

Appeal No. 540/2013
Mr. Ghaffar Khan

11.
27.03.2014


Mr. Ashraf Ali, Khattak, Advocate present and filed

Wakalat Nama on behalf of the appellant. Mr. Pir Bakhsh, Supdt for official respondents No. 2 and 3 with Mr. Ziaullah, GP present. The learned counsel for the appellant requested for adjournment. To come up for preliminary hearing as per order sheet dated 25.02.2013 on 08.05.2014.


Member

12.
08.05.2014

No one is present on behalf of the appellant. Mr. Pir Bakhsh, Supdt for official respondents No. 2 and 3 with Mr. Ziaullah, GP for the respondents present. To come up for preliminary hearing on 17.06.2014.


Member

13.
17.06.2014


Counsel for the appellant and Mr. Ziaullah, GP for the respondents present. Counsel for the appellant filed an application for withdrawal of the appeal. Application allowed. As such the appeal is dismissed as withdrawn in limine. File be consigned to the record.

ANNOUNCED
17.06.2014


Member

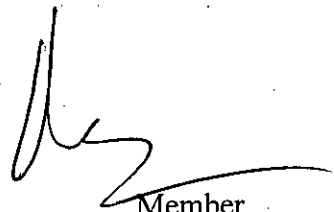
9.
23.01.2014

Counsel for the appellant and Mr. Shamsheer, Deputy Director with Mr. Zia Ullah, GP for the respondents present. Counsel for the appellant requested for adjournment. To come up for preliminary hearing on 25.02.2014.



Member

10.
25.02.2013

Appellant with counsel and Mr. Pir Bakhsh, Supdt with Mr. Muhammad Jan, GP for the respondents present. Preliminary arguments partly heard. During the course of arguments, the learned GP pointed out that the Departmental Appeal filed by the appellant was in respect of promotion, whereas through present appeal the appellant has impugned seniority list. At this point the learned counsel for the appellant requested for adjournment to go through the matter. To come up for further preliminary arguments on 27.03.2014.


Member

7. 29-10-2013. Appellant in person. Due to non-availability of his counsel, requested for Adj: To come for PH 10-12-2013.


(member)

M

8.

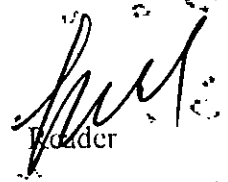
10.12.2013

Appellant with counsel present and submitted amended appeal with spare sets. Preliminary arguments heard. Counsel for the appellant contended that the appellant filed departmental appeal on 02.1.2013 against the final seniority list as circulated on 21.12.2011, which was not responded, however the appellant came to know that the same was filed and which extent he filed affidavit. Pre-admission notice be issued to the respondents/GP to verify the affidavit. To come up for further proceedings on 23.01.2014.


Member

3.
26.4.2013

Appellant with ~~counsel~~ present. In pursuance of the judgment of the august Supreme Court of Pakistan in constitution petition No. 53 of 2007 & constitution petition No. 83 of 2012, titled Sh. Riaz-ul-Haq, Advocate Supreme Court and an other-vs-Federation of Pakistan through Ministry of Law. etc, the case is adjourned on note Reader for proceeding as before on 25.6.2013.


Reader

4. 25-6-2013.

Counsel for the appellant present. In pursuance of the Khyber Pakhtunkhwa Service Tribunals (Amendment) Ordinance 2013, (Khyber Pakhtunkhwa ord. II of 2013), the case is adjourned on note Reader for proceedings as before on 19.8.2013.


Reader

5.
19.08.2013

Appellant in person present and requested for adjournment. Case is adjourned. To come up for preliminary hearing on 17.09.2013.


Member

6.
17.09.2013

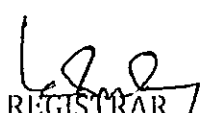

Appellant with counsel present and requested for adjournment to amend the instant appeal. To come up for amended appeal/preliminary hearing on 22.10.2013.


Member

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 540/2013

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	14/03/2013	<p>The appeal of Mr. Ghaffar Khan resubmitted tcday by Mr. Haleem Bangash 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	19-3-2013	<p>This case is entrusted to primary Bench for preliminary hearing to be put up there on <u>26-4-2013</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

The appeal of Mr. Ghaffar Khan son of Said Khan received today i.e. on 28/02/2013 is incomplete on the following scores which is returned to the counsel for the appellants for completion and resubmission within 15 day.

- 1- Memo of appeal may be got signed by the appellant.
- 2- Copy of promotion order of respondents No. 4 & 5 is not attached with the appeal which may be placed on it.
- 3- Copy of rejection order of departmental appeal mentioned in the memo of appeal is not attached with the appeal which may be placed on it.
- 4- Page Nos. 35 & 37 of the appeal are illegible which may be replaced by legible/better one.
- 5- Annexures of the appeal may be attested.
- 6- Four more copies/sets of the appeal alongwith annexures i.e. complete in all respect may also be submitted with the appeal.

No. 354 /S.T.

Dt. 01/03 /2013.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

MR. HALIM BANGASH, ADV; PESH.

Sir Re submitted after necessary completion as far as the order on departmental appeal is concerned in that respect an application also moved to the concerned respondent but for getting a copy of such order by appellant but they are not going to give a copy to the appellant, needlers to state this is an appeal against seniority list aggrieved by the appellant. So original seniority list and original seniority list is attached with the appeal which are enough for entertainment of this appeal.
(Note) copy of application and receipt is on page 37-A and 37-B)

Advocate

13.3.13.

BEFORE THE SERVICE TRIBUNAL, KPK, PESHAWAR

Service Appeal No. 540 of 2013

Ghaffar Khan.....Appellant

VERSUS

Govt of KPK and others.....Respondents

I N D E X

S.No	Description of Documents	Annex	Pages
1	Grounds of service appeal		1-7
2	Affidavit		7/A
3	Addressees of Parties		7/B
4	Copy of appointment order	A	8
5	Copy of Relieving Order dated 07.11.1991	B	9
6	Copies of Certificate	C/1-C/14	10-23
7	Copy of seniority list dated 31.12.2000	D	24-25
8	Copy of seniority list dated 07.06.2012	E	26-29
9	Copy of final seniority list dt.21.11.12	E/1	29-A-29-E
10	Copy of departmental appeal	F	30-32
11	Copy of departmental appeal	F/1	32-A-32-B
12	Copy of posting/ transfer orders dated 31.07.2006	G	33
13	Copy of letter dated 05.06.2012	H	34
14	Copy of option and letter dated 02.07.2007	I	35-36
15	Copy of the office order dt.21.04.2011	J	37
16	Wakalat Nama		38

Through

Appellant

Halim Khan Bangash

&

Ishaq-ud-Din Chitrali

Advocates, Peshawar

Cell: 0321-9077627

Date: 28/02/2013

BEFORE THE SERVICE TRIBUNAL, KPK, PESHAWAR

Service Appeal No. 540 of 2013

506
28/2/2013

Ghaffar Khan S/o Said Khan
Instructor Grade-III,
Civil Defence Office, Peshawar

.....**APPELLANT**

VERSUS

1. Govt of KPK
through Secretary Home & Tribal Affairs Department,
Peshawar
2. Director Civil Defence, KPK,
G.T.Road near Bus Terminal, Peshawar
3. Deputy Director,
Civil Defence, G.T.Road near Bus Terminal, Peshawar
4. Imran Mahmood,
Instructor Grade-I,
Controller Civil Defence/ DCO Office, Kohat
5. Amanullah Shah,
Instructor Grade-I,
Controller Civil Defence/ DCO Office, Hangu

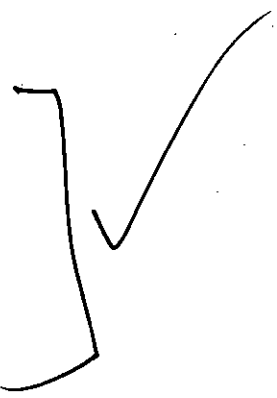
.....**RESPONDENTS**

**Appeal u/s 4 of the Khyber
Pakhtunkhwa Service Tribunal
Act, 1974 against the seniority
list issued vide letter No.6754-
76/1357/DCD/Estt dt.07.06.12**

**Re-submitted to
and filed.**


28/2/13

as well as final seniority list No.9014-37/1/357/DCD/ESTT dt.21.11.2012, whereby the respondents No.4 and 5 who are junior to the appellant have been promoted to Grade-I and against departmental appeal filed by the appellant on 26.06.2012 and no response has been received so far and against departmental appeal dated 02.01.2013, respondent No.1 verbally told the appellant the his appeal has been filed.



Prayer in Appeal:

On acceptance of this appeal, the appellant may be promoted to the post of Instructor Grade-I and seniority list (Promotion) to the extent of respondent No.4 & 5 may be declare null & void.



Respectfully Sheweth:

1. That the appellant was appointed as Junior Clerk in the Civil Defence Department on 23.06.1987. (Copy of appointment order is attached as Annexure "A").

2. That the cadre of appellant was changed as Instructor Grade-III on 05.11.1991 and since then he is working on the post of Instructor Grade-III. (Copy of Relieving Order dated 07.11.1991 is attached as Annexure "B").
3. That the appellant having an unblemished record and work hardly to the satisfaction of his superiors, no complaint regarding his service and character has been received by the department so far.
4. That during the service, the appellant has completed many courses successfully. (Copies of Certificate are attached as Annexure C-1 to C-14).
5. That the respondents issued seniority list first time on 31.12.2000 and the appellant was showing at serial No.9 and respondent No.5 was showing at serial No.10, while respondent No.4 is not where in the seniority list. (Copy of seniority list dated 31.12.2000 is Annexure "D").
6. That recently, vide letter No.6754-76/1357/DCD/Estt dated 07.06.2012 at tentative seniority list was issued in which respondents No.4 and 5 have been promoted as Instructor Grade-I, later on 21.11.2012 final seniority list was also issued, in which the tentative list was upheld, which is illegal, unlawful and ineffective upon the rights of the appellant, the said seniority list as well as final seniority list to the extent of respondents No.4 and 5 is liable to be struck down. (Copy of seniority list dated 07.06.2012 is attached as Annexure

“E” and final seniority dated 21.11.2013 is Annexure “E/1”).

7. That the appellant has filed a departmental appeal against the said list to the respondent No.1, but no response has been received by the appellant so far. Lateron, 28.01.2013 on hearing of departmental appeal of the appellant against final seniority list, the respondent No.1 verbally told to the appellant that appeal has been filed (Annex-F & F/1), hence this appeal before this Honourable Tribunal, inter alia, on the following grounds:

GROUND S:

- A. That the respondents have violated the law by promoting the respondents No.4 and 5 who are junior to the appellant.
- B. That the appellant was recruited on 23.06.1987 while the respondents No.4 and 5 are recruited in the department on 06.11.1995, 12.09.1994 respectively, hence the seniority list issued by the respondents are totally illegal and against the norms of justice.
- C. That the appellant is serving as Junior Clerk Instructor Grade-III BPS-5 (upgraded BPS-7 in 2009) in the same grade from the last 25 years and made better qualified respondents No.4 and 5 but the respondents illegally ignored all these facts and placed the appellant at the bottom while junior and less

experienced persons have been placed before appellant in the list.

- D. That in the past some Instructors have been directly recruited as Instructor in grade-I which is against the Pakistan Civil Defence Department (subordinate posts) Recruitment Rules, 1968 and that was damaged the promotion of the appellant and others.
- E. That respondent No.4 was a most junior instructor (now Instructor Grade-I) adjusted from surplus pool as Instructor grade-III on 03.11.2001 and promoted as Grade-I on 31.01.2012 upheld through final seniority list dated 21.11.2012 that is the classic example of nepotism and favoritism, while the appellant is more senior and 25 years unblemished record and having better job course was ignored illegally and unlawful.
- F. That no advertisement as required under the recruitment rules/ policy has been made nor notified the vacant post to attached district offices etc, which has been deprived the appellant from participation in the test/ interview and availing the chances as Instructor Grade-II.
- G. That there is no district rules framed by the competent authority nor notified any order for district coordinator/ Deputy Commissioner to the case or other district in case of District Civil Defence staff BPS-1 to 15, which is most objectionable and misdeed, the DCOs can exercise power of appointment only as

and when Home Department declare the post of District Civil Defence Staff BPS-1 to 15 working in 12 districts civil defence offices in KPK as District Cadre Post but no step has been taken so far. On the other hand, the District DPC Peshawar observed that no district service rules have been formed for district civil defence employees, in the light of observation of district DPC the promotion of respondent No.4 as instructor Grade-II and then as Instructor Grade-I is illegal and violation of all standing rules and against the norms of justice.

- H. That if the DCO/ DC is competent authority to recruit/ appoint official from BPS-1 to 15 on their respective district but why the Civil Defence Authority transferred the official from other district to Peshawar against vacant posts which deprive the next senior most official from the promotion, which is illegal and unlawful. (Copy of posting/ transfer orders dated 31.07.2006 is Annexure "G").
- I. That surprisingly, the respondents have obtained option from BPS-1 to 14 for promotion in province of KPK, it means that the devolution of the department has not been made so far. (Copy of letter dated 05.06.2012 is Annexure "H").
- J. That even then the option has been given by the appellant for promotion in any where in the province. (Copy of option and letter dated 02.07.2007 is Annexure "I").

- K. That even then the appellant was neither promoted on district cadre nor provincial cadre, therefore, the act of respondents No.1 to 3 is absolutely illegal and without jurisdiction by promoting the respondents No.4 and 5.
- L. That without any DPC and illegally, the respondent No.2 has upgraded/ promoted some officials from BPS-9 to BPS-14 provincially. (Copy of the office order dt.21.04.2011 is Annexure "J").
- M. That any other ground, with leave of the Honourable Tribunal, will be raised at the time of hearing of the appeal, if any.

It is, therefore, most humbly prayed that on acceptance of this appeal, the appellant may be promoted to the post of Instructor Grade-I and seniority list (Promotion) to the extent of respondent No.4 & 5 may be declare null & void.

Any other relief, which has not been asked for specifically and the Honourable Tribunal deem appropriate, may also be granted in favour of the appellant.

Through

Appellant

Halim Khan Bangash

&

Ishaq-ud-Din Chitrali

Advocates, Peshawar

Cell: 0321-9077627

Date: 28/02/2013

BEFORE THE SERVICE TRIBUNAL, KPK, PESHAWAR

Service Appeal No. _____ of 2013

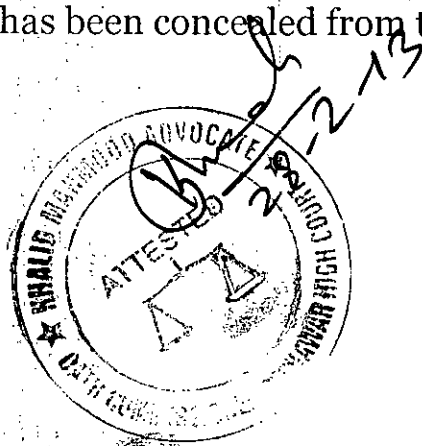
Ghaffar Khan.....Appellant

VERSUS

Govt of KPK and others.....Respondents

AFFIDAVIT

I, Ghaffar Khan S/o Said Khan Instructor Grade-III, Civil Defence Office, Peshawar, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



DEPONENT

CNIC# 17301-3221276-9

BEFORE THE SERVICE TRIBUNAL, KPK, PESHAWAR

Service Appeal No. _____ of 2013

Ghaffar Khan.....Appellant

V E R S U S

Govt of KPK and others.....Respondents

ADDRESSES OF PARTIES

APPELLANT:

Ghaffar Khan S/o Said Khan
Instructor Grade-III,
Civil Defence Office, Peshawar

RESPONDENTS:

1. Govt of KPK
through Secretary Home & Tribal Affairs Department,
Peshawar
2. Director Civil Defence, KPK,
G.T.Road near Bus Terminal, Peshawar
3. Deputy Director,
Civil Defence, G.T.Road near Bus Terminal, Peshawar
4. Imran Mahmood,
Instructor Grade-I,
Controller Civil Defence/ DCO Office, Kohat
5. Amanullah Shah,
Instructor Grade-I,
Controller Civil Defence/ DCO Office, Hangu

Through

Appellant


Halim Khan Bangash
Advocates, Peshawar

Date: 28/02/2013

CIVIL DEFENCE DIRECTORATE
GOVT OF N.W.F.P. PESHAWAR

Dated 23.6 1987

OFFICE ORDER

No. 4985 / 1/112/DCD. Mr. Ghaffar Khan S/O Said Khan residence of Mohallah Kotla Kham House No. 20 PT Gunj Gate Peshawar City is hereby appointed as Junior Clerk in Civil Defence Directorate NWFP Peshawar on six months probation period with immediate effect or from the date of taking over the charge of his duties in NPS.5 (Rs. 520-18-880) plus usual allowances subject to the production of following documents:-

1. Health and Age Certificate from Civil Surgeon Peshawar.
2. Domicile Certificate.
3. Character Certificate.

His appointment is purely temporary which can be terminated at any time without any notice, but in case he desires to leave his job, he will give 14 days notice or will deposit 14 days pay in lieu thereof.

(MANZOOR HUSSAIN)
DIRECTOR CIVIL DEFENCE NWFP
PESHAWAR.

Order No. 4786 / 1/481/DCD

Dated 23.6 1987

Copy forwarded to the:-

1. Accountant General NWFP, Peshawar.
2. Official Concerned.
3. Personal File.

ATTESTED
Hafiz Khan Mangash
Advocate

(MANZOOR HUSSAIN)
DIRECTOR CIVIL DEFENCE NWFP
PESHAWAR

RELIEVING ORDER.

9
Annexure 'B'

Mr. Ghaffar Khan Junior Clerk of this Directorate is hereby relieved of his duties with immediate effect in accordance with Office Order No. 4138/1/139/DCD dated 5-11-1991 and directed to go to the Controller Civil Defence and D.C. Peshawar as Instructor.

DIRECTOR CIVIL DEFENCE
N.W.F.P. PESHAWAR.

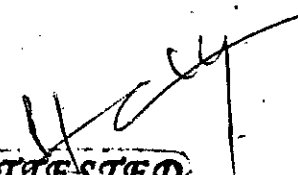
4174-76

Endst. NO. ~~4185-89~~ /1/139/DCD dated Peshawar the 7-11-1991.

Copy forwarded to;-

1. The Controller Civil Defence and D.C. Peshawar.
2. The Accountant General, N.W.F.P., Peshawar.
3. Mr. Ghaffar Khan, Junior Clerk Civil Defence, Directorate, for compliance.


DIRECTOR CIVIL DEFENCE
N.W.F.P. PESHAWAR.


ATTESTED
Halim Khan Bangash
Advocate

Annexure 'C-1'

10

S. No. 5652



GOVERNMENT OF PAKISTAN DIRECTORATE GENERAL CIVIL DEFENCE
CIVIL DEFENCE TRAINING SCHOOL, PESHAWAR

This is to certify that

MR. GHAFFAR KHAN S/O SAID KHAN

a nominee of DIRECTOR CIVIL DEFENCE N.W.F.P. PESHAWAR

attended CIVIL DEFENCE GENERAL INSTRUCTORS 'COURSE No 59

at this school from 04-1-1992 to 06-2-1992 and qualified.

He is hereby authorised to give basic instructions in the Civil Defence aspects of :

- | | |
|-----------------------------|---------------------------------|
| 1. Warden Service. | 5. Basic Fire Fighting. |
| 2. Rescue Service. | 6. Unexploded Missiles. |
| 3. Casualty Service. | 7. Elementary Chemical Warfare. |
| 4. High Explosive Missiles. | 8. Elementary Atomic Warfare. |

DIRECTOR TRAINING

COMMANDANT

Advocate
M. Ghaffar Khan
Peshawar

Dated 06-2-1992

Federal Civil Defence Training School

PROFORMA



Certificate

MR. GHAFFAR KHAN

Of DIRECTOR CIVIL DEFENCE N.W.F.
P. PESHAWAR.

has Successfully Completed

CIVIL DEFENCE SPLT: INSTRUCTOR'S COURSE (CASUALTY SERVICE) NO. 57

Conducted at Federal Civil Defence Training School

PESHAWAR

from 05-2-1995 *to* 02-3-1995

[Signature]
Director Training

ATTESTED
[Signature]
Halim Khan Bangash
Advocate

[Signature]
Commandant

S. No. 6149



Annexure C-2

**GOVERNMENT OF PAKISTAN DIRECTORATE GENERAL CIVIL DEFENCE
CIVIL DEFENCE TRAINING SCHOOL,**

This is to certify that

MR. GHAFFAR KHAN S/O SAID KHAN

a nominee of **DIRECTOR CIVIL DEFENCE N.W.F.P. PESHAWAR**

attended **FIRE MAN COURSE** No **42**

at this school from **26-9-1992** to **29-10-1992** and qualified.

DIRECTOR TRAINING

COMMANDANT

ATTESTED
Halim Khan
Advocate

Dated 29-10-1992

S. No. 6919

Government of Pakistan

12

Annexure 'C-3'

Federal Civil Defence Training School

REGISTRATION NO.



Certificate

MR. CHAFFAR KHAN Of DIRECTOR CIVIL DEFENCE N.W.F.F.
PESHAWAR.

has Successfully Completed

CIVIL DEFENCE SFLT. INSTRUCTOR'S COURSE (WARDEN SERVICE) NO. 45

Conducted at Federal Civil Defence Training School

PESHAWAR

from 05-2-1994 *to* 10-3-1994

ATTESTED
Halim Khan Bangash
Advocate

Commandant

Dir. for Training

S. No. 7057

Government of Pakistan

13

'Annexure C-4'

Federal Civil Defence Training School



Certificate

MR. CHAFFAR KHAN *Of* DIRECTOR CIVIL DEFENCE N.W.F.
P. PESHAWAR.

has Successfully Completed

LEADING FIRE MAN COURSE NO. 37

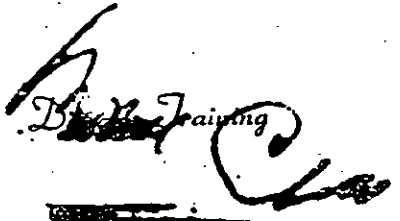
Conducted at Federal Civil Defence Training School

PESHAWAR

from 09-7-1994 *to* 28-7-1994

ATTESTED
Halim Khan Bangash
Advocate


Commandant


Training



15 Annexure 'C-6'
Phone : 810039

**APPLICATION FOR THE GRANT OF SCHOLARSHIP FROM THE NWFP
GOVERNMENT SERVANTS BENEVOLENT FUND PART I & PART II
(FOR THE YEAR 2004-05)**
**COMMANDANT
Federal Civil Defence Training School
PESHAWAR.**

1. Name of Student

PESHAWAR.

DA No 15/12/95-CDTS(P)/

Date 01-3-1995

COMMENDATION CERTIFICATE

Certified that Mr. Ghaffar Khan S/O Said Khan, Instructor Grade-III, Civil Defence Office Peshawar City, attended Civil Defence Splt:Instructor's Course(Casualty Service)No.57, held in this School from 05.2.1995 to 02.3.1995.

During this period, he showed good performance took keen interest in class activities and discussion, Keeping overall result in view, he got 1st Position in class.

I wish his success in future.

ATTESTED
Halim Khan Bangash
Advocate


(MOHAMMAD HANIF)
COMMANDANT

S. No. 11156

16 Annexure C-7

Government of Pakistan

Federal Civil Defence Training School PESHAWAR



Certificate

MR. GHAFFAR KHAN S/O. Of DIRECTOR CIVIL DEFENCE N.W.F.P.
SAID KHAN PESHAWAR

has Successfully Completed

CIVIL DEFENCE SPLT:INSTRUCTOR'S COURSE(RESERVE SERVICE)NO. 51

Conducted at Federal Civil Defence Training School

PESHAWAR

from 02-2-1998 *to* 14-3-1998

ATTESTED

Halim Khan
Advocate

Commandant

Director Training

17

Annexure 'C-8'

Phone: 810751
810039

COMMANDANT
Federal Civil Defence Training School
PESHAWAR.

D O. No. 100/12/98-CDTS(P)/Date: 14-3-1998


COMMENDATION CERTIFICATE

Certified that Mr. Ghaffar Khan S/O Said Khan Instructor G-III, Civil Defence N.W.F.P, Peshawar, attended Civil Defence Splt: Instructor's Course (Rescue Service) No. 51 held in this School from 02-2-1998 to 14-3-1998.

During this period, he showed good performance took keen interest in class activities and discussion, keeping overall result in view, he got 1st Position in class.

I wish his success in future.

~~ATTESTED~~
~~Halim Khan Bangash~~
~~Advocate~~


(MOHAMMAD HANIF)
COMMANDANT
TEL: 810039

No SFO-57-1165

Government of Pakistan

18

Annexure 'C-9'

Regn No. 2000-111E-13492

National Institute of Fire Technology

Islamabad



Certificate

MR. GHAFFAR KHAN S/O SAID KHAN

of Civil Defence, NWFP, Peshawar, has attended

Station Fire Officer's

Course No. 57

at this institution from 11-1-2000 to 1-4-2000 and qualified.

Date

Mohammad H
Director Training

ATTESTED
Hafiz Khon Bangash
Advocate

Director

19 Annexure 'C-10'

GOVERNMENT OF PAKISTAN

Regn. No. 39

Certificate No. 16823

DIRECTORATE GENERAL CIVIL DEFENCE



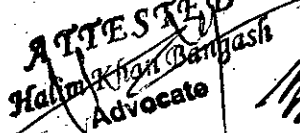

FEDERAL CIVIL DEFENCE TRAINING SCHOOL
PESHAWAR

Certificate

This is to certify that Mr./Miss/Mrs. GHAFFAR KHAN S/O SAID KHAN
of DIRECTOR CIVIL DEFENCE N.W.F.P PESHAWAR
attended CIVIL DEFENCE BASIC NUCLEAR BIOLOGICAL & CHEMICAL WARFARE No. 4
COURSE
held from 11-9-2000 to 23-9-2000 and qualified.

Dated : 23-9-2000


DIRECTOR TRAINING

ATTESTED

Advocate

COMMANDANT

GOVERNMENT OF PAKISTAN

Regn. No. 3464/06

Certificate No. _____

DIRECTORATE GENERAL CIVIL DEFENCE



CIVIL DEFENCE ACADEMY
LAHORE

Certificate

This is to certify that MR. SHAFFAR KHAN S/O SAJJID KHAN
of CIVIL DEFENCE DEPARTMENT, FISHAWAR
attended CIVIL DEFENCE DISASTER SERVICES MANAGEMENT COURSE No. 33
held from 2-1-2006 to 28-1-2006 and qualified.

DIRECTOR TRAINING -

ATTESTED
Halim Khan Bangash
Advocate

COMMANDANT

Dated: 28 JAN 2006

EMERGENCY SERVICES ACADEMY



This is to certify that

Ghaffar Khan

has successfully completed the

BASIC LIFE SUPPORT ORIENTATION COURSE

at Emergency Services Academy,
Punjab Emergency Service (Rescue 1122), Lahore.

From: 5th May to 5th June, 2009.

Ali Imam

(DR. ALI IMAM SYED)
ASSISTANT DIRECTOR MEDICAL

Muhammad Farhan Khalid

(DR. MUHAMMAD FARHAN KHALID)
ADMINISTRATOR

Rizwan Naseer

(DR. RIZWAN NASEER)
DIRECTOR GENERAL

Hakim Khan Bangash
ATTESTED
Hakim Khan Bangash
Advocate



Certificate

gtz

This Certificate of one month **Training on Job related Medical, Fire & Rescue skills** awarded to

Mr. SHAFFAR KHAN

Department CIVIL DEFENSE PESHAWAR

GROUP OF TRAINERS

- | | |
|---------------------------------|---|
| Team Leader | Mr Naeem Zarrar Ahmad (Ahmad Medix) |
| Course Coordinator | Dr Abdur Rahman (Rescue 1122) |
| Course Monitor | Ms Deeba Shahnaz Akhter (Rescue 1122) |
| Senior Instructor Fire Fighting | Mr Ghlum Muhammad Naz (MC Fire Service Rwp) |
| Instructor Search & Rescue | Muhammad Hanif (Rescue 1122) |
| Instructor | Mr Hamid (Rescue 1122) |
| Instructor | Mr Ameen (Rescue 1122) |
| Training Evaluated by | Muhammad Ahsan (Rescue 1122 Punjab) |

Duration: 1st July to 30th July, 2009

Venue: Fire Brigade Station, Kohatl Gate, Peshawar

[Signature]
Dr. Sohail M. Ahmad

Managing Director

Ahmad Medix (Life Care) Lahore

Consultant on Establishment of Emergency Response System

ATTESTED

[Signature]
Halim Khan Bangash
Advocate

Mr. Christian Mueller

Principal Advisor

GTZ DPMP (German Technical Cooperation Agency), Pakistan.
Organizer

Institute for Disaster Risk Management

Certificate of Achievement
Awarded to

Mr. Ghaffar Khan

In token of this valued participation in.

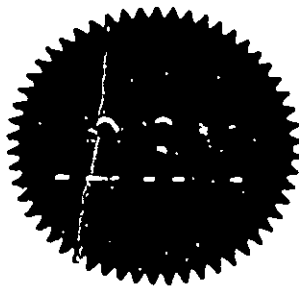
Training of Trainers (ToT)

On

Civil Defence

Conducted by the Institute

From 17th December, 2009 to 19th December, 2009 at Peshawar

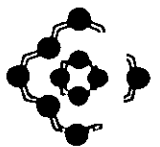


Jamil Asgher Bhatti
Chief Executive Officer

Institute for Disaster
Risk Management

Disaster Preparedness
and Management Project

gtz



Lok Parva

Attested
Honey

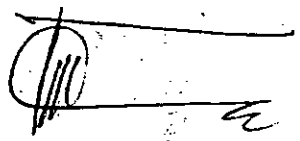
vide DC DSWFL, Peshawar
 order no: 325-43/1/357/000
 dated: 19-1-2001

24

Annexure 'D'

SENIORITY LIST OF INSTRUMENTAL ASSISTANTS (PPS-5)
 CIVIL DEFENCE DEPARTMENT NORTH AS-SWCD ON 31-12-2000.

Total Sanctioned Posts: 27
 (i) Provincial 27
 (ii) FATA 7



Serial No.	Name of Official	Date of Birth & Domicile.	Educational Qualification	Date of entry into Govt. Service.	Date of entry in Civil Defence Department.	Present with da
1	2	3	4	5	6	7
1.	Mr. Gul Karim	1-5-1957. Peshawar.	Intermediate	16-7-1985	16-7-1985	16-7-
2. ✓	Mr. Muhammad Shafi	15-6-1957. Mansehra Mansehra	Intermediate	26-7-1985	26-7-1985	28-7-
3.	Mr. Shair-Ud-Din	8-3-1965. Dir.	Intermediate (M.A.)	1-3-1987	1-3-1987	1-3-
4. ✓	Mr. Muhammad JAMIL	4-5-1968. Abbotabad.	Intermediate	30-5-1990	30-5-1990	30-5-
5.	Mr. Ismat Ullah	13-5-1963 Mansehra Bannu.	Matric	29-5-1991	29-5-1991	29-5-1
6.	Mr. Afzal Hussain	10-4-1969 Mardan.	Intermediate	29-5-1991	29-5-1991	29-5-1
7.	Mr. Nadeem Shahzad	7-3-1972 Peshawar.	B. A.	29-5-1991	29-5-1991	29-5-1
8.	Mr. Muhammad Nagir	1-10-1965 Charsadda.	Matric.	10-4-1984	10-4-1984 (J/Clerk.)	1-7-1 (Chang

ATTESTED
 Halim Khan Bangash
 Advocate

9. Mr. Ghafar Khan	1.5.53	Peshawar	Matric	24.6.1987	24.6.1987.	3.11.1991
10. Mr. Amanullah Khan	10.12.71	Kohat	Matric	12.9.1994	12.9.1994	Change of Cader. 12.9.1994.
11. Mr. Muhammad Naeem Khan	5.4.72	Swat	F.A.	1.10.1995 Naib Nasid	14.2.1996 J/Clerk	1.3.1996 Change of Cader.
12. Mr. Masool Khan	1.0.54	Mardan	F.A.	1.3.1996 Naib Nasid	16.4.1996 J/Clerk	12.5.1996 Change of Cader.
13. Mr. Sajid	22.5.58	Mardan	Matric	2.5.1996 Naib Nasid	14.5.1996 J/Clerk	3.6.1996 Change of Cader.
14. Mr. Muhammad Ili			Matric	1-5-1983 Chowkidar	28-12-1996 J/Clerk.	20-2-1997 Change of Cader.

(AQEEL)

(SIKANDAR ZIA)
 LT. COL. (RETD)
 DIRECTOR CIVIL DEFENCE
 N. W. F. P. PESHAWAR.

ATT
 Halim Khan Bangash
 Advocate

26

Annexure 'E'

CIVIL DEFENCE DIRECTORATE
GOVT OF KHYBER PAKHTUNKHWA
PESHAWAR.

Phone:2263158 (Fax:2263159)

No. 6754-76 /1357/DCD/Estt.

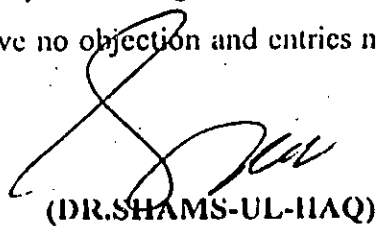
Dated 07-06-2012.

To:- All Controllers Civil Defence/
District Coordination Officers and
Political Agents in
Khyber Pakhtunkhwa / FATA

Subject:- TENTATIVE SENIORITY LIST OF INSTRUCTOR GRADE-I OF
THE CIVIL DEFENCE DEPARTMENT KHYBER
PAKHTUNKHWA / FATA AS STOOD ON 31-05-2012.

Tentative seniority list of Instructors Grade-I of Civil Defence Department
Khyber Pakhtunkhwa / FATA has been prepared from available record of this Directorate
and is circulated amongst all concerned for information.

2. Incorrect entry in the service particulars or objection if any on the said list
may please be furnished to this Directorate within Ten days or through Fax, otherwise it
will be presumed that concerned Instructors Grade-I have no objection and entries made
in the said list are correct.



(DR. SHAMS-UL-HAQ)
DIRECTOR

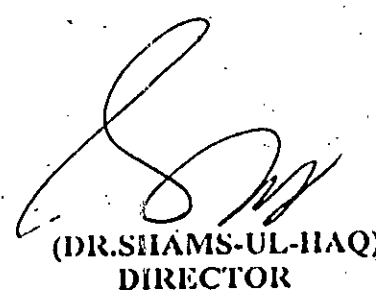
Dated 07-06-2012.

Endst: No. 6777-6802 /1/357/DCD/Estt.

Copy forwarded to:-

1. All Civil Defence Officers / Instructors Incharge Khyber Pakhtunkhwa /
FATA for information and similar action.
2. The Superintendent, Civil Defence Directorate (FATA), Warsak Road
Peshawar for information.
3. File No. 1/184-A/DCD/Estt.
4. File No. 1/660/DCD/Estt.

~~ATTESTED~~
Hafiz Khan Bangash
Advocate



(DR. SHAMS-UL-HAQ)
DIRECTOR

27

**SENIORITY LIST OF INSTRUCTORS GRADE-I CIVIL DEFENCE DEPARTMENT
KHYBER PAKHTUNKHWA AS STOOD ON 31-05-2012.**

**Total Provincial Sanctioned Posts 17 Vacant Posts. 5
Total FATA Sanctioned Posts 7 Vacant Posts. 2**

S. #	Name of Official with Academic Qualification	Date of Birth & Domicile	Date of 1 st entry into Govt. Service	Regular appointment / promotion to the present post			Present Appointment / Promotion
				Date	BFS	Method of recruitment / appointment	
1.	Mr. Muhammad Hussain, B.A LLB.	10-10-1956 Swat	16-4-1979 As Instructor Grade-III	i. 16-4-1979 As Instructor Grade-III ii. 19-5-1982 As Instructor Grade-II iii. 4-4-1996 As Instructor Grade-I	07 11 14	By initial appointment By Promotion By Promotion	4-4-1979 As Instructor
2.	Mr. Hussain Akbar. B.A.	15-3-1955 Kurram Agency	24-11-1982 As Instructor Grade-II	i. 24-11-1982 As Instructor Grade-II ii. 04-04-1996 As Instructor Grade-I	11 14	By initial appointment By Promotion	4-4-1982 As Instructor
3.	Mr. Muhammad Wazir. Matric.	9-1-1961 Chitral	14-02-1981 As Instructor Grade-III	i. 14-02-1981 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 01-4-2004 As Instructor Grade-I	07 11 14	By initial appointment By Promotion By Promotion	1-4-1981 As Instructor
4.	Mr. Aftab Ahmad Matric.	14-07-1961 Mansehra	19-10-1982 As Instructor Grade-III	i. 19-10-1982 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 16-09-2008 As Instructor Grade-I	07 11 14	By initial appointment By Promotion By Promotion	16-09-1982 As Instructor
5.	Mr. Muhammad Shah. Matric	15-06-1967 Mansehra	28-07-1985 As Instructor Grade-III	i. 28-07-1985 As Instructor Grade-III. ii. 26-04-2004 As Instructor Grade-II iii. 26-12-2008 As Instructor Grade-I	07 11 14	By initial appointment By Promotion By Promotion	26-12-1985 As Instructor

ATTESTED
Halim Khan Bangash
Advocate

Name of Official with Academic Qualification	Date of Birth & Domicile	Date of 1 st entry into Govt; Service	Regular appointment / promotion to the present post			Present App Promotion
			Date	BPS	Method of recruitment / appointment	
6. Mr. Zahir Shah, M.A Islamiyat	15-5-1960 Charsadda	15-12-1983 As Instructor Grade-II	i. 15-12-1983 As Instructor Grad-II ii. 12-12-2009 As Instructor Grade-I	11 14	By initial appointment By Promotion	12-12- As Instructor
7. Mr. Akram Khan B.A.	22-01-1965 Kohat	13-04-1984 As Instructor Grade-III	i. 13-04-1984 As Instructor Grad-III ii. 11-04-1996 As Instructor Grade-II iii. 25-05-2010 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	25-05- As Instructor
8. Mr. Shah Qadam F.A.	06-01-1955 Lower Dir	12-06-1982 As Instructor Grade-III	i. 12-06-1982 As Instructor Grad-III ii. 04-04-1996 As Instructor Grade-II iii. 27-07-2010 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	27-07- As Instructor
9. Mr. Nazir Hussain F.A.	17-09-1961 D.I. Khan	01-12-1985 As Instructor Grade-III	i. 01-12-1985 As Instructor Grad-III ii. 04-04-1996 As Instructor Grade-II iii. 26-02-2011 as Instructor Grade-I	5 8 9	By initial appointment By Promotion By Promotion	26-02- As Instructor
10. Mr. Salim Khan, Matric	22-12-1963 Bajaur Agency	10-04-1984 As Instructor Grade-III	i. 10-04-1984 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 26-02-2011 As Instructor Grade-I	5 8 9	By initial appointment By Promotion By Promotion	26-02- As Instructor
11. Mr. Laiq Hussain, M.A. Political Science, B.Ed.	02-05-1966 Kurram Agency	01-06-1991 As Instructor Grade-III	i. 01-06-1991 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 26-02-2011 As Instructor Grade-I	5 8 9	By initial appointment By Promotion By Promotion	26-02- As Instructor

ATTESTED
Halim Khan Bangash
Advocate

(Signature)

Sl. No.	Name of Official with Academic Qualification	Date of Birth & Domicile	Date of 1 st entry into Govt; Service	Regular appointment / promotion to the present post			Present Promot
				Date	BPS	Method of recruitment / appointment	
12.	Mr. Sabir Ullah F.A.	14-06-1959 Peshawar	18-10-1981 Instructor Grade-III	i. 18-10-1981 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 12-01-2012 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	12 Instru
13.	Mr. Gul Karim F.A.	01-05-1957 Peshawar	14-07-1985 As Instructor Grade-III	i. 14-07-1985 As Instructor Grade-III ii. 26-04-2004 As Instructor Grade-II iii. 12-01-2012 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	12 Instru
14.	Mr. Imran Mahmood F.A.	01-05-1977	06-11-1995 As Junior Clerk Ex-DC Office Kohat	i. 03-11-2001 As Instructor Grad-III ii. 20-03-2007 As Instructor Grade-II iii. 31-01-2012 As Instructor Grade-I	7 11 14	By Adjustment From Surplus Pool. By Promotion By Promotion	31 Instru
15.	Mr. Wazir Zada Matric	10-03-1954 Mardan	07-10-1980 As Instructor Grade-III	i. 07-10-1980 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 14-02-2012 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	14 Instru
16.	Mr. Amanullah Shah B.A.	10-04-1967 Hangu	12-09-1994 As Instructor Grade-III	i. 12-09-1994 As Instructor Grade-III ii. 09-07-2008 As Instructor Grade-II iii. 28-03-2012 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	28 Instru
17.	Mr. Shahid Rehman M.Sc. Mathis.	24-04-1982 Miranshah	30-08-2007 As Instructor Grade-II	i. 30-08-2007 As Instructor Grade-II ii. 29-05-2012 As Instructor Grade-I	8 9	By initial appointment By Promotion	29-C Instru

CIVIL DEFENCE DIRECTORATE
GOVT. KHYBER PAKHTUNKHWA
PESHAWAR

Annex E/I
E-10

Phone: 2263158 (Fax:2263159)

No. 9014-37 /1/357/DCD/Estt.

Dated 21-11-2012.

To:- All Controllers Civil Defence/
District Coordination Officers and
Political Agents in
Khyber Pakhtunkhwa / FATA

Subject:- FINAL SENIORITY LIST OF INSTRUCTORS GRADE-I OF THE CIVIL
DEFENCE DEPARTMENT KHYBER PAKHTUNKHWA / FATA AS
STOOD ON 31-10-2012.

In continuation of this Directorate letter No.6754-76/1/357/DCD/Estt; dated
07-06-2012 on the subject noted above.

2. Final Seniority list of Instructor Grade-I of the Civil Defence Department
Khyber Pakhtunkhwa / FATA has been prepared and is circulated among all concerned for
information.

Sd/-
(DR.SHAMSI-UL-HAQ),
DIRECTOR

Endst.No. 9038-60 /1/357/DCD/Estt.

Dated 2/11/2012.

Copy forwarded to:-

1. All Civil Defence Officers / Instructors Incharge Khyber Pakhtunkhwa / FATA for information with reference to this Directorate Endst: No. 6777-6802/1/357/DCD/Estt; dated 07-06-2012.
2. The Superintendent, Civil Defence Directorate (FATA) Warsak Road Peshawar for information with reference to this Directorate Endst: No. cited above.
3. File No.1/184-A/DCD/Estt.
4. File No.1/660/DCD/Estt.

2023 Peshawar

Musab

(Signature)
Civil Defence Officer
Peshawar

(Signature)
(SHAMSIER ALI)
DEPUTY DIRECTOR

Seen
Please file in
proper file and
then put up

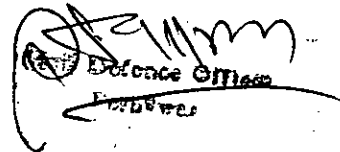
22/11/2012

Seniority list

ATTACHED
(Signature)
Advocate

Sl. No.	Name of Officer with Academic qualification & Designation	Date of Birth & Domicile	Date of 1 st entry in to Govt: Service	Regular appointment / promotion to the present post			Present Appointment / Promotion with Date	Remarks if any
				Date	BPS	Method of recruitment appointment		
16.	Mr. Amanullah Shah B.A.	10-04-1967 Hangu	12-09-1994 As Instructor Grade-III	i. 12-09-1994 As Instructor Grade-III ii. 09-07-2008 As Instructor Grade-II iii. 28-03-2012 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	28-03-2012 As Instructor Grade-I	
17	Mr. Shahid Hussain M.Sc. Maths	04-04-1982 Miranshah	30-08-2007 As Instructor Grade-II	i. 30-08-2007 As Instructor Grade-II ii. 29-05-2012 As Instructor Grade-I	8 9	By initial appointment By Promotion	29-05-2012 As Instructor Grade-I	
18.	Mr. Ejaz Ahmad F.A.	28-03-1963 D.I.Khan	01-09-1984 As Instructor Grade-III	i. 01-09-1984 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 14-06-2012 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	14-06-2012 As Instructor Grade-I	

Attested.


Director


(DR. SHAMS-UL-HAQ)
DIRECTOR

Attested

Sl.#	Name of Officer with Academic qualify: & Design:	Date of Birth & Domicile	Date of 1 st entry in to Govt. Service	Regular appointment / promotion to the present post			Present Appointment / Promotion with date	Remarks if any
				Date	BPS	Method of recruitment appointment		
11.	Mr.Laiq Hussain M.A Political Science, B.Ed	02-05-1966 Kurram Agency	01-06-1991 As Instructor Grade-III	i. 01-06-1991 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 26-02-2011 As Instructor Grade-I	5 8 9	By initial appointment By Promotion By Promotion	26-02-2011 As Instructor Grade-I	
12	Mr.Sabir Ullah F.A.	14-06-1959 Peshawar	18-10-1981 As Instructor Grade-III	i. 18-10-1981 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 12-01-2012 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	12-01-2012 As Instructor Grade-I	
13.	Mr.Gul Karim F.A.	01-05-1957 Peshawar	14-07-1985 As Instructor Grade-III	i. 14-07-1985 As Instructor Grade-III ii. 26-04-2004 As Instructor Grade-II iii. 12-01-2012 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	12-01-2012 As Instructor Grade-I	
14.	Mr.Imran Mahmood F.A.	01-06-1977 Kohat	06-11-1995 As Junior Clerk Ex-DC Office Kohat	i. 03-11-2001 As Instructor Grade-III ii. 20-03-2007 As Instructor Grade-II iii. 31-01-2012 As Instructor Grade-I	7 11 14	By Adjustment from Surplus Pool By Promotion By Promotion	31-01-2012 As Instructor Grade-I	
15.	Mr.Wazir Zada Matric	10-03-1954 Mardan	07-10-1980 As Instructor Grade-III	i. 07-10-1980 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 14-02-2012 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	14-02-2012 As Instructor Grade-I	

ATTESTED
Halim Khan Zangash
Ar. Date

Attested


Attested

Cont; On p/4...

-: 2 :-

S. #	Name of Officer with Academic qualify: & Design:	Date of Birth & Domicile	Date of 1 st entry in to Govt. Service	Regular appointment / promotion to the present post			Present Appointment / Promotion with Date	Remarks if any
				Date	BPS	Method of recruitment appointment		
6.	Mr. Zahir Shah M.A Islamiyat	15-05-1955 Charsadda	15-12-1983 As Instructor Grade-II	i. 15-12-1983 As Instructor Grade-II ii. 12-12-2009 As Instructor Grade-I	11 14	By initial appointment. By Promotion	12-12-2009 As Instructor Grade-I	
7.	Mr. Akram Khan B.A.	22-01-1955 Kohat	13-04-1984 As Instructor Grade-III	i. 13-04-1984 As Instructor Grade-III ii. 11-04-1996 As Instructor Grade-II iii. 25-05-2010 As Instructor Grade-II	7 11 14	By initial appointment. By Promotion By Promotion	25-05-2010 As Instructor Grade-I	
8.	Mr. Shah Qadam F.A.	06-01-1955 Lower Dir	12-06-1982 As Instructor Grade-II	i. 12-06-1982 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 27-07-2010 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	27-07-2010 As Instructor Grade-I	
9.	Mr. Nazir Hussain F.A.	17-09-1955 D.I. Khan	01-12-1985 As Instructor Grade-III	i. 01-12-1985 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 26-02-2011 As Instructor Grade-I	5 8 9	By initial appointment By Promotion By Promotion	26-02-2011 As Instructor Grade-I	
10.	Mr. Salim Khan Matric	22-12-1965 Bajaur Agency	10-04-1984 As Instructor Grade-III	i. 10-04-1984 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 26-02-2011 As Instructor Grade-I	5 8 9	By initial appointment By Promotion By Promotion	26-02-2011 As Instructor Grade-I	

Attested

Attested

 Attested Officer
 Peshawar

ATTESTED
 Hafim Khan
 Advocate

**FINAL SENIORITY LIST OF INSTURCTOR GRADE-1 CIVIL DEFENCE DEPARTMENT
KHYBER PAKHTUNKHWA /FATA AS UNDERSTOOD**

29-B

S. #	Name of Officer with Academic qualify: & Design:	Date of Birth & Domicile	Date of 1 st entry in to Govt. Service	Regular appointment / promotion to the present post			Present Appointment / Promotion with date	Remarks if any
				Date	BPS	Method of recruitment appointment		
1.	Mr. Muhammad Hussain. B.A LLB,	10-10-1956 Swat	16-04-1979 As Instructor Grade-III	i. 16-04-1979 As Instructor Grade-III. ii. 19-05-1982 As Instructor Grade-II iii. 04-04-1996 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	04-04-1996 As Instructor Grade-I	
2.	Mr. Hussain Akber, B.A.	15-03-1955 Kurrum Agency	24-11-1982 As Instructor Grade-II	i. 24-11-1982 As Instructor Grade-II ii. 04-04-1996 As Instructor Grade-I	8 9	By initial appointment By Promotion	04-04-1996 As Instructor Grade-I	
3.	Mr. Muhammad Wazir. Matric	09-01-1961 Chitral	14-02-1981 As Instructor Grade-III	i. 14-2-1981 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 01-04-2004 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	01-04-2004 As Instructor Grade-I	
4.	Mr. Aftab Ahmad Matric	14-07-1961 Mansehra	19-10-1982 As Instructor Grade-III	i. 19-10-1982 As Instructor Grade-III ii. 04-04-1996 As Instructor Grade-II iii. 16-09-2008 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	16-09-2008 As Instructor Grade-I	
5.	Mr. Muhammad Shafi FA. Electrical Diploma.	15-06-1967 Mansehra	28-07-1985 As Instructor Grade-III	i. 28-07-1985 As Instructor Grade-III ii. 26-04-2004 As Instructor Grade-II iii. 26-12-2008 As Instructor Grade-I	7 11 14	By initial appointment By Promotion By Promotion	26-12-2008 As Instructor Grade-I	

ATTACHED
Hasim Khan
Advocate

Cont; On p/2...

Attested
[Signature]
[Stamp]

To

The Secretary,
Govt of Khyber Pukhtunkhwa,
Home and Tribal Affairs Department,
Peshawar.

Subject:- APPEAL
R/Sir,

With due respect I beg to say that I am serving as Instructor Grade-III at the office of the Controller Civil Defence and District Coordination Officer, Peshawar. My initial appointment is as Junior Clerk on 23-06-1987 and then changes cadre as Instructor Grade-III on 5-11-1991. In continuation of application dated 28-5-2007 addressed to the Director Civil Defence Peshawar and then resubmitted another application dated 2-8-2007 addressed to the Section Officer (CD/DP), Govt of Khyber Pukhtunkhwa, Home and Tribal Affairs Department Peshawar along with a copy to the Director Civil Defence, Peshawar vide District Civil Defence Office letter No.1063/CDP, dated 9-8-2008 but the replies are still awaited. (copies are attached). I have the honors to lay down the following lines for your sympathetic consideration and the justice.

1. I am serving (Junior clerk + Instructor Grade-II BPS-5 now up-graded BPS-7 in the year 2009) in the same Grade from last 25 years but on the other side my experience is better than others in the list but the said Instructors despite his senior status in view of his date of appointment and better qualified courses has been ignored all along and placed at the lower or bottom position of seniority and junior and lesser qualified individuals have been placed before him in the list.
2. In the past, some Instructors have been directly recruited as Instructor Grade-I and In this regard the rules are very clear that no direct recruitment in Grade-I is possible nor legally valid. Moreover the recruitments of Instructor Grade-I already suffer the promotion of Instructor Grade-II along with the promotion of Instructor Grade-III. The Interest of Grade-II and Grade-III who were already serving since long were severely damaged and their 100-% quota of promotion to Grade-I were also usurped by the illegal direct appointees in Grade-I. They were made to sit and wait.

ATTESTED
Halim Khaliq Bangash
Advocate

- 3)
3. There has been a system of nepotism and favoritism from the very outset and most junior Instructors (now Instructor Grade-I) namely Mr. Imran Mehmood is adjusted from surplus pool as Instructor Grade-III on 3-11-2001 and promoted as Instructor Grade-II on 20-03-2007 and recently promoted as Instructor Grade-I on 31-1-2012 and the other side my date of appointment as Junior Clerk on 23-6-1987 and then changes the cadre as Instructor Grade-III on 5-11-1991, so I am waiting for promotion as Instructor Grade-II from last 25 years with more experience and better job courses. From over all record I am senior to him in the cadre of Instructor Grade-III.
 4. Mr. Amanullah Shah was appointed on 12-09-1994 as Instructor Grade-III and promoted as Instructor Grade-II on 9-7-2008 and then promoted on 20-5-2012 as Instructor Grade-I. Over all record I am senior to him in the cadre of Instructor Grade-III.
 5. Mr. Shahid Rehman initial appointed as Instructor Grade-II on 30-08-2007 and then promoted as Instructor Grade-I on 29-05-2012. Moreover no advertisement as required under the recruitment rules / policy has been made nor notified the vacant post to attached district offices etc. which has deprived me from participation in the test / interview and availing the chances as Instructor Grade-II.
 6. Mr. Wajid Ali initial appointment is on 2-5-1996 as Naib Qasid and then promoted as Junior Clerk on 14-3-1996 and then changes the cadre as Instructor Grade-III on 3-6-1996 with in the period of one and half month which is most objectionable and it shown a system of nepotism and favoritism from the very outset. On the other side I am senior to him in the cadre of Instructor Grade-III. Moreover my date of date of appointments is mentioned above please.
 7. At presently there is no District Rules framed by the Competent Authority and nor notified any order for District Coordination Officer Peshawar or other District in case of District Civil Defence Staff BPS-1 to 15, which is most objectionable and mis-deed. The DCOs can exercise the powers of appointment authority only as and when Home Department declare the posts of District Civil Defence Staff BPS-1 to 15 working in 12 Districts Civil Defence offices in Khyber Pukhtunkhwa as District cadre post but sorry to say that no step has been taken. And our promotion had taken place so far. On the other side the District DPC Peshawar observed that no District Service Rules have been framed for District for District Civil Defence employees. In the light of this observation, Mr. Imran Mehmood promotion as Instructor Grade-II and then as Instructor Grade-I are

illegal and violation of all standing service rules and regulations and also against all norms of justice and equity.

8. In the light of sub rule -a(2) of Rule-6 of NWFP (now KPK) District Rules of Business 2001 that the DCO is appointing authority BPS-1 to 15 but the rules utilized in case of junior clerks which is a clear mockery of law and service rules.
9. If the DC O is competent authority to recruit officials from BPS-1 to 15 in the respective District but why Civil Defence authorities transfer the officials from other Districts to Peshawar District against vacant post which deprived the next senior most official from their promotion which was against all norms of justice and equity. In this regard the photo copies of transfer order are attached herewith.
10. At the very outset it is regretted to say that the contents of my application dated 16-3-2012 have not been given fully weight because the whole story has been explained then in which caused the discrepancies / injustice to me and depriving me from promotion.

In view of my above statement, I earnestly hope and request your honors to please reconsider my application dated 20-1-2007 which is resubmitted in to to. In light of facts explained then in and I may be given my due right of promotion from actual date or I will be compelled to make an appeal to the next higher authority or knock at the door of law and justice. Copies of all relevant applications and other necessary documents are attached . If your good self permit I can explain the whole situation verbally also.

Thanking You Sir,

Yours Obediently


(Ghaffar Khan)

Instructor Grade-III

Civil Defence office Peshawar

Dated 26-6 /2012.

Annex F/1

32-A

To,

The Secretary,
Govt of Khyber Pakhtunkhwa,
Home and Tribal Affairs Department,
Peshawar.

Subject: - APPEAL / SENIORITY / PROMOTION

R/Sir,

Kindly refer the Director Civil Defence Govt of Khyber Pakhtunkhwa Peshawar letter No.9014-37/1/357/DCD/Estt, dated 21-11-2012 on the subject noted.

At presently I am serving as Instructor Grade-III in District Civil Defence Office Peshawar. My initial appointments are as Junior Clerk on 23/06/1987 and then change the cadre as Instructor Grade-III on 05/11/1991. In continuation of my application dated 26-06-2012 addressed to the Secretary, Govt of Khyber Pakhtunkhwa, Home and Tribal Affairs Department Peshawar along with a copy to the Director Civil Defence Peshawar vide this office letter No.1063/CDP, dated 9-8-2008 (copies attached for ready reference). Sorry to say that the contents of my applications dated 16-3-2012 and 26-06-2012 have not been fully weight because the whole story has been explained. I have the honors to lay down the following few lines for your sympathetic consideration and the justice.

1. Some Instructors have been directly recruited as Instructor Grade-I and In this regard the rules are very clear that no direct recruitment in Grade-I is possible nor legally valid. Moreover the recruitments of Instructor Grade-I already suffer the promotion of Instructor Grade-II along with the promotion of Instructor Grade-III.
2. There has been a system of nepotism and favoritism from the very outset and most junior Instructor (now Instructor Grade-I at serial No.14 of the Final Seniority list of Instructors Grade-I- photo copy attached) namely Mr. Imran Mehmood is adjusted from surplus pool as Instructor Grade-III on 3-11-2001 and promoted as Instructor Grade-II on 20-03-2007 and recently promoted as Instructor Grade-I on 31-1-2012 and on the other side my date of appointment as Junior Clerk on 23-6-1987 and then changes the cadre as Instructor Grade-III on 5-11-1991, so I am waiting for promotion as Instructor Grade-II from last 25 years with more experience and better job courses. From over all record I am senior to him in the cadre of Instructor Grade-III. Mr.Imran Mehmood promotion as Instructor Grade-II and then as Instructor Grade-I are


ATTESTED
Halim Khan Banjash
Advocate

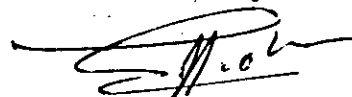
illegal and violation of all standing service rules and regulations and also against all norms of justice and equity.

3. At serial No.16 of the Final Seniority list of Instructors Grade-I photo copy is attached that Mr.Amanullah Shah was appointed on 12-09-1994 as Instructor Grade-III and promoted as Instructor Grade-II on 9-7-2008 and then promoted on 20-5-2012 as Instructor Grade-I. Over all record I am senior to him in the cadre of Instructor Grade-III.

In view of my above statement, I earnestly hope and request your honors to please reconsider my application dated 16-3-2012 and 26-6-2012 which are resubmitted in to to. In light of facts explained then in and I may be given my due right of promotion from actual date Copies of all relevant applications and other necessary documents are attached. If you're good self permit I can explain the whole situation verbally also. I will be pray for your long life and prosperity

Thanking You Sir,

Yours Obediently



(Ghaffar Khan)

Instructor Grade-III

Civil Defence office Peshawar

Dated 2/1 /2013

2-1-2013

28-2-2013

30 90
F30

33

Annexure 'G'

CIVIL DEFENCE DIRECTORATE
GOVT: OF N.W.F.P. PESHAWAR

Dated 31/07 /2006.

OFFICE ORDER

No. 2076 /1784-A/DCD/Estt; The following postings/transfers
are hereby made with immediate effect in the interest of public:-

Sr:No.	Name & Designation of official.	From	To
1.	Mr. Muhammad Ajmal Leader Fire Man (BPS-9).	Civil Defence Office Landi- Kotal.	Civil Defence Office Peshawar as Instructor Grade-I Vice No.2.
2.	Mr. Fawad Anjum Instructor Grade-I (BPS-9).	Civil Defence Office Pesh:.	Civil Defence Office Landi- Kotal as Leader Fire Men Vice No.1.
3.	Mr. Sherif Khan Instructor Grade-II (BPS-8).	Civil Defence Office Mohmand Agency at Ghollani.	Civil Defence Office Peshawar Vice No.5.
4.	Mr. Musharef-Shah Instructor Grade-II (BPS-8).	Civil Defence Office Landi- Kotal.	Civil Defence Office Mohmand Agency at Ghollani. Vice No.3.
5.	Mr. Gul Karim Instructor Grade-II (BPS-8).	Civil Defence Office Pesh:.	Civil Defence Office Landi- Kotal Vice No.4.

Official at Sr:No.1 & 3 will move first. A copy of
Charge Report may be furnished to this Directorate
for further action.

Slc
4/8/2006

ATTESTED
Halim *[Signature]*
Advocate

(NOOR ALI KHAN)
DIRECTOR.

CIVIL DEFENCE DIRECTORATE
GOVT OF KHYBER PAKHTUN KHWA
PESHAWAR.

Phone: 2263158 (Fax: 2263159)

No. _____ /1/184-A/DCD/Estt.

Dated _____ 2012

To: All Controllers Civil Defence/
District Coordination Officers and
Political Agents in
Khyber Pakhtunkhwa / FATA

Subject: OPTION

I am directed to state that the promotion case of Senior Clerk (BPS-09) against the vacant post of Assistant (BPS-14) in Civil Defence Directorate Khyber Pakhtunkhwa Peshawar is under process. It has been decided that option from the Senior Clerk (BPS-09) working in Civil Defence Office under your control should be obtained as to whether he is willing for promotion in Civil Defence Directorate Khyber Pakhtunkhwa Peshawar or not.

2. It is, therefore, requested to please get signed the enclosed option from the Senior Clerk (BPS-09) and return to this Directorate within Ten Days or through fax for further necessary action.

(SHAMSHER ALI)
DEPUTY DIRECTOR

Endst:No. 1712-6741 /1/184-A/DCD/Estt.

Dated 05-06-2012.

Copy forwarded to:-

1. All Civil Defence Officers / Instructors Incharge in Khyber Pakhtunkhwa / FATA for information and similar action
2. The Superintendent Civil Defence Directorate (FATA) Warsak Road, Peshawar & alongwith copy of option from Senior Clerk for information and necessary action.
3. Senior Clerks of Civil Defence Directorate Khyber Pakhtunkhwa, Peshawar. They are directed to submit their options.
4. File No.1/357/DCD/Estt.
5. File No:1/660/DCD/Estt.

ATTESTED
Halim Khan Bangash
Advocate

(SHAMSHER ALI)
DEPUTY DIRECTOR

550

8-6-2012

35
concerned instructions
Person
9/7/2007

Annexure I
CIVIL DEFENCE DIRECTORATE
GOVT: OF N.W.F.P. PESHAWAR.
Ph: 2263158 (Fax: 2263159)
No. 4247-66 / 1/184-A/DOD/Estt
Dated 02/07 /2007.

To

The Controllers Civil Defence/
District Coordination Officers &
Business Agents in NWFP/FATA.

Subject: O P T I O N.

It is informed that promotion case of Instructors Grade-I (BPS-9) to the posts of Civil Defence Officer (BPS-16) is under process in this Directorate and whenever the promotion case is completed, some posts of Instructors Grade-I (BPS-9) and Instructors Grade-II (BPS-8) will become vacant. In order to dispose off the other promotion cases speedily, it is essential to obtain option from the Instructors Grade-II (BPS-8) and Instructors Grade-III (BPS-5), so that their promotion cases could be finalized in time.

2. In this connection, it is re-requested to get signed the enclosed option from Instructors Grade-II (BPS-8) and Instructors Grade-III (BPS-5) working in Civil Defence Office under your control, as to whether they are willing for transfer on promotion in any Civil Defence Office in NWFP/FATA and return to this Directorate for further necessary action immediately.

Encl: As above.

(NOOR ALI KHAN)
DIRECTOR.

Regd. No. 4247-66 / 1/184-A/DOD/Estt; Dated 02/07 /2007.

✓ Copy forwarded to All the Civil Defence Officers/
Instructors Incharge in NWFP/FATA for information
and similar action.

Attested
[Signature]

(NOOR ALI KHAN)
DIRECTOR.

OPTION.

36

I hereby opt/~~do not opt~~ for promotion to the post of-
Instructor Grade 11 & posting as such in any District /Agency-
in the Province/FATA.

[Signature]
Signature of official.

Name of Official.
GHAFFAR KHAN

Instructor Grade III
Designation.

Attested.

[Signature]
Signature of DDO.

Office of
[unclear]

The services of the
in this office

Attested
[Signature]

Better copy

CIVIL DEFENCE DIRECTORATE
GOVT: OF N.W.F.P PESHAWAR.
Ph: 2263158 (Fax: 2263159)
No. 4247-66 /1/184-A/DCD/Estt
Dated: 02 / 07 / 2007.

To,

The Controllers Civil Defence /
District Coordination Officers &
Political Agents in N.W.F.P/ FATA.

Subject:- **OPTION.**

It is informed that promotion ease of instructors Grade-I (BPS-9) to posts of Civil Defence Officer (BPS-16) is under process in this Directorate and whenever the promotion ease is completed, some posts of Instructors Grade-I (BPS-9) and Instructor Grade-II (BPS-8) will become vacant, In order to dispose off the other promotion cases speedily, it is essential to obtain option from the Instructors Grade-II (BPS-8) and Instructors Grade-III (BPS-5) so that their promotion cases could be finalized in time.

2. In this connection, it is requested to get signed the enclosed option from Instructor Grade-II (BPS-8) and Instructor Grade-III (BPS-5) working in Civil Defence Officer under your control, as to whether they are willing for transfer on promotion in any Civil Defence Officer in N.W.F.P / FATA and return to this Directorate for further necessary action immediately.

(NOOR ALI KHAN)
DIRECTOR.

Encl : As above.

Endst:No. 4267-85 /1/184 - A/DCD/Estt; Dated. 02 / 07 / 2007.

Copy forwarded to all the Civil Defence Officers / Instructors In charge in N.W.F.P / FATA for information and similar action.

(NOOR ALI KHAN)
DIRECTOR.

*Attested
H. A. Khan*

DATE

(GHSIAL KHAN)
DIRECTOR

Handwritten signatures and initials:
 - A large signature at the top.
 - A signature in the middle.
 - Initials 'W' on the left.
 - Initials '2/c' on the right.

Handwritten signature:
 - A large signature on the right side of the page.

Officials at S.No. 2, 4 & 5 will get their pay and allowances in BPS-14 from the pay of the Civil Defence Officer.

Copy forwarded to:-
 The Government General Khyber Pakhtunkhwa, Peshawar for information and necessary action.
 The Secretary to Govt of Khyber Pakhtunkhwa, Home & Tribal Affairs Department Peshawar for information.
 The Controller (Civil Defence / Political Agent Khyber Agency at Peshawar and Peshawar for information.
 The Controller (Civil Defence / District Coordination Officer Peshawar, Nowshera, Swat, Kohat & Charsadda for information and necessary action.
 The Agency Accounts Officer, Khyber Agency at Jannud and Peshawar Agency at Peshawar for information and necessary action.
 The District Accounts Officer Swat, Nowshera, Kohat & Charsadda for information and necessary action.

Date: 21/04/2011

(GHSIAL KHAN)
DIRECTOR

Handwritten mark:
 - A mark resembling 'sd/'.

Officials at S.No. 2, 4 & 5 will get their pay and allowances in BPS-14 from the pay of the Civil Defence Officer.

To	From	Name of official	Grade
(Civil Defence Office Swat as Instructor Grade I (BPS-14) vice No. 2.	Civil Defence Office Swat.	M. Huzrat Amin	Instructor Grade-I (BPS-14)
(Civil Defence Office Swat vice No.1 as Acting (DO) against a vacant post.	Civil Defence Office Swat.	M. Muhammad Hussain	Instructor Grade-I (BPS-14)
(Civil Defence Office Nowshera as Instructor Grade I (BPS-14) vice No. 3.	Civil Defence Office Landkotal.	M. Yousaf Hussain	Instructor Grade-I (BPS-14)
(Upgraded post of Instructor Grade-I (BPS-14) as Acting (BPS-14) against a vacant post.	Civil Defence Office Kalaya (Peshawar Agency).	M. Farid Hussain	Instructor Grade-I (BPS-14)
(Civil Defence Office Landkotal as Acting (BPS-14) against a vacant post.	Civil Defence Office Landkotal.	M. Farid Hussain	Instructor Grade-I (BPS-14)
(Civil Defence Office Landkotal as Acting (BPS-14) against a vacant post.	Civil Defence Office Landkotal.	M. Farid Hussain	Instructor Grade-I (BPS-14)
(Civil Defence Office Landkotal as Acting (BPS-14) against a vacant post.	Civil Defence Office Landkotal.	M. Farid Hussain	Instructor Grade-I (BPS-14)
(Civil Defence Office Landkotal as Acting (BPS-14) against a vacant post.	Civil Defence Office Landkotal.	M. Farid Hussain	Instructor Grade-I (BPS-14)

In partial modification of this directive Office Order 1/184-A/DC/D/501, dated 21-02-2011, the following transfers / postings are hereby made with effect from 01-03-2011 in the interest of public.

ORDER ORDER

Date

CIVIL DEFENCE DIRECTORATE
 GOVT OF KHYBER PAKHTUN KHWA
 PESHAWAR

37

Better copy

CIVIL DEFENCE DIRECTORATE
GOVT OF KHYBER PAKHTUN KHAWA
PESHAWAR.

Dated. _____ / 2011.

OFFICE ORDER

No. _____ /1/184 – A/DCD/Estt. In partial modification of this directorate Office Order No.6620/1/184-A/DCD/Estt. dated 21-02-2011, the following transfers / posting are hereby made with effete from 01-03-2011 in the interest of public:-

S.No	Name of official	From	To
1.	Mr. Hazrat Amin Instructor Grade-I (BPS-9)	Civil Defence Office Swat.	Civil Defence Office Swat as Instructor Grade-I (BPS-14) vice No.2
2.	Mr. Muhammad Hussein Instructor Grade-I (BPS-14)	Civil Defence Office Swat.	Civil Defence Office Swat vice No.1 as Acting CDO against a vacant post.
3.	Mr. Gul Badshah Instructor Grade-I (BPS-9)	Civil Defence Office Landikotal.	Civil Defence Office Nowshera as Instructor Grade-I (BPS-14) vice No.5. Upgraded post of Instructor Grade-I (BPS- 14) as Acting Civil Defence Officer Charsadda against a vacant post.
4.	Mr. Abjad Hussain Instructor Grade-I (BPS-9)	Civil Defence Office Kalaya (Orakzai Agency).	Civil Defence Office Landikotal as Acting Civil Defence Officer against a vacant post.
5.	Mr. Zahir Shah Instructor Grade-I (BPS-14)	Civil Defence Office Nowshera.	Civil Defence Office Landikotal as Acting Civil Defence Officer against a vacant post.

2. Officials at S.No.2, 4 & 5 will get their pay and allowances in BPS-14 from the pay of the Civil Defence Officer.

(KHUSHAL KHAN)
DIRECTOR

Dated 21-04-2011.

Endst:No. 7317-23 /1/184-A/DCD/Estt.

Copy forwarded to:-

1. The Accountant General Khyber Pakhtunkhwa Peshawar for information and necessary action.
2. The Secretary to Govt of Khyber Pakhtunkhwa , Home & Tribal Affairs Department Peshawar for information.
3. The Controller Civil Defence / Political Agent Khyber Agency at Peshawar and Orakzai Agency at Hangu for information and necessary action.
4. The Controller Civil Defence / District Coordination Officer Peshawar, Nowshera, Swat, Kohat & Charsadda for information and necessary action.
5. The Agency Accounts Officer, Khyber agency at Jamrud and Orakzai Agency At Hangu for information and necessary action.
6. The Disitric Accounts Officer Swat, Nowshera. Kohat & Charsadda for information and necessary action.

Officials concerned for information and strict compliance.

(KHUSHAL KHAN)
DIRECTOR

Attested
Hang

گورنمنٹ سروس کمیشن کے لیے درخواستیں جمع کروانے کے لیے

appeal/seniority/promotion
مہنگوں

درخواست گزار کا نام لکھ کر

مہنگوں کے ساتھ ساتھ

جواب دیا جائے گا! سائل حسب ذیل مسائل سے

1۔ یہ سائل مورخہ 28/01/2013ء کے ایک departmental

appeal کے متعلق عنوان بار بار جواب والے سائل

دائریہ کا جواب مورخہ 28/01/2013ء کے hearing

کے تحت file کیا گیا ہے۔

2۔ یہ سائل مورخہ 28/01/2013ء کے ایک departmental

کا جواب یہاں ایسے درج ہے

اندر سے حالات اسد کا یہ منظوری ہو گی

دفعہ 17 میں سائل کے مورخہ 28/01/2013ء کا جواب نقل

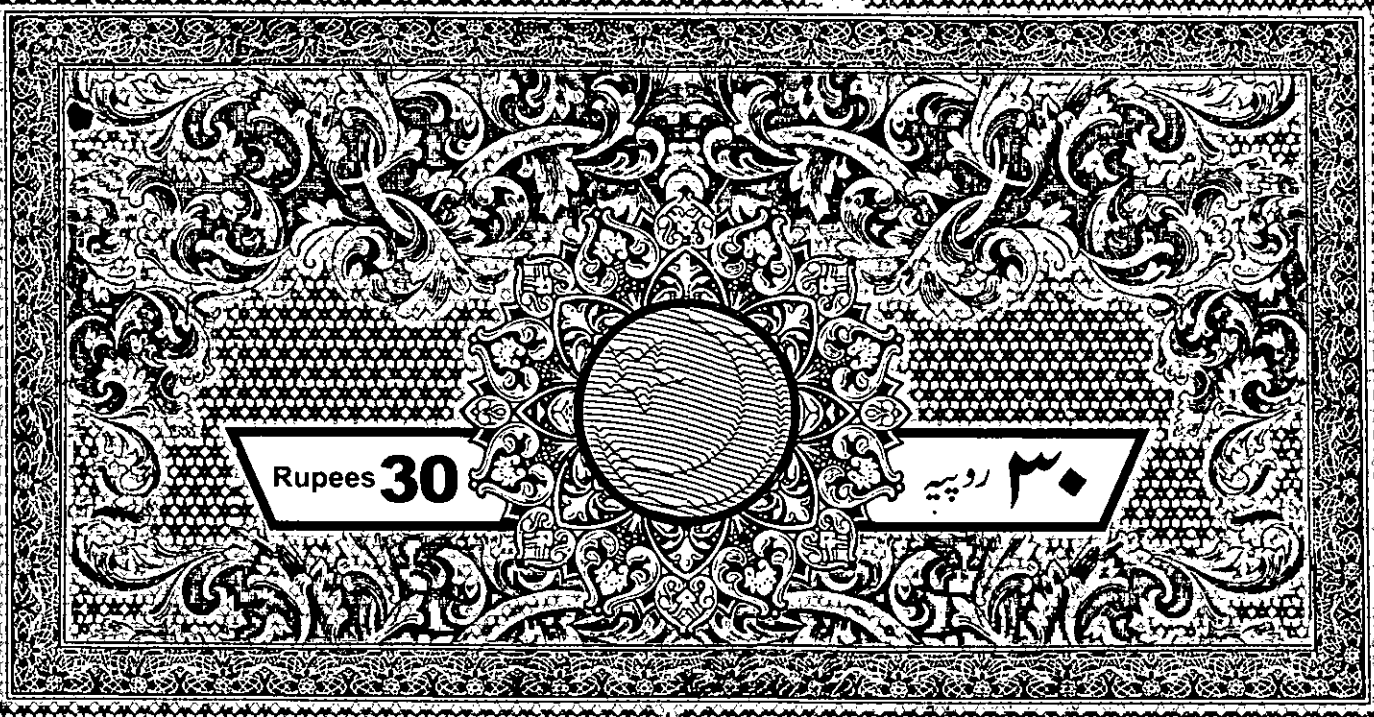
کے ساتھ ساتھ

13/01/2013

الدان
عقار خان اسٹریٹ

سول ڈیفنس آفس

Attended
[Signature]

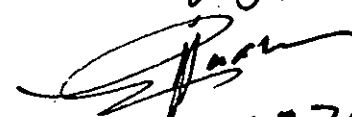


Rupees 30

۳۰ روپیہ

بیانِ حلی

مذکورہ مسٹر غفار خان ولد سید خان گندہ عرصہ نیراد خوبی محمد سید آبادی اور
 حال Instructor Grade-III سول ڈیفنس آفس ریکرومانٹ ہون میں درپن
 میں بطور حلف بیان کرتا ہوں کہ منہ حافی اپنے سفارشی کے سلسلے میں
 آپ در حکم ایس ایس اے اور گزری علی جو کہ سماعت 28/03/03
 کو ملتے ہوئے جبکہ اسے آرڈر کا ڈی حافی منہ حافی و سبھی حافی اس
 کے بعد منہ حافی نے یہ درخواست بغیر حصولی آرڈر نمبر 28/03/03
 آفسران ہا ا اور گزری سبھی اسے ماہر د منہ حافی و ڈی حافی
 سبھی دیا، اس طرح منہ حافی سبھی حفا بغیر آرڈر نمبر 28/03/03 کے علم
 بدلتے کرتا ہوں اس کے ساتھ کہ سبھی حفا و admitt کے
 بیان ہا درست اور صحیح کوئی شک و شبہ نہ ہو
 سرکاری سرورسز سے تحقیق نہ رکھی نہ


 17301-3224276-9

ATTESTED

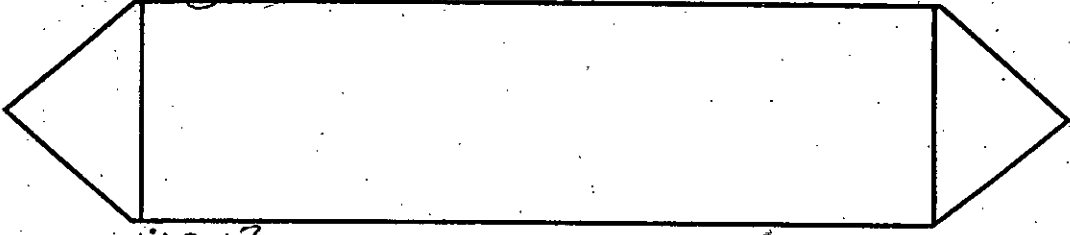


14/03/03

غفار خان
 Instructor grade-III
 حافی

14/03/03

بعدالت حساب سرویس ٹریبونل و صدر کو واہ گٹ



صفحہ 2013ء منجانب
بنام

موزخہ 13 - 2 - 28
مقدمہ 1
دعویٰ 2
جرم

باعث تحریر آنکے

آن مقام کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی متعلقہ حاکم زبردست و اسٹیڈی اور اسٹیڈی کے لئے مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ کرنے و تقرر حالت ہ فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور صولی چیک دروپیا عرضی دعویٰ اور درخواست ہر قسم کی تصدیق زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پرواختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ دہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سندر ہے۔

المرقوم 28/2/13 28 ماہ 2013

واہ گٹ

کے لئے منظور ہے۔

بمقام

Accepted
Hary

28/2/13

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Amended
Service Appeal No. 540 of 2013

Ghaffar Khan Appellant

VERSUS

Govt of KPK Through Secretary Home & Tribal Affairs
Department, Peshawar & others..... Respondents

INDEX

S.No.	Description of documents	Annexure	Pages
1.	Grounds of service appeal		1-7
2.	Affidavit		7-A
3.	Addresses of the parties		7/B
4.	Copy of appointment order	"A"	8
5.	Copy of relieving order dated 07/11/1991	"B"	9
6.	Copies of Certificate	"C/1-C/4"	10-23
7.	Copy of seniority list dated 31/12/2000	"D"	24-25
8.	Copy of seniority list dated 07/06/2012	"E"	26-29
9.	Copy of final seniority list dated 21/11/2012	"E-1"	29-A/29-E
10.	Copy of departmental appeal	"F"	30-32
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12.	Copy of posting transfer orders dated 31/07/2006	"G"	33
13.	Copy of letter dated 05/06/2012	"H"	34
14.	Copy of option and letter dated 02/07/2007	"I"	35-36
15.	Copy of the office order dated 21/04/2011	"J"	37
16.	Wakalat Nama		In original

Dated 10/12/2013

Appellant
Through
Ishaq-ud-Din Chitrali
Advocate, Peshawar.

Halim Khan Bangash
Advocate, Peshawar.
Cell # 0321-9077627

Original Browsable
506
dt 28.2.13

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

Amended
Service Appeal No. 540 of 2013

Ghaffar Khan S/o Said Khan
Instructor Grade-III,
Civil Defence Office, Peshawar.

..... Appellant

VERSUS

- 1) Govt of KPK
Through Secretary Home & Tribal Affairs Department,
Peshawar.
- 2) Director Civil Defence, KPK,
G.T. Road near Bus Terminal, Peshawar.
- 3) Deputy Director,
Civil Defence, G.T Road near Bus Terminal, Peshawar.
- 4) Imran Mahmood,
Instructor Grade-I,
Controller Civil Defence /DCO Office, Kohat.
- 5) Amanullah Shah,
Instructor Grade-I,
Controller Civil Defence / DCO Office, Hangu.

..... Respondents

Amended

**APPEAL U/S 4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT,
1974 AGAINST THE SENIORITY LIST ISSUED
VIDE LETTER NO.6754-76/1357/DCD/ESTT
DATED 07/06/2012 AS WELL AS FINAL
SENIORITY LIST NO.9014-37/1/357/DCD/ESTT
DATED 21/11/2012, WHEREBY THE
RESPONDENTS NO.4 AND 5 WHO ARE
JUNIOR TO THE APPELLANT HAVE BEEN
PROMOTED TO GRADE-I AND AGAINST
DEPARTMENTAL APPEAL No.49512, DATED
02/01/2013, IN WHICH THE RESPONDENT NO.1
VERBALLY TOLD THE APPELLANT THAT HIS
APPEAL HAS BEEN FILED.**

Prayer in Appeal:

On acceptance of this appeal, the final seniority list issued by respondent No.1 to 3 dated 21/11/2012 to the extent of, respondents No.4&5 may please be declare null and void and respondent No.1to3 may kindly be directed to correct the seniority of the appellatant in accordance with law and according to the seniority list issued dated 31/12/2000.

Respectfully Sheweth:

- 1) *That the appellatant was appointed as Junior Clerk in the Civil Defence Department on 23/06/1987. (Copy of appointment order is attached as Annexure "A").*
- 2) *That the cadre of appellatant was changed as Instructor Grade-III on 05/11/1991 and since then he is working on the post of Instructor Grade-III. (Copy of Relieving Order dated 07/11/1991 is attached as Annexure "B").*
- 3) *That the appellatant having an unblemished record and work hardly to the satisfaction of his superiors, no complaint regarding his service and character has been received by the department so far.*
- 4) *That during the service, the appellatant has completed many courses successfully. (Copies of Certificate are attached as Annexure C-1 to C-14).*
- 5) *That the respondents issued seniority list first time on 31/12/2000 and the appellatant was showing at Serial No:9 and respondent No.5 was showing at Serial No:10, while respondent No.4 is not wherein the*

seniority list. (Copy of seniority list dated 31/12/2000 is Annexure "D").

6) That recently, vide Letter No.6754-76/1357/DCD/Estt dated 07/06/2012 a tentative seniority list was issued in which respondents No.4 and 5 have been promoted as Instructor Grade-I, later on 21/11/2012 a final seniority list was also issued, in which the tentative list was upheld, which is illegal, unlawful and ineffective upon the rights of the appellant, the said seniority list as well as final seniority list to the extent of respondents No.4 and 5 is liable to be struck down. (Copy of seniority list dated 07/06/2012 is attached as Annexure "E" and final seniority list dated 21/11/2013 is Annexure "F/1" respectively).

7) That the appellant has filed a departmental appeal against the said list to the respondent No.1, but no response has been received by the appellant so far. Later on, 28/01/2013 on hearing of departmental appeal of the appellant against final seniority list, the respondent No.1 verbally told to the appellant that appeal has been filed (Annexure "F&F-1"), hence this appeal before this Hon'ble Tribunal, inter-alia on the following grounds:

Grounds:

A) That the respondents have violated the law by promoting the respondents No.4 and 5 who are junior to the appellant.

B) That the appellant was recruited on 23/06/1987, while the respondents No.4 and 5 are recruited in the

departmental on 06/11/1995, 12/09/1994 respectively, hence the seniority list issued by the respondents are totally illegal and against the norms of justice.

- C) *That the appellant is serving as Junior Clerk Instructor Grade-III BPS-5 (upgraded BPS-7 in 2009) in the same grade from the last 25 years and made better qualified respondents No.4 and 5 but the respondents illegally ignored all these facts and placed the appellant at the bottom while junior and less experienced persons have been placed before appellant in the list.*
- D) *That in the past some Instructors have been directly recruited as Instructor in Grade-I which is against the Pakistan Civil Defence Department (subordinate posts) Recruitment Rules, 1968 and that was damaged the promotion of the appellant and others.*
- E) *That respondent No.4 was a mot junior instructor (now Instructor Grade-I) adjusted from surplus pool as Instructor Grade-III on 03/11/2001 and promoted as Grade-I on 31/01/2012 upheld through final seniority list dated 21/11/2012 that is the classic example of nepotism and favoritism, while the appellant is more senior and 25 years unblemished record and having better job course was ignored illegally and unlawfully.*
- F) *That no advertisement as required under the recruitment rules/policy has been made nor notified the vacant post to attached district offices etc, which has been deprived the appellant from participation in*

the test/interview and availing the chances as Instructor Grade-II.

- G) That there is no district rules framed by the competent authority nor notified any order for district coordinator /Deputy Commissioner to the case or other district in case in of District Civil Defence staff BPS-1 to 15, which is most objectionable and misdeed, the DCOs can exercise power of appointment only as and when Home Department declare the post of District Civil Defence Staff BPS-1 to 15 working in 12 Districts Civil Defence Offices in KPK as District Cadre Post but no step has been taken so far. On the other hand, the District DPC Peshawar observed that no district service rules have been formed for District Civil Defence employees, in the light of observation of district DPC the promotion of Respondent No.4 as instructor Grade-II and then as Instructor Grade-I is illegal and violation of all standing rules and against the norms of justice.
- H) That if the DCO/DC is competent authority to recruit / appoint official from BPS-1 to 15 on their respective district but why the Civil Defence Authority transferred the official from other district to Peshawar

against vacant posts which deprive the next senior most official from the promotion, which is illegal and unlawful. (Copy of posting / transfer orders dated 31/07/2006 is Annexure "G").

I) That surprisingly, the respondents have obtained option from BPS-1 to 4 for promotion in province of KPK, it means that the devolution of the department has not been made so far. (Copy of letter dated 05/06/2012 is Annexure "H").

J) That even then the option has been given by the appellant for promotion in any wherein the province. (Copy of option and letter dated 02/07/2007 is Annexure "I").

K) That even then the appellant was neither promoted on district cadre nor provincial cadre, therefore, the act of respondents No.1 to 3 is absolutely illegal and without jurisdiction by promoting the respondents No.4 and 5.

L) That without any DPC and illegally, the respondent No.2 has upgraded /promoted some officials from


BPS-9 to BPS-14 provincially. (Copy of the office order dated 21/04/2011 is Annexure "J").

M) That any other ground, with leave of the Hon'ble Tribunal, will be raised at the time of hearing of the appeal, if any.

It is, therefore, most humbly prayed that on acceptance of this appeal, the final seniority list issued by respondent No.1 to 3 dated 21/11/2012 to the extent of respondents No.4&5 may please be declare null and void and respondent No.1to3 may kindly be directed to correct the seniority of the appellant in accordance with law and according to the seniority list issued dated 31/12/2000.

Any other relief, which has not been asked for specifically and Hon'ble Tribunal deem appropriate, may also be granted in favour of the appellant.

Dated 10 / 12 /2013


Appellant
Through


Ishaq-ud-Din Chitrani
Advocate, Peshawar.


Halim Khan Bangash
Advocate, Peshawar.
Cell # 0321-9077627

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Amended
Service Appeal No. _____ of 2013

Ghaffar Khan Appellant

VERSUS

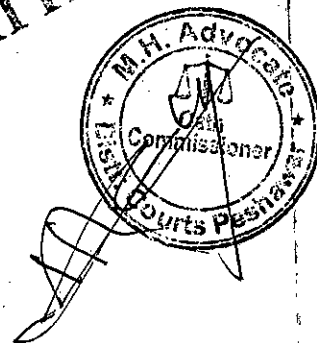
Govt of KPK Through Secretary Home & Tribal Affairs
Department, Peshawar & others..... Respondents

AFFIDAVIT

Ghaffar Khan S/o Said Khan Instructor Grade-III, Civil
Defence Office, Peshawar do hereby solemnly affirm and declare
on oath that the contents of this appeal are true and correct to
the best of my knowledge and belief and nothing has been
concealed from this Hon'ble Court.


DEPONENT

ATTESTED



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Service Appeal No. _____ of 2013

Ghaffar Khan **Appellant**

VERSUS

Govt of KPK Through Secretary Home & Tribal Affairs
Department, Peshawar & others..... **Respondents**

ADDRESSES OF THE PARTIES

Appellant

Ghaffar Khan S/o Said Khan
Instructor Grade-III,
Civil Defence Office, Peshawar.

Respondents

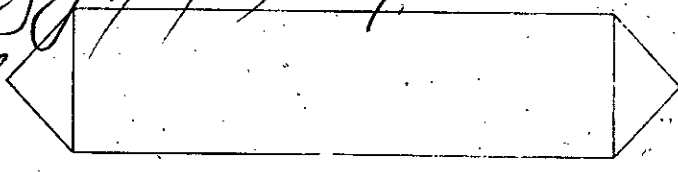
- 1) Govt of KPK
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Civil Defence, G.T Road near Bus Terminal, Peshawar.
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Instructor Grade-I,
Controller Civil Defence /DCO Office, Kohat.
- 5) Amanullah Shah,
Instructor Grade-I,
Controller Civil Defence / DCO Office, Hangu.

Dated / /2013

Appellant
Through
Ishaq-ud-Din Chitralli
Advocate, Peshawar.

Halim Khan Bangash
Advocate, Peshawar.
Cell # 0321-9077627

بعدالت صاحب مہر و سہمہ کی طرف سے



2 مخمبہ

بنام گورنمنٹ

مورخہ

مقدمہ

دعویٰ

جرم

Society of Plaintiffs
Vs
Defendants

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی و کل کارروائی متعلقہ
آن مقام کے مورخہ 27/07/2014ء کیلئے اسٹیشن علیحدہ میں مقررہ فیصلہ اور
مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز
وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دیئے جواب دہی اور اقبال دعویٰ اور
بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی
اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت
مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے
تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے
اور اس کا ساختہ پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے
سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں
گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سند ہے۔

Handwritten signature/initials.

2014
Attested and
Accepted

ماہ حاج

المرقوم 27

العینہ

کے لئے منظور ہے

Justice
Ashraf Ali Khan
Advocate