman



(Ahmad Hassan)
Member

29.08.2019

Learned counsel for the appellant and Mr. Zia Ullah learned Deputy District Attorney for the respondents present. Mr. Muhammad Amin Khan Kundi Member of this Tribunal is on tour to Camp Court D.I Khan, therefore, the instant matter is adjourned to 14.11.2019 for arguments before Larger Bench.



(Muhammad Hamid Mughal)
Member



Chairman



(Hussain Shah)
Member



(Ahmed Hassan)
Member

14.03.2019

Clerk of counsel for the appellant and Addl. AG for the respondents present.

Learned Member of Tribunal (Mr. Hussain Shah) is still indisposed, therefore, this appeal is adjourned to 02.05.2019 for arguments before the Larger Bench.



(M. Hamid Mughal)
Member



Chairman



(M. Amin Khan Kundi)
Member



(Ahmad Hassan)
Member

02.05.2019

Counsel for the appellant and Addl. AG for respondents present.

Due to leave of one of learned Member (Mr. Ahmad Hassan), the instant matter is adjourned to 11.07.2019 for arguments before Larger Bench.



(Mr. Hamid Mughal)
Member



Chairman

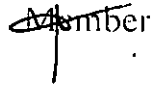


(Hussain Shah)
Member



(M. Amin Khan Kundi)
Member

11.12.2018 Bench incomplete. Adjourn. To come up on 03.01.2019 before larger bench.


Member



Member

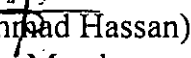
03.01.2019 Junior to counsel for the appellant and Addl. AG for the respondents present.

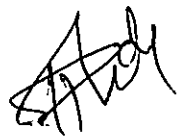
The appellant is directed to furnish five complete sets of the brief before next date of hearing. Adjourned to 14.03.2019 for arguments alongwith Appeal No. 406/2013 before the Larger Bench.


(M. Hamid Mughal)
Member


Chairman


(M. Amin Khan Kundi)
Member


(Ahmad Hassan)
Member


(Hussain Shah)
Member

19.11.2018

Learned counsel for the appellant and Mr. Kabirullah Khattak learned Additional Advocate General for the respondents present. Learned counsel for the appellant states that an appeal involving similar proposition is fixed for hearing on 27.11.2018. Therefore we ~~also~~ ^{also} adjourn the instant case to the said date.



Chairman




(M. Hamid Mughal)
Member



(M. Amin Kundi)
Member



(Ahmad Hassan)
Member

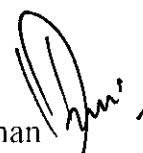


(Hussain Shah)
Member

27.11.2018

Junior to counsel for the appellant and Addl. AG for the respondents present.

The former requests for adjournment on the ground that learned senior counsel for the appellant is busy before the Hon'ble High Court in many cases today. Adjourned to 11.12.2018 for arguments before the Larger Bench.



Chairman




(M. Hamid Mughal)
Member




(Hussain Shah)
Member

21.06.2018

Appellant in person and Addl: AG for respondents present.
Adjourned. To come up for arguments before larger bench on
09.07.2018 before L.B.


(Ahmad Hassan)
Member



(M. Amin Khan Kundi)
Member

09.07.2018

Learned counsel for the appellant and Mr. Zia Ullah, learned
Deputy District Attorney present. Learned counsel for the appellant
requested for adjournment. Adjourned. To come up for arguments on
15.08.2018 before larger bench.



(Ahmad Hassan)
Member

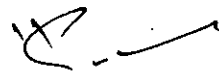

(Muhammad Hamid Mughal)
Member


(Muhammad Amin Kundi)
Member

15.08.2018


Larger Bench is incomplete yet. Therefore the case is adjourned.
To come up on 11.10.2018 before larger bench.



(Muhammad Amin Kundi)
Member


(Muhammad Hamid Mughal)
Member

11.10.2018


Counsel for the appellant Mr. Noor Muhammad
Khattak, present. Mr. Ziaullah, Deputy District Attorney for the
respondents present. Due to over burden of DB cases, arguments
could not be heard by the larger bench. To come up for
arguments before the larger bench on 19.11.2018.


(M. Hamid Mughal)
Member


Chairman.


(M. Amin Khan Kundi)
Member


(Ahmad Hassan)
Member


(Hussain Shah)
Member

01.03.2018

Junior to counsel for the appellant and Addl: AG for respondents present. Junior to counsel for the appellant stated that similar nature of appeals have been fixed on 10.04.2018 before D.B, therefore, the same may also be clubbed with the said appeal. Request accepted. To come up for arguments on 10.04.2018 before D.B alongwith the connected appeals. .

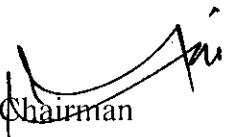

Member


Chairman

10.04.2018

Counsel for the present and Addl. AG for the respondents present. The learned counsel for the appellant apprised this Tribunal that in a similar matter a larger bench has been constituted and this appeal alongwith other connected appeals may also be fixed before the larger bench. Request is accepted. This appeal and other connected appeals are fixed before the larger bench. To come up for arguments before the larger bench on 15.05.2015.

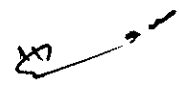

Member


Chairman

15.05.2018

Appellant absent. Counsel for the appellant is also absent. Mr. Kabirullah Khattak, Additional AG for the respondents present. Adjourned. To come up for arguments before larger bench on 21.06.2018.



(Muhammad Amin Khan Kundi)
Member


(Muhammad Hamid Mughal)
Member

08.11.2017

Junior counsel for the appellant present. Mr. Usman Ghani, District Attorney for the respondents also present. Junior counsel for the appellant requested for adjournment on the ground that learned senior counsel for the appellant is not available today. Adjourned. To come up for arguments on 09.01.2018 before D.B.

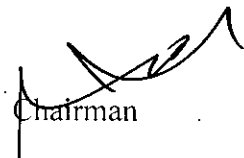

(Gul Zeb Khan)
Member (E)


(Muhammad Amin Khan Kundi)
Member (J)

09.1.2018

None present for the appellant Mr. Muhammad Jan, DDA for the respondents present. To come up for arguments on 15.02.2018 before the D.B.


Member


Chairman

15.02.2018

Clerk of the counsel for appellant and Mr. Zia Ullah, Deputy District Attorney for the respondents present. Clerk of the counsel for appellant stated at the bar that similar nature case has been already fixed for 01.03.2018 and requested that the case may be fixed for 01.03.2018 before D.B. Request is accepted. To come up for argument on 01.03.2018 before the D.B alongwith connected appeal.


Member


Chairman

05.12.2016


Mr. Imdad Hussain, Junior counsel for the appellant and Mr. Muhammad Jan, GP for the respondents present. Junior counsel for the appellant submitted that learned senior counsel is at Dara-ul-Qaza, Swat and requested for adjournment. Request accepted. To come up for arguments on 28-3-17 before D.B.


(ASHFAQUE TAJ)
MEMBER


(MUHAMMAD AAMIR NAZIR)
MEMBER

28.03.2017

Junior counsel to Mr. Noor Muhammad Khattak, Advocate and Additional AG for respondents present. Junior counsel requested for adjournment as learned senior counsel has gone abroad for performing Umra. Adjourned for final hearing to 19.07.2017 before D.B.


Member


Chairman

19.07.2017

Clerk of the counsel for appellant present. Mr. Muhammad Adeel Butt, Additional AG for the respondents also present. Due to strike of the bar learned counsel for the appellant is not available today. Adjourned. To come up for arguments on 08.11.2017 before D.B.


(Gul Zeb Khan)
Member


(Muhammad Amin Khan Kundi)
Member

Vide order sheet dated 29.12.2013 in connected Service Appeal No.
406/13, this appeal is adjourned to 21-5-15

Reader

Vide order sheet dated 29.12.2013 in connected Service Appeal No.
406/13, this appeal is adjourned to 16-12-13

Reader

Vide order sheet dated 29.12.2013 in connected Service Appeal No.
406/13, this appeal is adjourned to _____.

Reader

Vide order sheet dated 29.12.2013 in connected Service Appeal No.
406/13, this appeal is adjourned to _____.

Reader

Vide order sheet dated 29.12.2013 in connected Service Appeal No.
406/13, this appeal is adjourned to _____.

Reader

Vide order sheet dated 29.12.2013 in connected Service Appeal No.
406/13, this appeal is adjourned to _____.

Reader

Vide order sheet dated 29.12.2013 in connected Service Appeal
No. 406/13, this appeal is adjourned to _____.

Reader

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7.6.2013

Counsel for the appellant, and Mr. Muhammad Jan, GP for the respondents present. In pursuance of promulgation of Khyber Pakhtunkhwa Service Tribunal (Amendment) Ordinance 2013, the Tribunal is incomplete. To come up for the same on 20.8.2013.



READER

20.8.2013

Counsel for the appellant, and Mr. Muhammad Jan, GP with Khursheed Khan, SO and Tariq Hussain, Supdt. for the respondents present. To come up for written reply on 29.10.2013.



MEMBER

29.10.2013

Vide order sheet dated 29.10.2013 in connected appeal No. 406/2013, this appeal is adjourned to 15.1.2014.



READER

Vide order sheet dated 29.12.2013 in connected appeal No. 406/2013, this appeal is adjourned to 25-3-14



READER

Vide order sheet dated 29.12.2013 in connected appeal No. 406/2013, this appeal is adjourned to 26-8-14



READER

Vide order sheet dated 29.12.2013 in connected appeal No. 406/2013, this appeal is adjourned to 28-1-14



READER

Appeal No. 4/10/2013
Mr. Abolun Rugh

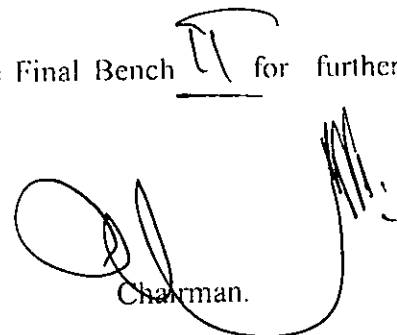
4. 9.4.2013

Counsel for the appellant present and heard. Contended that the appellant was appointed as SET vide order dated 18.5.1987. A joint seniority list was issued but later-on SET (General) and Technical were separated. The final seniority list of SETs (T) was issued on 30.6.2007. The SETs (T) were allowed selection grade BPS-16 and BPS-17 on 16.1.2008 and were also further granted Move-over from BPS-17 to 18. However, both the cadres were again merged and the seniority list of all the SETs including SETs (General) was issued on 30.6.2010. The separation of cadres was based on malafide intention in order to extend the benefit of selection grade and move-over to the SETs (Technical). The appellant has been denied his due right of selection grade and move-over and has been discriminated. The appellant preferred a departmental appeal for this purpose but with no response. Points raised need consideration. The appeal is admitted to regular hearing, subject to all legal objections. The appellant is directed to deposit the security amount and process fee within 10 days. Thereafter, notice be issued to the respondents. Case adjourned to 7.6.2013 for submission of written reply.

5. 9.4.2013

This case be put before the Final Bench TT for further proceedings.


Member.


Chairman.

5.4.2013

Counsel for the appellant present and requested for
adjournment. Case adjourned to 9.4.2013 for preliminary
hearing.



A handwritten signature in black ink, consisting of several loops and a long vertical stroke, positioned above the word "Member."

Member.

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 409 /2013

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	15/02/2013	<p>The appeal of Mr. Khaliq Dad presented today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for preliminary hearing.</p> <p style="text-align: right;"> REGISTRAR</p>
2	4-3-2013	<p>This case is entrusted to Primary Bench for preliminary hearing to be put up there on <u>5-4-2013</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

ORDER

14.01.2022

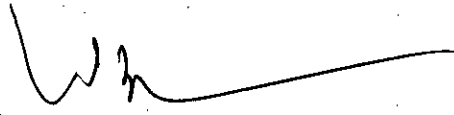
Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for respondent present. Arguments heard and record perused.

Vide our detailed judgment of today, Passed in service appeal bearing No. 1427/2011 "titled Manzoor Elahi Versus Government of Khyber Pakhtunkhwa through Chief Secretary Khyber Pakhtunkhwa Peshawar and three others", the instant service appeal is accepted as prayed for. Parties are left to bear their own costs. File be consigned to record room.

ANNOUNCED

14.01.2022


(AHMAD SULTAN TAREEN)
CHAIRMAN


(ATIQ-UR-REHMAN WAZIR)
MEMBER (E)

22.11.2021

Nemo for appellant.

Muhammad Riaz Khan Paindakheil learned Assistant Advocate General present.

Asif Yousafzai Advocate present before the Bench in some other case, apprised this Bench in respect of the judgment of Larger Bench of this Tribunal vide which the appeal in hand was detached from other appeals and was directed to be fixed for individual hearing on merits. Office was directed to fix the date in proper routine but parties were not put on notice for the date fixed, therefore, both the parties be put on notice for 15.03.2022 before D.B.



(Atiq ur Rehman Wazir)
Member (E)



(Rozina Rehman)
Member (J)

10.01.2022

Mr. Noor Muhammad Khattak, Advocate for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for respondents present.

Arguments heard. To come up for order on 14.01.2022 before D.B.



(Atiq-ur-Rehman Wazir)
Member(E)



Chairman

Sr. No	Date of order/ proceedings	Order or other proceedings with signature of Judge or Magistrate
1	2	3
		<p style="text-align: center;"><u>BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.</u></p> <p style="text-align: center;">Appeal No. 1107/2016</p> <p style="text-align: center;">Date of Institution ... 27.10.2016 Date of Decision ... 06.07.2021</p> <p>Mr. Attaullah Jan, SST (Tech), GHSShinkiari District Mansehra. ... Appellant</p> <p style="text-align: center;"><u>Versus</u></p> <p>The Govt: of Khyber Pakhtunkhwa through Secretary E&SE Department, Khyber Pakhtunkhwa, Peshawar and three others. ... Respondents</p> <p>Present:</p> <p>Mr. Noor Muhammad Advocate --- For Appellant</p> <p>Syed Noman Ali Bukhari Advocate --- For Appellant</p> <p>Miss. Uzma Syed, Advocate in the above titled appeal --- For Appellants.</p> <p>MUHAMMAD ADEEL BUTT, Additional Advocate General --- For respondents.</p> <p>AHMAD SULTAN TAREEN --- CHAIRMAN SALAH-UD-DIN --- MEMBER(Judicial) ROZINA REHMAN --- MEMBER(Judicial) ATIQ-UR-REHMAN WAZIR --- MEMBER(Executive)</p>

ORDER:

By this order, we intend to settle a point of conflict arising from two judgment of this Tribunal in relation to jurisdiction in the case of Selection Grade.

02. There is an order dated 18.01.2018 in the above titled Service Appeal No. 1107/2016 disclosing that when it come up for hearing before the DB at Camp Court Abbottabad, it was observed with reference to an argument that in some cases, this Tribunal had denied relief of Selection Grade on grounds of jurisdiction; as pressed on behalf of the appellant; and there was certain other judgment of this Tribunal wherein Selection Grade was granted to the civil servants. The counsel for the appellant in the said appeal was directed to search all such judgments and was given opportunity from time to time but he could not be able to bring on record copies of the conflicting judgments. In the meantime, similar point was raised in other appeals involving the claim of Selection Grade and were sent for decision of Larger bench. Similarly, vide order dated 27.11.2018, the above titled appeal was sent to the Larger Bench for hearing alongwith appeals No. 1427/2011, 67/2012, 406/2013. The said appeals and others because of similarity of the subject-matter as having been referred for hearing of the larger bench vide different orders in respective appeals, are listed below:-

1. Service Appeal# 1375/2011 titled "Jan Muhammad Vs. The DCO Charsadda and two others."
2. Service Appeal # 1427/2011 titled "Manzoor Elahi Vs. The



Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."

3. Service Appeal # 1428/2011 titled "Fida Mohammad Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
4. Service Appeal # 1429/2011 titled "Faiz Mohammad Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
5. Service Appeal # 1430/2011 titled "Shafqat Zaman Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
6. Service Appeal # 1431/2011 titled "Mohammad Arif Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
7. Service Appeal # 1432/2011 titled "Ahsan Shah Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
8. Service Appeal # 1441/2011 titled "Mohammad Riaz Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
9. Service Appeal # 1442/2011 titled "Haq Nawaz Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
10. Service Appeal # 679/2012 titled "Abdus Samad Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
11. Service Appeal # 680/2012 titled "Hamdullah Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
12. Service Appeal # 681/2012 titled "Rahim Shah Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
13. Service Appeal # 406/2013 titled "Gul Chaman Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."



14. Service Appeal # 407/2013 titled "Javed Khan Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
15. Service Appeal # 408/2013 titled "Anwar Saeed Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
16. Service Appeal # 409/2013 titled "Khaliq Dad Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
17. Service Appeal # 410/2013 titled "Abdur Rasheed Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
18. Service Appeal # 411/2013 titled "Mohammad Daud Vs. The Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar and three others."
19. Service Appeal# 412/2013 titled "Mohammad Haroon Vs. The DCO Charsadda and three others."
20. Service Appeal# 413/2013 titled "Mian Fareed Vs. The DCO Charsadda and three others."
21. Service Appeal# 463/2013 titled "Suliman Shah Vs. The DCO Charsadda and three others."
22. Service Appeal# 483/2013 titled "Fazal Akbar Vs. The DCO Charsadda and three others."


A. Amir

3. Copies of the two judgments dated 07.08.2017 in service appeal No.1/2016 and the other dated 20.09.2017 in service appeal No. 467/2012 were produced to us during the course of arguments at the Bar. Copies of the said judgment as produced have been placed on this file. We have also got the copies of the reported judgments i.e. 2016 SCMR 1206 and 1990 SCMR 1106 as referred in the judgment dated 20.09.2017 of the Service Appeal No. 467/2012 and placed the same on file. The appeals

enumerated above were clubbed for hearing by the Larger Bench to settle the point of conflict in the similar matter having occurred in two judgments of this Tribunal, copies whereof are available on file. One was passed in Service Appeal No. 01/2016 on 07.08.2017 by a D.B comprising of Mr. Niaz Muhammad Khan, Chairman and Mr. Gul Zeb Khan, Member of this Tribunal; and the other judgment was passed in Service Appeal No. 467/2012 on 2.09.2017 by the D.B comprising of Mr. Niaz Muhammad Khan, Chairman and Mr. Muhammad Amin Khan Kundi, Member. By the judgment dated 07.08.2017, appeals respectively bearing No. 08/2016 and No. 02/2016 to 04/2016 claiming entitlement of the Selection Grade were accepted for grant of the Selection Grade as prayed for from the dates not later than the dates their juniors were awarded Selection Grades. By the judgment dated 20.09.2017, it was concluded that this Tribunal in number of cases involving the issue of Selection Grade, returned the appeal for want of jurisdiction on the basis of some judgment of august Supreme Court of Pakistan including *Khan Toti's* case reported as 2016 SCMR 1206 and another judgment reported as 1990 SCMR 1106. It was further observed therein that it had clearly been laid down that fixation and re-fixation of pay is a matter which falls within purview of the Civil Courts. Consequently, the appeal was returned to the appellant for want of jurisdiction.

Ramona

4. In the *Khan Toti's* case, the petitioner and proforma respondents were employees of the District Judiciary Swat who



being aggrieved of some deductions from their salaries or pensions had instituted a civil suit and somehow, the case reached to the Hon'ble Peshawar High Court, Mimgora Bench through a Civil Revision Petition, and the Hon'ble High Court after setting aside the judgment and decree of civil court, remanded the case to it with further directions to return the plaint to the petitioners-plaintiffs to approach the Provincial Service Tribunal. The august Supreme Court of Pakistan dealt with the question of jurisdiction of this Tribunal in relation to particular status of the employees of the District Judiciary under control of the Peshawar High Court, Peshawar and granted the relief to the petitioners invoking the jurisdiction conferred upon the august Supreme Court under Article 184(3) of the Constitution. There is no ruling in the said judgment relating to exclusion of jurisdiction of this Tribunal in issue of Selection Grade of the Government Servants. Similarly, the pronouncement in the case of "*Province of Punjab through Collector, Bahawalpur-vs- Ghulam Rasool and other*" (1990 SCMR 1106) dealt with a different factual position. According to the facts noted in the said judgment, the respondents in two civil petitions (Civil Petitions Nos.9 and 10 of 1984 before the august Supreme Court of Pakistan) had filed two separate civil suits for declaration that their pays had been fixed incorrectly; and that they were entitled to re-fixation of their pay in the proper scale and arrears of salary. The suits were decreed by the Senior Civil Judge at Bahawalpur. Provincial Government did not care to file appeals against the judgments and decrees of

the Trial Court. However, during the course of execution proceedings, an objection was raised that the respondents were not entitled to the scales to which they had been held entitled under that decrees. The objection was rejected by the executing court followed by failure of appeal before the District Judge and the revision before the High Court. Consequently, leave was sought to appeal from the august Supreme Court of Pakistan. The said court while dismissing the petitions for leave to appeal observed as noted below:

"The contention which the learned Additional Advocate General wishes to raise in support of these petitions relates to the propriety of the decrees passed in favour of the respondents. It is well-settled that an executing Court cannot go behind the decree. It is no longer disputed that the Civil Court had the jurisdiction to entertain the suits of the respondents. We would, therefore, dismiss these petitions."

5. The reliance as placed upon the reported judgment (1990 SCMR 1106) in the judgment dated 20.09.2017 of this Tribunal is not befitting for its attraction in the present appeal due to distinguishable facts. Similarly, the cited pronouncement of august Supreme Court of Pakistan includes the jurisdiction of civil court in the matter of pay fixation of a civil servant but the same is not stretchable to exclude the jurisdiction of this Tribunal in issues of Selection Grade. Even otherwise, the conditions for grant of Selection Grade include the condition of seniority-cum-fitness and in turn, it stands linked with terms and conditions of service.

Dismissed

Learned counsels representing the respective appellants in the above listed appeals also made their submissions in favor of the assumption of jurisdiction by the Tribunal in cases of Selection Grade. We are also persuaded to hold that in absence of any express bar on jurisdiction of this Tribunal in issues of Selection Grade, the ouster of jurisdiction in such issues cannot be presumed by the Tribunal itself through inference; and particularly when it may not be possible to delink the Selection Grade from terms and conditions of a civil servant due to its having nexus with seniority-cum-fitness, as far as selection process for its grant is concerned.

6. For what has been discussed above, we hold that judgment dated 07.08.2017 of this Tribunal passed in Service appeal No. 01/2016 will hold the field as precedent notwithstanding its conflict with the judgment dated 20.09.2017 in Service Appeal No. 467/2020. Copy of this order be placed on files of all the above listed appeals and they be detached and put in the course for their individual hearing on respective merits and dates of hearing be fixed in proper routine.

Announced:
06.07.2021



(Salah-Ud-Din)
Member(J)



(AHMAD-SULTAN TAREEN)
CHAIRMAN



(Rozina Rehman)
Member(J)



(Atiq-Ur-Rehman Wazir)
Member(E)

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR**

APPEAL NO. 409 /2013

KHALIQ DAD

VS

EDUCATION DEPARTMENT

INDEX

S.NO.	DOCUMENTS	ANNEXURE	PAGE
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6-	MOVE-OVER	E	15.
7-	SENIORITY LIST	F	16- 18.
9-	DEPARTMENTAL APPEAL	H	19.
10-	VAKALAT NAMA	20.

THROUGH:

**NOOR MOHAMMAD KHATTAK
ADVOCATE**

APPELLANT

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. 409 /2013

APPEAL
413
15/2/13

Mr. Khaliq Dad, Ex: SET,
Village Khalalmt, District Haripur **APPELLANT**

VERSUS

- 1- The Government of KPK through chief Secretary, KPK Peshawar.
- 2- The Secretary (E&SE) Department, KPK Peshawar.
- 3- The Secretary Finance, Finance Department, KPK Peshawar.
- 4- The Director (E&SE) Department, KPK Peshawar.

..... **RESPONDENTS**

APPEAL UNDER SECTION- 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974 FOR THE GRANT OF THE BENEFITS OF SELECTION GRADE AND MOVE-OVER TO THE APPELLANT BY TRAETING HIM AT PAR WITH THEIR OTHER COLLEAGUES AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL OF APPELLANT WITHIN STATUTORY PERIOD OF NINETY DAYS.

PRAYER: That on acceptance of this appeal the appellant may be granted the benefits of selection grade and move-over by treating him at par with his other colleagues. Any other remedy which this august Tribunal deems fit that may also be awarded ion favor of the appellant.

APPEAL
413
15/2/13

R.SHEWETH:

- 1- That the appellant and their other colleagues (Technical & general) were appointed against the posts of SET vide 18.5.1987. That it is also very pertinent to mention that they all (technical & general) were placed at the same cadre and received the same benefits. Copies of the appointment orders are attached as annexure..... **A & B.**

- 2- That then after a joint seniority list was prepared by the respondent Department in which SET general and technical were positioned according to their seniority. That later on a separate seniority list of SET's technical was issued by the respondent department and on the basis of that seniority list those SET's who belongs to technical group availed the benefits of move-over and selection grade by vide orders dated 16.1.2008 and 21.3.2009. Copies of the seniority list and orders are attached as annexure..... **C, D & E.**
- 3- That on the above mentioned reason those SET's who belongs to general cadre were lifted from the benefits of selection grade and move-over. That again those SET's who belongs to technical cadre requested the respondent department for the merging of both the cadres (general and technical) and on the said request the respondent department issued a joint seniority list. Copy of the seniority list is attached as annexure..... **F.**
- 4- That though they all (technical and general) belongs to one cadre but due to move-over and selection grade those SET's who were appointed in the same appointment orders in which the appellant was appointed were now a days working in BPS-18 and the appellant had retired on superannuation basis recently as SET BPS-16 which clearly shows that appellant has highly been discriminated.
- 5- That feeling aggrieved the appellant filed Departmental appeal before respondent No.2 but no reply has been received so far. Hence the present appeal on the following grounds amongst the others. Copy of the Departmental appeal is attached as annexure..... **G.**

GROUND:

- A- That not granting the benefits of move-over and selection grade to the appellant is against the law and norms of natural justice.
- B- That the same benefits were availed by the other colleagues (SET's technical) of the appellant and the same were not granted to the appellant amounts to discrimination.
- C- That the appellant has not been treated in accordance with law and rules on the subject noted above and the respondents acted in violation of Article 4 and 25 of the Constitution of Pakistan 1973.

- D- That the appellant was duly entitled to the benefit of move-over and selection grade but the appellant has been unlawfully deprived from his due right.
- E- That the appellant seeks permission to advance other grounds and proofs at the time of hearing.

It is therefore most humbly requested that the appeal of the appellant may be accepted as prayed for.



APPELLANT

KHALIQ DAD

THROUGH:

NOOR MOHAMMAD KHATTAK
ADVOCATE



A-4

OFFICE ORDER NO. 25 / SET(M)
DATED A.ABAD THE 24/1/1987.

APPOINTMENT / POSTING.

SET
Approved

Consequent upon their turn on merit, the following appointment/posting of SED candidates of Zone III and Zone V are hereby ordered on their own pay and grade or at Rs. 900/-p.m. fixed 'BS No.15' plus usual allowances which ever is beneficial to them, with effect from the date of their taking over charge:-

S.No.	Name of teacher/Cdt; /resent address	Name of school where appointed	Remarks.
1.	Talibullah BABEd 503/1000/83(S) CT GHS Batta Mohri.	GMS Pashto	Agst: vacant SET post.
2.	Mohibul Haq BABEd 431/1000/83(S) GMS Pashto Khadezai	GHS Beer	-----do-----
3.	Bashir Ahmad BABEd 430/1000/83(S) GHS Chitral.	GHS Sarhan.	-----do-----
4.	Mohibullah BABEd 423/1000(S) GMS Rand (DIR)	GHS Summandar Katha	-----do-----
5.	Bahadur Ali BABEd 423/1000/83 (S) GMS No.1. Mingora	GHS Seer	-----do-----
6.	Mahajirullah BABEd 417/1000/83 (S) GHS Chowga (Swat)	GHS Chajjian	-----do-----
7.	Faizur Rehman SET 414/1000/83(S) GHS Batkhela (Swat)	GHS Nara Amazai.	-----do-----
8.	S. Alieq Shah BABEd 405/1000/83(S) Vill: Bajkatta Daggar	GHS Chai.	-----do-----
9.	Noor Zamar BABEd 404/1000/83 (S) GMS Banda Talash(DIR).	GHS Kanthialai	-----do-----
10.	Shafiq Ahmad BABEd 556/1000/83-84 SV GHS Jhamra	GMS Kotera	-----do-----
11.	Javed Khan 583/1100/83-84 SV GHS Dingi.	GHS Bhera ✓	-----do-----
12.	Mohammad Younas BABEd 583/1100 83-84 Govt. Maktab School Hurgurah Oghi Mansehra.	GMS Rashang	-----do-----
13.	Habibur Rahman BABEd 495/1000 83-84 CT GHS Shohal Mazullah.	GHS Batta Mohri	-----do-----
14.	Khaliq Dad BABEd 475/1000 83-84 SV GHS No 2. Haripur.	GHS Kakotri. ✓	-----do-----

CONDITIONS.

1. Charge reports should be sent to all concerned.
2. No joining time is allowed.
3. The appointment/posting are purely on temporary basis and liable to reversion/termination without reason/notice.
4. The Head of Institutions are required to check original Educational/professional qualification Certificates before handing over charge to them.
5. The newly appointee candidates are required to produce their age and Health Certificate from the Medical Supdt: and no pay etc shall be drawn untill and unless they/he produce the above certificate from the said Officer.
6. In case the Candidate fails to join the post within 15 days of the issue of this order their/his appointment shall stand automatically cancelled.

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- 7. They will not claim seniority over their seniors.
- 8. Regularization of post will be taken later on.
- 9. In case of resignation they will have to give one month prior notice or forfeit one month pay in lieu of notice.
- 10. Verification Roll of Character and antecedent duly verified by Police authorities should be sent to this office.

(MOHAMMAD AYYUB KHAN JADOC
 DIRECTOR OF EDUCATION (SCHOO
 HAZARA DIVN: A.ABAD.

Enst: No. 4370-4477 A.E.II A&T Dated A/Abad the 24.2 1987,

Copy to :-

- 1. The Director of Education (S) N.W.F.P. Peshawar.
- 2-5. The Divl: Directors (S) Peshawar, Kohat, D.I. Khan & Malak
- 6-8. The D.E.O.(M) Mansehra, Kohistan and Abbottabad.
- 9-12. The S.D.E.O.(M) Abbottabad, Haripur, Battagram & Mansehra.
- 13- The D.E.O.(M) Timber Garah, Swat at Landi Kas, Mingora and
- 16. Chitral.
- 17- The Headmaster GHS Beer, NaraAmazi, Summandar Katha, Seer,
- 29. Chajjian, Chhoi, Kanthialai, Bhera, Batta Mohri, Kakotri
Dingi, Shohal Mazullah & No.2. Haripur. Jhamra.
- 30. The Headmaster GMS Pashto, Kotera and Rashang.
- 32.
- 33-35 The Headmasters GHS Chitral, Chowga Batkhela,
- 36- The Headmaster GMS Pashtano Khadezai, Rani(DIR), Banda Talash
- 41. Maktab School Hargurh.
- 42- 55. All Cdts: concerned.
- 56. The A.D.E. Local Directorate.
- 57-57 III /V AB. ---do-----
- 58. O.O. File.

For/ Director of Education
 Hazara Divn; Abbottab

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 Director of Education
 Hazara Division
 District Haripur

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 4/1/87

B-5

OFFICE OF THE DIRECTOR OF EDUCATION (SCHOOLS) N.W.F.P., PESHAWAR.

APPROVAL

Consequent upon the approval given by the Departmental Selection Committee in their meeting held on 14.12.1988, the following Senior English Teacher/SET Agriculture SET Tech:/#-Is and NPS-14/B-15 are hereby placed in NPS-14 320-30-730/35-1010 B-15 (900-55-2000) from the date of their taking over charge against SET Post from the date of which they are due for appointment against SET/SET Agriculture etc; post on their turn on merit which ever is later as given against each.

S.No.	Name of SET/Address.	Marks Obtained.	Remarks.
<u>Zone-II/Peshawar/Mardan.</u>			
1.	Said Mahmood, MA Tech: Edu: GHS, Kurhi Kapura, Mardan.	62%/79.	13.4.1980.
2.	Aurang Zeb, BSc MED SET GHS, Sherpao, Charsadda.	854/1200/78-79.	9.11.1980.
3.	Abdul Hakim, MEd SET G.H.S., Pir Sabaq.	2432/3200/80.	17.9.1981.
4.	Mushtaq Ahmad, BA BED SET G.H.S., Swabi, Mardan.	527/1000/71.	13.12.1982.
5.	Habibur Rehman, MSc BED G.H.S., Serai.	546/1000/84.	1.10.1985.
6.	Mohammad Ismail, BA BED SET GHS, Kuga/Wala, Peshawar.	480/1000/79.	8.10.1985.
7.	Khalilur Rehman, BSc BED SET G.H.S., Larora.	780/1200/85.	6.11.1985.
8.	Shoukat Ali, BSc BED SET GHS, Badreshi, Nowshera.	566/1000/85.	21.10.1986.
9.	Gul Zaman, MSc BED SET GHS, Rohi Barmol, Mardan.	480/1000/85.	26.10.1986.
10.	Lal Mohammad, MA BED SET G.H.S.No. 1, Peshawar City.	467/1000/80.	26.10.1986.
11.	Qasim Ali, BSc BED S.E.T. GHS, Shah Mansoor, Swabi.	602/1000/83-84.	20.10.1986.
12.	Shamsur Rehman, BA MA Edu: SET GMS, Jhanda (Swabi).	77%/83.	27.10.1986.
13.	Syed Badshah, BA BED S.E.T. G.H.S., Maini, Swabi.	454/1000/79.	1.11.1986.
14.	Abdul Malik, MA MEd S.E.T. G.H.S., Jehangira (Swabi).	78%/83.	1.11.1986.
15.	Rehman Ali, MA BED S.E.T. GHS, Khair Abad.	835/1200/80.	1.11.1986.
16.	Ibrahim Khan, BA BED SET GMS, Pahari Rati Kheri.	1598/3000/80.	1.11.1986.

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Principal
Govt. High School
No. 2 Haripur

Primary & Secondary Education
District Haripur

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391.	Yaved Khan, MA BED SET G.H.S., Bhera.	583/1100/83-84.	25.2.1987.
392.	Faizur Rehman, BA BED SET G.H.S., Dara Amazai.	414/1000/83.	25.2.1987.
393.	Malik Khaliq Dad, BA BED SET G.H.S., Kakotri.	475/1000/84.	26.2.1987.
394.	Mohib-ul-Haq, MA BED G.H.S., Meer.	431/1000/83.	1.3.1987.
395.	Shafiq Ahmad, BA BED SET G.H.S., Jhamra, A. Abad.	556/1000/83-84.	1.3.1987.
396.	Noor Zaman, BA BED SET G.H.S., Kauthiali.	404/1000/83.	1.3.1987.
397.	Mohammad Saeed Qureshi, MA BED SET G.H.S., Mang.	671/1200/84.	14.3.1987.
398.	Khalilur Rehman Abbasi, BA BED G.M.S., Majuban.	443/1000/82.	18.3.1987.
399.	Habibur Rehman, BA BED SET G.H.S., Tokian.	450/1000/82.	18.3.1987.
400.	Mohammad Ashfaq, BA BED SET G.H.S., Sirikote.	694/1200/83-84.	19.3.1987.
401.	Shamsud Din, BA BED SET G.H.S., Sirikote.	314/1000/82.	5.4.1987.
402.	Mohammad Qadir, MSc BED SET G.R.S., Nagri Tutial.	516/1000/85.	19.5.1987.
403.	Abdur Rabbid, BA BED, SET G.H.S., Tokian.	410/1000/82.	19.5.1987.
404.	Mohammad Mushtaq, BA BED SET G.H.S., Pattan Khurd.	550/1000/84.	19.5.1987.
405.	Mohammad Shoukat, BA BED SET G.H.S., Wareela.	435/1000/83.	19.5.1987.
406.	Mohammad Daud, BA BED SET G.M.S., Norpur.	450/1000/83-84.	20.5.1987.
407.	Munsif, BA BED SET G.H.S., Halli.	635/1200/84.	21.5.1987.
408.	Haroon-ur-Rashid, MSc BED SET Govt: High School, Jab.	501/1000/86.	25.5.1987.
409.	Sarfraz, MA BED SET G.H.S., Bhera.	527/1000/83-84.	26.5.1987.
410.	Faizir Shah, BA MED SET G.M.S., Baitgali.	421/1000/83.	20.9.1987.
411.	Mohammad Hasrat Khan, MA MED SET G.H.S. No. 2, A. Abad.	79%/86.	22.10.1987.

Contd; --20--

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Elementary & Secondary
District

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PRINCIPAL
Govt. High School
No. 2 Haripur

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Endst: no. 2334 ⁻⁻²¹⁻⁻ 2834 /A-14/SEI/Approval. Dt/Pesh: the 7/1 /89.

Copy forwarded for information and n/action to the:-

- 1. Director of Education (FATA) N.W.F.P., Peshawar.
- 2-6. Divisional Director of Education (Schools) in N.W.F.P.
- 7-19. All the District Edu: Officer (Male) in N.W.F.P.
- 20. Accountant General, N.W.F.P., Peshawar.
- 21-31. All the District Accounts Officers in N.W.F.P.
- 32-37. All the Agency inspectors of Schools in FATA.
- 38. Agency Accounts Officers concerned.
- 39-258. All the Head of Institutions concerned.
- 259-478. Officials concerned.
- 479. P.A. to Director of Education (Schools) N.W.F.P., Peshawar.

Amir
 PRINCIPAL
 Govt. High School
 2 Haripur

Amir
 Deputy Director (Schools),
 For/D.E. (S) NWFP, Peshawar.

Revised
Amir
 District Officer (S)
 Elementary & Secondary Education
 District Haripur

Farid Khan
 1.1.1989.

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122	Mr. Harnoedul Haq, SET, GHS, Barawal Bandli Dir U	Djr Upper	04.10.2003
123	Mr. Muhammad Sahib Khan SET, GCHMS, Tank	Kohat	04.10.2003
124	Mr. Maqbool Ahmad, SET, GHS, Kayala Orta Agy.	Karak	04.10.2003
125	Mr. Zahid Ullah Khan SET, GHS, Karigurram SWA	Bannu	04.10.2003
126	Mr. Bahadur Nawaz, SET, GHS, Ayune Chitral	Karak	04.10.2003
127	Mr. Rasheed Ahmad, SET, GHS, Ghazi Haripur	Haripur	04.10.2003
128	Mr. Naseer Khan SET, GHS, Sherwan A. Abad ✓	Haripur ✓	04.10.2003 ✓
129	Mr. S. Zafar Ali Shah, SET, GHS, Pawa A. Abad	Haripur	04.10.2003
130	Mr. Pir Hussain Shah, SET, GHS, Chitral	Manshera	04.10.2003
131	Mr. Naseeb Zada, SET, GHS, Chitral	Haripur	04.10.2003
132	Mr. Sahib Zada, SET, GHSS, Jamrud	FR Peshawa	01.12.2004

15.12.1962 01.12.2004 01.12.2004 01.12.2004

[Handwritten Signature]

DEPUTY DIRECTOR (ESTABLISHMENT)
SCHOOLS & LITERACY, NWFP, PESHAWAR.

SHAH

ATTESTED

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97	Mr. Tabasum Mehmood, SET, GHS, No. 2, Kohat	15.05.1958	Kohat	09.01.1985	09.01.1985	16.10.1991
98	Mr. Jan Muhammad, SET, GHS, Timargara Dir	05.12.1963	Dir	05.06.1986	05.06.1985	16.10.1991
99	Mr. Muhammad Zahir Shah, SET, GHS, Tolakan M.A.G. <i>RTD</i>	11.04.1948	M.Agency	01.07.1986	01.07.1986	16.10.1991
100	Mr. Jehanzeb, SET, GHS, Subhan Khawar, M.A.G.	15.05.1958	M.Agency	02.07.1986	02.07.1986	16.10.1991
101	Mr. Mureed Ali, SET, GHS, Alizai Lower K.Agency	03.04.1964	FR Baranu	21.06.1986	01.10.1986	16.10.1991
102	Mr. Ayaz Khan, SET, GHS, Kohat	02.03.1964	Kohat	30.10.1985	30.10.1985	16.10.1991
103	Mr. Muhammad Hassan, SET, GHS, Miran shah, NWVA	16.05.1959	NWVA	06.04.1982	04.11.1982	16.10.1991
104	Mr. David Khan, SET, GHS, Timargara, Dir	09.10.1963	Dir	09.09.1982	01.11.1987	16.10.1991
105	Mr. Sabir Khan, SET, GHS, Mingora Swat	01.01.1961	Swat	01.03.1983	01.11.1987	16.10.1991
106	Mr. Muhammad Tariq, SET, GHS, Medyan, Swat	02.02.1962	Swat	01.11.1987	01.11.1987	16.10.1991
107	Mr. Muhammad Salim, SET, GHS, No. 1, Mingora, swat	03.05.1960	Swat	16.05.1982	28.10.1987	16.10.1991
108	Mr. Niaz Muhammad Khan, SET, GHS, Macudlia swat	11.07.1950	Swat	17.04.1984	12.12.1987	16.10.1991
109	Mr. Muhammad Amin, SET, GHS, S/Sharif, swat	12.03.1966	Swat	27.08.1989	27.08.1989	16.10.1991
110	Mr. Salahud Din, SET, GHS, S/Sharif swat	09.09.1959	Swat	05.12.1986	16.05.1989	16.10.1991
111	Mr. Ibadullah, SET, GHSS, No. 4, Kakshal Peshawar	01.04.1963	Peshawar	23.09.1989	16.10.1989	16.10.1991
112	Mr. Attaullah Khan, SET, GHS, Timargara Dir	25.10.1964	Dir	06.12.1988	01.04.1990	16.10.1991
113	Mr. Nadeebullah, SET, GEC (M) M. A. NWVA	12.04.1963	FR Baranu	18.04.1984	18.10.1990	16.10.1991
114	Mr. Abdul Shafiq, SET, GHS, Miranshan, NWVA	22.11.1952	NWVA	19.11.1975	11.10.1990	16.10.1991
115	Mr. Zainullah Sr. Inspector, GATTC, Peshawar.	20-02-1957	Dir	11-11-1982	19-4-1984	16.10.1991
116	Mr. Ahsan Jehani, SET, GHS, No. 1, No. Ashur-i-cent	15-5-1963	Nowshera		24-5-95	04.10.2003
117	Mr. S. Alam zaib badshah, SET, GHSS, Khar alwad Mdn		Mardan			04.10.2003
118	Mr. Darvesh Khan, SET, GDMHS, Menghuz swabi		Peshawar			04.10.2003
119	Mr. Ishfaq Rasool, SET, GHSS, Swabi		Peshawar			04.10.2003
120	Mr. Amir Hussain, SET, GHS, Barawal bandi Dir U		Dir Upper			04.10.2003
121	Mr. Musaffar Khan, SET, GHS, Ayun Chitral		Swabi			04.10.2003

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		D.O.B			Appt as SET Tech	Approval
72	Mr. Badiuz Zaman SET, GHSS, No.2, DIK	01.04.1962	Dikhan	11.04.1981	25.05.1983	04.02.1989
73	Mr. Nasir Hussain, SET, GMS, Zalan, Kurram	15.02.1959	Kurram	07.01.1979	01.04.1987	06.02.1989
74	Mr. Sajjad Ahmad, SET, GHSS, Barika, Manshehra ✓	15.06.1963	Manshehra	11.11.1982	19.10.1989	19.10.1989 ✓
75	Mr. Muhammad Khalid, SET, GHS, Havelian, A. Abad	01.06.1963	Abbottabad	26.12.1987	19.10.1989	19.10.1989 ✓
76	Mr. Hafizur Rehman SET, GHS, Swabi ✓	30.03.1963	Mardan	12.12.1989	12.12.1989	12.12.1989 ✓
77	Mr. Rashid Ahmad, SET, GHS, Toghbala Kohat	29.11.1960	Kohat	04.02.1987	21.10.1990	21.10.1990 ✓
78	Mr. Attaullah Jan, SET, GHS, Pawa A/Abad ✓	01.04.1958	Manshehra	21.11.1981	15.12.1990	15.12.1990 ✓
79	Mr. Dildar Hussain, SET, GHS, Zeran, K. Agency	12.01.1961	K. Agency	09.02.1982	15.12.1990	15.12.1990
80	Mr. Zakirullah SET, GHS, Swabi	02.01.1964	Mardan	27.12.1990	27.12.1990	27.12.1990
81	Mr. Muntaz Pervez, SET, GHS, Shabaz Garhi Mardan	14.03.1960	Mardan	04.11.1981	29.12.1990	30.12.1990
82	Mr. Israj Khan, SET, GHS, Marghuz Swabi	30.11.1959	Mardan	14.03.1979	17.01.1991	17.01.1991
83	Mr. Atlas Khan, SET, GHS, Dara Zinda FR DIK	05.12.1964	FR DIK	10.12.1985	19.08.1985	19.08.1991 - Rtd.
84	Mr. Muhammad Younis SET, GHS No. 2 Barika - Rtd	25.11.1946	Bannu	02.11.1972	04.11.1978	16.10.1991
85	Mr. S. Keramat Hussain, SET, GHS,	10.01.1957		26.03.1980	26.03.1980	16.10.1991
86	Mr. S. Shabir Hussain Shah, SET, GHS, Alizai	30.01.1951	K. Agency	28.10.1980	28.10.1980	16.10.1991
87	Mr. Noor Elahi, SET, GHS,	06.01.1952		27.06.1981	27.06.1981	16.10.1991
88	Mr. Hussain Khan, SET, GHS, Pamedva, K. Agency	01.04.1951	Kurram	16.11.1980	16.11.1980	16.10.1991 - Rtd
89	Mr. Muhammad Alizai, SET, GHS No. 1, Haripur - Rtd	10.04.1948	Haripur	01.11.1978	26.10.1981	16.10.1991
90	Mr. Farhad Islam, SET, GHS, Subhan Khawar, M. Agency	01.01.1960	Kurram	09.03.1983	09.03.1983	16.10.1991
91	Mr. Imran Ali SET, GHS, Kirman - Kurram Agency	01.04.1959	Kurram	08.03.1983	08.03.1983	16.10.1991
92	Mr. Khalid Mehmood, SET, GHSS, T.T. Ship Haripur	15.07.1962	Haripur	08.11.1982	01.10.1983	16.10.1991
93	Mr. Rehmatullah Khan SET, GHS, Darshan Kalar, DIK	03.01.1959	Dikhan	25.10.1982	30.04.1984	16.10.1991
94	Mr. Muhammad Zaman SET, GHS, Habibullah Khan - Died	12.07.1958	Bannu	26.11.1981	05.09.1984	16.10.1991 - Died
95	Mr. Eaziullah, SET, GHS, Sherpac Charsadda	26.12.1964	Charsadda	08.01.1985	08.04.1985	16.10.1991
96	Mr. Muhammad Iqbal, SET, GHSS, Shabaz Garhi Mdn	11.09.1957	Mardan	25.04.1985	25.04.1985	16.10.1991

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		DOB		1st ADPT	ADPT as SET	
47	Mr. Mushtaq Ahmad, SET, GEO(M) Jamrud, Khy. Agy	19.03.1949	Mardan	28.05.1963	26.06.1978	09.02.1988 - Rtd
48	Mr. Hesar Khan, SET, GHS, Shamshatoo, FR Pesh.	03.12.1956	FR Peshawar	22.12.1978	22.12.1978	09.02.1988
49	Mr. Shar Zaman SET, GHS, No. 1, Kulachi	01.08.1950	D.I. Khan	22.03.1978	13.06.1979	09.02.1988 - Rtd
50	Mr. Muhammad Hassan, SET, GHS Zoran, Khy. Agy:	15.03.1961	Khy Agy	15.03.1982	15.06.1982	09.02.1988
51	Mr. Ihsanullah SET, GHS, No. 2, D.I. Khan	15.03.1962	D.I. Khan	19.12.1982	19.12.1982	09.02.1988 ✓
52	Mr. Amir Azam SET, GHS, No. 1, Mansehra	16.03.1955	Mansehra	11.03.1978	13.05.1983	09.02.1988
53	Mr. Qayum Nawaz SET, GHS, Kotjai DIKhan	30.11.1962	D.I. Khan	08.05.1982	30.11.1983	09.02.1988
54	Mr. Fazli Memon, SET, GHS, T. Ehai, Mardan	12.01.1954	Mardan	08.01.1979	20.01.1984	09.02.1988
55	Mr. Muhammad Javed, SET, GHSS, Bafia, Mansehra	20.04.1961	Mansehra	12.02.1983	11.03.1985	09.02.1988 ✓
56	Mr. Muhammad Suleman, SET, GHSS, No. 2 Mlingora	01.03.1959	Swat	01.07.1985	01.07.1986	09.02.1988
57	Mr. Muhammad Salim, SET, GHS, Ayune Chitral	01.09.1963	Chitral	21.03.1983	22.01.1988	09.02.1988
58	Mr. Muhammad Salim, SET, GHS, Wanda Jali DIKhan	20.03.1959	DIKhan	30.09.1981	30.09.1981	09.02.1988 ✓
59	Mr. Ghulam Faridud Din, SET, GHS, Wandajai DIK	15.11.1958	DIKhan	12.03.1982	12.06.1982	09.02.1988
60	Mr. Abdul Majid, SET, GHS, No. 2, DIKhan	08.01.1965	DIKhan	01.07.1978	09.02.1988	09.02.1988
61	Mr. Fazal Maula, SET, Muhammad Khan Killi	03.01.1942	Charsadda	17.06.1978	05.12.1987	09.02.1988 - Rtd
62	Mr. Ajmir Shah, SET, GHSS, Pirpai Nowshera	01.04.1945	Charsadda	41.01.1971	11.03.1988	11.03.1988 - Rtd
63	Mr. Muhammad Ayub SET, GHS, Panjala DIK	20.10.1963	DIKhan	15.12.1985	29.03.1988	29.03.1988
64	Mr. Tamash Khan, SET, GHS, Dab Kor Moh: Agy	03.06.1939	Baranu	28.01.1967	01.06.1978	25.05.1988 - Rtd
65	Mr. Yousaf Ali, SET, GHS, Timargara Dir	25.03.1958	Dir	21.03.1982	20.11.1983	07.09.1988 ✓
66	Mr. Muhammad Fayyaz SET, GHSS, Gulbakar Pesh	16.03.1953	Charsadda	18.02.1978	01.12.1988	18.01.1989
67	Mr. Shah Nawaz, SET, GHS, Alizai K. Agency	09.03.1952	Karak	05.01.1971	01.02.1978	18.01.1989
68	Mr. Ibrar Ahmad, SET, GHS, Kohat	06.09.1959	Kohat	20.04.1982	02.04.1982	29.01.1989 ✓
69	Mr. Zulfiqar Ali, SET, GHSS, Mansehra.	17.10.1957	Mansehra	09.05.1979	01.10.1983	04.02.1989
70	Mr. Sabz Ali SET, GHS Mitha khel Karak	01.10.1947	Karak	03.09.1984	09.02.1988	04.02.1989 - Rtd
71	Mr. Salahud Din, SET, GHS, Dab Kor Moh: Agy	01.01.1948	Charsadda	16.03.1968	26.06.1978	04.02.1989 - Rtd

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		D.O.B		1st ADT	ADT as SET	Approved	
22	Mr. Yaqoob Khan, SET, Tiffar Khel Lakki	02.06.1952	Lakki	22.01.1981	01.10.1987	01.10.1987	
23	Mr. Muhammad Ayaz Khan, SET, GHS, Karak	04.11.1951	Karak	01.03.1970	03.10.1987	03.10.1987	✓
24	Mr. Zarin Shah, SET, GHS, Latamber Karak <i>Rtd</i>	01.01.1945	Karak	04.01.1965	03.10.1987	03.10.1987	
25	Mr. Amir Nawaz Khan, GCMHS, No.1, Lakki	02.09.1956	Lakki	28.11.1975	04.10.1987	04.10.1987	✓
26	Mr. Muhammad Hasrat Khan, SET, GHS, No.1, Haripur	15.01.1951	Haripur	17.05.1969	22.10.1987	22.10.1987	✓
27	Mr. Aftab Ahmad Shah, SET, No.2, Haripur	05.11.1951	Haripur	20.10.1973	23.10.1987	23.10.1987	✓
28	Mr. Mir Zafar Ahmad SET, GHS, No.2, A/Abad	05.11.1956	Manshehra	28.04.1980	23.10.1987	23.10.1987	✓
29	Mr. Muhammad Bashir Khan, SET, GHS, No. 2, A/Abad	02.06.1964	Abbottabad	18.04.1984	23.10.1987	23.10.1987	SS On 10.7.88
30	Mr. Hamidullah Shah, SET, GHSS, T. Nasrati, Karak	01.03.1960	Karak	01.03.1978	29.10.1987	29.10.1987	✓
31	Mr. Ali Akbar, SET, GHS, Khar Bajaur Agency <i>Died</i>	02.02.1953	Mardan	19.10.1977	18.02.1981	03.11.1987	Died on 4.1.88
32	Mr. Muhammad Riaz, SET, GHS, Kuladhand Umerzai	10.03.1953	Charsadda	29.11.1975	16.10.1987	15.12.1987	
33	Mr. Fazli Dayan, SET, GHS, Khair Abad, Mardan <i>Died</i>	15.11.1950	Mardan	15.11.1973	15.12.1987	15.12.1987	Died on 22.8.88
34	Mr. Muhammad Hifzur Rehman, SET, GHS, Peshawar	03.10.1951	Charsadda	26.11.1975	16.12.1987	16.12.1987	✓
35	Mr. Abdul Latif, SET, GHS, Zaida Svrabi	05.09.1961	Svrabi	18.10.1982	17.12.1987	17.12.1987	✓
36	Mr. Jalalud Din SET, GHS, Miran Shah, NWA <i>Rtd</i>	20.08.1949	Karak	01.01.1978	31.05.1984	09.02.1988	
37	Mr. Asmatullah, SET, GHSS, Kalaya, Ork Agency. <i>Rtd</i>	30.10.1948	Karak	01.07.1978	31.05.1984	09.02.1988	
38	Mr. Zabardast Khan, SET, GHS, Takhti Nasrati, K.K	03.03.1951	Karak	14.03.1970	02.02.1985	09.02.1988	✓
39	Mr. Jehan Zeb SET, GHS, Habibullah, FR Bannu	15.01.1951	FR Bannu	01.07.1978	24.04.1985	09.02.1988	✓
40	Mr. Sarwar Shah, SET, GHS, Dab Kor Moh: Agency <i>Rtd</i>	03.10.1941	Peshawar	24.01.1979	27.10.1985	09.02.1988	
41	Mr. Rahim Gul SET, GHS, Moh: Khan Killa Khy: Agy <i>Rtd</i>	20.07.1949	Khy: Agency	18.05.1971	27.05.1985	09.02.1988	
42	Mr. Moorud Din, SET, GHS, Habibullah, FR Bannu <i>Rtd</i>	14.07.1947	Karak	01.02.1978	27.05.1985	09.02.1988	
43	Mr. Sultan Muhammad, SET, GHS, Moh: Khan Killa <i>Rtd</i>	01.04.1942	Dir	02.05.1978	13.06.1987	09.02.1988	
44	Mr. Majidullah, SET, GHS, Dab Kor <i>Rtd</i>	14.11.1946	Charsadda	18.06.1978	13.06.1987	09.02.1988	
45	Mr. Muhammad Qaim, SET, GHSS, Batkhela, MKD	09.12.1973	Malakand	09.12.1973	09.12.1975	09.02.1988	
46	Mr. Abdur Rahim, SET, GHS, Khar Bajaur Agency <i>Rtd</i>	15.02.1950	Charsadda	30.10.1976	01.04.1978	09.02.1988	

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REVISED

FINAL SENIORITY LIST OF SETs (TECHNICAL) OF SCHOOLS AND LITERACY NWFP/ FATA CORRECTED UP TO 30-06-2007.

S.No	NAME & DESIGNATION OF SET TECHNICAL	D.O.Birth	Domicile	Date of 1st Apptt In Edu; Deptt	Date of Apptt as SET, Tech:	Date of Approva as SET(Tech)	Remarks
1	Mr. Mumtaz Khan, ASDE(M) Kulachi Dik	15.12.1951	D.I.Khan	25.03.1972	08.05.1974	08.05.1974	
2	Mr. Muhammad Zahid, SET, GHS, Kha: Dir ✓	05.04.1952	Dir ✓	03.07.1972	13.11.1975	13.11.1975 ✓	
3	Mr. Ashfaq Ahmad, SET, GHS, No.2 Pesh: City ✓	08.01.1952	Peshawar ✓	01.10.1976	01.10.1976	01.10.1976 ✓	
4	Mr. Muhammad Iqbal, SET, GHS, No.2 Pesh, City ✓	19.05.1956	Peshawar ✓	03.11.1976	03.11.1976	03.11.1976 ✓	
5	Mr. Muhammad Nisar, ASDO(M) Peshawar ✓	15.06.1952	Peshawar ✓	06.11.1976	06.11.1976	06.11.1976 ✓	
6	Mr. Sultan Bahadar, SET, GHS, Ghazi Haripur ✓	13.05.1954	Haripur ✓	05.05.1976	16.11.1976	16.11.1976 ✓	
7	Mr. Muhammad Aslam, SET, GHS, Ghazi, Haripur ✓	01.06.1954	Haripur ✓	16.11.1976	16.11.1976	26.01.1978 ✓	
8	Mr. Samiullah Khan, SET GEG(M) Jamrud, Khy: Agy: ✓	10.04.1957	Kohat ✓	12.02.1977	12.02.1977	12.02.1978 ✓	
9	Mr. Firdos Khan, SET, GHS, Gubahar Peshawar ✓	15.09.1951	Peshawar ✓	01.11.1972	15.08.1978	01.12.1979 ✓	
10	Mr. Muhammad Salim, SET, GHSS, Shabaz Garhi, Mdn: ✓	07.04.1950	Mardan ✓	16.09.1973	01.11.1980	01.11.1980 ✓	RTD
11	Mr. Abdul Majid, ASDO(M) D.I.Khan ✓	20.07.1956	D.I.Khan ✓	22.12.1976	03.12.1980	03.12.1980 ✓	
12	Mr. Rehmatullah, SET, GHS, Akhurwal, FR Kohat ✓	10.10.1948	FR Kohat ✓	15.09.1973	09.05.1981	09.05.1981 ✓	RTD
13	Mr. Ghayour Pervez SET, GHS, Kohat ✓	01.01.1953	Kohat ✓	01.01.1978	01.01.1978	03.09.1981 ✓	
14	Mr. Miitah Gul, SET, GHS, Pabbi Nowshera ✓	20.04.1959	Nowshera ✓	01.10.1980	06.01.1982	15.02.1982 ✓	
15	Mr. Muhammad Ishaq Khan, SET, GATTC, Peshawar ✓	12.05.1956	Peshawar ✓	01.06.1982	01.03.1982	01.03.1982 ✓	
16	Mr. Hamidullah Khan, ADEO(M) D.I.Khan ✓	16.06.1952	D.I.Khan ✓	05.05.1974	01.01.1978	31.03.1983 ✓	
17	Mr. Karim Jan, SET, No.2, Peshawar City ✓	09.08.1959	Charsadda ✓	25.10.1981	25.10.1981	31.03.1983 ✓	
18	Mr. Jamshaid Khan, SET, GHS, Bughdada Mardan ✓	14.01.1954	Mardan ✓	13.01.1979	22.01.1984	22.01.1984 ✓	
19	Mr. Niamatullah, SET, GHSS, No.1, Tank ✓	15.01.1952	Tank ✓	01.09.1975	25.10.1982	27.10.1984 ✓	
20	Mr. Fazlur Rehman, SET, GHS, Akhurwal FR Kohat ✓	11.12.1945	FR Kohat ✓	05.12.1984	25.06.1987	25.03.1987 ✓	RTD
21	Mr. Muhammad Imtiaz, SET, GHS, Akhurwal FR Kohat ✓	01.01.1953	FR Kohat ✓	10.01.1978	25.03.1987	25.03.1987 ✓	

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[Signature]

NOTIFICATION. See on S.No. 8

Consequent upon the approval of the Departmental Promotion Committee (DPC) accorded in its Meeting held on 05.12.2007, the Director Schools & Literacy N.W.F.P., Peshawar is pleased to allow Selection Grade from BPS-16 to BPS-17 in respect of the following SETs (Tech:) of the School Administration Branch (Men Section) with effect from the dates noted against their names:-

S.No.	Name/Designation/Address	Awarded S/Grade With effect from.
01.	Mr. Niamatullah SET (Tech:) GHSS No. 1 Tank.	25.06.1987.
02.	Mr. Fazlur Rehman SET GHS Akhurwal (FR-Kohat).	25.06.1987.
03.	Mr. Muhammad Ismail SET GHS Akhurwal (FR-Kohat).	25.08.1987.
04.	Mr. Yaqub Khan SET GHS Titer Khel, Dakki.	01.10.1987.
05.	Mr. Muhammad Ayaz Khan SET GHS Karak.	03.10.1987.
06.	Mr. Zahir Shah SET GHS Istanber, Karak.	03.10.1987.
07.	Mr. Muhammad Ismail SET GHS No. 1 Lakk.	14.10.1987.
08.	Mr. Muhammad Hasrat Khan SET GHS No. 1, H. P. D.	22.10.1987.
09.	Mr. Attab Ahmad Shah SET GHS No. 2, Haripur.	23.10.1987.
10.	Mr. Mirza Farid Ahmad SET GHS No. 2, Abbottabad.	23.10.1987.
11.	Mr. Muhammad Bashir Khan SET GHS No. 2, A. A. D.	23.10.1987.
12.	Mr. Hameedullah Shah SET GHS T/Nasrati, Karak.	29.10.1987.
13.	Mr. Ali Akbar SET GHS Khar (Bajour Agency).	03.11.1987.
14.	Mr. Muhammad Riaz SET GHS Kuladhand (Chd.).	15.12.1987.
15.	Mr. Fazal Dayan SET GHS Khair Abad (Mardan).	15.12.1987.
16.	Mr. Muhammad Hifzur Rehman SET GHSS Gul Zahar, Peshawar.	15.12.1987.
17.	Mr. Abdul Latif SET GHS Zaida, Swabi.	17.12.1987.
18.	Mr. Jalalud Din SET GHS Miran Shah (NWA).	09.02.1988.
19.	Mr. Asmatullah SET GHSS Kalaya (Orakzai).	09.02.1988.
20.	Mr. Zabardast Khan SET GHS Karak.	09.02.1988.
21.	Mr. Johanzeb SET GHS Habibullah (FR-Bannu).	09.02.1988.
22.	Mr. Sarwar Shah SET GHS Dab Kor (Mohmand Agy)	09.02.1988.
23.	Mr. Rahim Gul SET GHS Mohammad Khan Killi (Khyber Agency).	09.02.1988.
24.	Mr. Noorud Din SET GHS Habibullah (FR-Bannu)	09.02.1988.
25.	Mr. Sulten Muhammad SET GHS Mohammad Khan Killi (Khyber Agency).	09.02.1988.
26.	Mr. Majidullah SET GHS Dab Kor (Mohmand Agy.)	09.02.1988.
27.	Mr. Muhammad Qaim SET GHSS Batkhela (Mkd.)	09.02.1988.
28.	Mr. Abdur Rahim SET GHS Khar (Bajour Agy.)	09.02.1988.

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29.	Mr. Badshah SET	09.02.1988.
30.	Mr. Hukam Khan SET	09.02.1988.
31.	Mr. Mushtaq Ahmad SET GEC(M)Jamrud.	09.02.1988.
32.	Mr. Hisar Khan SET GHS Shamshatoo(FR-Pesh.)	09.02.1988.
33.	Mr. Sher Zaman SET GHS No.1 Kulachi(DIKhan)	09.02.1988.
34.	Mr. Muhammad Hassan SET GHS Zoran(Khy:Agcy.)	09.02.1988.
35.	Mr. Ihsanullah SET GHS No.2 D.I.Khan.	09.02.1988.
36.	Mr. Amir Azam SET GHS No.1 Mansehra.	09.02.1988.
37.	Mr. Qayum Nawaz SET GHS Kotjai(DIKhan).	09.02.1988.
38.	Mr. Fazal Manan SET GHS No.1 Takhtbai(Mdn.)	09.02.1988.
39.	Mr. Muhammad Javed SET GHSS Barra(Mansehra)	09.02.1988.
40.	Mr. Muhammad Suleman SET GHSS No.2 Mingora.	09.02.1988.
41.	Mr. Muhammad Salim SET GHS Batkhela(Mkd.)	09.02.1988.
42.	Mr. Muhammad Salim SET GHS Wanda Lali(DIK)	09.02.1988.
43.	Mr. Ghulam Faridd Din SET -do-	09.02.1988.
44.	Mr. Abdul Majeed SET GHS No.2 D.I.Khan.	09.02.1988.
45.	Mr. Fazle Maula SET GHS Mohmmad Khan Killi Khyber Agency.	09.02.1988.
46.	Mr. Ajmir Shah SET GHSS Pir Rai(Newshera).	11.03.1988.
47.	Mr. Muhammad Ayub SET GHS Panyala(DIKhan)	29.03.1988.
48.	Mr. Tehmas Khan SET GHS Dab Kor(Mohmand)	25.05.1988.
49.	Mr. Yousaf Ali SET GHS Timergara Dir(L).	07.09.1988.
50.	Mr. Muhammad Fayaz SET GHSS Gulbahar, Pesh.	18.01.1989.
51.	Mr. Shah Nawaz SET GHS Adezai(K/Agency).	18.01.1989.
52.	Mr. Ibrar Ahmad SET GHS Kohat.	29.01.1989.
53.	Mr. Zulfiqar Ali SET GHSS Mansehra.	04.02.1989.
54.	Mr. Babr Ali SET GHS Mitra (K/Agency).	04.02.1989.
55.	Mr. Salahud Din SET GHS Khair (Bajour Agency).	04.02.1989.
56.	Mr. Raziuz Zaman SET GHS No.1 Paharpur(DIK).	04.02.1989.

Endst: No. 1337-55/A-14/SET(Tech)S/G. Dated Pesh: 16/1/2008.

Copy forwarded for information and n/action to the:-

1. Accountant General NWFP, Peshawar.
2. Director of Education (PATA) NWFP, Peshawar.
3. Executive District Officers (S&L) concerned.
4. District Accounts Officers concerned.
5. Agency Education Officers concerned.
6. Agency Accounts Officers concerned.
7. Principals/Headmasters concerned.
8. Section Officer (Primary) S&L Deptt. Govt. of NWFP to his letter
No. SO(PE)S&L/D/ 2-6/PEC Meen/07 dated 15.01.2008.
9. Teachers concerned. (10) PA to Director S&L L. Office.

Muhammad Saad
MUHAMMAD SAAD
 Scribe, English Track 1
 Govt. High School No. 2, Hangu

16/1
 Deputy Director (Establishment)
 Schools & Literacy NWFP, Peshawar.

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GOVERNMENT OF NWFP
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Dated 21 March, 2009.

NOTIFICATION.

NO.SO(PE)2-11//Move Over to SET (B-16&17 to B-17&18) On recommendation of the Departmental Promotion Committee, the Competent Authority has been pleased to grant Move over to the following SETs Techn./General B-16&17 to B-17 & 18 with effect from the date noted against each

S.No.	Name & Designation	Considered suitable for grant of Move-over to
1	Mr. Abdul Majid SET(Tech) GHSS Dhakki DIKhan	BPS-15 wef: 1-12-2000.
2	Mr. Sher Zaman SET (Tech) GHS No 1 Kulachi DIKhan	BPS-18 wef: 1-12-2000
3	Jalalud Din SET(Tech) GHS Miranshah (NWA)	BPS-15 wef: 1-12-2000.
4	Mr. Qayyum Nawaz SET(Tech.) GHS Kol Jai DIKhan	BPS-18 wef: 1-12-2000.
5	Mr. Muhammad Sharif SET(C) GHS Pakha Ghulam Peshawar	BPS 17 wef: 1-12-2001
6	Mr. Muhammad Riaz SET (Tech.) GMS Kula Dhand Charsadda	BPS-18 wef: 1-12-1997.
7	Mr. Muhammad Fayyaz SE (Tech.) GHSS Gulbahar Peshawar	BPS-18 wef: 1-12-1998.
8	Mr. Muhammad Ayub SET (Tech.) GCMHS DIKhan	BPS-18 wef: 1-12-2000.
9	Mr. Asmatullah SET(Tech) GHSS Kalaya Orakzai Agency	BPS-18 wef: 1-12-2001.
10	Mr. Muhammad Bashir SET(Tech.) now S.S GHSS Bogra Haripur	BPS-18 wef: 1-12-1994.
11	Mr. Muhammad Hasrat Khan SET, GHS No.2 Haripur	BPS-18 wef: 1-12-1997
12	Syed Akbar Ahmad Shah SET (Tech) GHS Sarai Saleh Haripur	BPS-18 wef: 1-12-1994.
13	Mr. Noorud Din SET(Tech.) GHS Habibullah FR Bannu	BPS-18 wef: 1-12-2001.
14	Mr. Jehan Zeb SET(Tech.) GHS Habibullah FR Bannu	BPS-18 wef: 1-12-2000.
15	Mr. Mir Zafar Ahmad SET(Tech) GCMHS Abbottabad	BPS-18 wef: 1-12-1997.
16	Mr. Ihsanullah SET(Tech) GHS NO 2 DIKhan	BPS-18 wef: 1-12-2000.
17	Mr. Badiuz Zaman SET (Tech) GHSS NO.2 DIKhan	BPS-18 wef: 1-12-2001.

Attested
[Signature]

ATTESTED

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18.	Mr. Zabardast Khan SET(Tech.) GHS Takhli Nasratli Karak	BPS-18 wef: 1-12-2000.
19	Mr. Muhammad Suleman SET(Tech.) GHSS Mirgora Swat	BPS-18 wef: 1-12-2001
20	Mr. Rahim Gul SET(Tech.) GHS Muhammad Khan Kalay Khyber Agency	BPS-18 wef: 1-12-2000.
21	Mr. Muhammad Salim SE(Tech) GCMHS Baikneta Malakand	BPS-18 wef: 1-12-2000
22.	Mr. Abdul Latif SET(Tech.) GHSS Zaida Swabi	BPS-18 wef: 1-12-1998.
23	Mr. Amir Nawaz SET(Tech.) GHS No.1 Lakki	BPS-18 wef: 1-12-1994
24	Mr. Usman Ghani SET(Tech.) KUPRAL BANDA MALWAN	BPS-17 wef: 1-12-2001.

SECRETARY
ELEMENTARY & SECONDARY
EDUCATION DEPARTMENT

Encls. NO SO(PE)2-11//Move Over to SET (B-16&17 to B-17&18) dated 21-03-2009.

Copy forwarded for information and necessary action to:-

- 1 Accountant General NWFP Peshawar.
- 2 Director Elementary and Secondary Education NWFP Peshawar.
- 1 Director Curriculum & Teachers Education NWFP Abbottabad
- 4 Director Education NWFP Peshawar
- 5 District Accounts Officers Concerned
- 6 Executive District Officers (E&SE) Concerned
- 7 Agency Education Officers Concerned
- 8 Agency Accounts Officers Concerned
- 9 Officers Concerned
- 10 PS to Secretary E&SED NWFP Peshawar

مرکز خان یا امتیاز
ارجمت زب

(ARIF JAMIL)
SECTION OFFICER (PRIMARY)

F-16

~~16~~

DIRECTORATE OF ELEMENTARY &
SECONDARY EDUCATION, KHYBER
PAKHTUNKHWA, PESHAWAR.

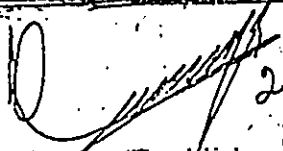
No. 4972-96/File No. A-88/TSL/SET(M)B-16

Dated Peshawar the 2-7-2010

- To
1. The Director of Education (FATA) Peshawar
 2. The Director of Curriculum & Teachers Edu:
Khyber Pakhtunkhwa A/Abad
 3. All Executive Distt: Officer (E&SE)
in Khyber Pakhtunkhwa

Subject: TENTATIVE SENIORITY LIST OF SET (MALE) BPS-16

A copy of the Tentative Seniority list of SETs (M) (B-16) is enclosed herewith for information of all concerned, who are working under your jurisdiction. The said seniority list should be brought into the notice of all SETs and their signatures (for having seen and checked the list thoroughly) should be obtained from them and kept in your office for record. In case of any appeal/objection raised out by the teachers concerned, their appeals etc. should reach this office within one month through your respective offices.


21/7/2010
Deputy Director (Establishment)
E&SE, Khyber Pakhtunkhwa, Peshawar.

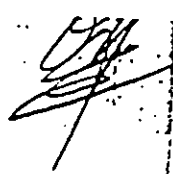
Endst: No. 4972-96

1. Copy to the
PS to Secretary to Govt: of Khyber Pakhtunkhwa E&SE Deptt:
2. P/A to Director E&SE, Khyber Pakhtunkhwa, Peshawar.


21/7/2010
Deputy Director (Establishment)
E&SE, Khyber Pakhtunkhwa, Peshawar.

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Attested

JOINT TENTATIVE SENIORITY LIST OF SETs GENERAL, SCIENCE, TECHNICAL AND COMMERCE OF ELEMENTARY AND SECONDARY EDUCATION

Khyber PUKHTUN KHWA PREPARED ON 30-06-2010

No	Name and qualification	School/Office	Year of B.Ed	Date of Birth / Domicile	Date of Ist. Applt in Edu Deptt.	D/o of Appoint/Approva: of SET	Remarks
1	2	3	4	5	6	7	8
1	Mr Muhammad Zahid SET (Tech)	GHS Khal Dir		05.04.52/Dir	13/11/1975	13.11.75	
2	✓ Mr. Ashfaq Ahmed SET (Tech)	GCMHS Peshawar City	1976	08.01.52/Pesh	01.10.76	01.10.76	
3	✓ Mr. Jehanzeb SET (Tech)	GCMHS Pesh City	1976	2.11.51/Pesh	8.10.76	8.10.76	
4	✓ Mr. Muhammad Iqbal SET (Tech)	GCMHS Pesh City	1976	19.05.56/Pesh	03.11.76	03.11.76	
5	✓ Mr. Muhammad Nisar SET (Tech)	ASDO Pesh	1976	15.06.52/Pesh	06.11.76	06.11.76	
6	✓ Mr Sultan Bahadar SET (Tech)	GHS Gazi Haripur	1976	13.05.54/Haripur	16/11/1976	16.11.76	
7	✓ Mr Muhammad Aslam SET (Tech)	GHS No 2 Haripur	1976	01.06.54/Haripur	16.11.76	26/01/1978	
8	Mr. Firdos Khan SET (Tech)	GTHSS Gulbahar	1978	15.09.51/Pesh	15/02/1978	01/12/1979	
9	Mr. Abdul Majid SET (Tech)	ASDEO (M) DI Khan		20.07.56/DIK	03/12/1980	03/12/1980	
10	Mr. Ghayour Pervez SET (Tech)	GCHS Kohat		01.01.53/Kohat	01.01.78	03.09.81	
11	Mr. Ishaq Khan SET (Tech)	GATTC Pesh	1982	12.05.56/CHD	01/03/1982	01/03/1982	
12	Mr. Anwar Shah SET BA BED	GHS Azam Warsak Swa	1983	16-2-56/SWA	06/12/1980	16/04/1983	
13	Mr. Hamidullah Khan (Tech)	ADEO D.I. Khan		16.06.52/DIK	01/01/1978	31.03.1983	
14	Mr. Karim Jan SET (Tech)	GCMHS Peshawar City		09.08.59/CHD	25.10.81	31.09.83	
15	Mr. Ikramullah Khan BA:Bed SET	GHS Sadiqi Khel FR Bannu	1984	8-10-54/FR Bannu	15/06/1980	06/02/1984	
16	Mr Muhammad Ayaz Khan, SET (Tech)	GHS Karak		01.11.51/Karak	03.10.87	03.10.87	
17	Mr Amir Nawaz Khan, SET (Tech)	GCMHS No.1 Lakki	1986	02.09.56 Lakki	04/10/1987	04.10.87	
18	Mr. Munawar Jan MA:Bed (Tech)	GHSS Bilitang Kohat	1984	12-1-58/Karak	24-2-79	21-10-87	
19	✓ Mr. Muhammad Hasrat Khan, SET (Tech)	GHS No 2 Hairipur	1985	15.01.51/Haripur	22.10.87	22.10.87	
20	✓ Mr. Haq Nawaz BA:MA (Tech)	GHS Aloo A. Abad	1986	1-4-61/A. Abad	10-5-69	22-10-87	
21	Mr. Asif Hussain Khan BA:BED	GMS Bhooni Bala Kot Mansehra	1983	1-9-50/Mansehra	11-10-72	22-10-87	
22	Mr. Ubaidullah BA:MEd	GMS Khabal Mansehra	1986	22-10-52/Mansehra	21-12-72	22-10-87	
23	Mr. Samiullah MA Urdu MED	GHS Akbari DIKhan	1984	10-2-54/DIKhan	16-2-78	22-10-87	
24	Mr. Misal Khan MA:BED	GHS Kiri Halder DIKhan	1981	20-11-56/DIKhan	29-10-81	22-10-87	
25	Mr. Abdur Rashid BSc:MA	GHS Chajian A. Abad	1984	5-4-54/A. Abad	14-9-82	22-10-87	
26	Mr. Shah Mohammad MA:MEd	GHS Masha Mansoor Lakki	1981	16-9-57/Bannu	10-9-74	23-10-87	
27	✓ Mr. Manzoor Elahi BA:BED	GHS No2 Haripur	1984	23-5-56/A. Abad	12-12-78	23-10-87	
28	✓ Mr. Fida Moham. nad BA:BED	GMS Kohi Nara	1984	1-4-57/A. Abad	(12-12-78)	23-10-87	
29	✓ Mr. Muhammad Aftab Shah SET (Tech)	GHS No.2 Haripur	1986	03.11.1951	23/10/1987	23.10.87	
30	✓ Mr. Zafar Ahmad SET (Tech)	GHS No.2 Abbott Abad	1986	05.11.1956 Man	10-5-69	23-10-87	
31	✓ Mr. Zaffar Ahmad BA:MA	GHS No.2 A. Abad	1986	5-11-56/A. Abad	7-9-71	24-10-87	
32	Mr. Razaur Rehman BA:MA	GHS Ghazi Hamlet Haripur	1986	15-10-51/Haripur	19.4.70	24-10-87	

Handwritten signatures and initials, including a large signature and the date 21-11-77.

Abdur Raziq
 SET GHS Kangra Charsadda
 GHS Roringar Swal
 Headmaster (BS-17)
 Against Vacant Post

Handwritten mark or signature.

	Name and qualification	School/Office	Year of B.Ed	Date of Birth / Domicile	Date of Ist. Appt in Edu Deptt.	D/o of Appoint / Approval of SET	Remarks
2		3	4	5	6	7	8
	Mr. Abdul Hamid MA:BEEd	GHS Gara Mohabat DIK	1981	9-2-52/DIKhan	13-2-82	24-10-87	
	Mr. Shabir Ahmad MA:BEEd	GMS Mohammad Akbar Bannu	1981	15-12-51/Bannu	14-1-74	25-10-87	
	Mr. Mahwar Din MA:BEEd	GHS Kiri haider DIKhan	1981	18-1-60/Bannu	17-2-74	25-10-87	
35	Mr. Mohammad Arif BA:MA	GMS Jabacha Mansehra	1986	9-3-54/Mansehra	19-11-79	25-10-87	
37	Mr. Abdul Haye MA:BEEd	GHS Behsan Khan Bannu	1981	17-4-51/Bannu			
38	Mr. Riazur Rehman BA:BEEd	GHS Tofikan Haripur	1984	15-2-58/Mansehra			
39	Mr. Ghulam Mohammad BA:BEEd:MEEd	GHS Abdul Khel Bannu	1981	8-10-51/Bannu	4-3-81	28-10-87	
40	Mr. Jamal Nasar MA Bed	GHS Ustarzai payan Kohat	1982	20.10.57/Bannus	14.1.82	27.10.78	
41	Mr. S.Afzal Hussain Shah BA:MEEd	GHS Lahan Banda	1984	1-1-62/Haripur	24-6-78	11-11-87	
42	Mr. Hamidullah Shah SET(Tech)	GHSS T.Nasrati Karak		01.03.1960	29/10/1987	29/10/1987	
43	Mr. Allah Nawaz MA:BEEd	GHS Dhap Shamali DIKhan	1981	1-7-56/DIKhan	1-4-74	22-11-87	
44	Mr. Abdur Rashid BA:BEEd	GHS Muryali DIKhan	1981	1-5-57/DIKhan	4-11-76	29-11-87	
45	Mr. Mumtaz Khan BA:BEEd	GMS Gandhi Umar Khan DIK	1981	15-2-51/Bannu			
46	Mr. Haider Ali MA:BEEd	GHS Nothia Payan Peshawar	1980	8-6-51/Charsadda	11-1-69	1-12-87	
47	Mr. Fazli Mabood MA:BEEd	GHS No.4 Kakshal Peshawar	1980	10-10-50/Peshawar	1-5-75	1-12-87	
48	Mr. Ajmal Khan MA:	GIS sher Pao Charsadda	1986	3-1-54/Charsadda			
49	Mr. Ruhullah M.:MEEd	GHS Nahaqi Peshawar	1985	15-8-57/Peshawar	18-4-72	2-12-87	
50	Mr. Ahmad Shah MA:BEEd	GHSS No.1 Peshawar City	1980	1-2-55/Peshawar	1-10-72	2-12-87	
51	Mr. Shamshad Khan MA:BEEd	GHS Takht Bhal Mardan	1980	10-7-49/Mardan	20-10-73	2-12-87	
52	Mr. Mohammad Hussain MA:BEEd	GHS Gaddar Mardan	1980	12-9-49/Mardan	20-2-75	2-12-87	
53	Mr. Sabihud Din MA:BEEd	GHS Prang Charsadda	1980	10-11-48/Charsadda	15-11-76	2-12-87	
54	Mr. Shad Khan MA:BEEd	GHSS No1 Pesh City	1980	18-3-51/Charsadda			
55	Mr. Gul Sher BA:MA	GHS Machi Mardan	1985	1-6-55/Mardan	18-4-72	3-12-87	
56	Mr. Izzat Gul BA:BEEd	GHS Nothia Payan Peshawar	1980	12-3-51/Charsadda	18-1-82	3-12-87	
57	Mr. Mir Salam MA:	GHS Machi Mardan	1985	8-6-52/Mardan	11-4-74	5-12-87	
58	Mr. Ashiq Hussain BA:BEEd	GMS Ustarzai Bala Kohat	1985	25-9-61/Kohat	13-9-82	5-12-87	
59	Mr. Murad Ali BA:MA	GHS Dagal Swabi	1985	1-4-61/Swabi	29-10-83	5.12.87	
60	Mr. Khawaja Mohammd BA:BEEd M.A. MEEd	GMS Bassoo Maira	1984	14-4-54/Haripur	11.04.1974	05.12.1987	
61	Mr. Ghulam Murtaza BSc:BEEd	GHS Karori Mansehra		5-10-59/Mansehra			
62	Mr. Muhammad Mushlaq	GHS Khushal Mansehra	1986	27.3.58/Mans	13-9-68	6-12-87	
63	Mr. Hazrat Ali MA Ist:BEEd	GHS Jijal Kohistan	1986	1-3-51/Kohistan	29-12-76	6-12-87	
64	Mr. Husnur Rehman MA:BEEd	GHS Charsadda	1980	10-2-49/Charsadda	21-11-81	6-12-87	
65	Mr. Saifur Rehman MA:BEEd	ADEO (M) Primary Kohistan	1986	16 4-52/Kohistan	6-12-87	6-12-87	
66	Mr. Mohammad Ashrat SET:MA:	GHS Kerarim Mansehra	1986	12-6-54/Mansehra	1-9-68	7-12-87	
67	Mr. Taquidding MA	GHS Naseer Killi Mardan	1983	1-1-60/Mardan	10-11-80	7-12-87	
68	Mr. Rohullah MA:LLB:BEEd	GHS Tarnab Charsadda	1981	4-6-58/Charsadda	1-4-81	8-12-87	
69	Mr. Mehboobur Rehamin MA:BEEd	GMS. Said Abad Mardan	1980	6-12-58/Mardan	27-11-78	9-12-87	
70	Mr. Mohammd Iqbal BA:BEEd	GMS Gandian A.Abad	1985	4-6-56/Haripur			

Attended

[Signature]

H-19

To

The Secretary of Education (E&SE),
Khyber Pakhtunkhwa Peshawar.

SUBJECT: **APPLICATION FOR THE GRANT
OF MONETARY BENEFITS OF
SELECTION GRADE AND MOVE
OVER BY TREATING ME AT PAR
WITH MY OTHER COLLEAGUES**

Sir,

Most humbly it is requested that I was appointed as Senior English teacher vide order dated 24.2.1987. That due to one cadre a joint seniority list of (SET technical and SET general) was issued in the year 22.10.1987. That later on a separate seniority list of SET Technical was issued and on the basis of that Seniority list my those colleagues who belongs to SET technical availed the benefits of move over, selection grade and other benefits but I was deprived from the said benefits on the ground that I belong to SET general. That recently Directorate of Education (E&SE) on the direction of the Honorable High Court Peshawar has issued a joint seniority list in which my those colleagues who belongs to SET technical were again ranked senior to me. That I was deprived from my due right because I was also entitled for the same benefits as availed by my other colleagues who belongs to SET technical. It is also very pertinent to mention that SET technical and SET General both have the same cadre and having the same qualification.

It is therefore humbly requested that I may very kindly be awarded all those benefits which were awarded to my other colleagues.

Thanking in anticipation

DATED: 7.11.2012

ATTESTED

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YOUR'S OBEDIENTLY,

Dad

KHALIQ DAD

EX: SET (BPS-1)

VAKALATNAMA

IN THE COURT OF KPK Service Tribunal Peshawar
_____ OF 2013

Khalig Dad

(Appellant)
(Plaintiff)
(Petitioner)

VERSUS

Education Deptt

(Respondent)
(Defendant)

I/We Khalig Dad
Do hereby appoint and constitute **NOOR MOHAMMAD KHATTAK, Advocate, Peshawar** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate counsel on my/our cost. I/We authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. ____/____/2013.



CLIENT



ACCEPTED

NOOR MOHAMMAD KHATTAK
(ADVOCATE)

OFFICE:

Room No.1, Upper Floor,
Islamia Club Building, Khyber Bazar,
Peshawar City.
Phone: 091-2211391
Mobile No.0345-9383141

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. 409/2013

Khaliq Dad

VERSUS

Education Department

REJIONDER ON BEHALF OF APPELLANT IN RESPONSE TO
THE REPLY SUBMITTED BY THE RESPONDENTS

R/SHEWETH:

PRELIMINARY OBJECTIONS:

(1 to 10):

All preliminary objections raised by the respondents are incorrect and baseless rather the respondents are estopped by their own conduct to raise any objection at this stage of the case.

ON FACTS:

- 1- Incorrect and not replied accordingly. That in the said appointment order dated 18.5.1987 both the cadres i.e. SET's General & Technical were appointed on fixed pay and later on their services were regularized.
- 2- Incorrect and not replied accordingly. That the appellant and his other colleagues both technical & General were appointed vide different orders. Moreover in the said appointment order both cadres were specifically identified/mentioned as Technical & General.
- 3- Incorrect and not replied accordingly. That after appointment both SET's i.e. Technical & General were placed /enlisted in one seniority list but later on, on the request of SET's Technical, the seniority lists were separated. That on the basis of separate cadre the SET's Technical availed the benefits of move over and selection grade vide orders dated 16-01-2008 and 21-03-2009.
- 4- Incorrect and not replied accordingly. That on the basis of abovementioned the appellant who belong to General cadre was ignored from the benefits of move over and selection grade. That malafidely those SET's who belongs to Technical cadre requested the respondent department for merging of both the cadres (Technical & General) just to avail the benefits of regular promotion. That the respondent department with out giving chance of personal hearing /defense to the SET's General merged both the cadres and in result combined seniority list was issued in the year 2009.

5- Incorrect and not replied accordingly. That on the basis of abovementioned reason those SET's who belong to Technical cadre are now been working in BPS-18 and BPS-19 and the appellatant is recently promoted to the post of Headmaster BPS-17 which clearly shows the appellatant has highly been discriminated.

6- Incorrect and not replied accordingly. Hence denied.

GROUND:

A TO E:

All the grounds of main appeal of the appellatant are correct and in accordance with law and prevailing rules and that of the respondents are incorrect and baseless. More over appellatant has the right under the principal of Equity and Equality to be treated At par with his other colleagues because both SET's (Technical & General) are belongs to one cadre have one seniority list, therefore the appellatant is fully entitled under the law and prevailing rules to avail the monetary benefits of move over and selection grade which have been granted to SET's Technical.

It is therefore humbly prayed that on acceptance of this rejoinder the appeal of the appellatant may be accepted as prayed for.

APPELLANT

Kham

KHALIQ DAD

THROUGH:

**NOOR MOHAMMAD KHATTAK
ADVOCATE**