

Sr. No.	Date of order/ proceedings	Order or other proceedings with signature of Judge/ Magistrate
1	2	3
1.	01.12.2015	<p style="text-align: center;">KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.</p> <p style="text-align: center;">Service Appeal No. 932/2013 Saleem Asmat Versus Government of KPK, Revenue & Estate Deptt. through its Secretary.</p> <p style="text-align: center;"><u>JUDGMENT</u></p> <p style="text-align: center;"><u>PIR BAKHSH SHAH, MEMBER.-</u> Appellant with counsel (Mr. Bilal Ahmad Kakaizai, Advocate) and Senior Government Pleader (Mr. Usman Ghani) with Mukhtiar Ali, Supdt. for the respondents present.</p> <p>2. Per memo. of appeal the appellant is aggrieved with order dated 12.09.2012, communicated to him on 17.4.2013 whereby his departmental appeal against the impugned seniority list was rejected, hence the present appeal under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974.</p> <p>3. Arguments heard. Record perused.</p> <p>4. The appellant claims seniority from 13.01.2004 on the basis of order of the Senior Member Board of Revenue Khyber Pakhtunkhwa dated 29.09.2009 whereby a departmental appeal No. 338 of 2008 of the appellant was accepted on 29.09.2009 and his services were regularized w.e.f. 13.01.2004 vide notification dated 18.01.2010. But when after the above order of SMBR the seniority list was</p>

circulated vide office order No. 15261/Admn:V/SL, dated 10.08.2010, the appellant was virtually relegated in seniority list of his Sr. No. 17 and instead he was placed at serial No. 62 ignoring the fact that the competent authority had already regularized his services w.e.f. 13.01.2004. It is undisputed that the order of the SMBR regularizing the services of the appellant as Naib Tehsildar is still in the field having not been challenged anywhere by anybody. Thus when once the services of the appellant as Naib Tehsildar were regularized w.e.f. 13.01.2004, he was placed at Sr. No. 17 of the seniority list. As this order is still in the field, hence, his claim to seniority from the said date appears to be well founded. Thus prima-facie the case of seniority of the appellant is in consonance with Section 8 of the Civil Servants Act, 1973 because his services were regularized w.e.f. 13.01.2004 by the order of the competent authority. It was asserted that when the appellant was relegated, he was badly discriminated keeping in view identical cases of Mr. Naib Din and Miraj Muhammad. That while deciding his departmental appeal, the competent authority ignored order of SMBR ~~order~~ dated 29.9.2009 followed by notification dated 18.01.2010 in favour of the appellant. That in view of the celebrated judgment of the august Supreme Court of Pakistan reported as 2009-SCMR-1, the department ought to have treated the appellant similarly while discriminatory treatment has been

meted out to him as is apparent from the record of the case.

5. For what has been discussed above, as the question of seniority is involved and the concerned civil servants have not been made parties, therefore, we would once again remit the case to the appellate authority to decide the matter within 30 days of the receipt of this order, giving full opportunity of hearing to the appellant without any discrimination. If the departmental appeal is not decided within the stipulated period, then this appeal be deemed to have been allowed and consequently the appellant be entitled to seniority w.e.f. 13.1.2004 as already ordered by the SMBR on 29.09.2009 alongwith with all back benefits. The appeal is disposed off accordingly. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED

01.12.2015.



(ABDUL LATIF)
MEMBER




(PIR BAKHSH SHAH)
MEMBER

932/13

11.11.2015

Appellant with counsel (Mr. Bilal Ahmad Kakaizai, Advocate) and Mr. Usman Ghani Marwat, Sr. GP with Mukhtiar Ali, Supdt. for the respondents present. Arguments heard. To come up for order on 1-12-2015.

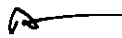

Member


Member

03.09.2015

Appellant with counsel and Mr. Mukhtiar Ali, Supdt
alongwith Mr. Muhammad Jan, GP for respondents present.
Counsel for the appellant moved an application ofr grant of
interim relief copy of which is given to the respondent-
department. To come up for reply/arguments on application on

2-10-2015



Member

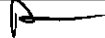


Member

02.10.2015

Appellant in person and Mr. Mukhtiar Ali Supt: alongwith
Addl: AG for respondents present. Arguments could not be
heard due to general strike of the Bar. To come up for arguments

on 11-11-15


Member

Member

932/13

24.2.2015

Counsel for the appellant and Muhammad Jan, GP with Mukhtiar Ali, Supdt. for the respondents present. Rejoinder received on behalf of the appellant. Copy whereof is handed over to the learned GP. To come up for arguments on 10/4.2014.


MEMBER

10.4.2015

Appellant with counsel and Mr. Ziaullah, GP with Mukhtiar Ali, Supdt. for the respondents present. Since the court time is over, therefore, case is adjourned to 26.6.2015 for arguments.


MEMBER


MEMBER

26.06.2015

Appellant in person and Asstt. A.G with Naeem Khan, Assistant for the respondents present. Due to general strike of the bar, counsel for the appellant is not available. Therefore, case to come up for arguments on 03.09.2015.


Member


Member

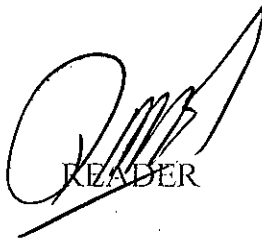
15.10.2014

Counsel for the appellant and Mr. Muhammad Jan, GP with Mir Qasam, Assistant Secretary for the respondents present. Due to incomplete Bench, case is adjourned to ~~2.12.2014~~ for arguments.


MEMBER

2.12.2014

Clerk to counsel for the appellant, and Mr. Muhammad Adeel Butt, AAG with Mukhtiar Ali, Supdt. for the respondents present. The Tribunal is incomplete. To come up for the same on 14.1.2015.


READER

14.1.2015

Counsel for the appellant and Mr. Ziaullah, GP with Mir Qasam, Assistant Secretary for the respondents present. The learned counsel for the appellant submitted that due to non-availability of the appellant for to-day, rejoinder cannot be submitted. He further stated that on the same point, there is another appeal No. 301/2013 fixed for 24.2.2015 in which the present appellant is a private respondent, and that the instant case may also be clubbed with that appeal. As such file to come up for rejoinder alongwith the same appeal on 24.2.2015.

24.2.2015

~~Counsel~~ for the appellant and Muhammad Jan, GP with ~~Mukhtiar Ali~~, Supdt. for the respondents ~~MEMBER~~. Rejoinder received on behalf of the appellant. Copy whereof is handed over to the learned GP. To come up for arguments on 10.4.2014.

~~MEMBER~~

932/13

20.05.2014

Appellant in person and Mr. Muhammad Jan, GP with Mukhtiar Ali, Supdt. for the respondents present. Certain points need further clarification. Appellant is directed to produce his counsel on the next date. To come up for further arguments on 26.6.2014.


MEMBER


MEMBER

26.6.2014

Counsel for the appellant and Mr. Muhammad Jan, GP with Mir Qasam, Assistant Secretary for respondents present. Certain points need further clarification. To come up for further arguments on 25.07.2014.


MEMBER


MEMBER

25.07.2014

Appellant with counsel, Mr. Muhammad Jan, GP with Mir Qasam, Assistant Secretary for the respondents present. Due to retirement of learned executive Member, the bench is incomplete. To come up for arguments on 28.08.2014.


MEMBER

28.08.2014

Counsel for the appellant and Mr. Kabeerullah, Asstt. AG with Mukhtiar Ali, Supdt. for the respondents present. The Bench is incomplete, due to ex-Pakistan leave of learned executive Member. To come up for arguments on 15.10.2014.


MEMBER

8.1.2014.

Clerk to counsel for the appellant and Mr. Muhammad Adeel Butt, AAG with Mukhtiar Ali, Supdt. for the respondents present. Reply filed. Copy handed over to clerk to counsel for the appellant. To come up for rejoinder on 2.4.2014.

MEMBER

MEMBER

2.4.2014.

Appellant with counsel and Mr. Muhammad Jan, GP with Mir Qasam, Assistant Secretary for the respondents present. Rejoinder received. Copy handed over to the learned GP. To come up for arguments on 30.4.2014.

MEMBER

MEMBER

30.04.2014

Appellant with counsel and Mr. Muhammad Jan, GP with Mir Qasam, Assistant Secretary for respondents present. Mr. Sultan Mahmood Khattak, learned Bench of the Bench is on official tour to D.I.Khan, therefore, case is adjourned to 13.5.2014 for arguments.

MEMBER

13.5.2014

Appellant with counsel, and Mr. Muhammad Jan, GP with Mukhtiar Ali, Supdt. for the respondents present. Arguments heard. To come up for order on 20.5.2014.

MEMBER

MEMBER

Appeal No. 932/2013.
Mr. Subhan Ahmad

3.

04.09.2013

Counsel for the appellant present. Preliminary arguments heard to some extent. Therefore, pre-admission notice be issued to the GP/respondents along with full details. To come up for preliminary hearing on 31.10.2013.


Member

31.10.2013

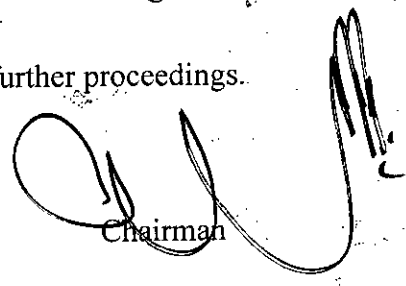
Appellant with counsel and Mr. Mir Qasim, Assistant Secretary with Mr. Zia Ullah, GP for the respondents present. Preliminary arguments heard. The instant appeal has been filed against order dated 12.09.2012 which was conveyed to the appellant on 17.04.2013 in response to execution/petition. The instant appeal filed on 09.05.2013 which is within time. Counsel for the appellant contended that the appellant has not been treated in accordance with law/rules as seniority has to be properly fixed from 13.01.2004 vide as per order dated 29.09.2009 and 18.01.2010. Points raised at the Bar 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 08.01.2014 for submission of written reply.

*Appellant deposited
Process fee & Security
of Rs. 160/- Bank Receipt
attached with file*


Member

31.10.2013

This case be put before the Final Bench 11 for further proceedings.

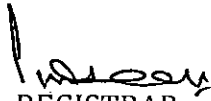


Chairman

5.

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 932/2013


S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	28/05/2013	<p>The appeal of Mr. Saleem Asmat resubmitted today by Mr. Bilal Ahmad Kakaizai 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	15-7-2013	<p>This case is entrusted to Primary Bench for preliminary hearing to be put up there on <u>4-9-2013</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

The appeal of Mr. Saleem Asmat Naib Tehsildar Irrigation Gomal D.I.Khan received today i.e. on 09/05/2013 is incomplete on the following scores which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Copies of Tentative Seniority list and departmental appeal against it mentioned in para-2&3 of the memo of appeal respectively (Annexure-C) are not attached with the appeal which may be placed on it.
- 2- Index of the appeal may be prepared according to the Khyber Pakhtunkhwa Service Tribunal rules 1974.


No. 758 /S.T.

Dt. 9/5 /2013.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Bilal Ahmad Kakaizai Adv. Pesh.

Deptt Appeal / Representation is already attached as Annexur-B, however alongwith Annex C, Tentative Seniority list has also been ~~attached~~ attached. Plz put before Tribunal.



BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: 932 / 2013

SALEEM ASMAT

Versus

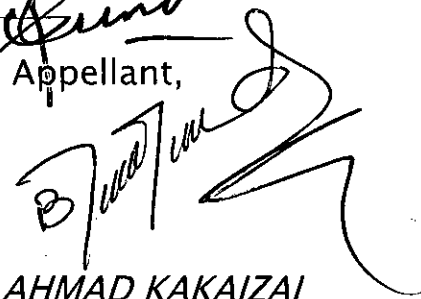
Govt. of K.P.K. etc.

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Annexure-A	<i>Seniority List dt: 10.8.10</i>	<i>7 - 17</i>
Annexure-B	<i>Deptt. Appeal dt: 26.10.10</i>	<i>18 - 19</i>
Annexure-C	<i>Tentative Seniority List</i>	<i>20 - 21</i>
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Wakalatnama		<i>Nil</i>


Appellant,

Through:


BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: 932 / 2013

Stamp: 895
09/5/13

SALEEM ASMAT

Naib Tehsildar,
Irrigation, Gomal, D.I.Khan

..... APPELLANT

VERSUS

1. GOVERNMENT OF K.P.K
Revenue & Estate Department
Through Secretary
Peshawar.
2. Senior Member Board of Revenue
KPK, Peshawar.

..... RESPONDENTS

**APPEAL UNDER SECTION 4 OF KPK SERVICE TRIBUNAL ACT, 1974
AGAINST ORDER NO. ESTT:V/SALEEM ASMAT/17989 DATED
12.09.2012 COMMUNICATED TO THE APPELLANT ON 17.04.2013 IN
COURT, DURING EXECUTION PROCEEDINGS, WHEREBY
DEPARTMENTAL APPEAL / REPRESENTATION AGAINST IMPUGNED
SENIORITY LIST HAS BEEN REJECTED.**

Prayer: That on acceptance of this Service Appeal the Impugned order dated 12.09.2012 be set aside and Seniority List be corrected as per Order dated 29.09.2009 and 18.01.2010 of Respondent No. 2 with such other relief as may deem fit in the circumstances of the case may also be granted.

re-submitted to
and filed,

Registered

28/5/13

Respectfully Sheweth,

Short facts, giving rise to present Service Appeal, are as under:

1. That, vide Office Order No.15261 / Admn: V / SL dated 10.08.2010, the Impugned Seniority List was circulated wherein Appellant was shown at S.No.62, copy of the Impugned Seniority List is attached as Annexure-A.
2. That, as Appellant was assigned Seniority w.e.f 31.03.2008 and was placed at S.No.62 instead of assigning seniority from 13.01.2004 i.e. below the name of Mr. S. Asghar Shah and above the name of Mr. Ali Sher at Serial No. 18, therefore, Appellant submitted his Departmental Appeal / Representation before the Respondent No.2, copy of the same is attached as Annexure-B. Moreover Tentative Seniority List circulated vide Boards Office No. 1270/Adm dated 30.06.2010 is attached as Annexure-C.
3. That, the Departmental Appeal was submitted on 28.10.2010 but vide Impugned Order dated 16.04.2011, the Departmental Appeal / Representation was held non-maintainable as being time barred, copy of the Order in Appeal is attached as Annexure-D.
4. That, against the said decision Appellant preferred Service Appeal No. 813 / 2011 which was decided on 19.06.2012 with the direction to decide the Departmental Appeal of the Appellant afresh, on merits, copy of the Order / Judgment dated 19.06.2012 is attached as Annexure E.
5. That, even than the Respondents were reluctant to decide the Departmental Appeal of the Appellant hence the Appellant filed Execution Petition No. 186 / 2012 in Service Appeal No. 813 / 2011, copy of the Execution Petition is attached as Annexure F.
6. That, on 17.04.2013, during the Execution Proceedings, Appellant was handed over Order dated 12.09.2012 whereby the Departmental Appeal of the Appellant was rejected, copy of the Order dated 12.09.2012 and Order / Judgment dated 17.04.2013 of Honourable Service Tribunal are attached as

Annexure G & H. Hence, this Service Appeal on the following amongst other grounds: -

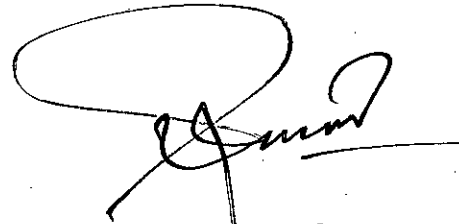
GROUNDS:

- A. That, the Impugned Appellate Order in Appeal dated 12.09.2012 is illegal, unlawful, void and ineffective.
- B. That, the same is against the principles of Natural Justice, also.
- C. That, Appellant was Appointed & posted as Naib Tehsildar in his own pay & scale vide Order dated 13.01.2004 and on the same day he assumed the charge, copy of the Posting Order is attached as Annexure-J.
- D. That, Appellant claimed his Seniority w.e.f. the date of his posting, therefore, his appeal was accepted by the Respondent No. 2 on 29.09.2009 whereby the services of Appellant as Naib Tehsildar were regularized w.e.f. 13.01.2004, copy of the Order of Respondent No.2 is attached as Annexure-K and Order in this respect, dated 18.01.2010 is attached as Annexure-L.
- E. That, a Seniority List showing the position of the Naib-Tehsildars according to the date of regularization of each, was circulated vide Boards office No.1270/Admn dated 30.06.2010. In this Seniority List the name of the Appellant appears at S.No.17, ~~_____~~
~~_____~~
- F. That, the cancellation of the Provisional Seniority List and circulation of the Impugned Seniority List is against the factual position and the service rules.
- G. That, according to the service rules and law laid down by the Superior Courts of Pakistan, the Seniority of the civil servants is determined from the date of continuous service of the officials but this principle / criteria has been by-passed and violated in a fanciful and unlawful manner, thus the Seniority

④

List circulated is liable to be set-aside and revised/corrected in accordance with the rules.

It is, therefore, requested that Appeal be accepted as prayed for.



Appellant

Through:



BILAL AHMAD KAKAIZAI

(Advocate, Peshawar)

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: _____ / 2013

SALEEM ASMAT

Versus

Govt. of K.P.K. etc.

AFFIDAVIT

I, Saleem Asmat S/o Haji Nasrullah Khan, Naib Tehsildar, Irrigation, Gomal, D.I.Khan, Appellant, do hereby on oath affirm and declare that the contents of the Service Appeal are true and correct to the best of my knowledge and belief and nothing has been kept secret from this Honourable Tribunal.

Identified by:

BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)

Deponent



BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: _____ / 2013

SALEEM ASMAT

Versus

Govt. of K.P.K. etc.

ADDRESSES OF PARTIES.

APPELLANT:

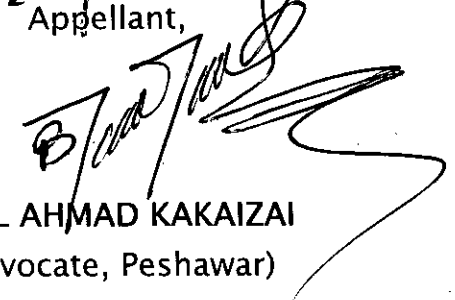
SALEEM ASMAT, Naib Tehsildar, Irrigation, Gomal, D.I.Khan

RESPONDENTS:

1. GOVERNMENT OF K.P.K, Revenue & Estate Department, through Secretary, Peshawar.
2. SENIOR MEMBER BOARD OF REVENUE, KPK, Peshawar.


Appellant,

Through,


BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)

7

A



GOVERNMENT OF KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT

Dated Peshawar the 10 /08/2010

OFFICE ORDER

No. 15261 /Admn:V/S.L. In pursuance of Section 8 (1) of the Civil Servant Act, 1973, and in supersession all subsequent Notifications issued in this behalf Final revised Seniority List of regular Naib Tehsildars (BPS - 14) in Khyber Pakhtunkhwa, as stood on 30.06.2010, is hereby published for information of all concerned. Seniority List Circulated vide this Department Notification No. 12700/Admn:V/SL, dated 30.06.2010 is hereby cancelled.

By Order of,
Senior Member
Board of Revenue Khyber Pakhtunkhwa

No. 15262-69 /Admn:V/S.L.

Copy alongwith a copy of Final Seniority List is forwarded to:-

1. All Divisional Commissioners, in Khyber Pakhtunkhwa
2. Office Order File

They are requested to circulate the same amongst the Naib Tehsildars concerned working under their jurisdiction/control.

Assistant Secretary (Estt)
Board of Revenue, Khyber Pakhtunkhwa
Revenue & Estate Department
Khyber Pakhtunkhwa

Attested

FINAL SENIORIT

TEHSILDARS (BS-14) IN KHYBER PAKHTUNKHWA AS STOOD ON 30.06.2010.

S.No.	NAME OF NAIB TEHSILDAR QUALIFICATION	DATE OF BIRTH / DOMICILE	DATE OF IST ENTRY INTO GOVT; SERVICE	DATE OF APPOINTMENT AS NAIB TEHSILDAR On Regular Basis	METHOD OF RECRUITMENT.	REMARKS.
1.	Mr. Abdul Qadeer (MSc)	15.8.1962 DIKhan	28.08.1995	28.08.1995	Promotee	Promoted as Tehsildar on Acting Charge Basis
2.	Mr. Muhammad Naib Din M.A	30.09.1959 NW Agency	24.11.1980	17.01.1996	--do--	Naib Tehsildar
3.	Mr. Abdul Nabi F.A	05.04.1957 Kohat	12.12.1976	10.04.2001	--do--	--do--
4.	Mr. Gulshan Mehmood F.A	01.05.1957 Kohat	08.01.1975	13.03.2004	--do--	--do--
5.	Mr. Hameed Khan Afirdi (MA/B.Ed)	15.02.1962 (FR Kohat)	14.03.1984	10.04.2001	--do--	--do--
6.	Mr. Abdul Samad (MA)	30.11.1960 Karak	03.05.1979	10.04.2001	--do--	--do--
7.	Mr. Javed Anwar Kamal (F A)	15.05.1958 Charsadda	01.11.1976	12.10.2002	--do--	Promoted as Tehsildar (BPS - 16) on Acting Charge basis
8.	Mr. Bashir Ahmad (FA)	10.04.1955 Nowshera	28.07.1973	12.10.2002	--do--	↓ --do--
9.	Mr. Mian Samiullah Jan BA	17.10.1955 Charsadda	19.03.1982	12.10.2002	--do--	--do--
10.	Mr. Ghani Khan B.A	02.02.1952 Charsadda	1979	12.10.2002	--do--	--do--
11.	Mr. Ghulam Farooq (B.A)	01.01.1957 Bajuar	23.02.1978	13.01.2003	--do--	Naib Tehsildar
12.	Mr. Naz Amin Khan (Matric)	12.05.1960 Bajuar	25.11.1981	13.01.2003	--do--	--do--
13.	Mr. Muhammad Riaz Khan (B.A LLB)	08.05.1970 Bannu	02.06.1994	24.03.2003	Direct	Promoted as Tehsildar (BPS - 16) or Acting Charge basis
14.	Mr. Shamas Gul B.A	1952 NW Agency	1973	09.05.2003	Promotee	Naib Tehsildar
15.	Mr. Javed Hussain (Matric)	13.06.1952 Haripur	27.05.1977	30.06.2003	--do--	--do--
16.	Mr. S.Asgar Shah (Matric)	25.12.1959 Haripur	25.05.1981	30.06.2003	--do--	--do--
17.	Mr. Ali Sher Khan B.A LLB	15.02.1978 Peshawar	14.02.2004	14.02.2004	Direct	--do--
18.	Mr. Tariq Saleem B.A	14.08.1971 Tank	14.02.2004	14.02.2004	Direct	Naib Tehsildar

Sl. No.	NAME OF NAIB TEHSILDAR QUALIFICATION	DATE OF BIRTH / DOMICILE	DATE OF IST ENTRY INTO GOVT; SERVICE	DATE OF APPOINTMENT AS NAIB TEHSILDAR On Regular Basis	METHOD OF RECRUITMENT.	REMARKS.
19	Mr. Abdul Ghaffar B.A	15.12.1974 Tank	14.02.2004	14.02.2004	--do--	--do--
20	Mr. Said Rehman (Matric)	30.10.1958 Mardan	01.10.1980	22.11.2004	Promotee	--do--
21	Mr. Kiramat Ullah B.A	03.03.1974 Tank	29.11.2004	29.11.2004	Direct	--do--
22	Mr. Akbar Iftikhar Ahmad (B.A) LLB	29.03.1977 Hangu	24.11.2005	24.11.2005	--do--	--do--
23	Mr. Qaisar Khan (B.A)	09.04.1975 DIKhan	19.12.2005	19.12.2005	--do--	--do--
24	Mr. Najib Ullah (BA)	15.02.1969 DIKhan	06.03.19969	27.02.2006	--do--	--do--
25	Mr. Muhammad Ayub Khan. (B.A)	01.03.1964 Bannu	12.06.2006	12.06.2006	--do--	--do--
26	Mr. Abdur Rehman Shah (B.A)	15.02.1985 Bannu	23.01.2007	23.01.2007	--do--	--do--
27	Mr. Sarir Ahamd (Matric)	13.05.1955 Peshawar.	28.02.1977	31.05.2007	Promotee	--do--
28	Mr. Hasham Gul (B.A)	01.01.1955 Peshawar	07.06.1982	31.05.2007	--do--	--do--
29	Muhammad Riaz (Matric)	22.05.1958 Nowshera	06.08.1978	31.05.2007	--do--	--do--
30	Mr. Atta Ullah (Matric)	1.04.1956 Charsadda	06.11.1978	31.05.2007	--do--	--do--
31	Mr. Musadiq Hussain (Matric)	21.08.1955 Hangu	12.05.1973	31.05.2007	--do--	--do--
32	Mr. Abdul Qayyum (Matric)	03.01.1954 Kohat	23.06.1970	31.05.2007	--do--	--do--
33	Muhammad Nawaz (F.A)	30.03.1957 Mardan	20.05.1976	31.05.2007	--do--	--do--
34	Mr. Mir Laiq Shah (F.A)	27.04.1963 Mardan	08.03.1983	31.05.2007	--do--	--do--
35	Mr. Nouman Ali Shah BCS(Hons)	17.09.1984 Bannu	06.07.2007	06.07.2007	Direct	--do--
	Muhammad Bashir (F.A)	10.12.1956 Haripur	01.11.1976	20.07.2007	--do--	--do--
	Mr. Hidayat Ullah (Matric)	28.04.1962 Malakand	13.03.1991	20.07.2007	--do--	--do--
	Mr. Iftikhar Ahmad (Matric)	02.04.1954 Mansehra	15.07.1979	20.07.2007	--do--	--do--
	Mr. Ghulam Sarwar (Matric)	01.03.1955 Shangla	01.03.1978	20.07.2007	Direct	--do--

Naib Tehsildar

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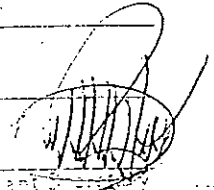
NAME OF NAIB TEHSILDAR QUALIFICATION	DATE OF BIRTH / DOMICILE	DATE OF IST ENTRY INTO GOVT; SERVICE	DATE OF APPOINTMENT AS NAIB TEHSILDAR On Regular Basis	METHOD OF RECRUITMENT.	REMARKS.
Mr. Aftab Hussain Shah (B.A)	04.05.1958 DIKhan	1309.1980	01.01.2008	--do--	--do--
61. Mr. Sikandar Hayat Shah (Matric)	20.01.1958 Bannu	18.02.1981	05.01.2008	--do--	--do--
62. Mr. Ghulam Abbas (Matric)	15.02.1958 Lakki Marwat	11.11.1982	05.01.2008	--do--	--do--
63. Mr. Saleem Asmat (BA)	03.01.1959 DIKhan	27.03.1984	31.03.2008	--do--	--do--
64. Mr. Raqibas Khan (FA)	01.09.1956 Bannu	05.03.1982	02.04.2008	--do--	--do--
65. Mr. Habib Ahmad B.A	04.04.1955 Swat	06.04.1981	02.04.2008	--do--	--do--
66. Mr. Himayat Ullah Qureshi (B.A)	06.11.1958 Tank	10.01.1978	02.04.2008	--do--	--do--
67. Mr. Maqsood Ahmad (BA)	11.01.1951 Nowshera.	10.02.1982	08.05.2008	--do--	--do--
68. Mr. Abdullah Jan (FA)	17.10.1958 Charsadda.	01.09.1977	08.05.2008	--do--	--do--
69. Mr. Miraj Muhammad (F.A)	30.09.1958 Charsadda	31.05.1975	12.05.2008	--do--	--do--
70. Mr. Nazir Ahmad (Matric)	12.03.1954 Mansehra	18.08.1979	08.05.2008	--do--	--do--
71. Mr. Muhammad Ziafat (F.A)	12.02.1955 Abbottabad.	06.10.1976	08.05.2008	--do--	--do--
72. Mr. Abdur Rasheed (B.Com)	06.02.1952 DIKhan	01.09.1972	08.05.2008	--do--	--do--
73. Mr. Raheem Ahmad (C.Com)	17.11.1951 DIKhan	01.03.1975	08.05.2008	--do--	--do--
74. Mr. Naimat Ullah Khan (BA)	11.08.1967 Tank	16.06.1990	08.05.2008	--do--	--do--
75. Mr. Naik Muhammad (B.A)	04.04.1971 Kohat	26.07.1995	10.05.2008	--do--	--do--
76. Mr. Amanullah (Matric)	09.06.1956 Tank	09.06.1956	29.05.2008	--do--	--do--
77. Mr. Shah Zaman (F.A)	16.07.1958 Tank	03.07.1984	29.05.2008	--do--	--do--
78. Mr. Abdur Rashid (Matric)	1958 DIKhan	1987	29.05.2008	--do--	--do--
79. Muhammad Ayub (Matric)	04.11.1960 Tank	18.12.1986	29.05.2008	--do--	--do--
80. Mr. Amir Muhammad (B.A)	06.04.1961 Swabi	28.08.1988	11.08.2008	--do--	--do--

(Handwritten signature)
 Revenue
 District
 Muzaffargarh

S.No.	NAME OF NAIB TEHSILDAR QUALIFICATION	DATE OF BIRTH / DOMICILE	DATE OF IST ENTRY INTO GOVT; SERVICE	DATE OF APPOINTMENT AS NAIB TEHSILDAR On Regular Basis	METHOD OF RECRUITMENT.	REMARKS.
81.	Mr. Muhammad Umar (M.A)	10.03.1966 Mardan	16.07.2002	17.06.2006	Promotee	Naib Tehsildar
82.	Mr. Farman Ali (MA)	04.02.1963 Mardan	16.07.2002	09.10.2008	--do--	--do--
83.	Mr. Maqboolur Rehman (F.A)	02.05.1959 Bannu	07.04.1980	13.01.2009	Selectee	--do--
84.	Mr. Shakir Ullah S/O Khan Mir (MA. MBA)	15.01.1978 Khyber Agency	02.02.2009	02.02.2009	Direct	--do--
85.	Mr. Munir Ahmad S/O Jhangi Khan (MSc)	20.03.1979 SWA	02.02.2009	02.02.2009	--do--	--do--
86.	Mr. Rahamd Ullah khan S/O Ahmad Khan (MSc. Chem)	18.04.1978 Lakki Marwat	02.02.2009	02.02.2009	--do--	--do--
87.	Mr. Abdul Kabir S/O Akram Jan (MA)	15.07.1979 Kyber	02.02.2009	02.02.2009	--do--	--do--
88.	Mr. Imtiaz Ali Shah S/O Muhammad Ali Shah (MSc)	14.04.1980 Karak	02.02.2009	02.02.2009	--do--	--do--
89.	Mr. Khalid Khan S/O Ifitikhar Hussain (MA)	23.03.1978 Bajuar	02.02.2009	02.02.2009	--do--	--do--
90.	Mr. Fazli Wadood S/O Fazli Mahmood (BA)	04.04.1982 Mohmand	02.02.2009	02.02.2009	--do--	--do--
91.	Muhammad Riaz Khan S/O Musa Khan (MA)	25.03.1983	02.02.2009	02.02.2009	--do--	--do--
92.	Mr. Irshad Ali S/O Dost Muhamamd (MA)	15.03.1978 Mohmand	02.02.2009	02.02.2009	--do--	--do--
93.	Mr. Noor-ul-Amin S/O Zar Moeen (MA)	21.09.1978 DIKhan	02.02.2009	02.02.2009	--do--	--do--
94.	Mr. Amir Nawaz S/O Gul Daraz (BSc/MPA)	22.04.1975 DIKhan	02.02.2009	02.02.2009	--do--	--do--
95.	Mr. Shah Wazir S/O Abdul Khan (MSc)	30.03.1980 SWA	02.02.2009	02.02.2009	--do--	--do--
96.	Mr. Imran S/o Ahmad Jan (MSc)	11.04.1982 NWA	02.02.2009	02.02.2009	--do--	--do--
97.	Mr. Sikandar Khan S/O Sar Zamin Khan (M.A)	10.12.1976 Swat	02.02.2009	02.02.2009	--do--	--do--

Assistant Secretary
Revenue
Khyber Pakhtunkhwa


S.No.	NAME OF NAIB TEHSILDAR QUALIFICATION	DATE OF BIRTH / DOMICILE	DATE OF IST ENTRY INTO GOVT; SERVICE	DATE OF APPOINTMENT AS NAIB TEHSILDAR On Regular Basis	METHOD OF RECRUITMENT.	REMARKS.
98.	Mr. Ishtiaq Ahmad Khan S/O Allauddin (M.A)	30.04.1979 Malakand	02.02.2009	02.02.2009	Direct	Naib Tehsildar
99.	Mr. Shamsul Islam S/O Faqr Gul (MA)	10.04.1979 Malakand	02.02.2009	02.02.2009	--do--	--do--
100.	Mr. Allah Noor S/O Hazrat Noor (MA)	11.04.1983 (FR) DIKhan	02.02.2009	02.02.2009	--do--	--do--
101.	Mr. Riaz Muhamamd S/O Noor Muhammad (MA)	28.07.1974 SWA	02.02.2009	02.02.2009	--do--	--do--
102.	Muhammad Tariq Aziz S/O Ayaz Khan (MA)	04.02.1981 NWA	02.02.2009	02.02.2009	--do--	--do--
103.	Mr. Zeeshan Abdullah S/O Abdullah Khan (BA)	26.08.1982 SWA	02.02.2009	02.02.2009	--do--	--do--
104.	Muhammad Hayat S/O Sanab Gul (MA)	12.11.1981 Mohmand	02.02.2009	02.02.2009	--do--	--do--
105.	Mr. Shah Saud S/O Khitab Gul (LLB)	05.04.1979 Peshawar	02.02.2009	02.02.2009	--do--	--do--
106.	Muhammad Ilyas S/O Shah Nasim Khan (MSc)	03.03.1975 Swat	02.02.2009	02.02.2009	--do--	--do--
107.	Mr. Yasir Salman Kundi S/O Hamid Khan Kundi (MBA)	03.08.1979 Lakki Marwat	02.02.2009	02.02.2009	--do--	--do--
108.	Mr. Sher Alam Khan S/O Sher Afzal (M.A Eng: Pol:Science)	01.04.1995 Swat	02.02.2009	02.02.2009	--do--	--do--
109.	Mr. Akmal Khan S/O Umar Din (MSc)	20.01.1980 Karak	02.02.2009	02.02.2009	--do--	--do--
110.	Mr. Yadullah Khan Khattak S/O Mohibullah Khattak (MA)	23.05.1979 Mardan	02.02.2009	02.02.2009	--do--	--do--
111.	Mr. Ahmad Hashmi S/O Fazli Rabbi (B.A)	2.04.1983 Dir Lower	02.02.2009	02.02.2009	--do--	--do--
112.	Mr. Jamshad Khan S/O Mir Kaman Khan (MA)	15.06.1980 Swat	02.02.2009	02.02.2009	--do--	--do--



Assistant Secretary
Revenue & Public Dept
Mardan

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S.No.	NAME OF NAIB TEHSILDAR QUALIFICATION	DATE OF BIRTH / DOMICILE	DATE OF IST ENTRY INTO GOVT; SERVICE	DATE OF APPOINTMENT AS NAIB TEHSILDAR On Regular Basis	METHOD OF RECRUITMENT.	REMARKS.
						Naib Tehsildar
113.	Mr. Amin Ullah Khan S/O Dost Muhammad Khan (BA)	07.06.1977 DIKhan	02.02.2009	02.02.2009	Direct	
114.	Mr. Islahuddin S/O Syed Badshah (BA.LLB)	15.04.1982 Mardan	02.02.2009	02.02.2009	--do--	--do--
115.	Mr. Zahid Younis S/O Muhamamd Younis (M.A)	20.01.1978 Karak	02.02.2009	02.02.2009	--do--	--do--
116.	Mr. Naimat Ullah S/O Khanim Ullah (Double M.A)	26.04.1973 Dir	02.02.2009	02.02.2009	--do--	--do--
117.	Muhammad Riaz S/O Fazal Aziz (LLB)	02.02.1980 Dir Lower	02.02.2009	02.02.2009	--do--	--do--
118.	Muhammad Yar S/O Faqir Gul (MA)	02.02.1979 Malakand	02.02.2009	02.02.2009	--do--	--do--
119.	Mr. Sher Ali Khan S/O Sahibzar Gul (M.A)	13.11.1974 Swat	02.02.2009	02.02.2009	--do--	--do--
120.	Mr. Munawar Shah S/O Abdur Rashid (M.A)	12.02.1973 Dir Lower	02.02.2009	02.02.2009	--do--	--do--
121.	Mr. Iftikhar uddin S/O Zewar Din (MSc)	05.08.1973 Charsadda	02.02.2009	02.02.2009	--do--	--do--
122.	Muhammad Khalid Zaman S/O Shams-uz-Zaman (M.A. Bed)	19.12.1978 Mardan	02.02.2009	02.02.2009	--do--	--do--
123.	Mr. Younis Khan S/O Waqif Khan (M.A)	15.06.1981 Upper Dir	02.02.2009	02.02.2009	--do--	--do--
124.	Mr. Mujahid Ali S/O Khalil-ur-Rehman (M.A)	19.04.1974 Nowshera	02.02.2009	02.02.2009	--do--	--do--
125.	Syed Abdul Akbar Shah S/O Syed Gul Chaman (MSC/M.A)	11.04.1981 Mardan	02.02.2009	02.02.2009	--do--	--do--
126.	Mr. Anwar Zeb S/O Alam Zeb (M.A)	01.03.1982 Charsadda	02.02.2009	02.02.2009	--do--	--do--
127.	Syed Sultan Haider Shah S/O Syed Gulzar Hussain Shah (BA. LLB)	08.12.1972 Peshawar	02.02.2009	02.02.2009	--do--	--do--


 Assistant Secretary
 Revenue & Estate Dept
 Khyber Pakhtunkhwa

S.No.	NAME OF NAIB TEHSILDAR QUALIFICATION	DATE OF BIRTH / DOMICILE	DATE OF IST ENTRY INTO GOVT; SERVICE	DATE OF APPOINTMENT AS NAIB TEHSILDAR On Regular Basis	METHOD OF RECRUITMENT.	REMARKS.
128.	Mr. Aftab Ahmad S/O Javed Muhammad (MSc)	08.12.1982 Peshawar	02.02.2009	02.02.2009	Direct	Naib Tehsildar
129.	Mr. Dil Nawaz Khan S/O Alam Zeb (LLB)	22.03.1979 Swabi	02.02.2009	02.02.2009	--do--	--do--
130.	Mr. Kifayat Ullah S/O Haji Akbar (M.A)	09.01.1977 Peshawar	02.02.2009	02.02.2009	--do--	--do--
131.	Mr. Faqir Hussain S/o Muhammad Younis (BA)	10.10.1983 Nowshera	02.02.2009	02.02.2009	--do--	--do--
132.	Mr. Zulfiqar Khan S/O Arsala Khan (M.Com)	15.04.1983 Peshawar	02.02.2009	02.02.2009	--do--	--do--
133.	Mr. Waqar Ahmad S/O Muhammad Irfan (M.A)	24.04.1980 Mansehra	02.02.2009	02.02.2009	--do--	--do--
134.	Muhammad Faraz Qurashi S/O Muhammad Riaz Qureshi (MBA)	17.03.1982 Abbottabad	02.02.2009	02.02.2009	--do--	--do--
135.	Mr. Fazal ur Rehman S/O Habib-ur-Rehman (M.A)	10.07.1975 Haripur	02.02.2009	02.02.2009	--do--	--do--
136.	Mr. Farukh Jadoon S/O Anwar Ahmad Khan (BSc)	04.05.1984 Abbottabad	02.02.2009	02.02.2009	--do--	--do--
137.	Mr. Fayaz Ahmad S/O Pir Khan (M.A)	10.03.1982 Abbottabad	02.02.2009	02.02.2009	--do--	--do--
138.	Bilal Ahmad S/O Farid-ud-Din (BA. B.Ed)	10.10.1978 Haripur	02.02.2009	02.02.2009	--do--	--do--
139.	Mr. Tanveer Shahzad S/O Muhammad Sahif (M.A)	30.12.1977 Mansehra	02.02.2009	02.02.2009	--do--	--do--
140.	Mr. Ejaz Ahmad S/O Muhammad Riaz (3 - M.A)	15.04.1982 Abbottabad	02.02.2009	02.02.2009	--do--	--do--
141.	Muhammad Salim S/O Muhammad Saddiq (BSC)	03.05.1978 Abbottabad	02.02.2009	02.02.2009	--do--	--do--
142.	Muhammad Sohail S/O Muhammad Ayub (BA)	16.11.1979 Abbottabad	02.02.2009	02.02.2009	--do--	--do--
143.	Mr. Sajid Saleem (BA)	01.04.1978 DIKhan	06.11.1996	10.02.2009	Selectee	--do--

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 Deputy
 Tehsildar


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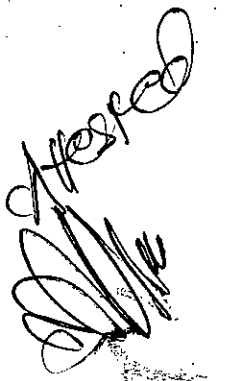
S.No.	NAME OF NAIB TEHSILDAR QUALIFICATION	DATE OF BIRTH / DOMICILE	DATE OF IST ENTRY INTO GOVT; SERVICE	DATE OF APPOINTMENT AS NAIB TEHSILDAR On Regular Basis	METHOD OF RECRUITMENT.	REMARKS.
144.	Mr. Adil Waseem (BA)	25.12.1988 Nowshera	27.02.2009	27.02.2009	Direct	Naib Tehsildar
145.	Qazi Muhammad Aslam (Matric)	25.11.1953 Abbottabad	05.07.1980	02.05.2009	Promotee	--do--
146.	Mr. Abdul Qayum (BA)	24.04.1984 Kohistan	27.12.1993	02.05.2009	--do--	--do--
147.	Mr. Mirza Ali (Matric)	31.03.1951 Hangu	01.01.1971	02.05.2009	--do--	--do--
148.	Mr. Roohul Amin (Matric)	25.10.1966 Kohat	01.04.1985	02.05.2009	--do--	--do--
149.	Mr. Qianoos (BA)	14.02.1962 Kohat	01.07.1991	02.05.2009	--do--	--do--
150.	Mr. Khurshid Ali (Matric)	19.01.1959 Malakand	05.12.1991	02.05.2009	--do--	--do--
151.	Mr. Latif-ur-Rehman (Matric)	01.07.1959 Shangla	01.03.1978	02.05.2009	--do--	--do--
152.	Mr. Jehan Wali (Matric)	01.02.1957 Shangla	01.03.1978	02.05.2009	--do--	--do--
153.	Mr. Amir Zarin (Matric)	06.08.1959 Shangla	01.03.1978	02.05.2009	--do--	--do--
154.	Mr. Shah Wazir (Matric)	02.02.1960 Swat	05.04.1981	02.05.2009	--do--	--do--
155.	Mr. Sher Bahadar (BA)	07.04.1965 Tank	10.10.1992	02.05.2009	Selectee	--do--
156.	Mr. Shaukat Iqbal (M.A)	2/11/1973 DIKhan	19.10.1992.	02.05.2009	--do--	--do--
157.	Mr. Gohar Ali (B.A)	31.03.1980 Bannu	29.05.2009	29.05.2009	Direct	--do--
158.	Mr. Mehmood Shah (Matric)	01.02.1959 Peshawar	04.10.1977	02.06.2009	Promotee	--do--
159.	Mr. Sher Dil (BA)	24.01.1974 Kohistan	10.04.1995	02.06.2009	--do--	--do--
160.	Mr. Muhammad Arshad (BA)	20.01.1967 Kohat	02.09.1984	26.06.2009	--do--	--do--
161.	Mr. Zafar Iqbal (B.A. L.L.B)	25.02.1963 Kohat	02.04.1987	02.07.2009	--do--	--do--
162.	Mr. Nawab Gul (M.A)	15.11.1966 Kohat	01.01.1995	02.07.2009	--do--	--do--
163.	Mr. Umbaras Khan (B.A)	30.06.1960 Mardan	30.08.1988	07.07.2009	--do--	--do--
164.	Mr. Shakeel-ul-Rehman	10.02.1978 Bannu	06.01.2009	11.07.2009	Direct	--do--

Assistant Secretary
Revenue & Excise
Khyber Pakhtunkhwa

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S.No.	NAME OF NAIB TEHSILDAR QUALIFICATION	DATE OF BIRTH / DOMICILE	DATE OF IST ENTRY INTO GOVT; SERVICE	DATE OF APPOINTMENT AS NAIB TEHSILDAR On Regular Basis	METHOD OF RECRUITMENT.	REMARKS.
165.	Mr. Shiekh Muhammad Jamil (M.A)	15.02.1964 DIKhan	21.10.1992	18.07.2009	Promotee	Naib Tehsildar
166.	Muhammad Aslam Khan (Matric)	08.01.1953 DIKhan	16.07.1983	18.07.2009	--do--	--do--
167.	Mr. Bashir Ahmad (F.A)	01.01.1957 DIKhan	10.12.1983	18.07.2009	--do--	--do--
168.	Mr. Shah Nawaz (FA)	05.04.1953 DIKhan	13.01.1984	18.07.2009	--do--	--do--
169.	Mr. Abdur Rashid (MSC)	05.01.1962 Swabi	28.08.1988	01.10.2009	--do--	--do--
170.	Mr. Ahmad Ali M.A (B.ed)	17.04.1962 Swabi	28.08.1988	01.10.2009	--do--	--do--
171.	Muhammad Iqbal (BA)	05.10.1953 Lakki	01.11.1975	22.10.2009	--do--	--do--
172.	Mr. Muhammad Shoaib (BA)	01.01.1968 Kohat	09.12.1990	11.11.2009	--do--	--do--
173.	Shafiq-ur-Rehman (BA)	14.02.1959 Mardan	13.12.1985	23.11.2009	--do--	--do--


Assistant Secretary (Estt)
Board of Revenue Khyber Pakhtunkhwa
Assistant Secretary
Revenue & Estate Deptt.
Khyber Pakhtunkhwa.



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B

ANNEXURE

**BEFORE THE SENIOR MEMBER BOARD OF REVENUE,
KHYBER PAKHTOONKHWA, PESHAWAR**

Representation for correction of Seniority list of Naib Tehsildars (B-14) circulated vide SMBR office order No. 15261/Admn V/Sh dated 10.8.2010, whereby the petitioner has been wrongly placed at S.No. 62 of the impugned list and has been deprived of the legal right of Seniority in violation of the rules.

Prayers:-

To set aside the impugned Seniority list and to place the petitioner at the right place, keeping in view the date of the regularization of the service as N.T, W.e.f 13.01.2004.

Respected Sir,

The petitioner respectfully submits as under:-

- 1) That the petitioner was appointed as Naib Tehsildar (P.N.T FR, D.I.Khan), in his own Pay and Scale vide Senior Member Board of Revenue order No 652-63/Admn: I/FF(S)/NT, dated 13.01.2004 (Copy attached as Annexure 'A')
- 2) That the petitioner assumed the charge of the Political Naib Tehsildar FR DIK on 13.01.2004 and has been continuously working/holding the post till date.
- 3) That against the excesses in service affair the petitioner had been voicing his grievances for over six years and at last succeeded in appeal before the SMBR who very kindly acceded to my request and accepted the appeal vide his Judgment dated 29.9.2009 followed by Notification issued by his office vide No. 982-90 dated 18.01.2010. (Copy of the Judgment and Notification attached as Annexure 'B' and 'C' respectively.
- 4) That a Seniority list showing the position of the N.Ts according to the date of regularization of each, was circulated vide Boards office No. 1270/Adm dated 30.6.2010. In this Seniority list the name of the petitioner appears at S.No. 17. (Copy placed at Annexure 'D')
- 5) That to the astonishment of the petitioner, a revised Seniority list (now impugned) has been circulated, showing the date of appointment of the petitioner as 31.3.2008 and thus placed at S.No. 62 in the Impugned Seniorly list.
- 6) That the cancellation of the provisions Seniorly list and circulation of the impugned list is against the factual position and the service rules.

Secretary

SMBR
28/10/2010

Reader to SMBR

✓ 29/10/10

ATTESTED

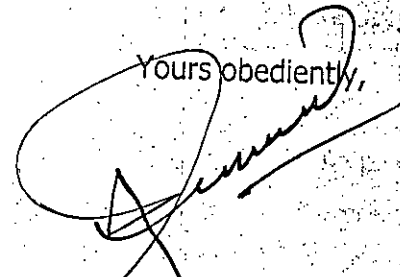
7) That according to the service rules and law laid down by the Superior Courts of Pakistan, the Seniority of the civil servants is determined from the date of continuous service of the Officials. But this principle/criteria has been by-passed and violated in a fanciful and unlawful manner, thus the Seniority list circulated is liable to be set-aside and revised/corrected in accordance with the rules.

8) That the petitioner has already objected on the impugned Seniority list in his appeal/petition dated 20.9.2010 on various grounds, which may please be considered as part of this representation.

In the wake of above submissions it is humbly prayed that the impugned Seniority list may please be modified and corrected keeping in view the date of appointment of the petitioner as 13.01.2004 and the petitioner's name shown at the proper place, to meet with the ends of justice.

The petitioner would also like to be heard in person, to further elaborate the position, if the need be.

Yours obediently,

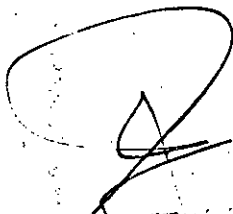


(Saleem Asmat)

Naib Tehsildar,
Presently waiting
for posting

Petitioner

Dated. 26-10-2010



ATTENDED

20 2/1 C

ANNEXURE

GOVERNMENT OF NWFP
REVENUE & ESTATE DEPARTMENT

No 6933-45 Admn:V/S.L/09

Dated Peshawar the 24/03/2010

To

- 1. All Assistant to Commissioner, in NWFP
- 2. All Political Agents in NWFP

Subject: TENTATIVE JOINT SENIORITY LIST PREPARED ON PROVINCIAL BASIS OF NAIB TEHSILDARS (BPS - 14) AS STOOD ON 31.12.2009

Sir,

I am directed to enclose herewith Tentative Seniority List of Naib Tehsildars (BPS - 14) as stood on 31.12.2009 for information. The same may be circulated amongst the concerned officials serving under your control with the direction to forward their objection if any within 15 days from the date of issuance of this Circular.

In case no objection is received within the stipulated period, it shall be presumed that they are satisfied with the position assigned to them in the Seniority List prepared on Provincial Basis and no objection will be entertained after expiry of stipulated period.

Assistant Secretary (Est)
Board of Revenue NWFP

ATTESTED

D O I
MEN

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Total 189

Annex: "0"

(G)

21A

(S)

ANNEXURE

REVISED FINAL SENIORITY LIST OF NAIB TEHSILDARS (BS-14) IN NWFP AS STOOD ON 31.03.2009.

31.12.2009

S.No.	NAME OF NAIB TEHSILDAR QUALIFICATION	DATE OF BIRTH / DOMICILE	DATE OF IST ENTRY INTO GOVT; SERVICE	DATE OF APPONT AS NAIB TEHSILDAR	METHOD OF RECRUITMENT.	REMARKS.
1	Mr. Abdul Qadeer (MSc)	15.8.1962 DIKhan	28.08.1995	28.08.1995	Promote	Tehsildar on Acting Charge Basis
2	Mr. Hamced Khan Afirdi					Seniority Assigned by the Court of Member, Board of Revenue, NWFP.
3	Mr. Abdul Samad (MA)	30.11.1960 Karak	03.05.1979	10.04.2001	Promotee	Seniority Assigned by the Court of Member, Board of Revenue, NWFP.
4	Mr. Muhammad Sohaib (BA)	01.01.1968 Kohat	09.02.1990	10.04.2001	Promotee	Seniority Assigned by the Court of Member, Board of Revenue, NWFP.
5	Mr. Javed Anwar Kamal FA	15.05.1958 Charsadda	01.11.1976	12.10.2002		Seniority Assigned by the Court of Member, Board of Revenue, NWFP.
6	Mr. Bashir Ahmad (FA)	10.04.1955 Nowshera	28.07.1973	12.10.2002		
7	Mr. Mian Samiullah Jan BA	17.10.1955 Charsadda	19.03.1982	12.10.2002	--do--	--do--
8	Mr. Ghani Khan B.A	02.02.1952 Charsadda	1979	12.10.2002	--do--	--do--
9	Mr. Ghulam Farooq (Metric)	01.01.1957 Bajaur	23.02.1978	13.01.2003	--do--	--do--
10	Mr. Naz Amin Khan (Metric)	12.05.1960 Bajaur	25.11.1981	13.01.2003	--do--	--do--
11	Mr. Muhammad Riaz Khan B.A LLB	08.05.1970 Bannu	02.06.1994	24.03.2003	Direct	--do--
12	Mr. Shamas Gul B.A	1952 NW Agency	1973	09.05.2003	Promote	--do--
13	Mr. Muhammad Naib Din M.A	30.09.1959 NW Agency	24.11.1980	09.05.2003	--do--	--do--
14	Mr. Javed Hussain	13.06.1952 Haripur	25.05.1981	30.06.2003	--do--	--do--
15	Mr. S. Asghar Shah (Metric)	25.12.1959 Haripur	25.05.1981	30.06.2003	--do--	--do--
16	Mr. Saleem Asmat (BA)	03.01.1959 DIKhan	27.03.1984	13.01.2004	Promotee	--do--

ATTESTED

Issued v.d. Asst. Secy:
BER No. 6933-45/Adm.
S.L/09 dt: 24.3.2010.

C. No. 303/2010

ANNEXURE

Saleem Asmat

Versus

Board of Revenue, Khyber Pakhtunkhwa,

22

ORDER
28/10/2010

Departmental Appeal/Representation received by post from Mr. Saleem Asmat Naib Tehsildar for correction of seniority, list circulated vide Board of Revenue, Khyber Pakhtunkhwa order No. 15161/Admn:V/S.L dated 10/08/2010. Call for comments from Assistant Secretary (Estt.), Board of Revenue, Khyber Pakhtunkhwa. Case to come up on 25/11/2010.

25.11.2010.

SMBR

Appellant absent. P.O. is busy in other important official work. To come up on 2.12.2010.

2.12.2010.

Appellant absent. Comments not received. Call for it to continue proceedings.

SMBR

30-12-2010.

Appellant present in person, arguments heard. From arguments and perusal of record it appears that the appellant was considered by DPC on 26-5-2008 and was not promoted. The DPC was headed by the then SMBR. Subsequently, the SMBR hearing an appeal against the decision of DPC regularized the services of the appellant.

ATTESTED

Office to seek advise of from Establishment Deptt on whether an officer heading the DPC can pass a review the decision of the DPC and pass an order contrary to the decision.

Reader to Senior Member, Board of Revenue, Khyber Pakhtunkhwa.

ATTESTED

(19) (23)

26-9-2011

Appellant present while PC is on tour / inspection to Mansehra. To come up on 12-3-2011 for further proceedings.

[Signature]
Reader

12-3-2011

Appellant present and heard. He submitted minutes of DRC meeting held on 21-3-2008, which is placed on file. To process his case further, the original copy of his appeal may be connected with the present appeal case to come up on 2-4-2011 for further arguments.

[Signature]
SMBR

2-4-2011

ATTESTED

[Signature]

Reader to
Senior Member,
Board of Revenue,
Khyber Pakhtunkhwa.

16-4-2011

ATTESTED

Appellant Colleen Ahmad Naezi Tehsil Mansehra has submitted an application for adjournment with the reason that the marriage of daughter has taken place on 2/4/2011 hence requested for adjournment. Application be placed on file case accordingly adjourned for 16-4-2011.

[Signature]

SMBR

Appellant present. Perusal of his appeal shows that he has challenged the seniority list circulated on 10-8-2010 after 75 days i.e on 26-10-2010, which is quite after the mandatory limit of 30 days. Therefore the appeal/representation is not maintainable.

[Signature]
Mansar

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

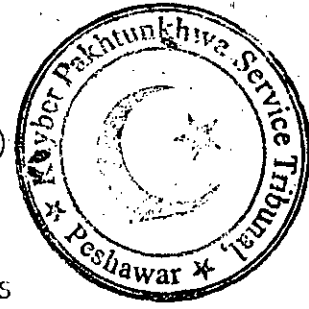
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Appeal No. 813/2011

Saleem Asmat Naib Tehsildar.

(Appellant)

Versus



1. Government of Khyber Revenue & Estate Department, through its Secretary and others..... (Respondents)

S.No.	Date of hearing	Order/proceedings of Court with signature of Judge/Magistrate
1	19.6.2012	<p>3</p> <p>Appellant with counsel, and Mr. Sherafgan Khattak, AAG with Attaullah, Superintendent for the respondents present. Arguments heard and record perused.</p> <p>2. The appellant Saleem Asmat filed the instant appeal against the order dated 16.4.2011 of respondent No.2 whereby his departmental appeal against the seniority list circulated on 10.8.2010 has been rejected being time barred. It has been prayed that on acceptance of the appeal, the impugned order may be set aside and the seniority list be corrected or his departmental appeal/representation be decided on merits.</p> <p>3. The learned counsel for the appellant argued that the appellant was promoted as Naib Tehsildar in his own pay and scale vide order dated 13.1.2004. He filed departmental appeal before respondent No. 2 for regularization of his service and seniority. The appeal was accepted and his services were regularized as Naib Tehsildar, w.e.f. 13.1.2004. A seniority list was issued on 30.6.2010, wherein his name was placed at S.No.17. On 10.8.2010, the impugned seniority list was issued wherein name of the appellant appeared at S.No. 62 instead of S.No. 17. The impugned seniority list was never received by the appellant and he came to know about the same on 21.10.2010. So he immediately filed departmental appeal on 26.10.2010. The Appellate Authority was required to decide the departmental appeal on merits</p>

ATTESTED
EXAMINER
Khyber Pakhtunkhwa Service Tribunal, Peshawar

26

7

6. In view of the above, the impugned order dated 16.4.2011 is set aside and the case is remanded to the departmental appellate authority for decision afresh on the departmental appeal of the appellant on merits. Parties are left to bear their own costs. File be consigned to the record.

ANNOUNCED
19.06.2012

(SULTAN MAHMOOD KHATTAK)
MEMBER

(NOOR ALIKHAN)
MEMBER

Certified to be true copy

MEMBER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Presentation of Application 20.6.2012

Number of Words 1200

Copying Fee 8

Urgent

Total 8

Name of Copyist

Date of Completion of Copy 13-7-2012

Date of Delivery of Copy 13-7-2012

27

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: 813 / 2011

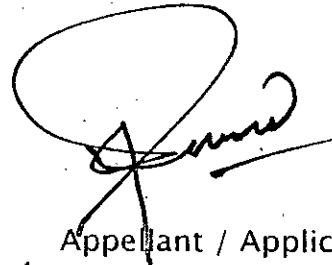
SALEEM ASMAT

Versus

Govt. of K.P.K. etc.

INDEX

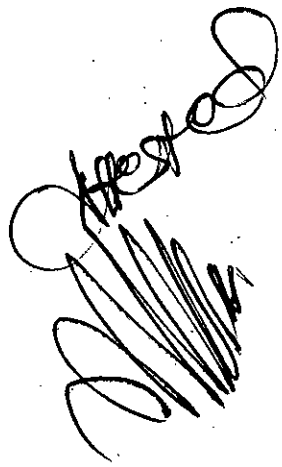
DESCRIPTION OF DOCUMENTS		PAGE NO:
<i>Implementation Application</i>		1 - 2
<i>Affidavit</i>		3
<i>Addresses Sheet</i>		4
Annexure-A	Judgment dated 19.06.2012	5 - 7
Wakalatnama		Nil



Appellant / Applicant

Through,

BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)



(28)

(1)

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: 813 / 2011

Date of Decision: 19.06.2012

SALEEM ASMAT

Naib Tehsildar,

HANGU.

..... APPELLANT

VERSUS

1. GOVERNMENT OF K.P.K

Revenue & Estate Department,

Through Secretary, Peshawar.

2. Senior Member Board of Revenue,

KPK, Peshawar.

..... RESPONDENTS

APPLICATION FOR IMPLEMENTATION OF JUDGEMENT

DATED 19.06.2012

Respectfully Sheweth,

1. That, Appellant / Applicant filed the subject mentioned Appeal in this Honorable Tribunal, which was accepted on 19.06.2012 with the following observations: -

"In view of the above, the Impugned Order dated 16.04.2011 is set aside and the case is remanded back to the Departmental Appellate Authority for decision afresh on the Departmental Appeal of the Appellant on merits. Parties are left to bear their own costs. File be consigned to record".

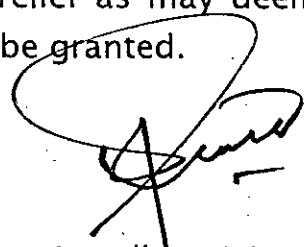
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~~29~~

Certified copy of the Judgment dated 19.06.2012 is attached as Annexure-A.

2. That, the Department / Government accepted the above Judgment by not filing CPLA before the apex Court i.e. Supreme Court of Pakistan.
3. That, the Respondents were time and again requested to implement the above said Judgment in its letter & sprit but they seems to be reluctant.
4. That, justice delayed is Justice denied.

In view of the above, it is requested that Respondents be directed to implement the Judgment dated 19.06.2012 without any further delay with such other relief as may deem fit in the circumstances of the case may also be granted.



Appellant / Applicant

Through:

BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)

30

23

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: 813 / 2011

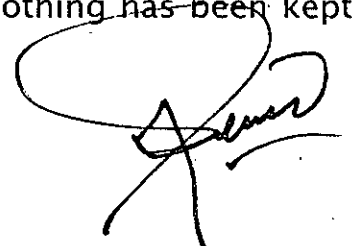
SALEEM ASMAT

Versus

Govt. of K.P.K. etc.

AFFIDAVIT

I, Saleem Asmat S/o Nasrullah Khan Naib Tehsildar, HANBULL Appellant / Applicant, do hereby on oath affirm and declare that the contents of the Service Appeal are true and correct to the best of my knowledge and belief and nothing has been kept secret from this Honorable Tribunal.



Deponent

Identified by:

BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)

31

(X)

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: 813 / 2011

SALEEM ASMAT

Versus

Govt. of K.P.K. etc.

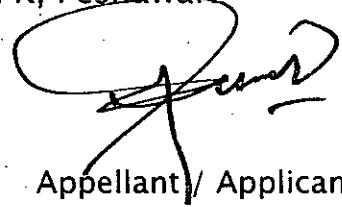
ADDRESSES OF PARTIES:

APPELLANT:

Saleem Asmat, Naib Tehsildar, HANGU

RESPONDENTS:

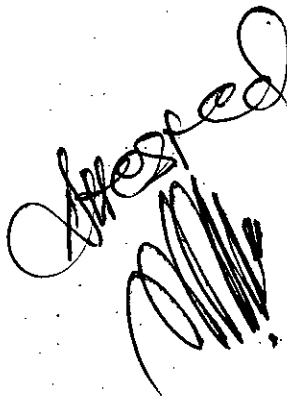
- 1. GOVERNMENT OF K.P.K, Revenue & Estate Department, through Secretary, Peshawar.**
- 2. Senior Member Board of Revenue, KPK, Peshawar**



Appellant/ Applicant

Through,

**BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)**



BEFORE KPK SERVICE TRIBUNAL, PESHAWAR

Execution petition no- 186/12

39

G

A 2

Service Appeal No: 813 / 2011

Date of Decision: 19.06.2012



2011
6/11/12

SALEEM ASMAT
Naib Tehsildar,
HANGU

APPELLANT

VERSUS

- 1. GOVERNMENT OF K.P.K
Revenue & Estate Department,
Through Secretary, Peshawar.
- 2. Senior Member Board of Revenue,
KPK, Peshawar.

RESPONDENTS

APPLICATION FOR IMPLEMENTATION OF JUDGEMENT
DATED 19.06.2012

Certificate to be filed copy
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

17.04.2013

Counsel for the petitioner, Attaullah, Supdt and Mir Qasim, Assistant Secretary with Arshad Alam, GP for the respondents present. Proper Implementation report with Annexure-A received, copy handed over to the Counsel for the petitioner. Arguments on implementation heard. The judgment of the Tribunal in service appeal No.813/2011 dated 19.06.2012 has been implemented in true letter in spirit. As such the application is filed. File be consigned to the record.

ANNOUNCED
17.04.2013.

Sd/-
Members

Sd/-
Members

ME

(34) H ~~Amir~~

GOVERNMENT OF KHYBER PAKHTUNKHWA
BOARD OF REVENUE,
REVENUE & ESTATE DEPARTMENT
No. Estt:V/Saleem Asmat/17989
Peshawar dated the 12/09/2012

To

Mr. Saleem Asmat,
Naib Tehsildar
Hangu.

Subject: IMPLEMENTATION OF JUDGMENT DATED 19.06.2012 PASSED BY SERVICE TRIBUNAL KHYBER PAKHTUNKHWA IN SERVICE APPEAL NO.813/2011

Your application dated 25.07.2012 has been examined in light of the Appointment Promotion Transfer Rules, 1989 and it is observed that in light of Section - 8(4) of the Khyber Pakhtunkhwa Civil Servant Act, 1973 seniority in a post, service or cadre to which a civil servant is promoted shall take effect from the date of regular appointment to that post.

Since your regularization order as Naib Tehsildar has been issued on 18.01.2010 as such seniority as Naib Tehsildar has been assigned from the said date. Prior to this you were posted as Naib Tehsildar in Own Pay & Scale; therefore your request for grant of seniority from the date of posting as Naib Tehsildar in Own Pay & Scale cannot be acceded to.

Assistant Secretary (Estt.)

P-31/Amat

See P-112
SI # 635
31-3-2008

Not a case of promotion.
It is simply regularization as NT.

ANNEXURE

GOVERNMENT OF N.W.F.P.
REVENUE AND ESTATE DEPARTMENT.

PESHAWAR DATED THE 12/1/2004.

Annex: "A"

ORDER.

No. /Admn: I/PP(S). On the recommendation of the District Coordination Officer, D.I. Khan Mr. Salim Anwar presently working as Assistant Finance and Planning Department, D.C. O. Office Tank is hereby transferred and posted as Political Work Tahsildar Daraziada P.R. D.I. Khan in his own pay and scale against the vacant post till further orders.

SR
SENIOR MEMBER,
BOARD OF REVENUE, N.W.F.P.

Undst: No. 852-63 /Admn: I/PP(S)/ET.

Copy to the :-

- 1- Secretary to Chief Minister, N.W.F.P.
- 2- District Coordination Officer, D.I. Khan with reference to his letter No. 233-PS(Estt), dt. 12/1/2004.
- 3- District Coordination Officer, Tank, with reference to his letter No. 20/DCO dated 7-1-2004.
- 4- District Officer(R&E)/Collectors, Tank and D.I. Khan.
- 5- District Accounts Officer, D.I. Khan and Tank.
- 6- P.S. to Senior Member, Board of Revenue, N.W.F.P.
- 7- P.A. to Secretary, Board of Revenue, N.W.F.P.
- 8- Official concerned.
- 9- Personal file.
- 10- Office order file.

Secretary,
Board of Revenue, N.W.F.P.

ATTACHED

(35) (18) K
ANNEXURE
K

IN THE COURT OF AHSANULLAH KHAN SENIOR MEMBER BOARD
OF REVENUE NWFP.

Case No. 338

Date of Institution 06.06.2008

Date of Decision 29.09.2009

Appeal against order No. 10314-69/Admn:U/DPC/Naib Tehsildar, dated
29.05.2008.

ORDER

This is a an appeal filed by Mr. Saleem Asmat Political Naib Tehsildar (FR) Kohat challenging therein this Department order bearing Endorstement No. 852-63/Admn:1/PF(S)/NT/OPS/PNT/FR/DIKhan , dated 13.01.2004.

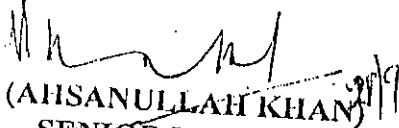
Facts leading to the case are that the appellant was initially appointed as Junior Clerk in the office of Deputy Commissioner, DIKhan and remained posted in various Branches. He was later on promoted as Assistant and was given the charge of Political Naib Tehsildar Jandola (FR) Tank and Naib Tehsildar Irrigation several times. He was also posted as Political Naib Tehsildar (FR) DIKhan by the then Senior Member Board of Revenue NWFP dated 13.01.2004.

Moreover, in a meeting held between the District Coordination Officer, Lakki Marwat and Governor NWFP he was assigned the duties of Acting Assistant Political Agents (FR) Lakki Marwat and thereafter he was posted as Political Naib Tehsildar Razmak as well as Political Naib Tehsildar Datta Khel North Waziristan Agency. He also remained posted as Political Naib Tehsildar Mohmand Agency and Political Naib Tehsildar (FR) Kohat. His case for selection / promotion as Naib Tehsildar has already been decided vide minutes of Departmental Promotion Committee meeting held on 31.03.2008.

Under the circumstances and his meritorious and excellent service available on record his case seems to be genuine. As such, the appeal is hereby accepted and the services of the appellant are hereby regularized as Naib Tehsildar w.c.f 13.01.2004.

ANNOUNCED

29.09.2009


(AHSANULLAH KHAN)
SENIOR MEMBER
BOARD OF REVENUE NWFP


ATTACHED



GOVERNMENT OF NWFP
REVENUE & ESTATE DEPARTMENT

Dated Peshawar the 18/01/2010

ANNEXURE

ORDER.

No _____ /Admn:V/PF(Saleem) In pursuance of Judgment of Senior Member Board of Revenue NWFP dated 29.09.2009 passed in Appeal No. 338/2009 services of Mr. Sleem Asma Naib Tehsildar (Own Pay & Scale) (BPS - 14) presently waiting for posting in Board of Revenue NWFP are hereby regularized w.e.f 13.01.2004.

By Order of,
Senior Member
Board of Revenue NWFP

No 983-90 /Admn:V/PF(Saleem)

Copy to:-

1. Commissioner DIKhan Division, DIKhan
2. Accountant General NWFP
3. District Officer (R&E)/Collector, DIKhan
4. District Accounts Officer DIKhan.
5. Reader to Senior Member Board of Revenue NWFP
6. Bill Assistant Board of Revenue NWFP
7. Official concerned.
8. Personal File.
9. Office Order File.

Assistant Secretary (Estt)
Board of Revenue NWFP

Handwritten notes:
Assistant Secretary
Revenue & Estate Deptt
Sleem (Estt)
BOR NWFP

Handwritten signature

ATTACHED

Faint printed text at the bottom of the page, including "District Officer (R&E)..." and "Assistant Secretary..."

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No: 932/2013

Saleem AsmatAppellant

VERSUS

Government of Khyber Pakhtunkhwa Revenue & Estate Department through Secretary and othersRespondents

PARAWISE COMMENTS ON BEHALF OF RESPONDENTS NO. 1 & 2 ARE AS UNDER:-

PRELIMINARY OBJECTIONS

1. That the appeal is badly time barred.
2. The appellant has no locus standi to bring the present Service Appeal.
3. The appellant is estopped by his own conduct to bring the present Service Appeal.
4. The appellant has no grounds in support of his Appeal and no cause of action.
5. That the appeal is not maintainable and bad for mis-joinder & non-joinder of parties.

RESPECTFULLY SHEWETH.

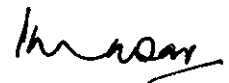
ON FACTS.

1. Correct to the extent that his name was placed in the seniority list at proper place.
2. Correct to the extent that the appellant was given seniority w.e.f. the date of his regular promotion i.e. 31.03.2008. Seniority with effect from the date of posting of the appellant in Own Pay & Scale i.e. 13.01.2004 does not cover rule 8 of Civil Servants Act, 1973 which states that seniority in a post, service or cadre to which a civil servant is promoted shall take effect from the date of regular appointment to that post. Further the Tentative Seniority list circulated vide dated 30.06.2010 was cancelled vide Notification No.15262-69 dated 10.08.2010. Copy of the order is Annexure-A.
3. Correct to the extent that the time barred representation/appeal of the appellant was examined and rightly filed by the Competent Authority.
4. Pertaining to record. However the Tribunal judgment was implemented.
5. Incorrect. The appeal/representation of the appellant was processed in the department and was rejected by Competent Authority on 12.09.2012.
6. Correct to the extent that the departmental appeal of the appellant was rejected by the Competent Authority on 12.09.2012.

ON GROUNDS

- A. Incorrect. Order dated 12.09.2012 is just fair and according to law.
- B. Incorrect.
- C. The appellant himself admitted that he was appointed as Naib Tehsildar in (Own Pay & Scale) on 13.01.2004, which cannot be counted towards seniority under the law.
- D. The order dated 29.09.2009 was passed by the then Senior Member, Board of Revenue through Administrative Order which was not implemented being violative of rules. As for regularization Departmental Promotion Committee recommendation is essential but no Departmental Promotion Committee recommendation was there in the appellant case, therefore that order cannot be implemented.
- E. Incorrect. In the tentative seniority list of Naib Tehsildar, the appellant was placed at S.No.17 while in the final seniority list he was placed at his proper place with effect from the date of regular promotion as Naib Tehsildar. Further the seniority list dated 30.06.2010 was cancelled by the Competent Authority.
- F. Incorrect. Final seniority list was issued under Rule 8(4) of the Civil Servant Act, 1973.
- G. Incorrect. Seniority of a person in a post, service or cadre to which a civil servant is promoted shall take effect from the date of regular appointment to that post as laid down in rules 8(4) of Civil Servants Act, 1973.

In view of the above, the appeal has no merits and may be dismissed with costs.



Respondents No.1 &2

Annexure "A"
GOVERNMENT OF KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT

Dated Peshawar the 30/06/2010

OFFICE ORDER

No 12700 /Admn:V/S.L. In pursuance of Section 8 (1) of the Civil Servant Act, 1973, and all subsequent Notifications issued on the subject, a Final Seniority List of regular Naib Tehsildars (BPS - 14) in Khyber Pakhtunkhwa, as stood on 31.12.2009, is hereby published for information of all concerned.

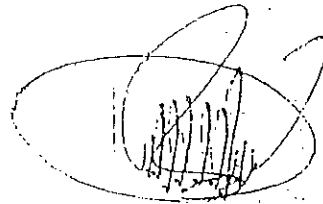
By Order of,
Senior Member
Board of Revenue Khyber Pakhtunkhwa

No 12701-90 /Admn:V/S.L.

Copy alongwith a copy of Final Seniority List is forwarded to:-

1. All Divisional Commissioners, in Khyber Pakhtunkhwa
2. Officials concerned.
3. Office Order File

They are requested to circulate the same amongst the Naib Tehsildars concerned working under their jurisdiction / control.



Assistant Secretary (i.s.l.)
Board of Revenue Khyber Pakhtunkhwa

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RECRU

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SENIORITY LIST OF NAIB TEHSILDARS (BS-14) IN KHYBER PAKHTUNKHWA AS STOOD ON 30.06.2011

	NAME OF NAIB TEHSILDAR QUALIFICATION	DATE OF BIRTH / DOMICILE	DATE OF IST ENTRY INTO GOVT; SERVICE	DATE OF APPOINTMENT AS NAIB TEHSILDAR On Regular Basis	METHOD OF RECRUITMENT	REMARKS
1.	Mr. Abdul Qadeer (MSc)	15.8.1962 DIKhan	28.08.1995	28.08.1995	Promotee	Promoted as Tehsildar on Acting Charge Basis.
2.	Mr. Muhammad Naib Din M.A	30.09.1959 NW Agency	24.11.1980	17.01.1996	--do--	Naib Tehsildar
3.	Mr. Abdul Naci F.A	05.04.1957 Kohat	12.12.1976	10.04.2001	--do--	--do--
4.	Mr. Gulshan Mehmood F.A	01.05.1957 Kohat	08.01.1975	13.03.2004	--do--	--do--
5.	Mr. Hameed Khan Afirdi (MA/B.Ed)	15.02.1962 (FR Kohat)	14.03.1984	10.04.2001	--do--	--do--
6.	Mr. Abdul Samad (MA)	30.11.1960 Karak	03.05.1979	10.04.2001	--do--	--do--
7.	Mr. Javed Anwar Kamal (F.A)	15.05.1958 Charsadda	01.11.1976	12.10.2002	--do--	Promoted as Tehsildar (BPS - 16) on Acting Charge basis
8.	Mr. Bashir Ahmad (FA)	10.04.1955 Nowshera	28.07.1973	12.10.2002	--do--	--do--
9.	Mr. Mian Samiullah Jan B.A	17.10.1955 Charsadda	19.03.1982	12.10.2002	--do--	--do--
10.	Mr. Ghani Khan B.A	02.02.1952 Charsadda	1979	12.10.2002	--do--	--do--
11.	Mr. Ghulam Farooq (B.A)	01.01.1957 Bajuar	23.02.1978	13.01.2003	--do--	Naib Tehsildar
12.	Mr. Naz Amin Khan (Matric)	12.05.1960 Bajuar	25.11.1981	13.01.2003	--do--	--do--
13.	Mr. Muhammad Riaz Khan (B.A LLB)	08.05.1970 Bannu	02.06.1994	24.03.2003	Direct	Promoted as Tehsildar (BPS - 16) on Acting Charge basis
14.	Mr. Shamas Gul B.A	28.7- 1952 NW Agency	4-10-1973	09.05.2003	Promotee	Naib Tehsildar
15.	Mr. Sikandar Hayat Shah (Matric)	20.01.1958 Bannu	18.02.1981	09.05.2003	--do--	--do--
16.	Mr. Javed Hussain (Matric)	13.06.1952 Haripur	27.05.1977	30.06.2003	--do--	--do--
17.	Mr. S Asghar Shah (Matric)	25.12.1959 Haripur	28.05.1981	30.06.2003	--do--	--do--
18.	Mr. Ali Sher (B.A LLB)	15.02.1978 Peshawar	14.02.2004	14.02.2004	Direct	--do--

Assistant Secretary (Admin)
Revenue & Agriculture Department
Khyber Pakhtunkhwa

	NAME OF NAIB TEHSILDAR QUALIFICATION	DATE OF BIRTH DOMICILE	DATE OF INT. ENTRY INTO GOVT. SERVICE	DATE OF APPOINTMENT AS NAIB TEHSILDAR On Regular Basis	METHOD OF RECRUITMENT.	REMARKS.
60	Mr. Qudranullah (Matric)	20.02.1959 DIKhan	01.09.1977	01.01.2008	Promotee	Naib Tehsildar
61	Mr. Afab Hussain Shah (B.A)	04.05.1958 DIKhan	13.09.1980	01.01.2008	--do--	--do--
62	Mr. Saleem Asmat (BA)	03.01.1959 DIKhan	27.03.1984	31.03.2008	--do--	--do--
63	Mr. Raqibas Khan (FA)	01.09.1956 Bannu	05.03.1982	02.04.2008	--do--	--do--
64	Mr. Habib Ahmad B.A	04.04.1955 Swat	06.04.1981	02.04.2008	--do--	--do--
65	Mr. Himayat Ullah Qureshi (B.A)	06.11.1958 Tank	10.01.1978	02.04.2008	--do--	--do--
66	Mr. Ghulam Abbas (Matric)	15.02.1958, Lakki Marwat	11.11.1982	05.01.2008	--do--	--do--
67	Mr. Maqsood Ahmad (BA)	11.01.1951 Nowshera.	10.02.1982	08.05.2008	--do--	--do--
68	Mr. Abdullah Jan (FA)	17.10.1958 Charsadda.	01.09.1977	08.05.2008	--do--	--do--
69	Mr. Miraj Muhammad (F.A)	30.09.1958 Charsadda	31.05.1975	12.05.2008	--do--	--do--
70	Mr. Nazir Ahmad (Matric)	12.03.1954 Mansehra	18.08.1979	08.05.2008	--do--	--do--
71	Mr. Muhammad Ziafat (F.A)	12.02.1955 Abbottabad.	06.10.1976.	08.05.2008	--do--	--do--
72	Mr. Abdur Rasheed (B.Com)	06.02.1952 DIKhan	01.09.1972	08.05.2008	--do--	--do--
73	Mr. Raheem Ahmad (C.Com)	17.11.1951 DIKhan	01.03.1975	08.05.2008	--do--	--do--
74	Mr. Naimat Ullah Khan (BA)	11.08.1967 Tank	16.06.1990	08.05.2008	--do--	--do--
75	Mr. Naik Muhammad (B.A)	04.04.1971 Kohat	26.07.1995	10.05.2008	--do--	--do--
76	Mr. Amanullah (Matric)	09.06.1956 Tank	09.06.1956	29.05.2008	--do--	--do--
77	Mr. Shah Zaman (F.A)	16.07.1958 Tank	03.07.1984	29.05.2008	--do--	--do--
78	Mr. Abdur Rashid (Matric)	1958 DIKhan	1987	29.05.2008	--do--	--do--
79	Muhammad Ayub (Middle)	04.11.1960 Tank	18.12.1986	29.05.2008	--do--	--do--
80	Mr. Amir Muhammad (B.A)	06.04.1961 Swabi	28.08.1988	01.08.2008	--do--	--do--

Assistant Secretary (Banning)
Revenue, District Government
Faisalabad



GOVERNMENT OF KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT

Dated Peshawar the 10/08/2010

OFFICE ORDER

No 15769 /Admn:V/S.L In pursuance of Section 8 (1) of the Civil Servant Act, 1973, and in supersession all subsequent Notifications issued in this behalf Final revised Seniority List of regular Naib Tehsildars (BPS - 14) in Khyber Pakhtunkhwa, as stood on 30.06.2010, is hereby published for information of all concerned. Seniority List Circulated vide this Department Notification No. 12700/Admn:V/SL, dated 30.06.2010 is hereby cancelled.

By Order of,
Senior Member
Board of Revenue Khyber Pakhtunkhwa

No 15762-69 /Admn:V/S.L

Copy alongwith a copy of Final Seniority List is forwarded to:-

1. All Divisional Commissioners, in Khyber Pakhtunkhwa
2. Office Order File

They are requested to circulate the same amongst the Naib Tehsildars concerned working under their jurisdiction / control.

Assistant Secretary (Estt)
Board of Revenue Khyber Pakhtunkhwa
Assistant Secretary
Revenue & Estate Deptt
Khyber Pakhtunkhwa.

S.No.	NAME OF NAIB TEHSILDAR QUALIFICATION
60.	Mr. Aftab Hussain Shah (B.A)
61.	Mr. Sikandar Hayat Shah (Matric)
62.	Mr. Ghulam Abbas (Matric)
63.	Mr. Saleem Asmat (BA)
64.	Mr. Raqibas Khan (FA)
65.	Mr. Habib Ahmad B.A
66.	Mr. Himayat Ullah Qureshi (B.A)
67.	Mr. Maqsood Ahmad (BA)
68.	Mr. Abdullah Jan (FA)
69.	Mr. Miraj Muhammad (F.A)
70.	Mr. Nazir Ahmad (Matric)
71.	Mr. Muhammad Ziafat (F.A)
72.	Mr. Abdur Rasheed (B.Com)
73.	Mr. Raheem Ahmad (C.Com)
74.	Mr. Naimat Ullah Khan (BA)
75.	Mr. Naik Muhammad (B.A)
76.	Mr. Amanullah (Matric)
77.	Mr. Shah Zaman (F.A)
78.	Mr. Abdur Rashid (Matric)
79.	Muhammad Ayub (Middle)
80.	Mr. Amir Muhammad (B.A)

(34) H - America

GOVERNMENT OF KHYBER PAKHTUNKHWA
BOARD OF REVENUE,
REVENUE & ESTATE DEPARTMENT
No. Estt: V/Saleem Asmat/ 17989
Peshawar dated the 12/09/2012

To

Mr. Saleem Asmat,
Naib Tehsildar
Hangu.

Subject: IMPLEMENTATION OF JUDGMENT DATED 19.06.2012 PASSED BY SERVICE TRIBUNAL KHYBER PAKHTUNKHWA IN SERVICE APPEAL NO.813/2011

Your application dated 25.07.2012 has been examined in light of the Appointment Promotion Transfer Rules, 1989 and it is observed that in light of Section - 8(4) of the Khyber Pakhtunkhwa Civil Servant Act, 1973 seniority in a post, service or cadre to which a civil servant is promoted shall take effect from the date of regular appointment to that post.

Since your regularization order as Naib Tehsildar has been issued on 18.01.2010 as such seniority as Naib Tehsildar has been assigned from the said date. Prior to this you were posted as Naib Tehsildar in Own Pay & Scale; therefore your request for grant of seniority from the date of posting as Naib Tehsildar in Own Pay & Scale cannot be acceded to.

/s/ Assistant Secretary (Estt.)
o/c

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: 932 / 2013

SALEEM ASMAT

VERSUS

GOVERNMENT OF K.P.K etc

REJOINDER ON BEHALF OF APPELLANT

Respectfully Sheweth,

Rejoinder on behalf of Appellant is as under: –

REJOINDER TO THE PRELIMINARY OBJECTIONS:

Preliminary Objections as raised by the Respondents are illegal, unlawful and irrelevant to the facts and circumstances of the case because while raising the same the Respondents had not cited any lawful reason or justification in support thereof hence the same are mere routine objections having nothing to do with the merits of the case.

REJOINDER TO THE FACTS:

1. Para 1 of the comments needs no reply.
2. In response to Para 2 of the Comments, as offered by the Respondents, it is submitted that Appellant's Promotion was regularized as Naib Tehsildar with effect from 13.01.2004 by virtue of Judgment of Respondent No. 2 dated 29.09.2009, hence, he is to be given the Seniority of Naib Tehsildar from 13.01.2004 i.e from the date of his regularization and the reply of the reports that services of the appellant were regularized on 31.03.2008 is totally wrong, misconceived and misleading statement. It is important to mention here that on the same footings one Mr. Naib Din was assigned the Seniority by Respondent No. 2, on the basis of which,

later on, the same Naib Din was promoted as full Tehsildar and than PMS Officer. Mr. Miraj Muhammad's case has also been dealt with on the same footings, copies of Order dated 15.01.2010 is attached as Annexure R/1 and Order dated 11.11.2010 is attached as Annexure R/2.

3. Para 3 needs no reply as the controversy of earlier Departmental Appeal and Appellate Order has already been finalized.
4. Para 4 of the comments needs no reply.
5. In response to Para 5 & 6 of the Comments, it is submitted that although the Appeal was rejected / decided by the Competent Authority on 12.09.2012 but the order in this respect was never communicated to the Appellant, in person or at his official address, however during the execution proceedings before this Honorable Tribunal, the same was handed over to the Appellant.

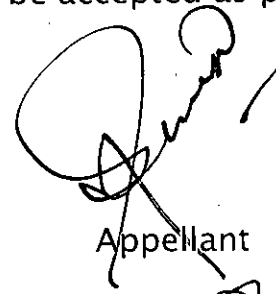
GROUNDS:

- A. Reply to Ground A & B of the Comments is neither legal nor proper because no Order could be termed as "in accordance with law and Rules" if the same is based on discriminatory and unjustified treatment.
- B. In response to Ground C of the Comments, it is submitted that after regularizing the Promotion of the Appellant with effect from 13.01.2004 vide Order dated 29.09.2009 (Annexure-K), Revised Entries were also made in the Service Book of the Appellant whereby his Basic Pay Scale was revised w.e.f. 13.01.2004 and he was also granted back benefits as per revised Basic Pay Scale, copy of the Service Book is attached as Annexure R/3.
- C. Ground D of the Comments is again misleading one hence denied. In fact Order dated 29.09.2009 was never taken back or set aside by the Competent Authority and it still holds the field. The Departmental Promotion Committee meetings held on 31.03.2008, 26.05.2008, 25.04.2009 and 21.09.2010 are crystal clear on the issue wherein the incumbents promoted by the Respondent No. 2 were considered by the Departmental Promotion Committee and

found fit for promotion. If the Administrative Orders are not legal and proper than the Respondents should have taken back all the Orders of Promotion based of the Judgments of the Respondent No. 2. It is important to mention here that in almost all the meetings the name of the Appellant has been discussed by the Departmental Promotion Committee along with others and junior to the appellant have been promoted to the post of Tehsildar and than PMS, copies of the Departmental Promotion Committee meetings are attached as Annexure R/4.

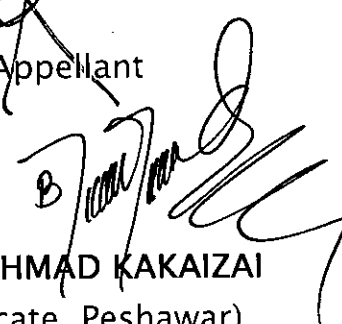
- D. In response to Ground E of the Comments, it is submitted that no such order of the Competent Authority has been annexed with the Comments in order to prove the contention of Cancellation of Seniority List.
- E. Grounds F & G as taken by the Appellant are just proper and legal while that of the comments, in response thereof, are illegal, unjust and not according to the norms of justice moreover the acts and omissions of the respondents are also against Article 4, 25 and 27 of the Constitution of the Islamic Republic of Pakistan, 1973.

It is, therefore, requested that Appeal be accepted as prayed for.



Appellant

Through:



BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: 932 / 2013

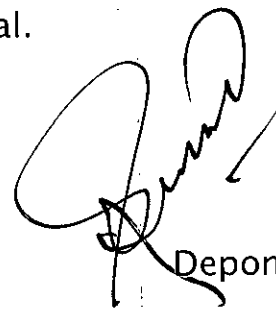
SALEEM ASMAT

VERSUS

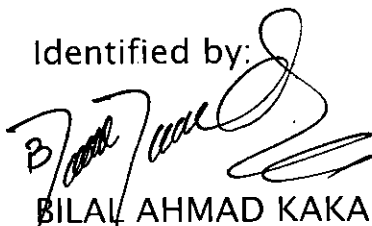
GOVERNMENT OF K.P.K etc

AFFIDAVIT

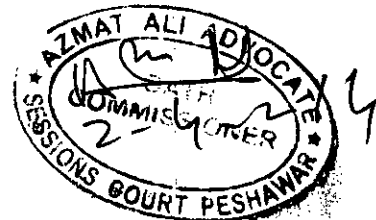
I, Saleem Asmat S/o Haji Nasrullah Khan, Naib Tehsildar, Irrigation, D.I. Khan, Appellant, do hereby on oath affirm and declare that the contents of the Rejoinder are true and correct to the best of my knowledge and belief and nothing has been kept secret from this Honorable Tribunal.


Deponent

Identified by:


BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)

ATTESTED





R/1 134

**GOVERNMENT OF NWFP
REVENUE & ESTATE DEPARTMENT**

Dated Peshawar the 25/01/2010

ORDER.


No 869 /Admn:V/PF(Niab Din). In pursuance of
Judgment of Senior Member Board of Revenue NWFP dated 29.09.2009
passed in Appeal No. 38/2009 services of Mr. Niab Din Naib presently
working as Political Naib Tehsildar Torkhum (BPS -- 14) are hereby
regularized w.e.f 17.01.1996.

**By Order of,
Senior Member
Board of Revenue NWFP**

No 870-76 /Admn:V/PF(Niab Din)

Copy to:-

1. Commissioner Peshawar Division Peshawar
2. Political Agent Khyber Agency.
3. Agency Accounts Officer Khyber Agency.
4. Reader to Senior Member Board of Revenue NWFP
5. Official concerned.
6. Personal File.
7. Office Order File.


**Assistant Secretary (Estt)
Board of Revenue NWFP**

R/2

IN THE COURT OF AHSAN ULLAH KHAN, SENIOR MEMBER BOARD OF REVENUE, KHYBER PAKHTUNKHWA.

Case No. 257/2010
Date of Institution 16.09.2010
Date of Decision 11 / 11 / 2010

MIRAJ MOHMAAD POLITICAL NAIB TEHSILDAR YAKA GHUND,
MOHMAND AGENCY. Appellant

ORDER:

This is an appeal filed Miraj Mohamad, Political Naib Tehsildar, Yaka Ghund, Mohmand Agency challenging therein this Department seniority list notified on 10.08.2010.

Facts leading to the case are that the appellant was initially promoted to the post of Naib Tehsildar on 09.05.2003 in his own pay & scale and subsequently on 29.04.2005, the appellant was promoted on the same post on regular basis. After his regular promotion vide No. 10683-90/Admn-I/PF (M) dated 29.04.2005. The appellant was placed in the seniority list ibid at S. No 24 with effect from 29.04.2005 as stood on 31.12.2009. In the year 2010, when the seniority was notified and his position was placed to at S. No. 69. On the other hand in similar nature case one Mr. Naib Din Naib Tehsildar as promoted to the post of HVC (BPS-14) in his own pay & scale on 17.01.1996 and granted seniority from the same date i.e. 17.01.1996 already disposed up in this Court in case No. 381/09 dated 29.09.2009. On the same analogy and pattern the appellant is also entitled w.e.f 29.04.2005, on which he was promoted to the post of Naib Tehsildar on regular basis vide this Department No. 10683-90/Admn-I/PF (M) dated 29.04.2005. Hence the appellant has been discriminated as order having identical circumstances were granted due seniority while the appellant was refused which is not sustainable under Articles -4, 25, 27 of Constitution 1973.

In view thereof the above appeal is accepted and the Respondent Department is directed to consider the case of the appellant regarding assignment of regularization/seniority w.e.f 29.04.2005.

Announced

11.11.2010



Senior Member,
Board of Revenue, Khyber Pakhtunkhwa

Alex J...
11/11/2010

9 10 11 12 13 14 15

Signature and designation of the Head of the office or other Attesting Officer in attestation of columns 1 to 8	Date of termination or appointment	Reason of termination (such as promotion transfer dismissal etc)	Signature of the Head of the office of other attesting Officer	LEAVE		Signature of the head of the office or other Attesting officer	Reference to any recorded punishment or censure, or reward or praised of the Government servant
				Name and duration of leave taken	Allocation of periods of leave on average pay upto four months (or earned leave not exceeding 120 days) to which leave salary is debitabale to another Government		
					چار ماہ تک کی رخصت کے لئے اوسط تنخواہ کا تعین		سزایا جزایا غیر مناسب کارکردگی کاریکارڈ
					Period	Govt. to which debitabale	
					عرصہ	گورنمنٹ جے رقم ادا ہوگی	

	19/01/2004	Promoted ON.T (D-15)		<p>In pursuance of Judgment of SMBR, NWFP, dated 29-09-2009 passed in Appeal No 338/2009, Service of Mr. Saleem Asmat Naib Tehsildar (OPSS) BB-15 presently waiting for posting in BOR, are hereby regularized w.e.f: 13-01-2004.</p>			
	30/11/2004	Annual increment 2004					
	30/6/2005	Revised BPS-15 2005					
	30/11/2005	Annual increment 2005					
	17/11/2006	Annual increment 2006					
	30/6/2007	Revised BPS-15 2007					
	30/11/2007	Annual increment 2007					

No. 54583/373
 D-5000/104/40/- assigned
 of Due Date Dthinef 13/01/2004
 to 31/12/2009. Pay from 1/10/06
 31/3/2009
 Accounts Officer
 NORTH WEST FRONTIER PROVINCE
 PESHAWAR

1	2	3	4	5	6	7		
Name of post	Whether substantive or officiating, and weather permanent or temporary	If officiating state (i) substantive appointment or (ii) whether service counts for pension under rule 3.20 of C.S.R. (Pb.) volume II	Pay in substantive post	Additional pay for officiating	Other emoluments falling under the term "pay"	Date of appointment	Signature Government Servant	
درجہ ملازمت	عارضی مستقل یا قائم مقام	اگر عارضی ہے تو کیا وہ رول کے مطابق پیشن کا مستحق ہے	تجواہ بطور عارضی ملازمت	زائد تجواہ بطور قائم مقام	ماسوائے تجواہ دیگر الاؤنس	تاریخ تقرری	دستخط سرکاری ملازم	
			Rs. Ps.	Rs. Ps.				
			Revised BPS-15/2008					
	BPS-15/Reg 5220-420-17820			Rs= 11940/-		07/7 2008 (F.N)		
	BPS-15/Reg 5220-420-17820			Rs= 12360/2		07/12 2008 (F.N)		
	BPS-15/Reg 5220-420-17820			Rs= 12780/2		07/12 2009 (F.N)		
	BPS-15/Reg 5220-420-17820			Rs. 13200/-		1/12 2010		
	BPS-15/Reg 5220-420-17820			Rs. 13200/-		31/12 2010		
	BPS-15/Reg 5220-420-17820			Rs. 13620/-		31/12 2010		

At Office attestation columns

مجاز

Board E, U

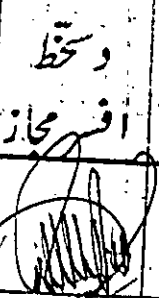
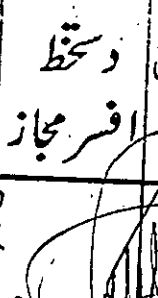
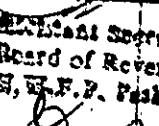

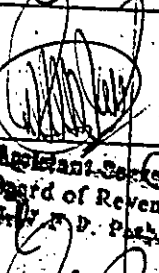
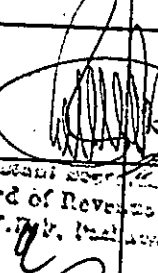
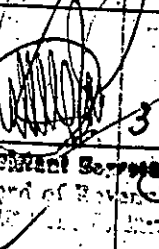

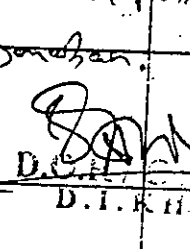
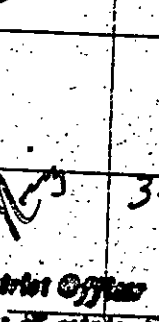
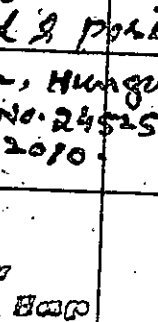
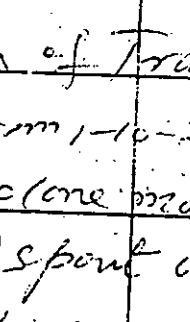
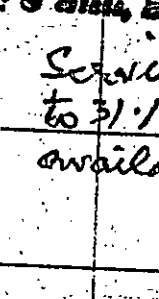
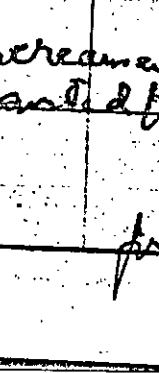
Board E, U

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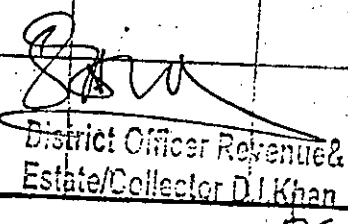
Board E, U

Inc 920

Signature and designation of the Head of the office or other Attesting Officer in attestation of columns 1 to 8	Date of termination or appointment	Reason of termination (such as promotion transfer dismissal etc)	Signature of the Head of the office or other attesting Officer	Name and duration of leave taken	LEAVE Allocation or periods of leave on average pay upto four months (or earned leave not exceeding 120 days) to which leave salary is debitable to another Government		Signature of the head of the office or other Attesting officer	Reference to any recorded punishment or censure, or reward or praised of the Government servant
					چار ماہ تک کی رخصت کے لئے اوسط تنخواہ کا تعین			
					Period	Govt. to which debitable		
					عرصہ	گورنمنٹ سے رقم ادا ہوگی		
 Assistant Secretary, Board of Revenue F.F.P. Peshawar	تاریخ 30/6/2008 انتظام ملازمت	وجوہات انتظام ملازمت ترقی - تبادلہ پا برطانی	 دستخط افسر مجاز	رخصت کی نوٹیت ومعیان		دستخط افسر مجاز	سزا یا جزا غیر مناسب کارکردگی کار پکارا	
 Assistant Secretary, Board of Revenue F.F.P. Peshawar	30/11/2008	Revised EPS-15 2008	 Board of Revenue F.F.P. Peshawar					
 Assistant Secretary, Board of Revenue F.F.P. Peshawar	30/11/2008	Annual increase 2008	 Board of Revenue F.F.P. Peshawar					
 Assistant Secretary, Board of Revenue F.F.P. Peshawar	30/11/2009	Annual increase 2009	 Board of Revenue F.F.P. Peshawar			 D.I. KHAN		
 District Officer Revenue & Estate, HWP	30/11/2010	Transferred & posted as Nais Tehildar, Hangu vide SMR KP order No. 24525/Admn-VI CWP dt: 5.11.2010	 District Officer Revenue & Estate, HWP			 District Officer Revenue & Estate/Collector D.I. Khan		
 District Officer Revenue & Estate, HWP	Service verified w.e.f 1.1.2010 to 31.12.2010 as pay slips available in office.							
 District Officer Revenue & Estate, HWP	Increment granted for the year Dec: 2010.							

Sanction of transitory
period from 01-07-10 to 30/10/10
(3 months) as period spent on
duty, vide SMR, KPK
Notification No. 18833-38/Adm
V/PE/S. (Armd) dated: 14-10-10
against the vacant post of DPO
(Revenue) Dargahan.

Sanction of Transitory
Period from 1-10-2010 to
31-10-2010 (one month)
as period spent on
duty, vide SMR, KPK
Notification No. 25451-56
Admn V/PE/S. (Armat)
dated 26-11-2010 against
the vacant post of DPO
(R) Dargahan.


District Officer Revenue &
Estate/Collector D.I. Khan

R/4

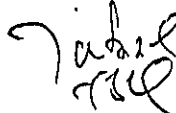
MINUTES OF THE DEPARTMENTAL PROMOTION COMMITTEE MEETING REGARDING PROMOTION OF MINISTERIAL STAFF OF THE OFFICE OF REVENUE DIVISION DIKHAN TO THE VACANT POST OF NAIB TEHSILDAR (BPS-14) HELD ON 25.04.2009 AT 11:30 P.M IN THE OFFICE OF SENIOR MEMBER BOARD OF REVENUE NWFP.

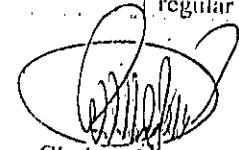
A meeting of the Departmental Promotion Committee was held on 25.04.2009 at 11:30 AM under the Chairmanship of Senior Member Board of Revenue NWFP in his office to consider the promotion of Ministerial Staff of the Revenue Division DIKhan. The following attended:-

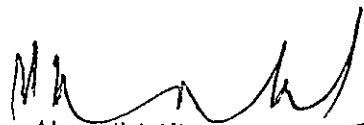
- i. Ahsanullah Khan,
Senior Member Board of Revenue NWFPin Chair
- ii. Mubashir Hussain Shah
Secretary Board of Revenue NWFPMember
- iii. Ghulam Jellani
Assistant Secretary (Admn)Member

There are total 35 sanction posts of regular Naib Tehsildars, out of which 30% share falls to Kammpo as 11 which have already been filled, where as according to 20% quota, the share for Ministerial Staff comes to 7, out of which two posts have already been filled, thus five posts are required to be filled from them. The Committee therefore recommends the following eligible Ministerial staff for promotion as Naib Tehsildar on regular basis.

S.No	Name	District	Date of regular appointment as JSS/ Assistant	Remarks
1.	Muhammad Shafqat Awan Assistant	DIKhan	22.10.1992	Deferred for want of service record / ACRs
2.	Mr. Asad Ullah JSS	Tank	20.05.1992	Deferred for want of service record / ACRs
3.	Mr. Sher Bahadar Assistant	Tank	10.10.1992	Cleared as NT on regular basis
4.	Mr. Zain-ul-Abiden Assistant	Tank	10.10.1992	Deferred for want of service record / ACRs
5.	Mr. Shaukat Iqbal JSS	DIKhan	21.10.1992	Cleared as NT on regular basis


Mubashir Hussain Shah
Secretary - I
Board of Revenue NWFP
Member


Ghulam Jellani
Assistant Secretary (Admn) BOR
Member


Ahsanullah Khan
Senior Member

36

MINUTES OF THE MEETING OF DEPARTMENTAL PROMOTION COMMITTEE MEETING REGARDING PROMOTION OF KANUNGOS (BPS-9) OF THE OFFICE OF THE REVENUE DIVISION PESHAWAR, HAZARA, DIKHAN, KOHAT, BANNU AND MALAKAND TO THE VACANT POST OF NAIB TEHSILDAR (BS-14) HELD ON 26.5.2008 AT 11:00 AM IN THE OFFICE OF SENIOR MEMBER BOARD OF REVENUE, NWFP.

A meeting of Departmental Promotion Committee was held on 26.5.2008 under the Chairmanship of Senior Member Board of Revenue, NWFP in his office to consider the promotion of Kanungos/Ministerial employees of the Revenue Divisions Peshawar, Hazara, Mardan D.I.Khan, Kohat, Bannu and Malakand the following attended.

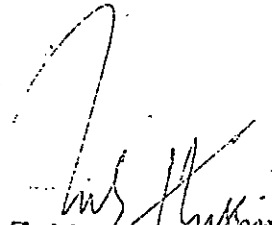
- i. Mr.Ihsanullah Khan
Senior Member Board of Revenue, NWFPIn Chair.
- ii. Mr.Zakir Hussain Afridi
Secretary-I, Board of Revenue, NWFP.....Member.
- iii. Mr.Ghulam Jellani,
Assistant Secretary (Admn).....Member.

The Departmental Promotion Committee discussed the case of promotion of Kanungos (BS-9)/Ministerial employees to the post of Naib Tehsildars (BS-14) and after examination their service record / ACRs seniority lists etc unanimously approved the promotion of the following Kanungo/Ministerial employees of District Officer (Revenue & Estate)/Collector Offices on Acting Charge Basis with immediate effect.

S. No	Name	District	Dated of regular appointment as Kanungos	Remarks.
1.	Mr.Shah Zaman Kanungo(BS-9)	Tank	27.08.2007	Cleared.
2.	Muhammad Ayub Kanungo (BS - 09)	Tank	27.08.2007	Cleared
3.	Mr. Amanullah Kanungo (BS -09)	Tank	10.01.2008	Cleared
4.	Mr. Abdur Rashid Kanungo(BS-9)	DIKhan	11.01.2008	Cleared
5.	Mr. Fazal Hakim Kanungo(BS-9)	Swabi	15.11.1995	Cleared
6.	Muhammad Ikram Kanungo(BS-9)	Swabi	15.11.1995	Superseded as he has not p: Departmental Examination Tehsildar.
7.	Mr. Shah Qader Kanungo(BS-9)	Swabi	15.11.1995	Cleared
8.	Mr. Raham Taj Kanungo (BS -09)	Mardan	01.07.2004	Differed for want of AC
9.	Mr. Yousaf Haroon Kanungo (BS -09)	Mardan	01.07.2004	Differed for want of AC

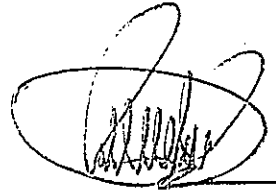
S. No	Name	District	Dated of regular appointment as Kanungos	Remarks.
10.	Muhammad Hayat Kanungo (BS -09)	Swabi	01.08.2004	Cleared
11.	Muhammad Younis Kanungo (BS - 09)	Kuram Agency	03.01.2002	Differed for want of ACRs
12.	Mr. Zafar Iqbal Kanungo (BS-9)	Kohat	04.04.2004	Cleared
13.	Mr. Nawab Gul Kanungo (BS-9)	Kohat	04.04.2004	Cleared
14.	Mr. Arshad Ali Assistant DOR Office Bannu (NT own pay scale)	Bannu	30.08.1992	Cleared
15.	Mr. Sarfaraz Khan Kanungo (BS-9)	Peshawar	28.12.1995	Cleared
16.	Mr. Faqir Muhammad Kanungo (BS-9)	Nowshera	10.06.2003	Cleared
17.	Mr. Noor Rehman Kanungo (BS-9)	Nowshera	10.06.2003	Deferred, for want of ACRs
18.	Mr. Zakir Ullah Kanungo (BS-9)	Nowshera	12.07.2003	Deferred, for want of ACRs
19.	Mr. Jan Akbar Kanungo (BS-9)	Charsadda	11.12.2004	Deferred, for want of ACRs
20.	S. Qasim Shah Kanungo (BS-9)	Charsadda	11.12.2004	Cleared
21.	Muhammad Zahir Shah Kanungo (BS-9)	Swat	01.01.1983	Superseded as he has not passed Departmental Examination Naib Tehsildar.
22.	Mr. Amir Jang Kanungo (BS-9)	Buner	18.12.1995	Cleared
23.	Mr. Khurshid Ali Kanungo (BS-9)	Malakand	20.03.2001	Deferred, for want of ACRs
24.	Latif-ur-Rehman Kanungo (BS-9)	Shangla	30.06.2001	Cleared
25.	Mr. Quzi Muhammad Aslam Kanungo (BS-9)	Abbottabad	13.12.2000	Cleared
26.	Mr. Abdul Qayum Kanungo (BS-9)	Kohistan	10.04.2002	Cleared
27.	Mr. Sher Dil Kanungo (BS-9)	Kohistan	10.04.2002	Cleared
28.	Muhammad Jamshed Kanungo (BS -09)	Kohistan	10.04.2002	Cleared

M/S Sher Bahadur Assistant of the office of District Coordination officer Tank, Saleem Asmat Assistant office of the District Coordination officer, Tank and Sajid Saleem Assistant of the office of APA FR Tank presently working as Naib Tehsildars in their own pay scale may continue as such as they are junior most Ministerial Employees appearing at S.No 6, 10 and 23 of the seniority list respectively. Their case for promotion on regular basis in Naib Tehsildar will be considered as and when the new Service Rules are finalized/notified which are under process.



Zakir Hussain Afridi

Secretary-I,
Board of Revenue, NWFP



Ghualm Jellani
Assistant Secretary(Admn)
Board of Revenue NWFP



Ihsanullah Khan
Senior Member
Board of Revenue, NWFP

MINUTES OF THE DEPARTMENTAL PROMOTION COMMITTEE MEETING REGARDING PROMOTION OF KANUNGOS (DPS-09) / MINISTERIAL STAFF OF THE OFFICE OF REVENUE DIVISION, DIRKAN, BANNU AND MALAKAND TO THE VACANT POST OF NAIB TENSILHAR (DPS-11) HELD ON 31.03.2008 AT 02.30 P.M. IN THE OFFICE OF SENIOR MEMBER, BOARD OF REVENUE, NWFP.

A meeting of the Departmental Promotion Committee was held on 11.03.2008 under the chairmanship of Senior Member, Board of Revenue, NWFP, in his office to consider the promotion of Kanungos (DPS-09) / Ministerial Staff of the Revenue Division, Dirkan, Bannu and Malakand. The following attended.

- i) Mr. Hamidullah Khan, Senior Member, (M) R. in Chair.
- ii) Muhammad Inayat-Awan, Secretary II, ROR. Member
- iii) Ghulam Jilani, Assistant Secretary (Admin). Member

The Departmental Promotion Committee discussed the case of promotion of Kanungos (DPS-09) / Ministerial Staff to the post of Naib Tensilhar (DPS-11) and examined their service record (i.e. A/R Seniority etc) and unanimously approved the promotion of following Kanungos (DPS-09) / Ministerial Staff to the post of Naib Tensilhar (DPS-11) on regular / Acting Charge basis with immediate effect.

S. No.	Name	District	Date of regular appointment as Kanungos	Remarks
1	Mr. Rasheed Khan	Bannu	27.01.2005	Cleared on regular basis. Continuity of remaining 17 days qualifying service in favour of the said official is hereby granted.
2	Mr. Habib Ahmad	Bannu	01.01.2005	Cleared on regular basis. Continuity of remaining 17 days qualifying service in favour of the said official is hereby granted.
3	Mr. Muhammadullah	SW, Agency	29.8.2002 (ISS 148/12)	Cleared on regular basis in view of correct despatch.
4	Muhammad Rashid	Bannu	07.01.2001	Cleared on Acting Charge basis subject to condition that he will pass Departmental Examination of Naib Tensilhar in future.
5	Mr. Aslam Khan	Dirkan	27.06.2005	Cleared on Acting Charge basis against the initial quota.
6	Mr. Bashir Ahmad	Dirkan	27.06.2005	Cleared on Acting Charge basis against the initial quota.

Mr. Humaytullah Stenotypist (BS-12) office of the Political Agent SW Agency presently working as PNT FR Kohat Agency had filed appeal before Senior Member Board of Revenue, NWFP prior to introduction Revenue Administration Rules, 2001 for his selection as Naib Tehsildar under West Pakistan Tehsildari / Naib Tehsildari Service Rules 1962. In light of Judgment of Senior Member Board of Revenue, NWFP, Mr. Humaytullah is hereby appointed as Naib Tehsildar (BS-14) against Ministerial Quota.

It is for consideration that in the SSRC Meeting it is already been decided that the Ministerial Staff of the Defunct Commissioners / Deputy Commissioners offices who prior to devolution were eligible for promotion as Naib Tehsildar and after devolution were adjusted in the offices of District Coordination officer, Assistant Coordination Officer (Finance and Planning) Offices will also be considered at par with the Ministerial employees of District Officer (Revenue & Estate)/Collector Offices, therefore, it is decided that service record of the following Ministerial employees of District Coordination officer/ Assistant Political Agent offices working as Naib Tehsildar in their own pay and scale may be requisitioned for consideration to the post of Naib Tehsildar.

- 1.
- 2.
- 3.

1. Mr. Saleem Asmit Assistant District Coordination officer, Office Tank presently working as PNT FR Kohat.
2. Mr. Sher Bahadur Assistant District Coordination officer, office Tank Presently working as PNT SW Agency.
3. Mr. Sajid Saleem Assistant office of the APA FR Kohat, presently working as PNT FR D.Khan.

ان دو کو ریگولر
 کر دیا گیا ہے
 صلہ ہو رہی ہے
 محمد کو ریگولر
 کر دیا گیا ہے
 قاضی صاحب کو ریگولر
 کر دیا گیا ہے

Muhammad Tayyab Awan,
 Secretary-I, BOR,
 MEMBER

Ghulam Jilani,
 Assistant Secretary (Admin)
 MEMBER

Muhammadullah Khan,
 Senior Member, BOR
 Chairman

Attention for ~~_____~~
 Jawad Khan, A.M
 Finance

GOVERNMENT OF KHYBER PAKHTUNKHWA
REVENUE & DISTRICT DEPARTMENT

MINUTES OF THE DEPARTMENTAL PROMOTION COMMITTEE MEETING
HELD ON 21.09.2010 UNDER THE CHAIRMANSHIP OF MEMBER-II BOARD
OF REVENUE KHYBER PAKHTUNKHWA.

A meeting of Departmental Promotion Committee was held on 21.09.2010 at 10:00 AM in the office of Member-II Board of Revenue Khyber Pakhtunkhwa under his Chairmanship regarding promotion of Naib Tehsildars (BPS - 14) to the post of Tehsildar (BPS - 16) on regular / Acting Charge basis.

Following attended.

1. Mohammad Tayyab Awan,
Member-II Board of Revenue Khyber Pakhtunkhwa.....Chairman
2. Mohammad Idrees,
Additional Secretary (Regulation),
Finance Department Khyber Pakhtunkhwa.....Member
3. Mr. Nasir Aman,
Section Officer (Regulation - II)
Establishment Department Khyber Pakhtunkhwa.....Member
4. Syed Mubashir Hussain Shah
Secretary - I Board of Revenue Khyber Pakhtunkhwa..... (Secretary)

Item No.1. • **PROMOTION OF NAIB TEHSILDARS / MINISTERIAL
STAFF TO THE POST OF TEHSILDAR ON REGULAR
BASIS.**

2. There are total (98) regular sanctioned posts of Tehsildar out of which 39 posts at the ratio of 60% falls in the share of Naib Tehsildars whereas 19.6 posts in the share of initial recruitment @ 20% through Khyber Pakhtunkhwa Public Service Commission and 19.6 posts @ 20% in the share of Ministerial staff as per rules.

3. So far, 53 Naib Tehsildars (BPS - 14) have been promoted as Tehsildar (BPS - 16) on regular basis out of their share of 59 posts, while further 06 Naib Tehsildars (BPS - 14) are required to be promoted as Tehsildar (BPS - 16). It is further clarified that so far Seventeen (17) Ministerial employees have been promoted out of their share of Nineteen (19) posts, therefore, two more Ministerial employees are required to be promoted as Tehsildar (BPS-16) on regular basis in light of Joint Seniority List maintained by the office.

4. It is pointed out that Mr. Abdul Qadeer Naib Tehsildar appearing at S.No. 1 of the seniority list was time and again directed in writing individually and through District Officer (R&E)/Collector, DIKhan as well to produce his deficient ACRs but he did not heed to reminders. On 21, 22 and 23.09.2010 he was again asked through District Officer (R&E)/Collector, DIKhan to arrange provision of deficient Annual Confidential Reports, but again he failed to do so.

5. On observation of the Representatives of Establishment and Finance Department about the training of Ministerial staff, the Chairman of the Committee clarified that training to the Ministerial staff is imparted after their promotion. This practice is in vogue for the last many years. However, the Committee agreed in principle to ensure such trainings for the Ministerial staff prior to their promotion in future.

6. In view of the above, the Departmental Promotion Committee after thorough examination of the service records Performance Evaluation Reports etc of the candidates of the category of Naib Tehsildars and recommended 2+6=8 Naib Tehsildars for promotion to the post of Tehsildar (BPS-16) on regular basis as under:-

NAIB TEHSILDAR.

S.No	Name of official	Recommendation
1.	Mr. Abdul Qadeer Naib Tehsildar.	His Date of Birth is 15.08.1962. He joined Government Service on 28.08.1995. No enquiry is pending against him and no punishment was awarded to him during the last five years. His ACRs for years 2005, 2006, 2007 and 2009 are not available. The Committee, therefore, did not consider him for promotion as Tehsildar and was superceded.
2.	Muhammad Naib Din Naib Tehsildar.	His Date of Birth is 30.09.1959. He joined Government Service on 24.11.1980. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.
3.	Mr. Abdul Nahi Naib Tehsildar.	His Date of Birth is 05.04.1957. He joined Government Service on 12.12.1976. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.
4.	Mr. Ghulshan Mehmood Naib Tehsildar.	His Date of Birth is 01.05.1957. He joined Government Service on 08.01.1975. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.
5.	Mr. Hameed Khan Afridi Naib Tehsildar.	His Date of Birth is 15.02.1962. He joined Government Service on 14.03.1984. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.

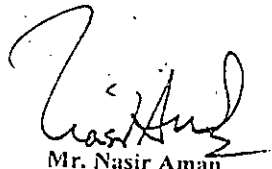
S.No	Name of official	Recommendation
2.	Mr. Naz Amin Naib Tehsildar.	His Date of Birth is 12.05.1960. He joined Government Service on 25.11.1981. No enquiry is pending against him and no punishment was awarded to him during the last five years. His ACRs for years 2005, 2006, 2007, 2008 and 2009 are not available. The Committee, therefore, did not consider him for appointment as Tehsildar and was deferred.
3.	Mr. Shamas Gul Naib Tehsildar.	His Date of Birth is 28.07.1952. He joined Government Service on 04.10.1973. No enquiry is pending against him and no punishment was awarded to him during the last five years. His ACRs for years 2007, 2008 and 2009 are not available. The Committee, therefore, did not consider him for appointment as Tehsildar and was deferred.
4.	Mr. Javed Hussain Naib Tehsildar.	His Date of Birth is 13.06.1952. He joined Government Service on 27.05.1977. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.
5.	Syed Asghar Shah Naib Tehsildar.	His Date of Birth is 25.12.1959. He joined Government Service on 25.05.1981. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.
6.	Mr. Ali Sher Khan Naib Tehsildar.	His Date of Birth is 15.02.1978. He joined Government Service on 14.02.2004. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.
7.	Mr. Tariq Saleem Naib Tehsildar.	His Date of Birth is 14.08.1971. He joined Government Service on 14.02.2004. No enquiry is pending against him and no punishment was awarded to him during the last five years. His ACRs for the period 19.03.2005 to 24.01.2006, 25.01.2006 to 31.12.2006, 2007 and 2008 has not been stamped by Reporting Officer. The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.
8.	Mr. Abdul Ghafar Naib Tehsildar.	His Date of Birth is 15.12.1974. He joined Government Service on 14.02.2004. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.
9.	Mr. Said Rehman Naib Tehsildar.	His Date of Birth is 30.10.1959. He joined Government Service on 01.10.1980. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.

S.No	Name of official	Recommendation
10.	Mr. Kiramat Ullah Naib Tehsildar.	<p>His Date of Birth is 03.03.1974. He joined Government Service on 29.11.2004. No enquiry is pending against him and no punishment was awarded to him during the last five years. His ACRs for the year 2007 is not counter signed. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
11.	Akbar Iftikhar Ahmad Naib Tehsildar.	<p>His Date of Birth is 29.03.1977. He joined Government Service on 24.11.2005. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
12.	Mr. Qasim Khan Naib Tehsildar.	<p>His Date of Birth is 09.01.1975. He joined Government Service on 19.12.2005. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
13.	Mr. Najib Ullah Naib Tehsildar.	<p>His Date of Birth is 15.02.1969. He joined Government Service on 06.03.1996. No enquiry is pending against him and no punishment was awarded to him during the last five years. His ACRs for the year 2008 is not been stamped. However, his service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
14.	Mr. Mohammad Ayub Khan Naib Tehsildar.	<p>His Date of Birth is 01.03.1964. He joined Government Service on 12.06.2006. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
15.	Mr. Abdur Rehman Shah Naib Tehsildar.	<p>His Date of Birth is 15.02.1985. He joined Government Service on 23.01.2007. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
16.	Mr. Sarir Ahmad Naib Tehsildar.	<p>His Date of Birth is 13.05.1955. He joined Government Service on 28.02.1977. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
17.	Mr. Hasham Gul Naib Tehsildar.	<p>His Date of Birth is 01.01.1955. He joined Government Service on 07.06.1982. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>

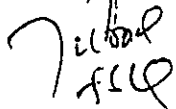
(168)

S.No	Name of official	Recommendation
18.	Mr. Mohammad Raiz Naib Tehsildar.	<p>His Date of Birth is 22.05.1958. He joined Government Service on 06.08.1978. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
19.	Mr. Attaullah Naib Tehsildar.	<p>His Date of Birth is 01.04.1976. He joined Government Service on 06.11.1978. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
20.	Mr. Musadiq Hussain Naib Tehsildar.	<p>His Date of Birth is 21.08.1955. He joined Government Service on 12.05.1973. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
21.	Mr. Abdul Qayyum Naib Tehsildar.	<p>His Date of Birth is 03.01.1954. He joined Government Service on 21.06.1970. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
22.	Mohammad Nawaz Naib Tehsildar.	<p>His Date of Birth is 30.03.1957. He joined Government Service on 20.05.1976. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
23.	Mr. Mir Laiq Naib Tehsildar.	<p>His Date of Birth is 27.04.1963. He joined Government Service on 08.03.1983. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
24.	Mr. Nouman Ali Shah Naib Tehsildar.	<p>His Date of Birth is 17.09.1984. He joined Government Service on 06.07.2007. No enquiry is pending against him and no punishment was awarded to him during the last three years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
25.	Mr. Mohammad Bashir Naib Tehsildar.	<p>His Date of Birth is 10.12.1956. He joined Government Service on 11.11.1976. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>

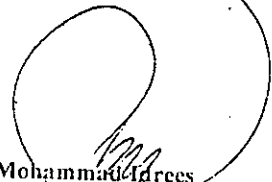
9. The Members of the Establishment and Finance Departments raised a question that why junior Naib Tehsildars were promoted on Acting Charge Basis in the previous meeting. The office of Board of Revenue, Khyber Pakhtunkhwa, clarified that in the last Departmental Promotion Committee meetings held on 28.03.2009 and 01.07.2009 the senior Naib Tehsildars were left from appointment to the post of Tehsildar on Acting Charge Basis because they approached the court of Senior Member Board of Revenue Khyber Pakhtunkhwa Service Tribunal Khyber Pakhtunkhwa for revision of their seniority position. As a result their representations were accepted and they were declared senior to those who were earlier senior to them.



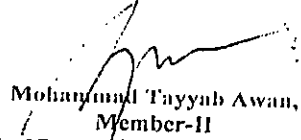
Mr. Nasir Aman,
Section Officer (Regulation - II)
Establishment Department Khyber Pakhtunkhwa
(Member)



Syed Mubashir Hussain Shah
Secretary - I Board of Revenue Khyber Pakhtunkhwa
(Secretary / Member)



Mohammad Afrees
Additional Secretary
Finance Department Khyber Pakhtunkhwa
(Member)



Mohammad Tayyab Awan,
Member-II
Board of Revenue Khyber Pakhtunkhwa
(Chairman)

S.No	Name of official	Recommendation
6.	Mr. Abdul Samad Naib Tehsildar	His Date of Birth is 30.11.1960. He joined Government Service on 03.05.1979. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.
7.	Mr. Javed Anwar Kamal Naib Tehsildar.	His Date of Birth is 15.05.1958. He joined Government Service on 01.11.1976. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.

MINISTERIAL STAFF.

S.No.	Name of official	Recommendation
8.	Bakhtiar Ahmad Sub-Registrar.	His Date of Birth is 15.11.1958. He joined Government Service on 26.01.1981. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.
9.	M Abdur Rehman Sub - Registrar.	His Date of Birth is 01.09.1953. He joined Government Service on 06.01.1973. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.

Item No.II. PROMOTION OF NAIB TEHSILDARS TO THE POST OF TEHSILDAR ON ACTING CHARGE BASIS

7. Total 31 posts of Tehsildars (Acting Charge Basis) are lying vacant, out of which 25 posts @ of 60% falls in the share of Naib Tehsildars whereas 06 posts @ of 20% in the share of Ministerial Staff.

8. In view of the above, the Departmental Promotion Committee examined service record of Naib Tehsildars for their share of 25 posts and recommended for appointment to the post of Tehsildar (BPS - 16) on (Acting Charge Basis) of the following eligible Naib Tehsildar as per their seniority:-

S.No	Name of official	Recommendation
1.	Mr. Ghulam Farooq Naib Tehsildar.	His Date of Birth is 01.01.1957. He joined Government Service on 23.02.1987. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.



GOVERNMENT OF KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT

Dated Peshawar the 4/10/2010

NOTIFICATION

No 18093 /Admn:I/26/Vol:II

The Competent Authority in consultation with Departmental Promotion Committee is pleased to order the promotion of the following Naib Tehsildars (BPS - 14) as Tehsildar (BPS - 16) on regular basis with immediate effect.

S.No	Name of official
1.	Mr. Muhammad Naib Din
2.	Mr. Abdul Nabi
3.	Mr. Gulshan Mehmood
4.	Mr. Hameed Khan
5.	Mr. Abdul Samad
6.	Mr. Javed Anwar Kamal

On their promotion the above officers will be on probation for a period of one year in terms of Section - 6(2) of Khyber Pakhtunkhwa Civil Servants Act - 1973 read with Rule - 15(1) of Khyber Pakhtunkhwa Civil Servant (Appointment Promotion & Transfer Rules, 1989).

No 18093-18110 /Admn:I/26/Vol:II

By Order of,
Senior Member
Board of Revenue Khyber Pakhtunkhwa

Copy to:-

1. All Commissioners in Khyber Pakhtunkhwa
2. Accountant General Khyber Pakhtunkhwa
3. Assistant Secretary (Admn) Board of Revenue Khyber Pakhtunkhwa.
4. Private Secretary to Senior Member Board of Revenue Khyber Pakhtunkhwa
5. P.A to Secretary Board of Revenue Khyber Pakhtunkhwa.
6. Officer concerned
7. Office Order File
8. Personal File

Assistant Secretary (Estt)
Board of Revenue Khyber Pakhtunkhwa



GOVERNMENT OF KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT

Dated Peshawar the 19/10/2010

NOTIFICATION

No 1811 /Admn:I/26/Vol:II

The Competent Authority in consultation with Departmental Promotion Committee is pleased to order the promotion of the following Ministerial employees as Tehsildar (BPS - 16) on regular basis with immediate effect.

S.No	Name of official
1.	Mr. Bakhtiar Ahmad Sub - Registrar
2.	Mr. Abdur Rehman Sub - Registrar

On their promotion as such they are placed under Revenue / Settlement Training for a period of Six months as required under Rule - 53 of the Tehsildar and Naib Tehsildar Departmental Examination and Training Rules, 1969. In this context, Training programme is attached. On their promotion the above officers will be on probation for a period of one year in terms of section - 6(2) of Khyber Pakhtunkhwa Civil Servants Act - 1973 and with Rules - 15(1) of Khyber Pakhtunkhwa Civil Servant (Appointment Promotion & Transfer Rules, 1989).

By Order of,
Senior Member
Board of Revenue Khyber Pakhtunkhwa

No 1811 2-25 /Admn:I/26/Vol:II

Copy to:-

1. Accountant General Khyber Pakhtunkhwa
2. Special Secretary Regulation Establishment Department Khyber Pakhtunkhwa (Minutes cop attached).
3. Additional Secretary Finance Department Khyber Pakhtunkhwa (Minutes cop attached).
4. Settlement Officer Manshra.
5. Assistant Secretary (Admn) Board of Revenue Khyber Pakhtunkhwa.
6. Private Secretary to Senior Member Board of Revenue Khyber Pakhtunkhwa
7. P.A to Secretary Board of Revenue Khyber Pakhtunkhwa.
8. Officer concerned
9. Office Order File
10. Personal File

Assistant Secretary (Estt)
Board of Revenue Khyber Pakhtunkhwa

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: 932 / 2013

SALEEM ASMAT

VERSUS

GOVERNMENT OF K.P.K etc

REJOINDER ON BEHALF OF APPELLANT

Respectfully Sheweth,

Rejoinder on behalf of Appellant is as under: -

REJOINDER TO THE PRELIMINARY OBJECTIONS:

Preliminary Objections as raised by the Respondents are illegal, unlawful and irrelevant to the facts and circumstances of the case because while raising the same the Respondents had not cited any lawful reason or justification in support thereof hence the same are mere routine objections having nothing to do with the merits of the case.

REJOINDER TO THE FACTS:

1. Para 1 of the comments needs no reply.
2. In response to Para 2 of the Comments, as offered by the Respondents, it is submitted that Appellant's Promotion was regularized as Naib Tehsildar with effect from 13.01.2004 by virtue of Judgment of Respondent No. 2 dated 29.09.2009, hence, he is to be given the Seniority of Naib Tehsildar from 13.01.2004 i.e from the date of his regularization and the reply of the reports that services of the appellant were regularized on 31.03.2008 is totally wrong, misconceived and misleading statement. It is important to mention here that on the same footings one Mr. Naib Din was assigned the Seniority by Respondent No. 2, on the basis of which,

later on, the same Naib Din was promoted as full Tehsildar and than PMS Officer. Mr. Miraj Muhammad's case has also been dealt with on the same footings, copies of Order dated 15.01.2010 is attached as Annexure R/1 and Order dated 11.11.2010 is attached as Annexure R/2.

3. Para 3 needs no reply as the controversy of earlier Departmental Appeal and Appellate Order has already been finalized.
4. Para 4 of the comments needs no reply.
5. In response to Para 5 & 6 of the Comments, it is submitted that although the Appeal was rejected / decided by the Competent Authority on 12.09.2012 but the order in this respect was never communicated to the Appellant, in person or at his official address, however during the execution proceedings before this Honorable Tribunal, the same was handed over to the Appellant.

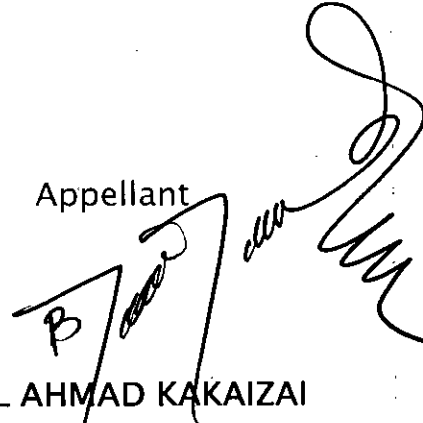
GROUND:

- A. Reply to Ground A & B of the Comments is neither legal nor proper because no Order could be termed as "in accordance with law and Rules" if the same is based on discriminatory and unjustified treatment.
- B. In response to Ground C of the Comments, it is submitted that after regularizing the Promotion of the Appellant with effect from 13.01.2004 vide Order dated 29.09.2009 (Annexure-K), Revised Entries were also made in the Service Book of the Appellant whereby his Basic Pay Scale was revised w.e.f. 13.01.2004 and he was also granted back benefits as per revised Basic Pay Scale, copy of the Service Book is attached as Annexure R/3.
- C. Ground D of the Comments is again misleading one hence denied. In fact Order dated 29.09.2009 was never taken back or set aside by the Competent Authority and it still holds the field. The Departmental Promotion Committee meetings held on 31.03.2008, 26.05.2008, 25.04.2009 and 21.09.2010 are crystal clear on the issue wherein the incumbents promoted by the Respondent No. 2 were considered by the Departmental Promotion Committee and

found fit for promotion. If the Administrative Orders are not legal and proper than the Respondents should have taken back all the Orders of Promotion based of the Judgments of the Respondent No. 2. It is important to mention here that in almost all the meetings the name of the Appellant has been discussed by the Departmental Promotion Committee along with others and junior to the appellant have been promoted to the post of Tehsildar and than PMS, copies of the Departmental Promotion Committee meetings are attached as Annexure R/4.

- D. In response to Ground E of the Comments, it is submitted that no such order of the Competent Authority has been annexed with the Comments in order to prove the contention of Cancellation of Seniority List.
- E. Grounds F & G as taken by the Appellant are just proper and legal while that of the comments, in response thereof, are illegal, unjust and not according to the norms of justice moreover the acts and omissions of the respondents are also against Article 4, 25 and 27 of the Constitution of the Islamic Republic of Pakistan, 1973.

It is, therefore, requested that Appeal be accepted as prayed for.

Appellant
Through: 
BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)


BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: 932 / 2013

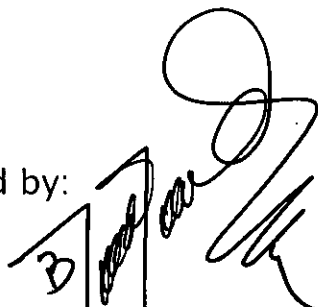
SALEEM ASMAT VERSUS GOVERNMENT OF K.P.K etc

AFFIDAVIT

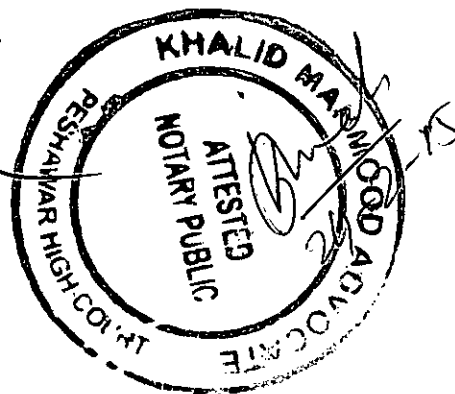
I, Saleem Asmat S/o Haji Nasrullah Khan, Naib Tehsildar, Irrigation, Gomal, D-I-Khan, Appellant, do hereby on oath affirm and declare that the contents of the Rejoinder are true and correct to the best of my knowledge and belief and nothing has been kept secret from this Honorable Tribunal.


Deponent

Identified by:



BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)





(5) R/1 (22)

**GOVERNMENT OF NWFP
REVENUE & ESTATE DEPARTMENT**

Dated Peshawar the 15/01/2010

ORDER.

No. 869 /Admn:V/PF(Niab Din). In pursuance of
Judgment of Senior Member Board of Revenue NWFP dated 29.09.2009
passed in Appeal No. 38/2009 services of Mr. Niab Din Naib presently
working as Political Naib Tehsildar Torkhum (BPS -- 14) are hereby
regularized w.e.f 17.01.1996.

**By Order of,
Senior Member
Board of Revenue NWFP**

No. 870/76 /Admn:V/PF(Niab Din)

Copy to:-

1. Commissioner Peshawar Division Peshawar
2. Political Agent Khyber Agency.
3. Agency Accounts Officer Khyber Agency.
4. Reader to Senior Member Board of Revenue NWFP
5. Official concerned.
6. Personal File.
7. Office Order File.

**Assistant Secretary (Estt)
Board of Revenue NWFP**

6

R/2

IN THE COURT OF AHSAN ULLAH KHAN, SENIOR MEMBER BOARD OF REVENUE, KHYBER PAKHTUNKHWA.

Case No. 257/2010

Date of Institution 16.09.2010

Date of Decision 11 / 11 / 2010

MIRAJ MOHMAAD POLITICAL NAIB TEHSILDAR YAKA GHUND,
MOHMAND AGENCY, Appellant

ORDER:

This is an appeal filed Miraj Mohamad, Political Naib Tehsildar, Yaka Ghund, Mohmand Agency challenging therein this Department seniority list notified on 10.08.2010.

Facts leading to the case are that the appellant was initially promoted to the post of Naib Tehsildar on 09.05.2003 in his own pay & scale and subsequently on 29.04.2005, the appellant was promoted on the same post on regular basis. After his regular promotion vide No. 10683-90/Admn-I/PF (M) dated 29.04.2005. The appellant was placed in the seniority list ibid at S. No 24 with effect from 29.04.2005 as stood on 31.12.2009. In the year 2010, when the seniority was notified and his position was placed to at S. No. 69. On the other hand in similar nature case one Mr. Naib Din Naib Tehsildar as promoted to the post of HVC (BPS-14) in his own pay & scale on 17.01.1996 and granted seniority from the same date i.e. 17.01.1996 already disposed up in this Court in case No. 381/09 dated 29.09.2009. On the same analogy and pattern the appellant is also entitled w.e.f 29.04.2005, on which he was promoted to the post of Naib Tehsildar on regular basis vide this Department No. 10683-90/Admn-I/PF (M) dated 29.04.2005. Hence the appellant has been discriminated as order having identical circumstances were granted due seniority while the appellant was refused which is not sustainable under Articles - 4, 25, 27 of Constitution 1973.

In view thereof the above appeal is accepted and the Respondent Department is directed to consider the case of the appellant regarding assignment of regularization/seniority w.e.f 29.04.2005.

Miraj Mohamad

11.11.2010

Senior Member,

Board of Revenue, Khyber Pakhtunkhwa

Miraj Mohamad
11/11/2010

Revenue



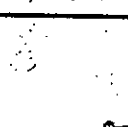

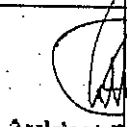

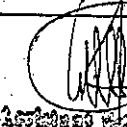

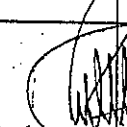

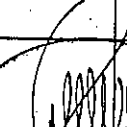


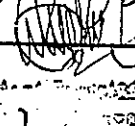
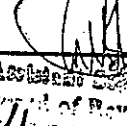
21 C

TEHSILDAR NOMINATION	DATE OF BIRTH/ DOMICILE	DATE OF IST ENTRY INTO GOVT. SERVICE	DATE OF APPOINTMENT AS NAIB TEHSILDAR ON Regular Basis	METHOD OF RECRUITMENT.	REMARKS.
Mr. S. Asghar Shah (Matric)	25.12.1955	25.05.1981	30.06.2003	Promotee	Naib Tehsildar
Mr. Saleem Asmat (BA)	03.01.1959	27.03.1984	13.01.2004	Ditto	Seniority Assigned by the Court of Senior Member, Board of Revenue, NWFP
Mr. Ali Sher Khan B.A LLB	15.02.1978	14.02.2004	14.02.2004	Direct	Naib Tehsildar
Mr. Tariq Saleem B.A	14.08.1971	14.02.2004	14.02.2004	Ditto	Ditto
Mr. Abdul Ghaffar B.A	15.12.1974	14.02.2004	14.02.2004	Ditto	Ditto
Mr. Gulshan Mehmood F.A	31.05.1957	08.01.1975	13.03.2004	Promotee	Ditto
Mr. Said Rehman (Matric)	31.10.1958	01.10.1980	22.11.2004	Ditto	Seniority assigned by Judgement of SMBR Court
Mr. Kiramat Ullah B.A	03.03.1974	29.11.2004	29.11.2004	Direct	Naib Tehsildar
Mr. Miraj Muhammad (F.A)	30.09.1958	31.05.1975	29.04.2005	Promotee	Ditto
Mr. Abdur Rashid (MSC)	05.01.1962	28.08.1988	02.05.2005	Direct	Seniority assigned by the court of Senior Member Board of Revenue NWFP
Mr. Akbar Ifkhar Ahmad B.A LB	29.03.1977	24.11.2005	24.11.2005	Ditto	Naib Tehsildar
Mr. Qaisar Khan (B.A)	09.04.1975	19.12.2005	19.12.2005	Ditto	Ditto
Mr. Najib Ullah (BA)	15.02.1969	06.03.19969	27.02.2006	Ditto	Ditto
Mr. Muhammad Ayub Khan (B.A)	01.03.1964	12.06.2006	12.06.2006	Ditto	Ditto
Mr. Ahmad Ali M.A (B.Ed)	17.04.1962	28.08.1988	23.08.2006	Promotee	Seniority assigned by the court of Senior Member Board of Revenue NWFP
Mr. Abdur Rehman Shah (B.A)	15.02.1985	23.01.2007	23.01.2007	Ditto	Naib Tehsildar
Mr. Saif Ahmad (Matric)	13.05.1955	28.02.1977	31.05.2007	Ditto	Ditto
Mr. Hasham Gul (B.A)	01.01.1955	07.06.1982	31.05.2007	Ditto	Ditto
Mr. Hanumad Riaz (Matric)	22.05.1953	05.08.1978	31.05.2007	Ditto	Ditto

Handwritten signature

ATTESTED

Assistant Secretary
Board of Revenue
NWFP

9	10	11	12	13	14	15						
Signature and designation of the Head of the office or other Attesting Officer in attestation of columns 1 to 8	Date of termination or appointment	Reason of termination (such as promotion transfer dismissal etc)	Signature of the Head of the office of other attesting Officer	<p align="center">LEAVE</p> <p>Allocation of periods of leave on average pay upto four months (or earned leave not exceeding 120 days) to which leave salary is debitable to another Government</p> <p align="center">چار ماہ تک کی رخصت کے لئے اوسط تنخواہ کا تعین</p> <table border="1" data-bbox="885 466 1183 617"> <tr> <th data-bbox="885 466 1011 541">Name and duration of leave taken</th> <th data-bbox="1011 466 1183 541">Govt. to which debitable</th> </tr> <tr> <td data-bbox="885 541 1011 617">رخصت کی نوعیت و معیار</td> <td data-bbox="1011 541 1183 617">گورنمنٹ جسے رقم ادا ہوگی</td> </tr> <tr> <td data-bbox="885 617 1011 693">عرصہ</td> <td data-bbox="1011 617 1183 693"></td> </tr> </table>	Name and duration of leave taken	Govt. to which debitable	رخصت کی نوعیت و معیار	گورنمنٹ جسے رقم ادا ہوگی	عرصہ		Signature of the head of the office or other Attesting officer	Reference to any recorded punishment or censure, or reward or praised of the Government servant
Name and duration of leave taken	Govt. to which debitable											
رخصت کی نوعیت و معیار	گورنمنٹ جسے رقم ادا ہوگی											
عرصہ												
 Assistant Secretary Board of Revenue W. P. P. Peshawar	تاریخ 19/01/2004 انقطاع ملازمت	وجوہات انقطاع ملازمت ترقی - تبادلہ یا برطرفی	 Assistant Secretary Board of Revenue W. P. P. Peshawar	<p align="center">In pursuance of Judgment of SMBR, NWFP, dated 29-09-2009 passed in Appeal No 338/2009, Service of Mr. Saleem Asmat Nais Tehsildar (OPSS) BB-15 presently waiting for posting in BOR, are hereby regularized w.e.f. 13-01-2004.</p>	 Assistant Secretary Revenue & Estate Dept Peshawar	سزایا جزایا غیر مناسب کارکردگی کاریکارڈ						
 Assistant Secretary Board of Revenue W. P. P. Peshawar	30/11/2004	Annual increment 2004	 Assistant Secretary Board of Revenue W. P. P. Peshawar									
 Assistant Secretary Board of Revenue W. P. P. Peshawar	30/6/2005	Revised BPS-15 2005	 Assistant Secretary Board of Revenue W. P. P. Peshawar									
 Assistant Secretary Board of Revenue W. P. P. Peshawar	30/11/2005	Annual increment 2005	 Assistant Secretary Board of Revenue W. P. P. Peshawar	Dis. No. 104/140/ = assigned of Due Date of payment 13/01/2004 to 31/12/2009 & pay from 1/10/04	30/3/2010 Accounts Officer NORTH WEST FRONTIER PROVINCE PESHAWAR							
 Assistant Secretary Board of Revenue W. P. P. Peshawar	17/2006	Annual increment 2006	 Assistant Secretary Board of Revenue W. P. P. Peshawar									
 Assistant Secretary Board of Revenue W. P. P. Peshawar	30/6/2007	Revised BPS-15 2007	 Assistant Secretary Board of Revenue W. P. P. Peshawar									
 Assistant Secretary Board of Revenue W. P. P. Peshawar	30/11/2007	Annual increment 2007	 Assistant Secretary Board of Revenue W. P. P. Peshawar									

1	2	3	4	5	6	7	8
Name of post	Whether substantive or officiating, and weather permanent or temporary	If officiating state (i) substantive appointment or (ii) whether service counts for pension under rule 3.20 of C.S.R. (Pb.) volume II	Pay in substantive post	Additional pay for officiating	Other emoluments falling under the term "pay"	Date of appointment	Signature of Government Servant
درجہ ملازمت	عارضی مستقل یا قائم مقام	اگر عارضی ہے تو کیا وہ رول کے مطابق پنشن کا مستحق ہے	تجواہ بطور عارضی ملازمت	زائد تجواہ بطور قائم مقام	اسوائے تجواہ دیگر الاؤنس	تاریخ تقرری	دستخط سرکاری ملازم
			Rs. Ps.	Rs. Ps.			
Revised BPS-15/2008							
BPS-15/Reg						07/7/2008 (FN)	
5220-420-17820							
BPS-15/Reg						07/12/2008 (FN)	
5220-420-17820							
BPS-15/Reg						07/12/2009 (FN)	
5220-420-17820							
BPS-15/Reg						1/12/2010	
5220-420-17820							
BPS-15/Reg						21/12/2010	
5220-420-17820							
BPS-15/Reg						31/12/2010	
5220-420-17820							

Signature Designation of the Officer Attested Column

خط

مجاز

Board



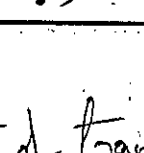



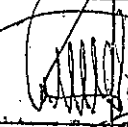
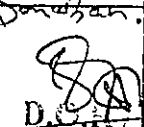

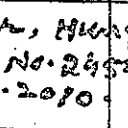
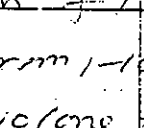
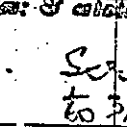
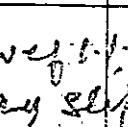
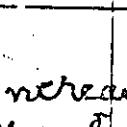
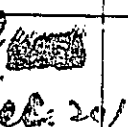
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Signature and designation of the Head of the office or other Attesting Officer in attestation of columns 1 to 8	Date of termination or appointment	Reason of termination (such as promotion transfer dismissal etc)	Signature of the Head of the office or other attesting Officer	<p>LEAVE</p> <p>Allocation or periods of leave on average pay upto four months (or earned leave not exceeding 120 days) to which leave salary is debitable to another Government</p> <p>چار ماہ تک کی رخصت کے لئے اوسط تنخواہ کا تعین</p>	Signature of the head of the office or other Attesting officer	Reference to any recorded punishment or censure, or reward or praised of the Government servant	
				<p>Name and duration of leave taken</p> <p>رخصت کی نوعیت و معیار</p>	<p>Period</p> <p>عرصہ</p>	<p>Govt. to which debitable</p> <p>گورنمنٹ سے رقم ادا ہوگی</p>	
<p>اسفراجاز</p> <p></p> <p>Assistant Secretary, Board of Revenue, W.F.P. Darsan</p>	<p>تاریخ انقطاع ملازمت</p> <p>30/6/2008</p>	<p>وجوہات انقطاع ملازمت ترقی - تارک یا برطرفی</p> <p>Revised OPS-15 2008</p>	<p>اسفراجاز</p> <p></p> <p>Board of Revenue, W.F.P. Darsan</p>	<p>رخصت کی نوعیت و معیار</p>	<p>اسفراجاز</p> <p></p>	<p>سزا یا جزیاء یا غیر مناسب کارکردگی کاریکارڈ</p>	
<p></p> <p>Assistant Secretary, Board of Revenue, W.F.P. Darsan</p>	<p>30/11/2008</p>	<p>Annual increment 2008</p>	<p></p> <p>Board of Revenue, W.F.P. Darsan</p>			<p>Sanction of transitory period from 01-07-10 to 30/10/10 (3 months) as period spent on duty, vide SMBR, KPK Notification No. 18333-38/Admn V/PE/S (Admn) dated: 14-10-10 against the vacant post of DPO (Revenue), Darsan.</p>	
<p></p> <p>Assistant Secretary, Board of Revenue, W.F.P. Darsan</p>	<p>30/11/2009</p>	<p>Annual increment 2009</p>	<p></p> <p>Board of Revenue, W.F.P. Darsan</p>		<p></p> <p>D.I. KHAN</p>		
<p></p> <p>District Officer</p> <p>Bar. & estate, Darsan</p>	<p>30/11/2010</p>	<p>Transferred & posted as Nais Tehsildar, Hingra vide SMBR KP order No. 24525/Admn-VI/PE/S dt: 5.11.2010.</p>	<p></p> <p>District Officer, Bar. & estate, Darsan</p>		<p>Sanction of Transitory Period from 1-10-2010 to 31-10-2010 (one month) as period spent on duty, vide SMBR, KPK Notification No. 25451-56/Admn V/PE/S (Admn) dated 26-11-2010 against the vacant post of DPO (R) Darsan.</p>	<p></p> <p>District Officer Revenue & Estate/Collector D.I. Khan</p>	
<p></p> <p>District Officer</p> <p>Bar. & estate, Darsan</p>		<p>Service verified w.e.f. 1-1-2010 to 31-12-2010 as pay slips available in office.</p>	<p></p>				
<p></p> <p>District Officer</p> <p>Bar. & estate, Darsan</p>		<p>Increment granted for the year Dec. 2010.</p>	<p></p>				

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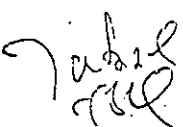
MINUTES OF THE DEPARTMENTAL PROMOTION COMMITTEE MEETING REGARDING PROMOTION OF MINISTERIAL STAFF OF THE OFFICE OF REVENUE DIVISION DIKHAN TO THE VACANT POST OF NAIB TEHSILDAR (BPS - 14) HELD ON 25.04.2009 AT 11:30 P.M IN THE OFFICE OF SENIOR MEMBER BOARD OF REVENUE NWFP.

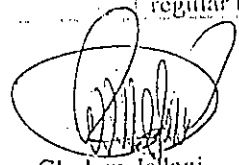
A meeting of the Departmental Promotion Committee was held on 25.04.2009 at 11:30 AM under the Chairmanship of Senior Member Board of Revenue NWFP in his office to consider the promotion of Ministerial Staff of the Revenue Division DIKhan. The following attended:-


- i. Ahsanullah Khan ,
Senior Member Board of Revenue NWFP in Chair
- ii. Mubashir Hussain Shah
Secretary Board of Revenue NWFP Member
- iii. Ghulam Jellani
Assistant Secretary (Admn) Member

There are total 35 sanction posts of regular Naib, Tehsildars, out of which 30% share falls to Kanungo as 11 which have already been filled, where as according to 20% quota, the share for Ministerial Staff comes to 7, out of which two posts have already been filled, thus five posts are required to be filled from them. The Committee therefore recommends the following eligible Ministerial staff for promotion as Naib Tehsildar on regular basis.

S.No	Name	District	Date of regular appointment as JSS/ Assistant	Remarks
1.	Muhammad Shafiqat Awan Assistant	DIKhan	22.10.1992	Deferred for want of service record / ACRs
2.	Mr. Asad Ullah JSS	Tank	20.05.1992	Deferred for want of service record / ACRs
3.	Mr. Sher Bahadar Assistant	Tank	10.10.1992	Cleared as NT, on regular basis
4.	Mr. Zain-ul-Abiden Assistant	Tank	10.10.1992	Deferred for want of service record / ACRs
5.	Mr. Shaukat Iqbal JSS	DIKhan	21.10.1992	Cleared as NT on regular basis


Mubashir Hussain Shah
Secretary - 1
Board of Revenue NWFP
Member


Ghulam Jellani
Assistant Secretary (Admn)BOR
Member


Ahsanullah Khan
Senior Member

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MINUTES OF THE MEETING OF DEPARTMENTAL PROMOTION COMMITTEE MEETING REGARDING PROMOTION OF KANUNGOS (BPS-9) OF THE OFFICE OF THE REVENUE DIVISION PESHAWAR, HAZARA, DIKHAN, KOHAT, BANNU AND MALAKAND TO THE VACANT POST OF NAIB TEHSILDAR (BS-14) HELD ON 26.5.2008 AT 11:00 AM IN THE OFFICE OF SENIOR MEMBER BOARD OF REVENUE, NWFP.

A meeting of Departmental Promotion Committee was held on 26.5.2008 under the Chairmanship of Senior Member Board of Revenue, NWFP in his office to consider the promotion of Kanungos/Ministerial employees of the Revenue Divisions Peshawar, Hazara, Mardan D.I.Khan, Kohat, Bannu and Malakand the following attended.

- i. Mr. Ihsanullah Khan
Senior Member Board of Revenue, NWFPIn Chair.
- ii. Mr. Zakir Hussain Afridi
Secretary-I, Board of Revenue, NWFP.....Member.
- iii. Mr. Ghulam Jellani,
Assistant Secretary (Admn).....Member.

The Departmental Promotion Committee discussed the case of promotion of Kanungos (BS-9)/Ministerial employees to the post of Naib Tehsildars (BS-14) and after examination their service record / ACRs seniority lists etc unanimously approved the promotion of the following Kanungo/Ministerial employees of District Officer (Revenue & Estate)/Collector Offices on Acting Charge Basis with immediate effect.

S. No	Name	District	Dated of regular appointment as Kanungos	Remarks.
1.	Mr. Shah Zaman Kanungo (BS-9)	Tank	27.08.2007	Cleared.
2.	Muhammad Ayub Kanungo (BS - 09)	Tank	27.08.2007	Cleared
3.	Mr. Amanullah Kanungo (BS -09)	Tank	10.01.2008	Cleared
4.	Mr. Abdur Rashid Kanungo (BS-9)	DIKhan	11.01.2008	Cleared
5.	Mr. Fazal Hakim Kanungo (BS-9)	Swabi	15.11.1995	Cleared
6.	Muhammad Ikram Kanungo (BS-9)	Swabi	15.11.1995	Superseded as he has not passed Departmental Examination Tehsildar.
7.	Mr. Shah Qader Kanungo (BS-9)	Swabi	15.11.1995	Cleared
8.	Mr. Rahim Taj Kanungo (BS -09)	Mardan	01.07.2004	Differed for want of AC
9.	Mr. Yousaf Haroon Kanungo (BS -09)	Mardan	01.07.2004	Differed for want of AC

S. No	Name	District	Dated of regular appointment as Kanungos	Remarks.
10.	Muhammad Hayat Kanungo (BS -09)	Swabi	01.08.2004	Cleared
11.	Muhammad Younis Kanungo (BS - 09)	Kuram Agency	03.01.2002	Differed for want of ACRs
12.	Mr. Zafar Iqbal Kanungo (BS-9)	Kohat	04.04.2004	Cleared
13.	Mr. Nawab Gul Kanungo (BS-9)	Kohat	04.04.2004	Cleared
14.	Mr. Arshad Ali Assistant DOR Office Bannu (NT own pay scale)	Bannu	30.08.1992	Cleared
15.	Mr. Sarfaraz Khan Kanungo (BS-9)	Peshawar	28.12.1995	Cleared
16.	Mr. Faqir Muhamamd Kanungo (BS-9)	Nowshera	10.06.2003	Cleared
17.	Mr. Noor Rehman Kanungo (BS-9)	Nowshera	10.06.2003	Deferred, for want of ACRs
18.	Mr. Zakir Ullah Kanungo (BS-9)	Nowshera	12.07.2003	Deferred, for want of ACRs
19.	Mr. Jan Akbar Kanungo (BS-9)	Charsadda	11.12.2004	Deferred, for want of ACRs
20.	S. Qasim Shah Kanungo (BS-9)	Charsadda	11.12.2004	Cleared
21.	Muhammad Zahir Shah Kanungo (BS-9)	Swat	01.01.1983	Superseded as he has not passed Departmental Examination Naib Tehsildar.
22.	Mr. Amir Jang Kanungo (BS-9)	Buner	18.12.1995	Cleared
23.	Mr. Khurshid Ali Kanungo (BS-9)	Malakand	20.03.2001	Deferred, for want of ACRs
24.	Latif-ur-Rehman Kanungo (BS-9)	Shangla	30.06.2001	Cleared
25.	Mr. Qazi Muhammad Aslam Kanungo (BS-9)	Abbottabad	13.12.2000	Cleared
26.	Mr. Abdul Qayum Kanungo (BS-9)	Kohistan	10.04.2002	Cleared
27.	Mr. Sher Dil Kanungo (BS-9)	Kohistan	10.04.2002	Cleared
28.	Muhammad Jamshed Kanungo (BS -09)	Kohistan	10.04.2002	Cleared

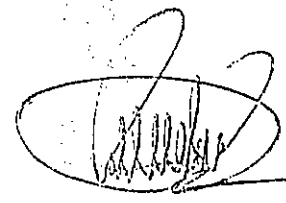
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M/S Sher Bahadur Assistant of the office of District Coordination officer Tank, Saleem Asmat Assistant office of the District Coordination officer, Tank and Sajid Saleem Assistant of the office of APA FR Tank presently working as Naib Tehsildars in their own pay scale may continue as such as they are junior most Ministerial Employees appearing at S.No 6, 10 and 23 of the seniority list respectively. Their case for promotion on regular basis in Naib Tehsildar will be considered as and when the new Service Rules are finalized/notified which are under process.



Zakir Hussain Afridi
Secretary-I,
Board of Revenue, NWFP



Ghulam Jellani
Assistant Secretary (Admn)
Board of Revenue NWFP



Ihsanullah Khan
Senior Member
Board of Revenue, NWFP

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MINUTES OF THE DEPARTMENTAL PROMOTION COMMITTEE MEETING REGARDING PROMOTION OF KAMONGOS (BPS-09) / MINISTERIAL STAFF OF THE OFFICE OF REVENUE DIVISION DIKHAH, BANNU AND MALAKAND TO THE VACANT POST OF NAIB FEHSILDAR (BPS-14) FIELD (ON 31.03.2008 AT 02.30 P.M. IN THE OFFICE OF SENIOR MEMBER, BOARD OF REVENUE NWFP.

A meeting of the Departmental Promotion Committee was held on 11.03.2008, addressing Chairmanship of Senior Member, Board of Revenue, NWFP, in his office to consider the promotion of Kamongos (BPS-09) / Ministerial Staff of the Revenue Division, DIKhan, Bannu and Malakand. The following attended:

- i) Mr. Hamidullah Khan, Senior Member, B.O.R. in Chair.
- ii) Muhammad Ilyas Awan, Secretary, B.O.R. Member
- iii) Ghulam Jilani, Assistant Secretary (Admin). Member

The Departmental Promotion Committee discussed the case of promotion of Kamongos (BPS-09) / Ministerial Staff to the post of Naib Fehsildar (BPS-14) and examined their service record (e. g. A.R. seniority etc) and unanimously approved the promotion of following Kamongos (BPS-09) / Ministerial Staff to the post of Naib Fehsildar (BPS-14) on Regular / Acting Charge basis with immediate effect.

S. No.	Name	District	Date of regular appointment as Kamongos	Remarks
1	Mr. Masroor Khan	Bannu	27.01.2005	Cleared on regular basis. Continuity of remaining 27 days qualifying service in favour of the said official is hereby granted.
2	Mr. Habib Ahmad	Rawal	27.01.2005	Cleared on regular basis. Continuity of remaining 15 months qualifying service in favour of the said official is hereby granted.
3	Mr. Hamidullah	SW Agency	29.8.2001 (JSS-115-12)	Cleared on regular basis in view of court decision.
4	Muhammad Rasool	Bannu	07.2001	Cleared on Acting Charge basis subject to condition that he will pass Departmental Examination of Naib Fehsildar in future.
5	Mr. Aslam Khan	DIKhan	27.06.2005	Cleared on Acting Charge Basis against the initial quota.
6	Mr. Badar Ahmad	DIKhan	27.06.2005	Cleared on Acting Charge Basis against the initial quota.

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Mr. Himayatullah Stenotypist (BS-12) office of the Political Agent SW Agency presently working as PNT FR Kohat Agency had filed appeal before Senior Member Board of Revenue, NWFP prior to introduction, Revenue Administration Rules, 2001 for his selection as Naib Tehsildar under West Pakistan Tehsildari / Naib Tehsildari Service Rules, 1962. In light of Judgment of Senior Member Board of Revenue, NWFP, Mr. Himayatullah is hereby appointed as Naib Tehsildar (BS-14) against Ministerial Quota.

It is for consideration that in the SSRC Meeting it is already been decided that the Ministerial Staff of the Deputi Commissioners / Deputy Commissioners offices who prior to devolution were eligible for promotion as Naib Tehsildar and after devolution were adjusted in the offices of District Coordination officer, Assistant Coordination Officer (Finance and Planning) Offices will also be considered at par with the Ministerial employees of District Officer (Revenue & Estate)/Collector Offices, therefore, it is decided that service record of the following Ministerial employees of District Coordination officer/ Assistant Political Agent offices working as Naib Tehsildar in their own pay and scale may be requisitioned for consideration to the post of Naib Tehsildar.

1. Mr. Saleem Asim: Assistant District Coordination officer, Officer Tank presently working as PNT FR Kohat.
2. Mr. Sher Bahadur Assistant District Coordination officer, officer Tank Presently working as PNT SW Agency.
3. Mr. Sajid Saleem Assistant office of the APA FR Kohat, presently working as PNT FR Dikhan.

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 کے ساتھ لیا گیا ہے
 صدر دفتر کو
 دیا گیا ہے
 اس کے ساتھ ساتھ
 دیگر نوٹس بھی
 شامل ہیں
 جن سے
 توجہ دینی
 ہے

Muhammad Fayyaz Awan,
Secretary-I, BOR,
MEMBER

Ghulam Jollani,
Assistant Secretary (Admin)
MEMBER

Muhammad Khalid,
Senior Member, BOR
Chairman

Attention for
Javadi Khan, A.M
Finance

GOVERNMENT OF KHYBER PAKHTUNKHWA
REVENUE & DISTRICT DEPARTMENT

MINUTES OF THE DEPARTMENTAL PROMOTION COMMITTEE MEETING
HELD ON 21.09.2010 UNDER THE CHAIRMANSHIP OF MEMBER-II BOARD
OF REVENUE KHYBER PAKHTUNKHWA.

A meeting of Departmental Promotion Committee was held on 21.09.2010 at 10:00 AM in the office of Member-II Board of Revenue Khyber Pakhtunkhwa under his Chairmanship regarding promotion of Naib Tehsildars (BPS - 14) to the post of Tehsildar (BPS - 16) on regular / Acting Charge basis.

Following attended.

1. Mohammad Fayyaz Awan.
Member-II Board of Revenue Khyber Pakhtunkhwa.....Chairman
2. Mohammad Idrees.
Additional Secretary (Regulation).
Finance Department Khyber Pakhtunkhwa.....Member
3. Mr. Nasir Aman.
Section Officer (Regulation - II)
Establishment Department Khyber Pakhtunkhwa.....Member
4. Syed Mubashir Hussain Shah
Secretary - I Board of Revenue Khyber Pakhtunkhwa..... (Secretary)

Item No.1. • **PROMOTION OF NAIB TEHSILDARS / MINISTERIAL STAFF TO THE POST OF TEHSILDAR ON REGULAR BASIS.**

2. There are total (98) regular sanctioned posts of Tehsildar out of which 59 posts at the ratio of 60% falls in the share of Naib Tehsildars whereas 19.6 posts in the share of initial recruitment @ 20% through Khyber Pakhtunkhwa Public Service Commission and 19.6 posts @ 20% in the share of Ministerial staff as per rules.

3. So far, 53 Naib Tehsildars (BPS - 14) have been promoted as Tehsildar (BPS - 16) on regular basis out of their share of 59 posts, while further 06 Naib Tehsildars (BPS - 14) are required to be promoted as Tehsildar (BPS - 16). It is further clarified that so far Seventeen (17) Ministerial employees have been promoted out of their share of Nineteen (19) posts, therefore, two more Ministerial employees are required to be promoted as Tehsildar (BPS-16) on regular basis in light of Joint Seniority List maintained by the office.

4. It is pointed out that Mr. Abdul Qadeer Naib Tehsildar appearing at S.No. 1 of the seniority list was time and again directed in writing individually and through District Officer (R&E)/Collector, DIKhan as well to produce his deficient ACRs but he did not heed to reminders. On 21, 22 and 23.09.2010 he was again asked through District Officer (R&E)/Collector, DIKhan to arrange provision of deficient Annual Confidential Reports, but again he failed to do so.

5. On observation of the Representatives of Establishment and Finance Department about the training of Ministerial staff, the Chairman of the Committee clarified that training to the Ministerial staff is imparted after their promotion. This practice is in vogue for the last many years. However, the Committee agreed in principle to ensure such trainings for the Ministerial staff prior to their promotion in future.

6. In view of the above, the Departmental Promotion Committee after thorough examination of the service records Performance Evaluation Reports etc of the candidates of the category of Naib Tehsildars and recommended 2+6=8 Naib Tehsildars for promotion to the post of Tehsildar (BPS-16) on regular basis as under:-

NAIB TEHSILDAR.

S.No	Name of official	Recommendation
1.	Mr. Abdul Qadeer Naib Tehsildar.	His Date of Birth is 15.08.1962. He joined Government Service on 28.08.1995. No enquiry is pending against him and no punishment was awarded to him during the last five years. His ACRs for years 2005, 2006, 2007 and 2009 are not available. The Committee, therefore, did not consider him for promotion as Tehsildar and was superseded.
2.	Muhammad Naib Din Naib Tehsildar.	His Date of Birth is 30.09.1959. He joined Government Service on 24.11.1980. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.
3.	Mr. Abdul Nabi Naib Tehsildar.	His Date of Birth is 05.04.1957. He joined Government Service on 12.12.1976. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.
4.	Mr. Ghulshan Mehmood Naib Tehsildar.	His Date of Birth is 01.05.1957. He joined Government Service on 08.01.1975. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.
5.	Mr. Hameed Khan Afridi Naib Tehsildar.	His Date of Birth is 15.02.1962. He joined Government Service on 14.03.1984. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.

S.No	Name of official	Recommendation
2.	Mr. Naz Amin Naib Tehsildar.	His Date of Birth is 12.05.1960. He joined Government Service on 25.11.1981. No enquiry is pending against him and no punishment was awarded to him during the last five years. His ACRs for years 2005, 2006, 2007, 2008 and 2009 are not available. The Committee, therefore, did not consider him for appointment as Tehsildar and was deferred.
3.	Mr. Shamas Gul Naib Tehsildar.	His Date of Birth is 28.07.1952. He joined Government Service on 04.10.1973. No enquiry is pending against him and no punishment was awarded to him during the last five years. His ACRs for years 2007, 2008 and 2009 are not available. The Committee, therefore, did not consider him for appointment as Tehsildar and was deferred.
4.	Mr. Javed Hussain Naib Tehsildar.	His Date of Birth is 13.06.1952. He joined Government Service on 27.05.1977. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.
5.	Syed Anghar Shah Naib Tehsildar.	His Date of Birth is 25.12.1959. He joined Government Service on 25.05.1981. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.
6.	Mr. Ali Sher Khan Naib Tehsildar.	His Date of Birth is 15.02.1978. He joined Government Service on 14.02.2004. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.
7.	Mr. Tariq Saleem Naib Tehsildar.	His Date of Birth is 14.08.1971. He joined Government Service on 14.02.2004. No enquiry is pending against him and no punishment was awarded to him during the last five years. His ACRs for the period 19.03.2005 to 24.01.2006, 25.01.2006 to 31.12.2006, 2007 and 2008 has not been stamped by Reporting Officer. The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.
8.	Mr. Abdul Ghafar Naib Tehsildar.	His Date of Birth is 15.12.1974. He joined Government Service on 14.02.2004. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.
9.	Mr. Saïd Rehman Naib Tehsildar.	His Date of Birth is 30.10.1959. He joined Government Service on 01.10.1980. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.

S.No	Name of official	Recommendation
10.	Mr. Kiramat Ullah Naib Tehsildar.	<p>His Date of Birth is 03.03.1974. He joined Government Service on 29.11.2004. No enquiry is pending against him and no punishment was awarded to him during the last five years. His ACRs for the year 2007 is not counter signed. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
11.	Akbar Htikhar Ahmad Naib Tehsildar.	<p>His Date of Birth is 29.03.1977. He joined Government Service on 24.11.2005. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
12.	Mr. Qasim Ehsan Naib Tehsildar.	<p>His Date of Birth is 09.04.1975. He joined Government Service on 19.12.2005. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
13.	Mr. Najib Ullah Naib Tehsildar.	<p>His Date of Birth is 15.02.1969. He joined Government Service on 06.03.1996. No enquiry is pending against him and no punishment was awarded to him during the last five years. His ACRs for the year 2008 is not been stamped. However, his service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
14.	Mr. Mohammad Ayub Khan Naib Tehsildar.	<p>His Date of Birth is 01.03.1964. He joined Government Service on 12.06.2006. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
15.	Mr. Abdur Rehman Shah Naib Tehsildar.	<p>His Date of Birth is 15.02.1985. He joined Government Service on 23.01.2007. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
16.	Mr. Sarir Ahmad Naib Tehsildar.	<p>His Date of Birth is 13.05.1955. He joined Government Service on 28.02.1977. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>
17.	Mr. Hasham Gul Naib Tehsildar.	<p>His Date of Birth is 01.01.1955. He joined Government Service on 07.06.1982. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.</p> <p>The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.</p>

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S.No

Name of official

Recommendation

18. Mr. Mohammad Raiz
Naib Tehsildar.

His Date of Birth is 22.05.1958. He joined Government Service on 06.08.1978. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.
The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.

19. Mr. Attaullah
Naib Tehsildar.

His Date of Birth is 01.01.1956. He joined Government Service on 06.11.1978. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.
The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.

20. Mr. Musadiq Hussain
Naib Tehsildar.

His Date of Birth is 21.08.1955. He joined Government Service on 12.05.1973. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.
The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.

21. Mr. Abdul Qayyum
Naib Tehsildar.

His Date of Birth is 03.01.1954. He joined Government Service on 23.06.1970. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.
The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.

22. Mohammad Nawaz
Naib Tehsildar.

His Date of Birth is 30.03.1957. He joined Government Service on 20.05.1976. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.
The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.

23. Mr. Mir Laiq
Naib Tehsildar.

His Date of Birth is 27.04.1963. He joined Government Service on 08.03.1983. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.
The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.

24. Mr. Nouman Ali Shah
Naib Tehsildar.

His Date of Birth is 17.09.1984. He joined Government Service on 06.07.2007. No enquiry is pending against him and no punishment was awarded to him during the last three years. His service record up to 2009 is generally good.
The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.

25. Mr. Mohammad Bashir
Naib Tehsildar.

His Date of Birth is 10.12.1956. He joined Government Service on 11.11.1976. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good.
The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.

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S.No	Name of official	Recommendation
6.	Mr. Abdul Samad Naib Tehsildar	His Date of Birth is 30.11.1960. He joined Government Service on 03.05.1979. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.
7.	Mr. Javed Anwar Kamal Naib Tehsildar.	His Date of Birth is 15.05.1958. He joined Government Service on 01.11.1976. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.

MINISTERIAL STAFF.

S.No.	Name of official	Recommendation
8.	Bakhtiar Ahmad Sub-Registrar.	His Date of Birth is 15.11.1958. He joined Government Service on 26.01.1981. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.
9.	M Abdur Rehman Sub - Registrar.	His Date of Birth is 01.09.1953. He joined Government Service on 06.01.1973. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for promotion to the post of Tehsildar (BPS-16) on regular basis with immediate effect. He will be on probation for a period of one year.

Item No.II. PROMOTION OF NAIB TEHSILDARS TO THE POST OF TEHSILDAR ON ACTING CHARGE BASIS

7. Total 31 posts of Tehsildars (Acting Charge Basis) are lying vacant. out of which 25 posts @ of 60% falls in the share of Naib Tehsildars whereas 06 posts @ of 20% in the share of Ministerial Staff.

8. In view of the above, the Departmental Promotion Committee examined service record of Naib Tehsildars for their share of 25 posts and recommended for appointment to the post of Tehsildar (BPS - 16) on (Acting Charge Basis) of the following eligible Naib Tehsildar as per their seniority:-

S.No	Name of official	Recommendation
1.	Mr. Ghulam Farooq Naib Tehsildar.	His Date of Birth is 01.01.1957. He joined Government Service on 23.02.1987. No enquiry is pending against him and no punishment was awarded to him during the last five years. His service record up to 2009 is generally good. The Committee, therefore, recommended him for appointment to the post of Tehsildar (BPS-16) on Acting Charge Basis with immediate effect.



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A

GOVERNMENT OF KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT

Dated Peshawar the 6 /10/2010

NOTIFICATION

No 18093 /Admn:I/26/Vol:II

The Competent Authority in consultation with Departmental Promotion Committee is pleased to order the promotion of the following Naib Tehsildars (BPS - 14) as Tehsildar (BPS - 16) on regular basis with immediate effect.

S.No	Name of official
1.	Mr. Muhammad Naib Din
2.	Mr. Abdul Nabi
3.	Mr. Gulshan Mehmood
4.	Mr. Hameed Khan
5.	Mr. Abdul Samad
6.	Mr. Javed Anwar Kamal

On their promotion the above officers will be on probation for a period of one year in terms of Section - 6(2) of Khyber Pakhtunkhwa Civil Servants Act - 1973 read with Rule - 15(1) of Khyber Pakhtunkhwa Civil Servant (Appointment Promotion & Transfer Rules, 1989).

By Order of,
Senior Member
Board of Revenue Khyber Pakhtunkhwa

No 18093-18110 /Admn:I/26/Vol:II

Copy to:-

1. All Commissioners in Khyber Pakhtunkhwa
2. Accountant General Khyber Pakhtunkhwa
3. Assistant Secretary (Admn) Board of Revenue Khyber Pakhtunkhwa.
4. Private Secretary to Senior Member Board of Revenue Khyber Pakhtunkhwa
5. P.A to Secretary Board of Revenue Khyber Pakhtunkhwa.
6. Officer concerned
7. Office Order File
8. Personal File

Assistant Secretary (Estt)
Board of Revenue Khyber Pakhtunkhwa



(25) (172)

GOVERNMENT OF KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT

Dated Peshawar the 19 /10/2010

NOTIFICATION

No 18111 /Admn:I/26/Vol:II The Competent Authority in consultation with Departmental Promotion Committee is pleased to order the promotion of the following Ministerial employees as Tehsildar (BPS - 16) on regular basis with immediate effect.

S.No	Name of official
1.	Mr. Bakhtiar Ahmad Sub – Registrar
2.	Mr. Abdur Rehman Sub – Registrar

On their promotion as such they are placed under Revenue / Settlement Training for a period of Six months as required under Rule – 53 of the Tehsildar and Naib Tehsildar Departmental Examination and Training Rules, 1969. In this context, Training programme is attached. On their promotion the above officials will be on probation for a period of one year in terms of section – 6(2) of Khyber Pakhtunkhwa Civil Servants Act – 1973 and with Rules – 15(1) of Khyber Pakhtunkhwa Civil Servant (Appointment Promotion & Transfer Rules, 1989).

By Order of,
Senior Member
Board of Revenue Khyber Pakhtunkhwa

No 18112-25 /Admn:I/26/Vol:II

Copy to:-

1. Accountant General Khyber Pakhtunkhwa
2. Special Secretary Regulation Establishment Department Khyber Pakhtunkhwa (Minutes cop attached).
3. Additional Secretary Finance Department Khyber Pakhtunkhwa (Minutes cop attached).
4. Settlement Officer Manshra.
5. Assistant Secretary (Admn) Board of Revenue Khyber Pakhtunkhwa.
6. Private Secretary to Senior Member Board of Revenue Khyber Pakhtunkhwa
7. P.A to Secretary Board of Revenue Khyber Pakhtunkhwa.
8. Officer concerned
9. Office Order File
10. Personal File

Assistant Secretary (Est)
Board of Revenue Khyber Pakhtunkhwa

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N.W.F.P. Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 61

(2) If no orders have been made by the day following the completion of the initial probationary period, the period of probation shall be deemed to have been extended, and if no orders have been made by the day on which the maximum period or probation expires, the probationer shall, subject to the proviso to sub-section (3) of section 6 of the North-West Frontier Province Civil Servants Act, 1973, be deemed to have satisfactorily completed his period of probation.

16. Confirmation.—After satisfactory completion of the probationary period, a civil servant shall be confirmed; provided that he holds a substantive post, provided further that a civil servant shall not be deemed to have satisfactorily completed his period of probation, if he has failed to pass an examination, test or course or has failed to complete successfully a training prescribed within the meaning of sub-section (3) of Section 6. of the North West Frontier Province Civil Servants Act, 1973.

PART-VI

SENIORITY

17. Seniority.—(1) The seniority inter se of civil servants ²⁵[appointed to a service, cadre or post] shall be determined.—

(a) in the case of persons appointed by initial recruitment, in accordance with the order of merit assigned by the Commission ²⁶[or, as the case may be, the Departmental Selection Committee;] provided that persons selected for appointment to post in an earlier selection shall rank senior to the persons selected in a later selection; and

(b) in the case of civil servants appointed otherwise, with reference to the dates of their continuous regular appointment in the post; provided that civil servants selected for promotion to a higher post in one batch shall, on their promotion to the higher post, retain their inter se seniority as in the lower post.

Explanation-I.—If a junior person in a lower post is promoted to a higher post temporarily in the public interest, even though continuing later permanently in the higher post, it would not adversely effect the interest of his seniors in fixation of his seniority in the higher post.

Explanation-II.—If a junior person in a lower post is promoted to a higher post by superseding a senior person and subsequently that senior person is also promoted the person promoted first shall rank senior to the person promoted subsequently; provided that junior person shall not be deemed to have superseded a senior person if the case of the senior person is deferred for the time being for want of certain information or for incompleteness of record or for any other reason not attributing to his fault or demerit.

25. Substituted for the words "appointment to post in the same Basic Pay Scale in a cadre" by Notification No. SOR.(S&GAD)4-1/80, dated 17-05-1989.

26. Inserted by Notification No. SOR.(S&GAD)4-1/80(V.II), dated 04-02-1996.

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

No. 1916 ST

Dated 10 / 12 / 2015


To

The Secretary Revenue & Estate,
Peshawar.

Subject: - Judgement.

I am directed to forward herewith certified copy of Judgement dated 01.12.2015 passed by this Tribunal on subject for strict compliance.

Encl: As above


REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.

BEFORE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.

CIVIL Miscellaneous No: _____ / 2015
In Service Appeal No. 932 / 2013


3/9

N.W.F Province
Service Tribunal
Diary No. 998
Dated 8/9/2015

Saleem Asmat VS Government of KPK etc

APPLICATION FOR GRANT OF INTERIM RELIEF TO THE EFFECT
THAT THE RESPONDENTS BE RESTRAINED FROM PASSING ANY
ADVERSE ORDER AGAINST THE APPLICANT / APPELLANT IN
RESPECT OF INSTANT CAUSE OF ACTION / SERVICE APPEAL
PENDING IN THIS HONOURABLE TRIBUNAL TILL THE DECISION
OF MAIN APPEAL.

Respectfully Sheweth,

Application, on behalf of Applicants / Petitioners, is as under:

1. That, titled Service Appeal is pending subjudice before this Honourable Court and is fixed for today.
2. that, in the main Appeal the Applicant / Appellant had challenged the Impugned Seniority List wherein the Respondents had adjusted him on the basis of wrong date of promotion as Naib-Tehsildar i.e. from the year 2008 while ignoring the Order dated 18.01.2010 & 29.09.2009, (copies of the orders & seniority list are already attached with main Appeal).
3. That, now the Department / Respondents / SMBR, in order to victimize the Applicant / Appellant had open the case of the Appellant and is bent upon to demote him from the already assigned seniority position w.e.f. 2008 and in this respect, proceedings are initiated and


BEFORE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.

CIVIL Miscellaneous No: _____ \ 2012
In Service Appeal No. 935 \ 2013

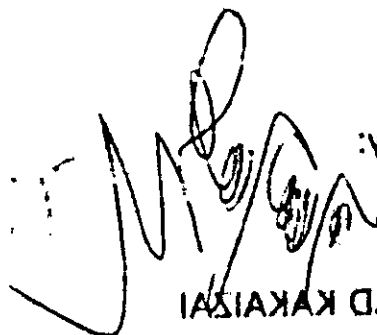
Saleem Asmat vs Government of KPK etc

AFFIDAVIT

I, Saleem Asmat, Naib Tehsildar, District Peshawar, do hereby on oath affirm and declare that the contents of the Application are true and correct to the best of my knowledge and nothing has been kept secret from this Honorable Tribunal.


Respondent.





Identified by:
BILAL AHMAD KAKAI
(Advocate, Peshawar)

BEFORE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.

CIVIL Miscellaneous No: _____ / 2015
In Service Appeal No. 932 / 2013

Saleem Asmat VS Government of KPK etc

APPLICATION FOR GRANT OF INTERIM RELIEF TO THE EFFECT
THAT THE RESPONDENTS BE RESTRAINED FROM PASSING ANY
ADVERSE ORDER AGAINST THE APPLICANT / APPELLANT IN
RESPECT OF INSTANT CAUSE OF ACTION / SERVICE APPEAL
PENDING IN THIS HONOURABLE TRIBUNAL TILL THE DECISION
OF MAIN APPEAL.

Respectfully Sheweth,

Application, on behalf of Applicants / Petitioners, is as under:

1. That, titled Service Appeal is pending subjudice before this Honourable Court and is fixed for today.
2. that, in the main Appeal the Applicant / Appellant had challenged the Impugned Seniority List wherein the Respondents had adjusted him on the basis of wrong date of promotion as Naib-Tehsildar i.e. from the year 2008 while ignoring the Order dated 18.01.2010 & 29.09.2009, (copies of the orders & seniority list are already attached with main Appeal).
3. That, now the Department / Respondents / SMBR, in order to victimize the Applicant / Appellant had open the case of the Appellant and is bent upon to demote him from the already assigned seniority position w.e.f. 2008 and in this respect, proceedings are initiated and


TRIBUNAL, PESHAWAR.
BEFORE KHYBER PAKHTUNKHWA SERVICE

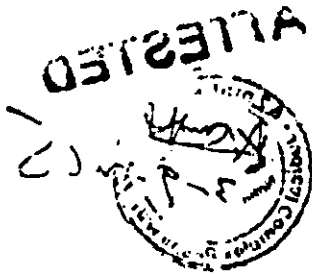
In Service Appeal No. 935 \ 5013
CIVIL Miscellaneous No. \ 5012


21st April 2012 vs Government of KPK etc

AFFIDAVIT

I, Saleem Asmat, Naib Tehsildar, Central Peshawar District
Appellant, do hereby on oath affirm and
declare that the contents of the Application are true and
correct to the best of my knowledge and nothing has
been kept secret from this Honourable Tribunal.


Deponent



Identified by

BILAL AHMAD KAKIZAI
(Advocate, Peshawar)

BEFORE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.

CIVIL Miscellaneous No: _____ / 2015
In Service Appeal No. 932 / 2013

Saleem Asmat VS Government of KPK etc

APPLICATION FOR GRANT OF INTERIM RELIEF TO THE EFFECT THAT THE RESPONDENTS BE RESTRAINED FROM PASSING ANY ADVERSE ORDER AGAINST THE APPLICANT / APPELLANT IN RESPECT OF INSTANT CAUSE OF ACTION / SERVICE APPEAL PENDING IN THIS HONOURABLE TRIBUNAL TILL THE DECISION OF MAIN APPEAL.

Respectfully Sheweth,

Application, on behalf of Applicants / Petitioners, is as under:

1. That, titled Service Appeal is pending subjudice before this Honourable Court and is fixed for today.
2. that, in the main Appeal the Applicant / Appellant had challenged the Impugned Seniority List wherein the Respondents had adjusted him on the basis of wrong date of promotion as Naib-Tehsildar i.e. from the year 2008 while ignoring the Order dated 18.01.2010 & 29.09.2009, (copies of the orders & seniority list are already attached with main Appeal).
3. That, now the Department / Respondents / SMBR, in order to victimize the Applicant / Appellant had open the case of the Appellant and is bent upon to demote him from the already assigned seniority position w.e.f. 2008 and in this respect, proceedings are initiated and

Tentative

[Signature]

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TEHSILDAR POSITION	DATE OF BIRTH/ DOMICILE	DATE OF 1ST ENTRY INTO GOVT. SERVICE	DATE OF APPOINTMENT AS NAIB TEHSILDAR On Regular Basis	METHOD OF RECRUITMENT	REMARKS
Mr. S. Asghar Shah (Matric)	25.12.1955	25.05.1981	30.06.2003	Promotee	Naib Tehsildar
Mr. Saleem Asmat (BA)	03.01.1959	27.03.1984	13.01.2004	Ditto	Seniority Assigned by the Court of Senior Member, Board of Revenue, NWFP
Mr. Ali Sher Khan B.A LLB	15.02.1978	14.02.2004	14.02.2004	Direct	Naib Tehsildar
Mr. Tariq Saleem B.A	14.08.1971	14.02.2004	14.02.2004	Ditto	Ditto
Mr. Abdul Ghaffar B.A	15.12.1974	14.02.2004	14.02.2004	Ditto	Ditto
Mr. Gulshan Mehmood F.A	31.05.1957	08.01.1975	13.03.2004	Promotee	Ditto
Mr. Said Rehman (Matric)	31.10.1958	01.10.1980	22.11.2004	Ditto	Seniority assigned by Judgement of SMBR Court
Mr. Kiramat Ullah B.A	23.03.1974	29.11.2004	29.11.2004	Direct	Naib Tehsildar
Mr. Miraj Muhammad (F.A)	30.09.1958	31.05.1975	29.04.2005	Promotee	Ditto
Mr. Abdur Rashid (MSC)	05.01.1962	28.08.1988	02.05.2005	Direct	Seniority assigned by the court of Senior Member Board of Revenue NWFP
Mr. Akbar Iftikhar Ahmad B.A LB	29.03.1977	24.11.2005	24.11.2005	Ditto	Naib Tehsildar
Mr. Qaisar Khan (B.A)	09.12.1975	19.12.2005	19.12.2005	Ditto	Ditto
Mr. Najib Ullah (BA)	15.02.1969	06.03.1999	27.02.2006	Ditto	Ditto
Mr. Muhammad Ayub Khan (B.A)	01.03.1964	12.06.2006	12.06.2006	Ditto	Ditto
Mr. Ahmad Ali M.A (B.ed)	17.04.1962	28.08.1988	23.08.2006	Promotee	Seniority assigned by the court of Senior Member Board of Revenue NWFP
Mr. Abdur Rehman Shah (B.A)	15.02.1935	23.01.2007	23.01.2007	Ditto	Naib Tehsildar
Mr. Sarir Ahmad (Matric)	13.05.1955	28.02.1977	31.05.2007	Ditto	Ditto
Mr. Hasbani Gul (B.A)	01.01.1955	07.06.1982	31.05.2007	Ditto	Ditto
Mr. Muhammad Riaz (Matric)	22.05.1953	05.08.1978	31.05.2007	Ditto	Ditto

[Signature]

ATTESTED

Assistant Secretary
Revenue & Estate Deptt.
NWFP